

KATHARINE G. YOUNG

Curriculum Vitae

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APPOINTMENTS

Boston College Law School

Professor of Law, 2020 (tenure awarded, 2018); Associate Professor of Law, 2013-2020

Courses: Contracts; Feminist Legal Theory; Human Rights and Inequality; Interdisciplinary Human Rights Seminar; Independent Study; Externship Supervision

Faculty Service: Appointments Committee; Clerkship Committee; Faculty Affiliate, Boston College Center for Human Rights and International Justice; Faculty Advisor, International Law Society; Faculty Mentor, Women's Law Center

Australian National University (Canberra, Australia)

Associate Professor (with tenure), 2013; Senior Lecturer, 2010–2012

High Court of Australia

Law Clerk (Judge's Associate), The Hon. Justice Michael Kirby AC CMG, 2001-02

EDUCATION

Harvard University, Doctor of Juridical Science (S.J.D.), 2009

Dissertation: *Constituting Economic and Social Rights* (Frank Michelman (chair), Lucie White, Frederick Schauer, Duncan Kennedy)

Harvard University, Masters of Laws (LL.M.), 2003 (degree waived for tuition purposes)

Thesis: *Internationalist Constitutional Interpretation*

University of Melbourne (Australia), Bachelor of Laws, LL.B. (Hons), 1999; Bachelor of Arts, B.A. 1999

Graduated First in Law Class of 281, awarded Supreme Court Prize (University Medal), 2000

Editor, *Melbourne University Law Review*

University of Heidelberg (Germany), Law Exchange, 1999

Completion of law courses in German, incl. civil law (BGB), comparative law, German, European Union and international environmental law

PUBLICATIONS

Monograph

1. CONSTITUTING ECONOMIC AND SOCIAL RIGHTS (Oxford University Press, 2012) (with Foreword by Martha Minow) (paperback 2014). 384 pages. ([link](#)) Reviewed in:
 - 49 Tulsa L. Rev. 527 (2013) (Eileen McDonagh)
 - 126 Harv. L. Rev. 868, 870 (2013) (Recent Publications)
 - I-CONnect Book Reviews (2013) (Jamal Greene)

- 50(4) *Collected Papers, Faculty of Law in Split 1025-1026* (2013) (Mia Bašić) (in Croatian)
- [2014] *Public Law (UK)* 163-170 (Jamie Burton)
- Cover endorsement: “A brilliant discussion of an extremely difficult subject of great importance to policy making and practical reasoning. Katharine Young’s lucidity is exemplary, and so is the originality of her approach to human rights.” (Amartya Sen)
- Launched at Human Rights Program & International Legal Studies Program, Harvard Law School, November 5, 2012

Casebook

2. *THE LAW OF CONTRACTS: CASES AND MATERIALS* (Foundation Press, 2017) (with James S. Rogers). 596 pages. ([link](#))

Edited Volumes

3. *THE OXFORD HANDBOOK OF ECONOMIC AND SOCIAL RIGHTS* (Oxford University Press, under contract) (edited collection, with Malcolm Langford) (work in progress)
4. *THE FUTURE OF ECONOMIC AND SOCIAL RIGHTS* (Cambridge University Press, 2019) (edited collection, with Foreword by Amartya Sen). 683 pages. ([link](#)). Reviewed in:
 - *Journal of Legal Education* (Margaret Yoo, forthcoming)
 - (2019) 17 *International Journal of Constitutional Law I•CON*, 1354–1358 (Ingrid Leitjen)
5. *THE PUBLIC LAW OF GENDER: FROM THE LOCAL TO THE GLOBAL* (Cambridge University Press, 2016) (edited collection, with Kim Rubenstein). 630 pages. ([link](#)) Reviewed in:
 - 30(2) *Denning L. Rev.* 197-206 (2018) (Ronli Sifris)
 - Launched at Annual Seminar on Comparative Constitutionalism, University of Oslo, Norway, Nov. 21, 2016; and ANU Gender Institute, Australian National University, Australia (by Commonwealth Sex Discrimination Commissioner Kate Jenkins), July 8, 2016

Articles

6. *The Right-Remedy Gap in Economic and Social Rights Adjudication: Holism and Separability*, 69 *U. TORONTO L. J.* 124-149 (2019) (25 pp.) free link: <https://utpjournals.press/eprint/CZQS2FYVYD8DZJQAUAPS/full>.
7. *Rights and Queues: On Distributive Contests in the Modern State*, 55 *COLUM. J. TRANSN’L L.* 65 (2016) (selected for Harvard/Stanford/Yale Junior Faculty Forum, 2016) (73 pp.)
 - Reviewed by Lee Anne Fennell, *Questioning the Queue*, *JOTWELL* (October 17, 2017) <https://property.jotwell.com/questioning-the-queue/>.
8. *On What Matters in Comparative Constitutional Law: A Comment on Hirschl*, 96 *B.U. L. REV.* 1375 (2016) (18 pp.)
9. *American Exceptionalism and Government Shutdowns: A Comparative Constitutional Reflection on the 2013 Lapse in Appropriations*, 94 *B. U. L. REV.* 991 (2014) (Symposium on America’s Political Dysfunction: Constitutional Connections, Causes and Cures)
10. *The Avoidance of Substance in Constitutional Rights: A Reply to Ray*, 5 *CONST’L CT REV.* 223 (2014)
11. *The New Economic and Social Rights*, *PROCEEDINGS OF THE ONE HUNDRED SEVENTH ANNUAL MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW* 486 (2013)
12. *The Comparative Fortunes of the Right to Health: Two Tales of Justiciability in Colombia and South Africa*, 26 *HARV. HUM. RTS J.* 801 (2013) (with Julieta Lemaitre)

13. *Symposium: Redemptive and Rejectionist Frames*, 4 NORTHEASTERN U. L. J. 323 (2012) (Symposium on Framing Economic, Social and Cultural Rights for Mobilization and Advocacy in the United States); Excerpted in:
 - HUMAN RIGHTS ADVOCACY IN THE UNITED STATES (Martha F. Davis, Johanna Kalb & Risa E. Kaufman, eds., 2d ed., 2018)
14. *The Comparative Turn: Accident, Coincidence or Fate*, 125 HARV. L. REV. F. 236 (2012)
15. *Rights as Footprints: A New Metaphor for Contemporary Human Rights Practice* 9 NORTHWESTERN J. INT'L HUM. RTS 27 (2010) (with Jeremy Perelman)
16. *A Typology of Economic and Social Rights Adjudication: Exploring the Catalytic Function of Judicial Review*, 8 INT'L J. CONST. L. 1 (2010)
17. *The World, Through the Judge's Eye*, 28 AUST. Y.B. INT'L L. 27 (2009)
18. *Freedom, Want and Economic and Social Rights: Frame and Law*, 24 MD. J. INT'L L. 182 (2009) (Symposium on 60th Anniversary of the Universal Declaration of Human Rights)
19. *The Minimum Core of Economic and Social Rights: A Concept in Search of Content*, 33 YALE J. INT'L L. 113 (2008); Reprinted in:
 - COMPARATIVE CONSTITUTIONAL LAW (Mark Tushnet, ed., The International Library of Comparative Law, Series Editor: Francesco Parisi, Edward Elgar, forthcoming)
 - SOCIAL AND ECONOMIC RIGHTS AND CONSTITUTIONAL LAW: EDITED COLLECTION (Sandra Fredman and Meghan Campbell, eds., Edward Elgar, 2016)
 - ECONOMIC, SOCIAL AND CULTURAL RIGHTS AS HUMAN RIGHTS (Olivier De Schutter, ed., Edward Elgar, 2013) 337
 - Featured in Opinio Juris Online Symposium (2008) ([link](#))

Book Chapters

20. *Waiting for Rights: Progressive Realization and Lost Time*, in THE FUTURE OF ECONOMIC AND SOCIAL RIGHTS 654-683 (Katharine G. Young, ed., Cambridge University Press, 2019) (30 pp.)
21. *Introduction*, in THE FUTURE OF ECONOMIC AND SOCIAL RIGHTS 1-33 (Katharine G. Young, ed., Cambridge University Press, 2019) (33 pp.)
22. *Narrative and Metaphor in International Human Rights Law: When Rights Talk Meets Queue Talk*, in NARRATIVE AND METAPHOR IN THE LAW 297-318 (Mike Hanne & Robert Weisberg eds., Cambridge University Press, 2018) (22 pp.)
23. *Proportionality, Reasonableness and Economic and Social Rights*, in PROPORTIONALITY: NEW FRONTIERS, NEW CHALLENGES (Vicki C. Jackson & Mark Tushnet, eds., Cambridge University Press, 2017) (35 pp.)
24. *Introduction: A Public Law of Gender?*, in THE PUBLIC LAW OF GENDER: FROM THE LOCAL TO THE GLOBAL (Kim Rubenstein & Katharine G. Young, eds., Cambridge University Press, 2016) (40 pp.)
25. *Adjudicating Social and Economic Rights: Can Democratic Experimentalism Help?*, in SOCIAL AND ECONOMIC RIGHTS IN THEORY AND PRACTICE: A CRITICAL ASSESSMENT 237 (Helena Alviar García, Karl Klare & Lucy A. Williams, eds., Routledge University Press, 2015) (with Sandra Liebenberg)
26. *Freeing Mohammed Zakari: Rights as Footprints*, in STONES OF HOPE: HOW AFRICAN ACTIVISTS RECLAIM HUMAN RIGHTS TO CHALLENGE GLOBAL POVERTY 122 (Jeremy Perelman & Lucie White, eds., Stanford University Press, 2011) (with Jeremy Perelman)

27. *Securing Health through Rights*, in INCENTIVES FOR GLOBAL PUBLIC HEALTH 357 (Thomas Pogge, Matthew Rimmer & Kim Rubenstein, eds., Cambridge University Press, 2010)

Recent Book Reviews, Blogs & Other Contributions

28. *Misfortune and Injustice*, *Human Rights Quarterly* (forthcoming) (Review of Alicia Ely Yamin, *When Misfortune Becomes Injustice: Evolving Human Rights Struggles for Health and Social Equality* (Stanford University Press, 2020) ISBN 9781503611306, 312 pages; Alison Crosby & M. Brinton Lykes, *Beyond Repair?: Mayan Women's Protagonism in the Aftermath of Genocidal Harm* (New Brunswick: Rutgers University Press, 2019) ISBN 9780813598963, 268 pages.
29. *Trumping Human Rights in the United States? The Commission on Unalienable Rights*, (OxHRH Blog, February 2020), <<http://ohrh.law.ox.ac.uk/trumping-human-rights-in-the-united-states-the-commission-on-unalienable-rights/>>, [Feb. 13, 2020]
30. American Society of International Law, International Law Behind the Headlines Podcast, *Episode 18: The Trump Administration's Commission on Unalienable Rights*, <https://www.asil.org/resources/podcast/ep18>
31. *Human Rights and Inequality*, Review of Samuel Moyn, *Not Enough: Human Rights in an Unequal World*, 5(1) INFERENCE: INTERNATIONAL REVIEW OF SCIENCE, December 2019, <https://inference-review.com/article/inequality-and-human-rights> (and Reply to Mark Goodale, *Liminality and Human Rights*, <https://inference-review.com/letter/liminality-and-human-rights> (May 2020))
32. *Human Rights and the Duties of Government*, OpenGlobalRights blog, Nov. 6, 2019 <https://www.openglobalrights.org/economic-social-rights-pressure-return-to-the-state/>
33. *The Government Shutdown: Another Step toward the Constitutional Precipice*, VERFASSUNGSBLOG (On Matters Constitutional) (Germany), Jan. 19, 2019, <https://verfassungsblog.de/the-government-shutdown-another-step-towards-the-constitutional-precipice/>
34. *The Immediacy of Economic and Social Rights*, Review of John Tasioulas, Report to the World Bank on Minimum Core Obligations, HUMAN RIGHTS/MORAL PHILOSOPHY BLOG, May 23, 2018, <http://jamesgstewart.com/the-immediacy-of-economic-and-social-rights/>
35. *Examining the Interface Between Rights and Queues*, HARV. L. REV. BLOG, Dec. 5, 2017, <https://blog.harvardlawreview.org/examining-the-interface-between-rights-and-queues/>
36. *Socio-Economic Rights: Adjudication under a Transformative Constitution*, 11 INT'L J. CONST'L L. 270-274 (2012) (also published in globallawbooks.org: <http://globallawbooks.org/reviews/detail.asp?id=727>)
37. *Women's Social and Economic Rights*, 18 AUST'N J. HUM. RTS 193 (2012)
38. *Open Chambers: Supreme Court Clerks and High Court Associates Compared*, 31 MELB. U. L. REV. 646 (2007) (review essay)

PROFESSIONAL DISTINCTIONS

- Keynote Presenter, Privatization of Health Care, University of Ottawa, April 6-5, 2018
- Selection for 17th Harvard/Stanford/Yale Junior Faculty Forum, 2016 (*Rights and Queues*)
- Finalist, Hart Socio-Legal Book Prize, 2014 (*Constituting Economic and Social Rights*)
- Featured presentation, Harvard Human Rights Journal 2013 Colloquium, Litigating the Right to Health: Comparative Perspectives from Across the Globe, April 11, 2013 (*The Comparative Fortunes of the Right to Health*)
- Frank Knox Memorial Fellowship, Harvard University (2003-09) (full tuition scholarship, SJD)

- Graduate Fellow, Safra Graduate Fellow in Ethics, Edmond J. Safra Center for Ethics, Kennedy School of Government, Harvard University (2007-2008)
- Research Fellow, Project on Justice, Welfare & Economics, Chaired by Amartya Sen, Harvard University (2005-2006)
- Graduate Fellow, Weatherhead Center for International Affairs, Harvard University (2004-2005)
- Fellow, Human Rights Program, Harvard Law School, for internship at Legal Resources Center, Ghana (2003)
- Frank Knox Memorial Fellowship, Harvard University (2002-03) (full tuition, LLM)
- World Cup Champion, Philip C. Jessup International Law Moot Court Competition; First Oralist for the University of Melbourne Team, 2000; Hardy C. Dillard Award for Best Memorials (Legal Briefs), University of Melbourne Team, 2000
- EJB Nunn Scholarship, Joan Rosanove QC Memorial Prize, highest grades for female student, 2000
- Melbourne Law School Foundation Prize, Award for Outstanding Contribution to Faculty, 2000
- Melbourne Abroad Scholarship to University of Heidelberg, 1999
- Samuel Pond Prize in Rethinking Australian Democracy: History, Politics and Law, 1998

Grants

- Affordable Course Materials Initiative, 2016 (\$2,000 grant) (*Feminist Jurisprudence*)
- Participant, International Project on Social and Economic Rights (iSERP), The Bellagio Center, The Rockefeller Foundation, 2013 (Lucy Williams & Karl Klare) (Rockefeller Grant)
- Participant, Australian Capital Territory Economic, Social and Cultural Rights Research Project, 2009-10 (with Hilary Charlesworth & Andrew Byrnes) (Australian Research Council Linkage Project Scheme)
- Participant, Joint Scholar/Activist Team Workshop to Challenge Global Poverty, The Bellagio Center, Italy, December 2006 (Rockefeller Grant)

PROFESSIONAL EXPERIENCE

Visiting Academic Appointments: (for permanent appointments, see above)

Visiting Lecturer, University of Pavia, Science, Technology and Law (March 2020)

Advisor, Global School on Socioeconomic Rights, 2016-present ([link](#))

Visiting Lecturer, Institute for Human Rights, Åbo Akademi University, Turku/Åbo, Finland, (2013-2018)

Visiting Lecturer, Dejusticia, Bogota, Colombia (2016)

Visiting Assistant Professor, Boston University School of Law (2008-09)

Legal Practice:

Paul, Weiss, Rifkind, Wharton & Garrison LLP (Paul, Weiss), New York

Summer Associate (2005, offer extended)

Allens Arthur Robinson, Solicitors (Allens), Melbourne, Australia (2000-01)

Articled Clerk (pre-admission first year attorney) in antitrust law, working under former head of the Trade Practices Commission, now Australian Competition and Consumer Commission (agency equivalent to the US Federal Trade Commission).

Admitted to Supreme Court of Victoria; Clerk of High Court of Australia (2000)

United Nations Framework Convention on Climate Change, Bonn, Germany (Summer 1999) (intern)

John Brumby M.L.A. (Opposition Leader, later Premier (Governor) of State of Victoria, Australia) (1997) (intern)

WORKS IN PROGRESS (SELECTION ONLY)

“The Idea of a Human Rights-Based Economic Recovery” (*Special Issue - The International Journal of Public Law and Policy*, “*The Global Pandemics: Preparing for the Great Depression*” (Olivier De Schutter. Ed. By invitation)

“Grootboom and its Anti-Canon”, in *Global Canons in an Age of Uncertainty: Debating Foundational Texts of Constitutional Democracy and Human Rights*, (Sujit Choudhry, Michaela Hailbronner & Matthias Kumm), eds., by invitation)

The Concept of the Queue and the Creation of Rights.

RECENT INVITED PRESENTATIONS (SELECTION ONLY)

- Paper Presenter: International Law Workshop, Harvard Law School, Nov. 1, 2019
- Guest Presenter: ICON-S Mexican Chapter, *Equality and Social and Economic Rights*, Instituto Tecnológico Autónomo de México (ITAM), Sept. 25-6, 2019
- Organizer (with Malcolm Langford), *Theories of Economic and Social Rights*, Workshop at the Clough Center for Constitutional Democracy, collaboration between University of Oslo and Boston College, Sept. 6, 2019
- Presenter: *Economic and Social Rights as an Interdisciplinary Research Field*, Law and Society Association Annual Meeting, May 31, 2019
- Presenter: *The New Managerialism*, Harvard Law School Workshop on Constitutionalism and Effective Governance, May 2019
- Moderator, Roundtable Discussion, Populism and Democracy? (Jan-Werner Müller, Jim Cronin and Amílcar Antonio Barreto), Clough Center for Constitutional Democracy, Boston College, April 12, 2019
- Presenter: *Solidarity and Human Rights: Conference in Honor of Wiktor Osiatyński*, University of Connecticut, April 2019
- Moderator: *Human Rights in Aid of Development in Jinxed Africa*, Presentation by Raymond Atuguba, Clough Center for Constitutional Democracy, Boston College, March 27, 2019
- Panelist, Book Talk, Mark Tushnet, Sanford Levinson and Mark Graber, *Constitutional Democracy in Crisis?*, Harvard Law School, Oct. 2018
- Paper Presenter, Rights and Queues, Yale Legal Theory Workshop, Yale Law School, Nov. 17, 2017
- Paper Presenter, Constitutions and Inequality Conference, The University of NSW, August 2017
- Junior Faculty Exchange, The University of California, Hastings College of the Law, April 7, 2017
- Presenter, Rights and Queues, International Law Colloquium, The University of California, Berkeley, School of Law, April 4, 2017
- Presenter, Rights and Queues, Rights Reading Group, University de los Andes, Colombia, Oct. 27, 2016
- Invited Presenter, Rights and Queues, Harvard/Stanford/Yale Junior Faculty Forum, Yale Law School, June 28-29, 2016
- Presenter, Prague Colloquium on Philosophy and the Social Sciences, Prague, Czech Republic, May 18, 2016
- Conference Organizer and Paper Presentation, Boston College Law School, Apr. 19-20, 2016, including keynote by Amartya Sen (Clough Center for Constitutional Democracy)
- Moderator, *A Conversation with Heisoo Shin on Gender, Poverty and Human Rights*, Center for Human Rights & International Justice, Clough Center for Constitutional Democracy, Co-sponsors, Boston College, April 21, 2016
- Panelist, *Austerity and Economic and Social Rights*, FRAME-Fostering Human Rights Among European Policies, Åbo Akademi University, Turku/Åbo, Finland, Nov. 19, 2015

Representative Community Service

- WBUR Forum Network, Introduction to Ruth Rubio Marín, *Reparations for Historic Institutional Violence: Learning from Transitional Justice?*, BC Lowell Lecture, <https://forum-network.org/lectures/ruth-rubio-marin-reparations-historic-institutional-violence/> Boston College, Oct. 25, 2018,
- Guest Speaker Live, *Hacking the Constitution*, WBUR, Boston's National Public Radio's Open Source, <http://radioopensource.org/> Boston, Feb. 18, 2016

ACADEMIC AFFILIATIONS

- American Society of International Law; The Association of American Law Schools; International Society of Public Law (ICON-S); Law and Society Association
- Economic and Social Rights Working Group (University of Connecticut); International Social & Economic Rights Project (iSERP); Member, Collaborative Research Network, Law and Society Association, Economic and Social Rights; Women in International Law (Duke Law School)

PEER REVIEW AND OTHER SERVICE

- National Science Foundation Grant review: 2016, 2014
- Academic presses review: Oxford University Press; Cambridge University Press; Rowman & Littlefield; University of Toronto Press
- Academic journals review: Australian Feminist Law Journal; Australian Journal of Human Rights; Australian Journal of Political Science; Australian Year Book of International Law; American Journal of Comparative Law; e-Pública: Revista Eletrónica de Direito Público (E-Public: Electronic Journal of Public Law) (Portugal); Ethics & International Affairs; Federal Law Review; Global Constitutionalism; Health and Human Rights; Humanity; International Journal of Constitutional Law; JOTWELL (Journal of Things We Like Lots); Journal of Human Rights; Journal of Political Philosophy; London Review of International Law; Modern Law Review; Nordic Journal of Human Rights; Transnational Environmental Law; UNSW Law Journal; University of Tasmania Law Review; South African Journal of Human Rights
- Examiner: Stellenbosch Law School, South Africa. Supervisor: Prof S Liebenberg, Co-supervisor: Prof G Quinot, Title: The means and ends of justice: The interaction between socio-economic rights and administrative justice in a South African democratic, developmental state (2017)

LANGUAGES

English (first language) · German (advanced) · French (basic) · Romanian (basic)

Last updated, July 2020