



Dennis O. Lynch
Dean

January 30, 2004

Special Masters Judah Gribetz & Shari C. Reig
Holocaust Victims Assets Litigation
P.O. Box 8300
San Francisco, CA 94128-8300

**Re: CENTER FOR THE STUDY OF CORPORATE COMPLICITY IN WAR
CRIMES**

Dear Masters Gribetz and Reig:

The Court has invited proposals for the distribution of excess and residual funds from "[a]ny person or organization," In Re Holocaust Victims Assets Litigation, 2003 U.S. Dist. LEXIS 20686, *6-7 (E. D. N. Y., November 17, 2003). I am writing to express the interest of the University of Miami School of Law in requesting a distribution to establish an endowment to set up a Center to study corporate complicity in war crimes and other serious violations of international humanitarian and human rights law. The proposal envisions an endowment of \$5,000,000.

Specifically, the University of Miami School of Law would like to propose using the residual funds to establish an endowment for a separate 501(c) (3) entity that would work closely with the Law School in fulfilling the Center's mission. The Center's board would consist of representatives of groups of Holocaust Survivors, together with University of Miami faculty members and other highly qualified individuals with expertise in the fields of business law, criminal law, and international law. Should the Court desire, a detailed description of the organization, governance structure, budget and model contracts between the Center and the Law School will be provided.

The Center would have two components. First, the Center would provide investigative journalists and scholars the opportunity to uncover and analyze structural and systematic corporate participation or complicity in war crimes and other severe violations of international human rights and humanitarian law. An endowment of two million dollars would be sufficient to fund research on this issue. An endowment of three million dollars would support a public interest law firm as part of this Center. These sums would support legal actions in the United States and abroad against corporate complicity in war crimes. We envision that Law School students would receive credit for their work with the Center under a contractual agreement between the Center

and the Law School. The journalists, academics, lawyers and law students affiliated with the Center would seek redress for situations in which corporations unjustly enriched themselves as bankers, financiers or money launderers of war crimes.

The Center's founding director would be Professor David Abraham of the University of Miami School of Law. His resume is attached. Professor Abraham is ideally, and perhaps uniquely, suited to this task. His book, *THE COLLAPSE OF THE WEIMAR REPUBLIC: POLITICAL ECONOMY AND CRISIS*, examined German industry's complicity in the rise of the Nazi regime and its policies of persecution. This work may be especially impressive as it was undertaken at a time when such ideas were unfashionable. On the basis of this and other work, Professor Abraham has the ability to direct research about crimes similar to those against the Deposited Assets and Slave Labor classes. As a scholar of immigration and citizenship, Professor Abraham can bring to bear an understanding of the Refugee Class. As the son of two Auschwitz survivors, he brings to bear an understanding of the Looted Assets class.

It is not only Professor Abraham's presence that speaks to locating the Center at the University of Miami School of Law. The School has a distinguished faculty and Center for the Study of Human Rights. Moreover, many Latin American banks, corporations and executives have taken up residence in South Florida creating a potential basis for jurisdiction to pursue litigation for their complicity in and unjust enrichment. For example, if government officials were bribed, as alleged, to cover up the bombing of the Buenos Aires Jewish Community Center, Miami is one of the few locations where litigation could be pursued to determine the truth and to seek partial compensation.

Endowment of such a Center would, I believe, significantly advance the aims of these cases.¹ In many other class actions, courts have permitted the use of funds to support public interest programs affiliated with law schools. *See, e.g., Superior Beverage Co. v. Owens-Illinois*, 827 F. Supp 477, 479 (1993). The use of funds for the pursuit of justice by an apolitical organization does not entangle the Court in difficult questions of determining whether the distributions are just.

Funding the work of the Center would be particularly appropriate in these cases. As the Court of Appeals has stated, "These lawsuits seek redress for the defendant's 'knowing participations and complicity in crimes'. . . Plaintiffs allege that the Swiss banks unjustly enriched themselves at the expense of these victims by: (1) failing to account for funds deposited in the years preceding the period of Nazi persecution by individuals who feared that they would become targets of this persecution and who failed to survive the death camps; (2) serving as a vehicle for the disposal of Nazi plunder looted from victims; and (3) financing the construction of

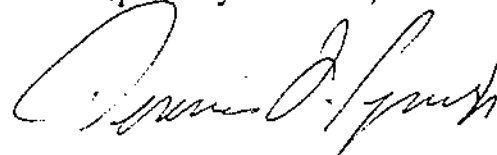
¹ Residual funds are to be expended on programs "that are consistent with the nature of the underlying action and with the judicial function." *In re "Agent Orange" Product Liability Litigation*, 818 F.2d 179, 186 (2d Cir. 1987), cert. denied 487 U.S. 1234, 108 S. Ct. 2899, 101 L.Ed.2d 932 (1988).

Nazi slave labor camps and providing a safe haven for profits obtained through the use of slave labor.” *Weisshaus v. Swiss Bankers Ass’n (In re Holocaust Victims asset Litigation)* 225 F 3d 191, 193 (U.S.C.A. 2d. 2000). The Special Masters have informed the Court that only the Deposited Assets class has any equitable claims to the excess and residual funds. Interim Report at 11.

The injury to the members of the Deposited Assets class and the nature of their underlying action, in particular, is responded to by the proposed Center. The defendants were bankers, financiers and money launderers for Nazi crimes. They breached the fiduciary duties they owed to victims and targets of Nazi persecution. They were unjustly enriched by Nazi crimes. They were corporate criminals. The underlying action is not the unspeakable crime of the Holocaust. The settlement funds do not and cannot compensate for the Holocaust. The settlement funds redress corporate complicity in war crimes. The next best use for these funds is to redress similar crimes and, at least through publicity, prevent their re-occurrence.

If the Court wishes to have more information regarding this request,² the governing structures of the Center, or the relationship between the Center and the University of Miami School of Law, we will be pleased to provide that information.

Respectfully submitted,



Dennis O. Lynch
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² “The district court must . . . designate and supervise . . . the specific programs that will consume the settlement proceeds.” *In re Agent Orange Product Liability Litigation*, 818 F2d at 185.

DAVID ABRAHAM
University of Miami School of Law
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PERSONAL DATA:

Born: Antwerp, Belgium November 9, 1946 U.S. Citizenship

EDUCATION:

University of Pennsylvania Law School, Philadelphia, PA, 1986-89.
J.D., May 1989, with M.H. Goldstein Memorial Prize.
Editor, University of Pennsylvania Law Review, 1988-89.
Associate Editor, University of Pennsylvania Law Review, 1987-88.

University of Chicago, Chicago, IL 1964-68, 1971-77.
Ph.D., Department of History, August 1977, with Honors.
M.A., History, June 1972, with Honors.
B.A., General Studies in the Social Sciences, 1968.

Universität Trier and Universität Köln, West Germany, affiliation 1974-76.

Hebrew University, Jerusalem, Israel, Departments of History and Politics, 1970-71.

PROFESSIONAL EMPLOYMENT:

Professor, School of Law, University of Miami, June 1996-

Associate Professor, School of Law, University of Miami, 1992-96

Judicial Clerk, Judge Leonard Garth, United States Court of Appeals for the Third
Circuit, August 1989-August 1990.

Associate: Simpson Thacher & Bartlett, Summer 1989 and October 1990-January 1992
Shearman & Sterling, New York, Summer 1988
Dretzin & Kauff, New York, Summer 1987 .

Assistant Professor, Department of History, Princeton University, 1977-85.

Visiting Associate Professor, New School for Social Research, 1985-87.

Guest Professor, Internationales Zentrum, Universität Tübingen, Germany, July 1994.

Guest Lecturer, École des Hautes Études en Sciences Sociales/CNRS, Paris, April 2000.

BAR MEMBERSHIPS AND ADMISSIONS:

New York, New Jersey; SDNY, EDNY, D NJ, 3d Circuit, 10th Circuit.

AWARDS AND GRANTS:

Fellow, Rutgers Center for the Critical Analysis of Contemporary Culture, Fall 2003.
Visiting Fellow, Princeton University, Department of History, Fall 2003.
Shelby Cullom Davis Center Fellow, Princeton University, 2001-02.
Elected Fellow, EHSS/Centre National de Recherche Scientifique, Spring 2000.
Deakin-Australia Research and Travel Fellow, Spring 1998.
Max-Kade-Stiftung (Foundation) Research and Travel Grant, Summer 1994.
Honorary Fellow, Shelby Cullom Davis Center, Princeton University, Fall 1992.
M.H. Goldstein Memorial Prize, University of Pennsylvania Law School, best work in labor law, May 1989.
Alexander von Humboldt Foundation, Research Fellowship, 1982, 1985, affiliation with Free University Berlin and Bielefeld University.
NEH Travel to Archives Grant, Summer 1984.
NEH Independent Study and Research Fellowship, January-June 1982.
Princeton University, David Rike Bicentennial Preceptorship, 1980-83.
Deutscher Akademischer Austauschdienst (DAAD) Short Term Research Grant, 1980.
American Council of Learned Societies, Grant-in-Aid for Recent Recipients of the Ph.D., June 1979.
DAAD Award Research Grants, 1974-75 and 1975-76.
Fulbright Grant, Spring 1974.

TEACHING:

University of Miami School of Law:

Labor and Employment Law
Property Law
Elements of the Law
Immigration Law
Citizenship and Membership

Comparative Law/Europe/EEC
Jurisprudence and Political Theory
Transition to Capitalism and Democracy
in Central and Eastern Europe
Legal History

Princeton University and New School for Social Research, 1977-87:

Europe since 1945
Europe 1860-1914
Europe in the 20th Century
European Fascism
Experience & Theories of Fascism
Graduate Introduction to Historical
Research

Intellectual History of 19th Century
Political Economy of Europe, 1900-
Politics & Society in Germany since
1815
Social Theory & Historical Analysis
Society and Politics in Europe
1789-1914

Social & Economic History of
Europe since 1914

PUBLICATIONS:

articles, essays and chapters:

- "Reparations and Historical Justice: Memory or the Future?" chapter in John Torpey, ed., *Reparations, Law, and Culture* (New York, 2004).
- "Solidarity and Particularity: E Pluribus Unum"?, 4 *Hagar* 2 (2004)
- "The Disappearance of Class from the Legal Study of Immigration," *University of Pennsylvania Law Review* (forthcoming) (2004).
- "Citizenship Solidarity and Rights Individualism in the U.S., Germany, and Israel," chapter in Anthony Grafton, ed, *The Politics and History of Migration* (tentative title) (Princeton 2004)
- "Is a Communist Father Still a Worthy Father? INS Discretion and Asylum Politics," 95 *American Journal of International Law* 204 (2001)
- "The Good of Banality? The Emergence of Cost-Benefit Analysis and Proportionality in the Treatment of Aliens in the U.S. and Germany," 5 *Citizenship Studies* 237 (2000)
- "Dealing with Histories of Oppression: Hannah Arendt's Eichmann and William Styron's Nat Turner. Histories of Oppression, Subject Positionality and Cultural Capital," 2 *Rutgers Race and Law Review* 87 (2000)
- "The Merits and Limits of Historical Adjudication and Government Inquiries," 18 *Law and History Review* 607 (2000)
- "Immigration, Labor Markets, and Social Inequality: A Comment," 30 *University of Miami Inter-American Law Review* 605 (1999).
- "Analisi costi/benefici e proporzionalità nel trattamento degli stranieri negli Stati Uniti e in Germania," 5 *Acoma: Rivista Internazionale di Studi Nordamericani* 13 (1998)
- "Libertà senza uguaglianza: il legame tra diritti", 22 *Alterazioni* 93 (1997) (Italian adaptation and translation of "Liberty without Equality; The Property-Rights Connection...)
- "The Duality of State and Society in German Constitutionalism," 4 *Cardozo Journal of International and Comparative Law* 345 (1996).
- "Liberty without Equality: The Property-Rights Connection in a Negative Citizenship Regime," 21 *Law & Social Inquiry* 1 (1996).

- "Persistent Facts and Compelling Norms: Liberal Capitalism, Democratic Socialism and the Law," 28 *Law & Society Review* 939 (1994).
- "Liberty and Property: Lord Bramwell and the Political Economy of Liberal Jurisprudence: Individualism, Freedom, and Utility," 38 *American Journal of Legal History* 288 (1994).
- "Are Rights the Right Thing?" review essay, 25 *Connecticut Law Review* 947 (1993).
- "Individual Autonomy and Collective Empowerment in Labor Law: Union Membership Resignations and Strikebreaking in the New Economy," 63 *New York University Law Review* 1268 (1988/89).
- "State and Classes in Weimar Germany," chapter in M. Dobkowski & I. Wallimann, eds., *Perspectives on the Rise of Fascism in Germany, 1919-1945*, (New York: Monthly Review, 1989), pp. 21-68.
- "Big Business, Nazis and German Politics at the End of Weimar," review essay, *European History Quarterly* 17(1987): 235-47.
- "The Collapse of Weimar," in Charles Maier and Stanley Hoffman, eds., *The Rise of the Nazi Regime, 1929-1936* (Harvard Univ./Westview, 1986), pp. 1-9, passim.
- "Labor's Way: The Successes and Limits of Socialist Politics in Germany since 1914," *International Labor and Working Class History* 28(1985): 1-24.
- "Business Wars: On Recent Contributions to Weimar Scholarship," *Vierteljahrschrift für Sozial-und Wirtschaftsgeschichte* 72(1985):329-52.
- "The Collapse of the Weimar Republic: A Debate," *Central European History* 17(1984): 178-244; 268-90.
- "Klassenkompromiss und Wiederkehr des Klassenkonfliktes: Deutsche Unternehmer und Arbeiterschaft, 1925-33," *Prokla* 13:52 (1983), pp. 41-78.
- "German Labor from Socialist Ghetto to Keynesian Cul-de-Sac," *New German Critique* 28 (1983):181-202.
- "A Reply," *American Historical Review* 88 (1983):1145-1149.
- "'Economic Democracy' as a Labor Alternative to the 'Growth Strategy' in Weimar Germany," chapter in A. Markovits, ed., *The Political Economy of West Germany* (Praeger, 1982), pp. 116-140.
- "Corporatist Compromise or Masked Conflict? Labor-Capital Relations and the Collapse of the Weimar Republic," *Political Power and Social Theory* 2 (1981):59-109.

David Abraham, vita, p. 5

"Conflicts within German Industry and the Collapse of the Weimar Republic," *Past and Present* 83 (1980):88-128.

"Constituting Hegemony: Bourgeois Crisis of the Weimar Republic," *Journal of Modern History* 51 (1979): 417-450.

"Nazism and the Working Class," *Radical History Review* 18 (1978):161-165.

"State and Classes in Weimar Germany," *Politics & Society* 7 (1977): 229-266.

book:

The Collapse of the Weimar Republic: Political Economy and Crisis (Princeton: Princeton University Press, 1981), xvi + 366 pp.; 2nd ed. (New York and London: Holmes & Meier, 1986), liv + 355 pp.

Der Zusammenbruch der Weimarer Republik: Politische Ökonomie und Krise (Münster: Westfälisches Dampfboot Verlag) (German translation of *Collapse of the Weimar Republic*)(forthcoming).

book reviews:

Challenging Ethnic Citizenship: German and Israeli Perspectives on Immigration. Eds. Daniel Levy and Yfaat Weiss, *International Migration Review* (2004)

"Liberalism, Democracy, and Anti-Semitism," *German Politics & Society* (review essay) (2004)

From General Estate to Special Interest: German Lawyers 1878-1933. by Kenneth Ledford. 105 *American Historical Review* 1411 (2000)

The Rule of Law under Siege: Essays of Franz Neumann and Otto Kirchheimer. ed. by William Scheuerman. 26 *Contemporary Sociology* 652-3 (1997).

Habermas and the Public Sphere. ed. by Craig Calhoun. 17 *German Studies Review* 613 (1994).

The Americanization of West German Industry, 1945-1973. by Volker Berghahn. 95 *American Historical Review* 535-6 (1990).

Beating the Fascists? The German Communists and Political Violence. by Eve Rosenhaft. *New German Critique* 38 (1987):184-87.

The Nazi Economic Recovery, 1932-1938. by R. J. Overy. *Journal of Economic History* 44(1985): 986-87.

Die politische Polizei zwischen Demokratie und Diktatur. by Christoph Graf. *American Historical Review* 89 (1984): 467-68.

David Abraham, vita, p. 6

Grossindustrie, Staat und NSDAP, 1930-1933. by Reinhard Neebe. *American Historical Review* 87 (1982):1414-15.

The Holocaust: Ideology, Bureaucracy, and Genocide. ed. by Henry Friedlander. *Journal of Interdisciplinary History* 13 (1983): 152-54.

Deutsche Wirtschafts- und Sozialpolitik, 1815-1945. by Volker Hentschel. *Journal of Economic History* 41 (1981):677, 678.

Archivbestände zur Wirtschafts- und Sozialgeschichte der Weimarer Republik. by Thomas Trumpp and Renate Kohne. *Journal of Modern History* 53:2 (1981): 365-8.

The Plough and the Swastika: The Nazis and Agriculture, 1928-45. by J. E. Farquharson. *Journal of Modern History* 51 (1979): 189-191.

SELECTED CONFERENCE AND INVITED PRESENTATIONS:

Commentator, "Cultural Diversity and Economic Solidarity in the EU and Beyond," EU Income Study, Bourlinger, Luxemburg, June 14, 2004.

"From Popular Sovereignty to Governmentality: Citizens and Subjects," Immigration Law Professors Conference, Baltimore, May 26, 2004.

"Immigration and Labor Solidarity Revisited," INTELL, International Labor Law Conference, Kyoto, Japan, March 28, 2004.

"The Boundaries and Bonds of Citizenship in the U.S., Germany, and Israel," Rutgers University, CCACC, New Brunswick, Oct. 16, 2003.

"Citizenship Solidarity and Rights Individualism in Europe and America," German Political Science Association, Mainz, Germany, Sept. 24, 2003.

"On the Decline of National Citizenship in the U.S., Germany, and Israel," Institute for the Social Sciences, Humboldt University, Berlin, May 27, 2003.

"Solidarity and Multiplicity," International Conference on Cultural Diversity and Economic Solidarity, Brussels, Belgium, March 1, 2003.

Commentator, "Australian Citizenship: The Least Dangerous Settler Society," Princeton University, Davis Center for Historical Research, Jan. 10, 2003.

David Abraham, vita, p. 7

- "Diversity, Group Rights and Citizenship," Hubert Humphrey Center, Ben Gurion University, Beersheva, Israel, Dec. 8, 2002.
- "Citizenship Solidarity and Rights Individualism: Neoliberal Citizenship in the U.S., Germany, and Israel," Van Leer Institute Lecture, Jerusalem, Dec. 6, 2002.
- "A Comparative Legal Sociology of Citizenship," Tel Aviv University, Dec. 5, 2002.
- "The Disappearance of Class from American Immigration Law," Conference on the Disappearance of Class from American Law, University of Pennsylvania School of Law, Philadelphia, Nov. 15, 2002
- Commentator, "Labor and the Dilemmas of Immigration," INTEL International Labor Law Conference, Catania, Italy, July 3, 2002
- "Citizenship Solidarity and Rights Individualism: Neoliberal Citizenship in the U.S., Germany, and Israel," Center for Comparative Immigration Studies, University of California, San Diego, May 5, 2002.
- Commentator, "Labor, Migration, Assimilation, and Multiculturalism," Davis Center Conference on European Migration, Princeton, May 3, 2002.
- Commentator, "Recent Developments in German Law," Conference of Europeanists, Chicago, March 15, 2002.
- Chair, "Community and Citizenship in France and Canada," Canadian Studies Conference, Princeton, March 8, 2002.
- "The Dynamics and Lessons (if Any) of the Holocaust," lecture, City University of New York, Graduate Center, March 7, 2002.
- "Citizenship Solidarity and Rights Individualism in Neo-Liberal Societies," paper, Davis Center for Historical Studies, Princeton, March 1, 2002.
- "Declining Differences: Aliens and Citizens in the U.S. and Germany," Georgetown University Law School, Constitutional Law Confab, Nov. 30, 2001.
- "Military Tribunals, Aliens, Terrorism, and Equal Protection Doctrine," Lecture, Center for Law and Public Affairs, Princeton University, Nov. 14, 2001.
- Commentator, "Refugees and Immigrants in Interwar Europe," Davis Center for Historical Studies, Princeton, Nov. 9, 2001.

David Abraham, *vita*, p. 8

- Commentator, "The Changing Face of Immigration Law," Budapest, Law and Society Conference, July 2001.
- Co-organizer and Lecturer, University of Miami-Leipzig University, Contemporary Legal Issues: U.S.-Germany, May 2001.
- "Alienage and Citizenship in Germany," Lecture, U.S. Consulate-General, Leipzig, May 2001.
- "Germany and the U.S. as Ethnic Nations," International Conference on Migration and Magnet Societies, Loccum-Hannover, Germany, June 16, 2000.
- "The Declining Significance of Citizenship: Germany and the U.S.," École des Hautes Études en Sciences Sociales, Paris, May 12, 2000.
- "Negative Citizenship, or Why is There Such Weak Welfare State Law in America?," École des Hautes Études en Sciences Sociales, Paris, May 5, 2000.
- "La Citoyenneté, Modes d'accès, modes de pertes: Réflexions sur la naturalisation et l'expatriation de l'Ancien Régime à nos jours (France, Etats-Unis, Allemagne)," École des Hautes Études en Sciences Sociales, Paris, May 2, 2000.
- Commentator, "Immigration and Assimilation in the 20th Century," Davis Center for Historical Studies, Princeton University, April 14, 2000.
- "Refugee and Immigration Law in the New Millennium," Conference on Immigration Law, Southern Illinois University School of Law, Carbondale, IL, April 3, 2000.
- Chair-Commentator, "Immigration and Social Transformation," Conference on Law, Culture and the Humanities, Washington DC, March 11, 2000.
- "Looking Forward, Moving Backward: The Ambiguous Virtues of Reparations," International Conference on Politics and the Past: On Repairing Historical Injustices, Vancouver, February 26, 2000.
- "The Declining Significance of Citizenship: Germany, the U.S., and Israel," University of British Columbia Institute for Advanced Studies, Vancouver, February 25, 2000.
- "The Declining Significance of Citizenship: Germany and the U.S.," York University Faculty Symposium, Toronto, January 17, 2000.
- Commentator, "Reparations and Class Actions: Law and Historical Justice," Social Science History Association, Ft. Worth, November 12, 1999.

David Abraham, vita, p. 9

"Immigration: Winners and Losers, Diversity and Solidarity," Sawyer Program in Latin American Studies Roundtable, Princeton University, October 8, 1999.

"Difference and Equality: Florida Immigration Issues," Leadership Florida Seminar, Miami, May 14, 1999.

"What We and the Germans Lose and Gain in Facilitating Citizenship and Membership: Some Recent Trends," Faculty Seminar, Rutgers University School of Law, Camden, April 12, 1999.

Commentator, "A New Corporatism and New Democracies: Labor-Capital-State Relations in Post-Communist Eastern Europe," International Labor Law Association, Capetown, South Africa, March 19, 1999.

Participant, "Working Group on 1933," Alexander v. Humboldt Foundation Conference, Turning Points in German History, Bamberg, Germany, March 15, 1999.

Chair-Commentator, "The Economic Implications of Immigration Reform," *Inter-American Law Review* Conference Symposium, Miami, January 29, 1999.

Participant, "The Future of Immigration Law," Immigration Law Professors' Conference, Berkeley, June 28-30, 1998.

"The Good of Banality? The Emergence of Cost-Benefit Analysis and Proportionality in the Treatment of Aliens in the U.S. and Germany," Deakin University, Melbourne, Australia, March 3, 1998.

"From Redistribution to Recognition: Transformation in the American Welfare State?" University of Melbourne, Melbourne, Australia, February 26, 1998.

Chair-Commentator, "Passports, Identification, and Belonging," American Historical Association, Seattle, January 10, 1998.

Participant, Biennial Constitutional Law Select Conference, Georgetown Law School, December 8, 1997.

Chair-Commentator, "Labor and the Welfare State," Society for Socio-Economic Studies, Montreal, July 5, 1997.

"Dealing with Histories of Oppression: Arendt's *Eichmann in Jerusalem* and Styron's *Nat Turner*," Einstein Forum, Berlin/Potsdam, June 21, 1997.

Chair, New Approaches to International Law: Labor Rights, NAIL Conference, Harvard

David Abraham, vita, p. 10

Law School, Cambridge, May 21, 1997.

"Recognition and Redistribution in American Citizenship: Equal Protection and Welfare," ACOMA American Studies Conference, Bergamo, Italy, March 20, 1997.

"The Meaning of Social Citizenship in the U.S.," International Symposium on Social Citizenship and Social Work, Bielefeld, Germany, March 14, 1997.

Participant, Sloane Foundation Symposium on International Corporate Governance, Columbia University Law School, November 7, 1996.

Chair-Commentator, "The Future of Labor Law," National Teach-In on Labor, Columbia University New York, October 11, 1996.

"The Evolution of Citizenship in a Negative Liberty Regime," German Historical Institute International Conference on Republicanism and Liberalism in the United States and Germany, Madison, October 4-5, 1996.

Commentator, "Employment Security as a Strategic Perspective on Labor Regimes," Law and Society Association, Glasgow, Scotland, July 12, 1996.

Participant, Roundtable on "Societies, Citizenship, Borders and the Decomposition of Democratic Rights," Law and Society Association, Glasgow, Scotland, July 11, 1996.

Chair-Commentator, "Political Role of the Courts," International Research Committee on Comparative Judicial Studies, Jerusalem, Israel, July 2, 1996.

Participant, Working Group on Regulatory Harmonization and Labor Standards, Conference on "New Approaches to International Law," Madison, Wisconsin, June 14-16, 1996.

"Germans and the Holocaust," roundtable panel discussion, SWF/SFB German Radio National Network, May 8, 1996.

Commentator, "Citizenship in the EEC and Global Worlds," Conference on European Studies, Chicago, March 15, 1996

"Legal Impediments to Social Welfare Rights in the United States," Sociology and Political Science Colloquium, Humboldt University, Berlin, February 6, 1996.

"'Citizenship Rights' from T.H. Marshall to the 'New Global Order,'" Center for European Legal Policy, Bremen University, February 3, 1996.

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- "Why Is There No *Sozialstaat* in the United States? Legal and Juridical Perspectives," Social Sciences Workshop, Bielefeld University, January 30, 1996.
- "State and Society in American and German Constitutionalism," American Historical Association, Atlanta, January 5, 1996.
- "The Concept of Citizenship Rights in the Declining Welfare State," International Seminar in Law, Sociology, and the Contemporary State, University of Milan (Italy), December 13, 1995.
- "Property and the Law of Rights in American State and Society," Hebrew University Seminar in Law, Jurisprudence and Political Science, Jerusalem, December, 1995.
- Moderator, "Left and Right Across Two Centuries," Fest-Symposium for Arno J. Mayer, Princeton University, Princeton, November 4, 1995.
- Participant, German Academic Exchange Service-Harvard Center for European Studies, select conference, "United Germany in a United Europe," Cambridge, October 27-28, 1995.
- Chair-Commentator, "The American Constitution in the New Eastern Europe," Law & Society Association, Toronto, June 9, 1995.
- "Problems in the Juridification of Labor Relations," Center for Interdisciplinary Research, Bielefeld University (Germany), April 24, 1995.
- "Has Identity Politics Hurt Class Interests?" Conference of Critical Legal Studies, Washington, DC, March 10, 1995.
- Commentator, "The Rise and Fall of Collective Bargaining Law in the United States," Shelby Cullom Davis Center for Historical Studies, Princeton University, November 13, 1994.
- "Citizenship, Individualism, Property and Rights," Conference on "The Good Polity Today," University of Pennsylvania, Philadelphia, November 5, 1994.
- Commentator, "Is Class Still a Subject? International Comparisons," International and Comparative Labor History Conference, Wayne State University, Michigan, October 27, 1994.
- Participant, Inaugural Conference on the Holocaust and Holocaust Research, Holocaust Museum, Washington, December 5-8, 1993.

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"American Versus German Constitutional Conceptions of Liberty," Georgetown Law Center Conference on Comparative Constitutional Law, Washington, December 4, 1993.

Commentator, "Haunting Memories and Present Fears: Politics and Remembrance in Central Europe," German Studies Association, Washington, October 8, 1993.

Chair-Commentator, "Writing and Culture," Center for the Study of Social Theory Comparative Study of Social Transformations, University of Michigan, Ann Arbor, October 1, 1993.

"Negative Liberty and Its Travails," AALS Conference on Constitutional Law, Ann Arbor, June 14, 1993.

Chair-Commentator, "The Subject of Power," Law and Society Association, Chicago, May 30, 1993.

"Property and Liberty: Baron Bramwell and the Political Economy of Individualism, Freedom, and Utility," Law and Society Association, Chicago, May 27, 1993.

"Property and Rights in American Law: San Antonio v. Rodriguez and Deshaney," University of Miami, School of Law, Faculty Workshop, April 13, 1993.

"Liberty without Equality: Property and Rights," Davis Center for Historical Studies, Princeton University, Fellow's Presentation, January 15, 1993.

"American versus German Constitutional Conceptions of Liberty," Comparative Politics Seminar, Univ. of California, Santa Cruz, January 6, 1993.

"Liberty without Equality: Property and Rights," Faculty Colloquium, Rutgers University School of Law (Newark), October 29, 1992.

"American Anti-Trust Conceptions and the Coming of Mass Consumption to Europe," International Conference on Americanism and Mass Consumption, Rutgers University, New Brunswick, April 25, 1992.

"When Negativity Won't Pull You Through': Negative, Property-Based Rights and Their Limitations," Legal Studies Center, University of Wisconsin School of Law, Madison, April 17, 1992.

Commentator, "Labor Zionism, Arab Workers and the Deconstruction of Good Intentions," Shelby Cullom Davis Center for Historical Studies, Princeton University, December 6, 1991.

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- Commentator, "The Prospects for America in a United and 'Open' Europe, Conference on European Studies, Washington, March 17, 1990.
- Commentator, "Individual Rights and Collective Impoverishment: Law and the American Welfare System," Mellon Seminar on Work, Welfare, and the Law, University of Pennsylvania, December 1, 1988.
- Roundtable Panelist, "International Conference on Reevaluating the Third Reich: Interpretations and Debates," University of Pennsylvania, Philadelphia, April 10, 1988.
- "The 'Historikerstreit' and German History in Transformation," Symposium on Contemporary Germany, University of Texas, Austin, February 20, 1988.
- "Amalakites and Academic Controversies, or the Bitburgization of German History," Political Science and State Seminar, Columbia University, January 28, 1988.
- "The Reconstruction of Knowledge in the German Academic Professions: Two Cases," Conference on the Future of Academic Freedom: Context and Challenge, Law School, University of Florida, Gainesville, January 15, 1988.
- Commentator, "The Continuing Crisis of European Social Democracies," Conference on European Studies, Washington, October 31, 1987.
- "The Transformation of the Language of Modern German History," panelist, American Historical Association, Chicago, December 30, 1986.
- Commentator, "Democratic Regimes in Crisis: A Comparative Assessment," Conference on Challenges to Democracies, University of Chicago, Chicago, November 24, 1986.
- Commentator, "The Crisis of Stalinism," conference on International Communism, 1943-56, University of Michigan, Ann Arbor, November 13, 1986.
- Discussant, "The Meaning of Gender in German History," international conference, Rutgers University, New Brunswick, April 25-27, 1986.
- "Four Recent Controversies in Germany History, 1866-1945," History Department Colloquium, Tufts University, Medford, March 27, 1986.
- "Is There a Social Democratic 'Repertoire'?", Social History Workshop, New York University History Department, December 13, 1985.
- "The Economics of Social Democracy: Germany since W.W.I," Conference on European Studies, Washington, October 19, 1985.

David Abraham, vita, p. 14

- "Postwar Relations between Labor and Capital: The Emergence of the Great Accord," New York State European History Association, Binghamton, NY, October 5, 1985.
- "Roundtable on Internal vs. External Factors in Political Development," American Political Science Association, New Orleans, August 30, 1985.
- "Capital, Labor and the End of the Weimar Republic," guest lecture, History Department and Holocaust Studies Program, UCLA, June 6, 1985.
- "Problems of German Labor in the Interwar Years," Hobart and William Smith Colleges, May 6, 1985.
- "Several Recent Controversies in Modern German History," guest lecture, annual conference for prep school teachers, McDonagh School, Pikesville, MD, April 13, 1985.
- "Labor, the Depression and the Crisis of Weimar," Department of Economics, American University, Washington, April 12, 1985.
- "Weimar and Bonn: Socialists and the Seats of Power," Department of History, SUNY-Stony Brook, Stony Brook, March 25, 1985.
- "Between Class and Consensus: German Social Democracy since the 1920's," Department of History, University of Oklahoma, Norman, January 31, 1985.
- "The Keynesian Path of Germany Social Democracy," Department of Sociology, University of Wisconsin-Madison, November 29, 1984.
- "Labor's Way: The Successes and Limits of Socialist Politics in Weimar," Conference on Public Spheres and Private Spaces: Politics and Society in Weimar Germany, University of Pennsylvania, April 29, 1984.
- "The Loss of Popular Consent and the Fragmentation of Elite Interests at the End of Weimar, International Conference on Seizures of Power by Extremist Movements, Tel Aviv University, Tel Aviv, March 25, 1984.
- "The Logic of German Social Democracy since World War II," Council on West European Studies, Yale University, February 29, 1984.
- Commentator, "The Political and Economic Consequences of World War I," Shelby Cullom Davis Center Conference on W.W.I, Princeton, January 21, 1984.
- "Labor's Strategy and the Crisis of the Weimar Republic," History Department, SUNY-

David Abraham, vita, p. 15

Binghamton, December 1, 1983.

Commentator, "German Communism and the State Apparatus," Bard-Hudson History Conference, Annondale, October 22, 1983.

"The Historical Foundations and Contemporary Relevance of Theories of 'Economic Democracy,'" Aspects of Democratic Theory Congress, Inter-University Center, Dubrovnik, Yugoslavia, March 29, 1983.

"The Collapse of Weimar and the Rise of Nazism," roundtable, Center for European Studies Colloquium on Nazism, Harvard University, March 18, 1983.

"Can Social Democracy Transform Capitalism?" seminar in the Political Economy of Advanced Capitalist Societies, University of Chicago, March 15, 1983.

Participant, "Deutschlands Weg in die Diktatur," International Conference on the Advent of the Nazi Dictatorship, Berlin (West), January 14-16, 1983.

"States and Economies: The Political Economy of Twentieth Century Germany," Faculty Enrichment Seminars of Carleton and St. Olaf Colleges, Northfield, Minnesota, January 10-11, 1983.

"The Transformative Potential and Limits of German Social Democracy," American Historical Association, Washington, December 30, 1982.

"German Labor from Socialist Ghetto to Keynesian Cul-de-Sac," Rutgers University Seminar in Political Economy, New Brunswick, December 9, 1982.

"German Social Democracy and the Choice for the Welfare State, 1945-53," Center for European Studies, Harvard University, October 29, 1982.

"The Cyclical Reemergence of Radicalism in German Social Democracy, 1918-1978," American Political Science Association, Denver, September 1, 1982.

"Anfang und Ende des Keynesianismus in Deutschland," guest lecture, Research Institute Seminar, German Trade Union Federation, Düsseldorf, July 22, 1982.

"'Wirtschaftsdemokratie' and Growth as Alternatives in German Social Democracy," Modern History Colloquium, Ruhr-University, Bochum, July 14, 1982.

"Die Entwicklung der Wirtschaftspolitik der deutschen Gewerkschaften--aus amerikanischen Gesichtspunkt," guest appearance, West Deutscher Rundfunk (German radio), Münster studios, June 23, 1982.

David Abraham, vita, p. 16

"The 'Economic Democracy' Theory of the German Trade Unions and the Weimar Republic," Otto Suhr Institut, Free University, Berlin (West), June 9, 1982.

Commentator, "Class Conflict and the State in Recent Social Studies," American Political Science Association, New York, September 5, 1981.

"Historical and Contemporary Perspectives on 'Modell Deutschland,'" New England Workshop on German Affairs, Boston, May 19, 1981.

"If Not in the Fatherland, Then Maybe in the Promised Land: Fritz Naphtali and 'Economic Democracy,'" German History Seminar, Hebrew University, Jerusalem, Israel, January 22, 1981.

"Capital Divided: Agrarian-Industrial Relations in the Weimar Republic," American Historical Association, Washington, December 29, 1980.

"Backdoor Socialism: The German Trade Union Campaign for 'Economic Democracy' in the Weimar Republic," Council for European Studies, Conference of Europeanists, Washington, October 25, 1980.

"Democratizing Capitalism? 'Economic Democracy' and the Political Struggle of German Socialism since 1919," American Political Science Association, Washington, August 30, 1980.

Commentator, "Workers' Councils in Europe, 1917-1921," American Political Science Association, Washington, September 2, 1979.

"Labor-Capital Relations in the Weimar Republic," Council for European Studies, Conference of Europeanists, Washington, March 30, 1979.

Commentator, "Civil Liberties and Repression in Germany Today," PEN Conference, New York, New York, February 5, 1979.

"Conflicts within German Industry and the Collapse of the Weimar Republic," American Historical Association, San Francisco, December 28, 1978.

"Coalition and Dissolution in Weimar Germany," Social Theory Colloquium, Sociology Department, University of Wisconsin, Madison, April 21, 1978.

"Class Coalitions and Class Fractions in Germany, 1919-1933," midwest meetings, American Political Science Association, Chicago, February, 1977.

David Abraham, vita, p. 17

**SCHOLARLY ADMINISTRATION, SERVICE AND EDITORIAL
COLLABORATION:**

Editorial Board Member, *Law & History Review*, January 1996-
Alexander v. Humboldt Foundation, Lynen Program referee, 1993, 2000.
Outside Tenure Reviews for: Rice, Iowa, Emory, York, and Cleveland State Universities
(law and history)
Manuscript reader: Princeton University Press, Cambridge University Press, Free Press-
Macmillan, Westview Press, Holmes and Meier; *Journal of Modern History*, *New German
Critique*, *American Historical Review*, *Law & Society Review*, *Law & Social Inquiry*,
International Migration Review, *Law & History Review*, *Social Problems*
Editorial Consultant, Holmes and Meier Publishers, 1985-
Leo Baeck Institute, New York, Faculty Seminar, 1981, 1996.
Lehrman Institute, New York, Fellows Seminars participant, 1979-80, 1981-82.
NEH Project Reviewer, 1983, 1985, 1995, 2002.
Canada Social Science Research Council Project Reviewer, 2003.
Columbia University Seminars on Labor History/Modern Europe, 1981-2002..

U.S. Representative, European Union Network of Research Excellence in Global
Migration and Institutional Responses, 2003

Press Source: Cited as University of Miami Professor, *New York Times*, *Miami Herald*,
NPR, CNN, BBC, Chicago Tribune, L.A. Times (Immigration, Property, and Security
topics).

Co-director, University of Miami-Leipzig University Annual Exchange Seminars, 2001-04.
Provost's University Tenure Review Committee, University of Miami, 1996-8, 2002, 2003.
Rank, Salary, and Conditions of Employment Committee, University of Miami, 2000.
Library and Research Allocation Committee, University of Miami Law School.
Dean's Ad Hoc 'Goals Committee,' University of Miami Law School, 1994-95.

Chair, Career Planning and Placement Committee, 1999-
Faculty Advisor, Immigration Law Society, 1999-
Faculty Advisor, American Constitution Society, 2001-
Faculty Advisor, Cardozo (Jewish Law Students) Society, 1992-
Leadership Florida, Service and Education for Aspiring Elites, 1999-
Organizer, Immigration Law Clinic, University of Miami, 1997.
Member, Center for Hispanic and Caribbean Legal Studies, 1996-
Member, Judaic Studies Program Committee, University of Miami, 1995-
Lectures Committee, University of Miami Law School, 1993-95.
University of Miami *Law Review* Administrative Committee, 1992-94.
Chair/Organizer, University of Miami Law School Faculty Workshop, 1993-
Co-Organizer, University of Miami Inter-Departmental Committee in Social and

David Abraham, vita, p. 18

Cultural Studies, 1993-97.

Founding Member, Scholars, Artists, Writers for Social Justice (SAWSJ), 1997

External Examiner, Swarthmore College Honors Program, 1996, 1999, 2003.

University Seminar on "Changing Bases of Social Group Identity and Action,"

University of Pennsylvania, 1984-87.

Princeton University Committee on the Program in Political Philosophy, 1980-85.

Princeton University Committee for European Studies, 1978-81, 1982-85.

Committee for the Shelby Cullom Davis Center for Historical Studies, 1978-79;

Executive Secretary, Davis Center, Spring 1984.

Undergraduate Departmental Representative and Program Chairman, 1981-82.

Graduate Admissions and Fellowship Committees, 1982-85.

Faculty Search and Appointments Committees, 1979, 1981-83, 1993, 1997, 2002, 2004.

LANGUAGES:

German, French, Hebrew

REFERENCES:

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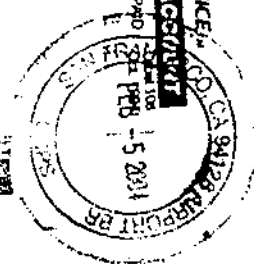
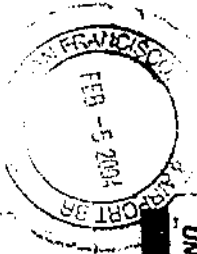
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