

Mohammad H. Fadel
March 16, 1967
University of Toronto Faculty of Law
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A. ACADEMIC HISTORY

CURRENT POSITION

- Associate Professor and Canada Research Chair in the Law and Economics of Islamic Law, University of Toronto Faculty of Law, January 2006 – present

(faculty web page available at:

http://www.law.utoronto.ca/faculty_content.asp?profile=79&cType=facMembers&itemPath=1/3/4/0/0)

PREVIOUS TEACHING EXPERIENCE

- Adjunct Instructor, *University of Virginia*, Department of Government and Foreign Affairs, spring semester 1996.
- Arabic Instructor, *University of Virginia*, 1994 – 1995
- Arabic Instructor, *Middlebury College Summer Arabic Program*, 1993

EDUCATION

University of Virginia School of Law, Charlottesville, VA. J.D., 1999.

Honors

- Articles Development Editor, *Virginia Law Review*, 1998-1999.
- Editorial Board, *Virginia Law Review*, 1997-1998.
- Order of the Coif
- Robert E. Goldsten Award for Distinction in the Classroom.
- John M. Olin Prize in Law and Economics for Outstanding Paper in Law and Economics, *Deregulating the OTC Swaps Market and The 'Public Interest' Requirement in the Futures Trading Practices Act of 1992*.
- John M. Olin Law and Economics Scholar, 1998-1999.

University of Chicago, Department of Near Eastern Languages and Civilizations, Chicago, IL. Ph.D., 1995.

- Dissertation: *Adjudication in the Maliki Madhhab: a Study of Legal Process in Medieval Islamic Law*. (under the supervision of Wadad al-Kadi; Fred Donner and Robert Dankoff other committee members; Wael Hallaq also served as an additional member of the committee/reader of the dissertation)

Honors

- Ph.D. with *Distinction*, 1995.
- Fulbright-Hays Dissertation Writing Fellowship, U.S. Department of Education, 1993-94.
- Recipient of Consortium for Arabic Study Abroad (CASA) full-year fellowship to study Arabic at the American University in Cairo, sponsored by the U.S. Department of Education.

University of Virginia, Charlottesville, VA. BA (Government and Foreign Affairs) *with High Honors*, 1988.

Honors

- *Phi Beta Kappa*.
- Government and Foreign Affairs Honors Program (five students in program).

LANGUAGES

- Classical and Colloquial Arabic (fluent).

B. SCHOLARLY PUBLICATIONS AND LECTURES

Peer-Reviewed Articles

Muslim Reformists, Female Citizenship, and the Public Accommodation of Islam in Liberal Democracy (forthcoming in *Politics and Religion*, 2012).

Is Legal History a Viable Strategy for Islamic Legal Reform? The Case of ‘Never Shall a Folk Prosper Who Have Appointed a Woman to Rule Them’ (forthcoming in *Islamic Law & Society*, 2011).

Commentator on “The Global Importance of ‘Illiberal Moderates’, an Exchange: Partners in Peace to Precede a Concert of Democracies,” Amitai Etzioni et al., 21,2 *Cambridge Review of International Affairs* (June 2008), pp. 165-167.

The True, the Good and the Reasonable: the Theological and Ethical Roots of Public Reason in Islamic Law, 21,1 *Canadian Journal of Law and Jurisprudence* 5-69 (2008).

Two Women, One Man: Knowledge, Power and Gender in Medieval Sunni Legal Thought, 29, 2 *International Journal of Middle East Studies* (1997), pp. 185-204.

The Social Logic of Taqlid and the Rise of the Mukhtasar, *Islamic Law and Society* 3,2 (1996), pp. 193-233.

Ibn al-Hajar’s Hady al-Sari: *A Medieval Theory of the Structure of al-Bukhari’s Al-Jami` al-Sahih, Introduction and Translation*, *Journal of Near Eastern Studies* 54, 3 (Summer 1995), pp. 161-97.

Chapters in Books

“No Salvation Outside Islam’: Muslim Modernists, Democratic Politics, and Islamic Theological Exclusivism,” forthcoming as a chapter in *Islam, Salvation, and the Fate of Others*, ed. Mohammad Hassan Khalil (proposal invitation by Oxford University Press).

“Political Liberalism, Islamic Law and Family Law Pluralism,” forthcoming (2011) as a chapter in *Marriage and Divorce in a Multi-Cultural Context: Reconsidering the Boundaries of Civil Law and Religion*, Cambridge University Press, ed. Joel Nichols.

“*Istafti qalbaka wa in aftâka al-nasu wa aftâka*: The Ethical Obligations of the Muqallid Between Autonomy and Trust,” forthcoming as a chapter in a Festschrift in honor of Professor Bernard Weiss, ed. Kevin Reinhart, Brill Academic Publishers.

“Authority in Ibn Abî Zayd al-Qayrawânî’s *Kitâb al-nawâdir wa al-ziyâdât ‘alâ mâ fî al-mudawwana min ghayrihâ min al-ummahât*: The Case of the ‘The Chapter of Judgments’ (*Kitâb al-aqâiyya*),” forthcoming as a chapter in a Festschrift in honor of Professor Wadad al-Kadi, The Avalon Foundation Distinguished Service Professor Islamic Studies, University of Chicago, eds. Jonathon Brown, Assistant Professor, Georgetown University and Wen-Chin Ouyang, Associate Professor, School of Oriental and African Studies, United Kingdom, under review by Brill Academic Publishers.

“Too Far From Tradition,” in *Islam and the Challenge of Democracy, A Boston Review Book*, edited by Joshua Cohen and Deborah Chasman (Princeton University Press: Princeton and Oxford, 2004), pp. 81-86.

“*Istihsan* is Nine-Tenths of the Law: The Puzzling Relationship of *Usul* to *Furu’* in the *Maliki Madhhab*,” in *Studies in Islamic Law and Society*, ed. Bernard Weiss (Brill 2002), pp. 161-76.

“Rules, Judicial Discretion and the Rule of Law in Nasrid Granada,” in *Islamic Law: Theory and Practice*, ed. Robert Gleave (I.B. Tauris 1997), pp. 49-86.

Law Review Articles

Mohammad Fadel, *Public Corruption and the Egyptian Revolution of January 25: Can Emerging International Anti-Corruption Norms Assist Egypt Recover Misappropriated Public Funds?*, 52 HARV. INT'L L.J. ONLINE 292 (2011), http://www.harvardilj.org/2011/04/online_52_fadel/.

BCE and the Long Shadow of American Corporate Law, 48 Canadian Business Law Journal 190-212 (2009).

Ribâ, *Efficiency and Prudential Regulation: Preliminary Thoughts*, 25 Wis. Int'l L.J. 655-702 (2008).

Public Reason as a Strategy for Principled Reconciliation: The Case of Islamic Law and International Human Rights Law, 8, 1 Chicago Journal of International Law 1-20 (Summer 2007).

Classical Religious Perspectives of Adoption Law, with Pollack, D., Reid, C., & Bleich, M., 79 Notre Dame Law Rev. 693-753 (2004).*

Reinterpreting the Guardian's Role in the Islamic Contract of Marriage: The Case of the Maliki School, 3 The Journal of Islamic Law 1-26 (1998).

Review Essays

A Tragedy of Politics or an Apolitical Tragedy? (forthcoming, 131.1 *Journal of American Oriental Society* 109-127 (2011)).

Back to the Future: The Paradoxical Revival of Aspirations for an Islamic State, 14,1 *Review of Constitutional Studies* 105-123 (2009).

Islamic Politics and Secular Politics: Can They Co-Exist?, 25,1 *Journal of Law & Religion* 101-118 (2009-2010).

Articles in Non-Academic Journals

The Challenge of Human Rights, Seasons: the Journal of the Zaytuna Institute 59-80 (Spring 2008).

Book Reviews

The Islamic Marriage Contract: Case Studies in Islamic Family Law. Edited by Asifa Quraishi and Frank E. Vogel (forthcoming *Journal of Islamic Studies*).

Islam, Secularism, and Liberal Democracy: Toward a Democratic Theory for Muslim Societies, Nader Hashemi, 3,3 *Politics and Religion* (2010), pp. 649-651.

International Treaties (Mu'āhadāt) in Islam: Theory and Practice in Light of Islamic International Law (Siyar) according to Orthodox Schools, Labeeb Ahmed Bsoul, 27,1 *American Journal of Islamic Social Sciences* (2010), pp. 128-132.

Original Islam: Mālik and the Madhhab of Madīna, Yasin Dutton, 21,2 *Journal of Islamic Studies* (2010), pp. 273-275.

The Islamic School of Law: Evolution, Devolution, and Progress, Edited by Peri Bearman, Rudolph Peters and Frank Vogel, *Journal of Islamic Studies* 2009 20(2):259-263.

* I was the author of Part III of this paper, i.e. pp. 732-753.

Shari'a: Islamic Law in Contemporary Context, Edited by Abbas Amanat and Frank Griffel, 24,2 Journal of Law & Religion 729-733 (2008-2009).

Structural Interrelations of Theory and Practice in Islamic Law: A Study of Six works of Medieval Islamic Jurisprudence, Ahmad Atif Ahmad, Studies in Islamic Law and Society, Brill, Edited by Ruud Peters and Bernard Weiss, 40,4 International Journal of Middle East Studies 680-682 (2008).

Islamic Law and the Challenge of Modernity, Edited by Yvonne Yazbeck Haddad and Barbara Freyer Stowasser, 24,1 American Journal of Islamic Social Sciences 98-101 (2007).

A History of the Early Islamic Law of Property – Reconstructing the Legal Development, 7th-9th centuries, by Hiroyuki Yanagihashi, Studies in Islamic Law and Society, Brill, Edited by Ruud Peters and Bernard Weiss, 18(1) Journal of Islamic Studies 100-102 (2007).

Law and Power in the Islamic World, by Sami Zubaida, 16,1 Journal of Islamic Studies, 72-74 (2005).

Between the State and Islam, Charles E. Butterworth and I. William Zartman, eds., Middle East Studies Association Bulletin (Summer 2002), pp. 62-63.

Studies in Modern Islamic Law and Jurisprudence, by Oussama Arabi, 9 Islamic Law and Society 423-25 (2002).

Analogical Reasoning in Islamic Jurisprudence: a Study of the Juridical Principle of Qiyas, by Ahmad Hasan, 15 Journal of Law and Religion 359-62 (2001).

The Rule of Law in the Middle East and the Islamic World: Human Rights and the Judicial Process, Eugene Cotran and Mai Yamani, eds., 18,4 American Journal of Islamic Social Sciences pp. 167-171 (2001).

Ibn Rushd wa kitabuhu al-muqaddimat, by al-Mukhtar b. al-Tahir al-Talili, *Al-'Usur al-Wusta: the Bulletin of Middle East Medievalists* 6, 1 (1994), pp. 23-24.

Muhadarat fi tarikh al-madhhab al-maliki fi'l-gharb al-islami, *Al-'Usur al-Wusta: the Bulletin of Middle East Medievalists* 6, 1 (1994), pp. 24-25.

Encyclopedia Articles

“Murder,” *Encyclopaedia of the Qur'an*, ed. Jane Damen McAuliffe (Brill).

“Chastisements and Punishments,” *Encyclopaedia of the Qur'an*, ed. Jane Damen McAuliffe (Brill).

“Islamic Law,” *Encyclopedia of Islam in America*, ed. Jocelyn Cesari (2007).

“Law and Jurisprudence,” *The Encyclopedia of Medieval Islamic Civilization*, ed. Joseph W. Meri (Routledge) (2006).

“Schools of Jurisprudence,” *The Encyclopedia of Medieval Islamic Civilization*, ed. Joseph W. Meri (Routledge) (2006).

“Hiraba, or Brigandage,” *The Encyclopedia of Medieval Islamic Civilization*, ed. Joseph W. Meri (Routledge) (2006).

“Public Authority (Sultan),” *Oxford Encyclopedia of Legal History*, ed. Stanley N. Katz (Baber Johansen, Islamic Law editor).

“Public Law and Private Law,” *Oxford Encyclopedia of Legal History*, ed. Stanley N. Katz (Baber Johansen, Islamic Law editor).

“Proof and Procedure in Islamic Law,” *Oxford Encyclopedia of Legal History*, ed. Stanley N. Katz (Baber Johansen, Islamic Law editor).

“Forum, Exterior (Zahir), and Interior Forum (Batin),” *Oxford Encyclopedia of Legal History*, ed. Stanley N. Katz (Baber Johansen, Islamic Law editor).

“Torture,” *Oxford Encyclopedia of Legal History*, ed. Stanley N. Katz (Baber Johansen, Islamic Law editor).

“Arbitration,” *Encyclopedia of Islamic Political Thought*, ed. Gerhard Böwering (forthcoming).

“Contracts,” *Encyclopedia of Islamic Political Thought*, ed. Gerhard Böwering (forthcoming).

“Collective Obligations,” *Encyclopedia of Islamic Political Thought*, ed. Gerhard Böwering (forthcoming).

“Judicial Courts,” *Encyclopedia of Islamic Political Thought*, ed. Gerhard Böwering (forthcoming).

“International Law, Regional Developments: Islam,” *Max Planck Encyclopedia of Public International Law*, ed. Frauke Lachenmann.

Public Papers, Workshops and Conferences

“The Turn to the Political in Islamic Modernism and the Egyptian and Tunisian Revolutions,” New York University, New Directions in Political Philosophy Workshop, May , 2010.

“The Turn to the Political in Islamic Modernism and the Egyptian and Tunisian Revolutions,” Stanford University, Political Philosophy Workshop, April 8, 2011.

Islamic and International Law: Searching for Common Ground, Salzburg Global Seminar, Salzburg, Austria, Nov. 14-Nov. 19, 2010.

“Pluralism, Authority and Islamophobia: *Sharī‘a* and its Discontents in the West,” presented at Georgetown University, Alwaleed bin Talal Center for Muslim-Christian Understanding, “Rethinking Shariah: Who Speaks for Islam?” October 7, 2010.

Panelist, “Roundtable on Common Themes and Implications for Political Theory,” East Asian Perspectives on Legal Order, co-sponsored by the National University of Singapore and The Centre for Ethics, University of Toronto, Singapore, Aug. 27, 2010.

“‘God Has Made Trade Licit But Has Forbidden *Riba*’: The Paradox of Interest in Islamic Law,” National University of Singapore Faculty of Law Faculty Workshop, August 20, 2010.

“Strategies for Building a Coalition for Gender Egalitarianism in the Muslim World,” Karamah: Muslim Women Lawyers for Human Rights, Law and Leadership Summer Program, Washington, D.C., June 8, 2010.

“Criminalization of Polygamy? Constitutional or Not?,” David Asper Centre for Constitutional Rights, University of Toronto Faculty of Law, March 23, 2010.

“Islam and the West: the Use and Abuse of Comparison,” Centre for Ethics, University of Toronto, March 12, 2010.

“The *Shari‘a* and the Rule of Law,” presentation at the Department of Near and Middle Eastern Civilizations, University of Toronto, March 11, 2010.

“The Idea of the Islamic State as Rational Commitment,” presentation to the faculty, Santa Clara Law School, Feb. 23, 2010.

“The Impact of Islamic Law on Economic Development,” Karamah: Muslim Women Lawyers for Human Rights, Feb. 16, 2010.

Islamic Finance Seminar, Rotman School of Business, Jan. 29, 2010.

“Who Needs an Islamic State? The Implications of Muslims Living in Liberal Democracies for Contemporary Islamic Constitutional Theory,” Muslim World League and the Department of Fiqh and Usul al-Fiqh, International Islamic University of Malaysia, Conference: Jurisprudence of Minorities in the Light of the Objectives of Islamic Law: Identity and Integration, Kuala Lumpur, Malaysia, Nov. 9-11, 2009.

“Islam and the Regulation of Markets,” Hamline University School of Law, Symposium: The Global Economic Crisis, Law and the Religious Traditions, Oct. 15-16, 2009.

Discussant, “The Diversity of Islam in Eurasia,” *Tenth Annual Conference of the Central Eurasian Studies Society*, University of Toronto, Toronto, ON, October 11, 2009.

“Islam, Liberalism and Democracy,” Cornell University School of Law, The Clark Initiative for Law and Development in the Middle East and North Africa (September 11-12, 2009), Ithaca, New York, September 11, 2009.

Discussant and Chair, “Comparative Political Theory Applied: Change and Hybridity in the Study of Political Thought,” Annual Meeting of the American Political Society Association, Toronto, ON, September 4, 2009.

“Which ‘Islamic Law’? Theorizing an Islamic Law of Conflict in the Absence of a Dar al-Harb,” Institute for National Security and Counterterrorism, Syracuse University, Islam-International Humanitarian Law Initiative, April 17, 2009.

“In Praise of Public Reason: Theological and Political Restraint in Islamic Theology,” University of Wisconsin, presented at the Fourth Annual Conference of the Lubar Institute for the Study of Abrahamic Religions: Religion and the State, co-sponsored by Center for the Study of Liberal Democracy, March 28, 2009.

“Recognition of Islamic Concepts Under Canadian Law: Possibilities and Obstacles,” University of Ottawa Faculty of Law, presented at *The Idea of Legal Interaction Between Islamic Law and Other Legal Systems*, co-sponsored by the World Legal Systems Research Group and The Muslim Law Students Association, March 20, 2009.

“Authority in Ibn Abî Zayd al-Qayrawânî’s *Kitâb al-nawâdir wa al-ziyâdât ‘alâ mâ fî al-mudawwana min ghayrihâ min al-ummahât*: The Case of the ‘The Chapter of Judgments (*Kitâb al-aqâiya*),’ Presented at the Annual Meeting of the American Oriental Society (Islamic Near East Section), Albuquerque, NM, March 14, 2009.

“Does Islamic Finance Offer Any Lessons for the Global Financial Crisis?” McGill University Faculty of Law, March 10, 2009.

“The Reception of Islamic Finance Formalism in Secular Courts: *Murâba’â* and *Bay‘ bi-thamin âjil* Contracts in the UK and Malaysia,” Islamic Law and Finance Symposium, Fordham University School of Law, Feb. 26, 2009.

“The Scope for Reform in Traditional Fiqh with Reference to Qiwama and Wilaya,” presented at *Guidelines for Islamic Family Law: Women’s Equality, Male Guardianship, and Legal Objectives*, sponsored by the Oslo Coalition, Norwegian Centre for Human Rights, Cairo, Egypt, Jan. 9-11, 2009.

“No Folk That Appoints a Woman to Lead Them Shall Prosper,” as part of the “Muslim Historiography in Islamic Legal Reasoning” panel at the annual conference of the American Society of Legal History, Ottawa, ON, Canada, Nov. 15, 2009.

“Islamic Theology and Public Reason,” Duke University, November 5, 2008 (workshop sponsored jointly by the Department of Philosophy and the Duke Islamic Studies Center).

Respondent, for the panel “At the Crossroads of Religion, Law, and Society: Fatwas as Sites for the Study of Islamic History and Legal Authority,” Meeting of the American Association of Religion, Chicago, IL, Nov. 1, 2008.

“Islamic Law and International Human Rights Law: Non-Muslims and Apostates,” presented at the “Is There a Role for Shari‘a in Modern States” Conference, hosted by the al-Waleed Center for Muslim-Christian Understanding, Georgetown University, October 23, 2008, Washington, D.C.

“*Istafti qalbaka wa in aftâka al-nasu wa aftûka*: The Ethical Obligations of the Muqallid Between Autonomy and Trust,” presented at the Alta II Festschrift conference in honor of Professor Bernard Weiss, Alta, Utah, September 26, 2008.

“Regulating Shari‘a Advisors: the Role of Banking Regulators,” presented at The Canadian Institute’s *Islamic Banking and Finance*, June 2, 2008, Toronto.

“Islamic Ethics, Moral Controversy and Islamic Law,” Fordham University School of Law, May 22, 2008 (As part of Fordham’s *Religious Values and the Practice of Law*, 2007-2008 Speaker Series – Religious Controversies and the Practice of Law).

Participant, *Reason and Authority in Islamic and Jewish Law*, University of Toronto, May 11-13, 2008.

Commentator at workshop, “Who Belongs? Immigration, Democracy and Citizenship?”, manuscript of Joseph Carens, University of Toronto Centre for Ethics, May 7, 2008.

“Abd al-Razzaq al-Sanhuri and the ‘Possibility’ of a Modern Islamic Law,” April 23, 2008, University of Arizona, Dept. of Near Eastern Studies.

“*Islamic Law and Free Speech*,” March 25, 2008, sponsored by the Muslim Student Association, University of Toronto, St. George Campus.

“*Religion, Autonomy, and Equality: Striking the Right Balance*,” presentation to Eleventh Annual Conference for High School Students in Gifted Programs, hosted by the Toronto Catholic District School Board and the University of Toronto Faculty of Arts and Sciences, February 19, 2008.

“*Islam and the Law*,” as part of *Manufacturing Islam: Muslim Identities in the 21st Century*, St. John’s College, University of British Columbia, February 2, 2008.

“*Liberal Commitments, Islamic Commitments and Public Reason: Strategies for Principled Reconciliation*,” Dean’s Lecture, Yale Law School, December 10, 2007.

“*The True, the Good and the Reasonable: the Theological and Ethical Roots of Public Reason in Islamic Law*,” presented at “Islam and Liberal Citizenship,” Yale University, MacMillan Center, December 7-8, 2007.

“*Islamic Perspectives on Multi-Tier Marriages*,” University of St. Thomas School of Law (Minneapolis), as part of *The Multi-Tier Marriage* roundtable conference, November 16, 2007.

“*Islamic Commitments, Liberal Commitments, and Public Reason: Strategies for Principled Reconciliation*,” Cornell University, presented as part of “Islamic in the World,” a week-long series of lectures, October 26, 2007.

“*Knowledge, Power and Gender in Medieval Islamic Legal Thought*,” presented as part of the University of Toronto Faculty of Law’s *Law, Religion and Society* program, October 17, 2007.

Presenter, “*Islamic Law: Revelation, Piety and Law*,” presented at “Sacred Texts in Law and Religion: Authorizing and Constituting Professional Identity” at Vanderbilt University Law School, October 5 – 6, 2007.

Panelist, “Faith-based Schools in Ontario?”, University of Toronto, Multifaith Centre, September 25, 2007.

Presenter, August 16, Fourth Annual University of California Humanities Research Institute Seminar in Experimental Critical Theory, *Cartographies of the Theological-Political*, University of California, Irvine, August 6 – August 17.

Presenter, June 12, 2007, “Sarbanes-Oxley, Efficient Capital Markets, and Protecting Investor Welfare: a Look at the Buy-Side,” presented at STILE, Sienna, Italy.

“*The True, the Good and the Reasonable*,” presented at “Islam and Muslim Citizens in Liberal Democracies” at Michigan State University, April 20-21, 2007.

“*The Implications of Normative Pluralism for Islamic Reform*,” presented at “Re-Imagining Muslim Ethics” at Duke University, April 5-6, 2007.

“*Loyalty to God and Country: Can Muslims Meet the Moral Obligations of Citizenship?*”, March 15, 2007, sponsored by the Muslim Students Association, University of Toronto, St. George Campus.

“*Riba, Efficiency and Prudential Regulation*,” presented at “Islamic Law in a Globalized World: Implications for Contemporary Finance Law” at the University of Wisconsin Law School, March 2, 2007.

“*Islamic Law and the Banning of the Burqa in the Netherlands*,” February 19, 2007, sponsored by the Muslim Students Association, Emory University, Atlanta, Georgia.

“*Islamic Thought and Citizenship*,” presented at “Islamic Law in the West: Theory, Doctrine and Practice,” at the American University Washington College of Law, Washington, D.C., February 3, 2007, sponsored by the Washington College of Law Islamic Legal Forum.

“*An Introduction to Islamic Law*,” presented at “Islamic Law in the West: Theory, Doctrine and Practice,” at the American University Washington College of Law, Washington, D.C., February 2, 2007, sponsored by the Washington College of Law Islamic Legal Forum.

Commentator at workshop on the “*Future of Shari’a*,” Abdullahi an-Na’aim, Emory University School of Law, January 27-28, 2007, Atlanta, Georgia.

“*Islamic Law and International Human Rights Law: Strategies for Reconciliation*,” at Pace International Law Review Symposium “Interpreting Islam for the Western World,” January 26, 2007, White Plains, New York.

“*Jihad in the Modern World: a Look at 20th Century Egyptian Views on Jihad*,” presentation at the “Understanding Jihad, Deconstructing Jihadism” Conference, hosted by the al-Waleed Center for Muslim-Christian Understanding, Georgetown University, November 30, 2006, Washington, D.C.

“The True, the Good and the Reasonable: the Islamic Roots of Public Reason,” University of Toronto Faculty of Law Faculty Workshop, October 30, 2006.

“Islamic Banking and Finance: What’s in it for Canadian Companies,” presented at Export Canada, Ottawa, October 16, 2006.

“Islamic Law and the Prospects for Constitutional Governance,” presentation as part of panel *Democratization of the Muslim World*, sponsored by *Shuruq*, New York University, March 30, 2006.

“Islamic Law and Gender Equity,” New York University School of Law, March 30, 2006.

“Future of Shari’a: Islam, Nations and Constitutions,” University of Pennsylvania Law School, March 23, 2006.

“Freedom of Religion or the Obligation of Inquiry? Reflections on the Concept of Inquiry as the First Moral Duty,” *Religious Liberty and Relativism*, Gregorian University, Rome, Italy, December 10, 2005.

“Mitigation or the Prevention of Fraud: a Critique of Sarbanes-Oxley,” University of Connecticut School of Law, presentation to faculty, February 23, 2004.

“Case Study: Governmental Accountability in Pre-Modern Islamic Law,” *Workshop on Islamic Law* at the 2004 American Association of Law Schools Annual Conference, Atlanta, Georgia, January 2 – January 6.

“Islamic Contract, Commercial and Financial Law,” along with Professor Frank E. Vogel, Harvard Law School, *Workshop on Islamic Law* at the 2004 American Association of Law Schools Annual Conference, Atlanta, Georgia, January 2 – January 6.

“The True, the Good and the Reasonable: a Rawlsian Reading of Islamic Theology, Ethics and Law,” Seton Hall University School of Law, presentation to faculty, December 2003.

“*Taqlid* in Islamic Legal Development,” Yale Law School, March 25, 2003.

“Islamic Law and Human Rights Law: a State-Action Approach,” presented at the Third Annual Conference of the National Association of Muslim Lawyers’ panel entitled “Islamic Law and International Human Rights Law: Confrontation or Convergence?,” Columbia Law School, New York, New York, October 11—13, 2002.

“Truth and Freedom: An Inquiry from the Perspective of Islamic Scholastic Theology,” presented at The Becket Fund for Religious Liberty’s Conference on *Truth and Freedom: Toward a Common Understanding Among Muslims, Jews and Christians*, Washington, D.C. March 20-21, 2002.

Workshop Presenter, “Is There an Islamic Terrorism?” September 11th Curriculum Project: Building Bridges of Understanding, New York, December 1, 2001.

Panelist, “Public Enemy #1: Terrorism, Civil Liberties or Islam?
The constitutional, racial and religious casualties of 9/11,” Yale Law School, November 27, 2001.

Panelist, “Law and Religion After September 11th: Perspectives on Islam and Islamism,” New York University School of Law, November 6, 2001.

Moderator of Panel “Shari‘a: Islamic Jurisprudence and Minority Rights in Muslim Countries,” *Islam and Religious Freedom*, United States Department of State, November 14, 2000.

“Islamic Perspectives on the Practice of Law: Common Ground for All of Us.” Fordham University School of Law in conjunction with the Auburn Theological Seminary, October 17, 2000.

“The Regulation of Financial Risk in Islamic Law, the Common Law and Federal Regulatory Law.” Fourth Harvard University Forum on Islamic Finance, Cambridge, MA. September 30 – October 1, 2000.

“The Problematic Relationship of *Usul* to *Furu'*: the Case of the *Maliki Madhhab*.” Conference on Islamic Legal Theory, sponsored by the Department of Middle East Studies, University of Utah, Sep. 24-25, 1999.

Discussant, “*The Marriage Contract: A Historical and Comparative Perspective*.” Conference on The Islamic Marriage Contract, sponsored by the Islamic Legal Studies Program, Harvard Law School, Jan. 29-31, 1999.

“*Shifting Tides in the Interpretation of Islamic Law*.” Presented at *Women of the Book: The Changing Face of Feminism in Judaism, Christianity, and Islam*, sponsored by the Center for Middle Eastern Studies and the Department of English, University of Texas, Austin, Nov. 9-10, 1998.

“*Two Women, One Man: Knowledge, Power and Gender in Medieval Sunni Legal Thought* (revised).” University of Washington, Seattle, Department of Near Eastern Studies, March 1996.

“*Jurisdictional Legitimacy in Islamic Law: Between Qada' and Hisba*.” National Meeting of the American Oriental Society (AOS), Philadelphia, PA, February 1996.

“*Substance and Procedure in Maliki Law*.” Annual Meeting of the Middle East Studies Association (MESA), Washington, DC, December 1995.

“*Judicial Discretion and the Rule of Law in the 14th-15th Century Muslim Granada (Spain)* [revised].” Islamic Law: Theory and Practice Conference, Manchester University, Manchester, United Kingdom, June 1995.

“*Taqlid and the Rule of Law in the Maliki Madhhab*.” National Meeting of the AOS, Salt Lake City, UT, March 1995.

“*Judicial Discretion and the Rule of Law in the 14th-15th Century Muslim Granada (Spain)*.” Symposium - Islamic Law: Cases and Contexts, University of Michigan, Ann Arbor, MI, December 1994.

Discussant, “*Law and Society*.” Annual meeting of MESA, Phoenix, AZ., November 1994.

“Ibn Hajar’s Hady al-Sari,” The Middle East History and Theory Workshop Annual Spring Conference, University of Chicago, May 1993.

“*Kingship and Caliphate in al-Ghazali’s Political Thought* (revised).” Annual meeting of MESA, Washington, DC, November 1991.

“*Kingship and Caliphate in al-Ghazali’s Political Thought*.” The Middle East History and Theory

Workshop Annual Spring Conference, University of Chicago, May 1991.

“*Nature and Culture in Qasida 71 of Abu Tammam.*” The Middle East History and Theory Workshop Annual Spring Conference, University of Chicago, May 1990.

Miscellaneous Publications and Media Appearances

CBC Radio, *Town Hall in Tahrir*, March 22, 2011.

“Democracy in Egypt – What is the Best Path Forward for a Democratic Transition,” Canadian International Council, Toronto Branch, March 8, 2011.

“Islam, Gender and the Future of Multicultural Citizenship,” The Stapleford Lecture, Regina University, March 3, 2011.

“Islamic Modernism, Egyptian Law and the Jan. 25th Revolution,” presented at *Constructive Roles for Islamic Law in Western Society*, sponsored by Muslim Law Students Association, University of Pennsylvania Law School, Feb. 26, 2011.

“Freedom in the Middle East,” panel discussion, The Canada Club, Feb. 22, 2011.

“The Egyptian Revolution,” eXpression Against Oppression, sponsored by the University of Toronto Mississauga Students’ Union, Feb. 9, 2011.

“Why Egyptian Progressives Should Be Chanting ‘Economy First,’” *Middle East Channel – Foreign Policy*, July 18, 2011, available at (http://mideast.foreignpolicy.com/posts/2011/07/18/why_egyptian_progressives_should_be_chanting_economy_first).

“Labor and the Future of the Egyptian Revolution,” *The Middle East Channel – Foreign Policy*, Feb. 28, 2011, available at (http://mideast.foreignpolicy.com/posts/2011/02/28/labor_and_the_future_of_the_egyptian_revolution).

“Can Black Swans Lead to a Sustainable Arab-Israeli Peace,” *The Middle East Channel – Foreign Policy*, Feb. 2, 2011, available at (http://mideast.foreignpolicy.com/posts/2011/02/02/can_black_swans_lead_to_a_sustainable_arab_israeli_peace).

“The Supreme Court’s Troubling Decision on ‘Material Support,’” *The Middle East Channel – Foreign Policy*, June 23, 2010, available at (http://mideast.foreignpolicy.com/posts/2010/06/23/unsurprised_but_still_disappointed).

“The Supreme Court and Material Support for Terrorist Organizations,” *The Middle East Channel – Foreign Policy*, March 10, 2010, available at (http://mideast.foreignpolicy.com/posts/2010/03/10/the_supreme_court_and_material_support_for_terrorist_organizations?hidecomments=yes).

“The Future of the Middle East,” The Blue and White, March 9, 2011, available at (<http://theblueandwhite.ca/article/2011/03/09/09/11/27/january-25-egyptian-revolution.html>).

“What’s Next for Egypt,” The Mark, Feb. 14, 2011, available at (<http://www.themarknews.com/articles/4088-what-s-next-for-egypt>).

“Why Egyptians Should Insist That Citizen Mubarak Stay,” Palestine Note, Feb. 2, 2011, available at (<http://palestinenote.com/blogs/blogs/archive/2011/02/02/why-egyptians-should-insist-that-citizen-mubarak->

[stay.aspx#comments](#)).

Islamic Law Consultant for Human Rights Watch's report "Perpetual Minors: Human Rights Abuses Stemming From Male Guardianship and Sex Segregation in Saudi Arabia," April 2008.

Business News Network:

"Home Depot and Private Equity Deals," August 27, 2007.

"KKR Going Public," July 4, 2007.

"Behind the Scenes of Private Equity," April 24, 2007.

"Nortel Ex-Execs Face SEC Fraud Charges," March 12, 2007.

"Image Consulting," January 8, 2007.

"Internet Gambling Law," October 2, 2006.

"Did CIBC Settle Too Soon?," September 8, 2006.

The Agenda With Steve Paikin

Five Questions About 9/11, The Agenda with Steve Paikin, September 9, 2011.

Arab World Prospects, The Agenda with Steve Paikin, August 5, 2011.

Arab Spring: No Thaw for Israel, The Agenda with Steve Paikin, May 9, 2011.

Middle East Expectations, The Agenda with Steve Paikin, March 31, 2011.

This Revolution was Televised, The Agenda with Steve Paikin, Feb. 11, 2011.

The Debate: Arabs Reflect on Change, The Agenda with Steve Paikin, Feb. 8, 2011.

The Battle Over Egypt, The Agenda with Steve Paikin, Feb. 2, 2011.

East vs. West, The Agenda with Steve Paiken, December 13, 2010.

Who is a Moderate Muslim?, The Agenda with Steve Paiken, November 25, 2010.

After Nasser, The Agenda with Steve Paiken, September 23, 2010.

Talking Philosophy: Secularism, "Ideas with Paul Kennedy," Canadian Broadcast Corporation, April 19-20, 2010.

Reasonable Accommodation, Canadian Broadcast Corporation, April 19, 2010.

"*The End of History?*" at 20, "The Agenda with Steve Paiken," Feb. 12, 2010.

Censorship and Forbidden Reading, "The Agenda with Steve Paiken," Dec. 9, 2009.

Jihad, "The Agenda with Steve Paiken," Jan. 22, 2009.

Islamic Finance, "The Agenda with Steve Paiken," May 16, 2008.

Free Speech, Hate Speech, and Human Rights Commissions, "The Agenda with Steve Paikin," January 21, 2008.

"Income Trusts and the Diversified Investor," *The Financial Post*, November 9, 2006.

“In the Name of God”, *Legal Times*, December 22, 2003 50-51.

“Fatwas and Social History,” *Al-'Usur al-Wusta: the Bulletin of Middle East Medievalists* 8, 2 (October 1996), pp. 32-33, 59.

C. TEACHING

Courses Taught

- Business Organizations (Spring 2006; Spring 2007; Fall 2007; Spring 2008; Fall 2009)
- The Law of International Business and Finance Transactions (Fall 2006; Fall 2007; Spring 2010)
- Religion and the Liberal State: the Case of Islam (Spring 2007; Fall 2009; Fall 2010)
- Trusts (Spring 2011)

Graduate Students Supervised

- Ahmed Saleh (SJD) *Acquiring Organs from the Living and the Dead: Property and the Human Body in Islamic Law* (in progress; primary supervisor).
- Gail Henderson (SJD) *Enlightened Shareholder Value* (in progress; primary supervisor).
- Syed Adnan Hussain (Ph.D, Religion), *Pakistan and Islamic Constitutionalism* (in progress; primary supervisor).
- Shiva Giri (SJD), *Defining the Limits and Scope of the National Treatment Obligation in the GATT: a Law and Economics Approach* (2007) (member of committee).
- Karen Andreychuk (LLM), *International Commercial Arbitration* (2007).
- Jenny Santiago (LLM), *The Export of Laws Offshore: a Legal Analysis of the US's Attempt to Restrict Offshore Outsourcing* (2008).
- Khaled Beydoun (LLM), *Mortgaging God's Interest: Accommodating and Mainstreaming Shari'ah Compliant Mortgage Products in the United States* (2008).
- Kelly Margaritis (LLM) *Principle-Based Securities Regulation in Canada* (2010).
- Michael Hochberg (LLM) *Regulatory Arbitrage as a Cause of the 2008-2009 Financial Crisis* (2010).
- Sisi Zhang (LLM) *Legal Liability of U.S. Credit Rating Agencies Under Section 11 of the Securities Act: the Long and Winding Road Toward Accountability* (2011).*
- External Examiner, Institute for Islamic Studies, McGill University re: "On the Common-Link Theory," (Ph.D. dissertation) Summer 2006.

Courses Taught as a Visitor at Other Institutions

- Religion, Liberalism and the State: the Case of Islam, American University of Cairo, June 30-July 20, 2008 (intensive course, 3 hours of credit)
- Introduction to Islamic Law, Notre Dame University Law School, April 12-22, 2010 (intensive mini-course, 1 hour of credit)
- Introduction to Islamic Finance, National University of Singapore, August 10-27, 2010 (intensive course, 3 hours of credit)
- Introduction to Islamic Law, University of Virginia School of Law, April 18-28, 2011 (intensive mini-course, 1 hour of credit)

* I became responsible for Ms. Zhang upon the untimely death of my colleague Betty Ho in the summer of 2010.

D. SERVICE

Law Faculty Committees

- Admissions Committee, 2008-2009 and 2009-2010
- Professionalism Committee, 2006-2007;
- International Studies Committee, 2006-2007; 2007-2008; 2009-2010
- Accessibility and Outreach (Diversity) Committee, 2006-2007; 2007-2008; 2008-2009
- Securities Moot Advisor, 2009-2010

Peer Review

- I have served as a peer-reviewer for the following academic journals:
 - Journal of Law and Religion
 - Journal of Islamic Studies
 - Islamic Law & Society
 - Journal of Political Philosophy
 - The Canadian Journal of Law & Jurisprudence
 - University of Toronto Law Journal
 - Religion Compass
 - Political Research Quarterly
 - Osgoode Hall Law Journal
 - Leiden Journal of International Law
- I have served as a pre-publication reviewer for the following monographs:
 - Oxford University Press, *Islam and Liberal Citizenship*, Andrew March, Yale University.
 - Brill Academic Press, *Islamic History and Civilization* series, *Analyzing Muslim Traditions. Studies in Legal and Exegetical Hadīth*, Harald Motzki with Nicolet Boekhoff-van der Voort and Sean W. Anthony.
 - Brill Academic Press, *Mālik and Madīna: Islamic Legal Reasoning in the Formative Period*, ‘Umar Faruq ‘Abdallah

Other Scholarly Service

- Assistant Editor, *Encyclopedia of Islam and Finance*, Oxford University Press (forthcoming)

Professional and Other Associations

- Member, Board of Directors, National Association of Muslim Lawyers (www.namlnet.org) and Muslim Advocates (www.muslimadvocates.org)
 - New York Bar
- Advisory Board, Tanenbaum Center for Interreligious Understanding (www.tanenbaum.org)