

PUBLICATIONS

Authored Books

1. *Arbitration: A Very Short Introduction*, with Tom Grant, Oxford University Press, 2021.
2. *Transnational Legality: Stateless Law and International Arbitration*, Oxford University Press, 2014.
3. *Information Technology & Arbitration*, Kluwer Law International, 2006.
4. *Réguler le commerce électronique par la résolution des litiges en ligne : Une approche critique*, Bruylant, 2005.
5. *Online Dispute Resolution: Challenges for Contemporary Justice*, with Gabrielle Kaufmann-Kohler, Kluwer Law International, 2004.

Edited Books

6. *Oxford Handbook of International Arbitration*, co-edited with Federico Ortino, Oxford University Press, 2020.

Authored Books under contract

7. *The Principle of Comity in Private and Public International Law*, with Jason Mitchenson and Niccolò Ridi. Under contract with Cambridge University Press.
8. *International Arbitration Law and Theory*, with Stavros Brekoulakis. Under contract with Hart Publishing / Bloomsbury.
9. *Investment Arbitration as a Political System*, with Cédric Dupont and Jason Yackee. Under contract with Oxford University Press.

Edited Special Issues of Journals

10. Shakespeare and International Dispute Settlement, co-edited with François Ost. Special issue of *Journal of International Dispute Settlement*, 9(1), 2018.
11. Empirical Studies on Investment Disputes, co-edited with Cédric Dupont. Special issue of *Journal of International Dispute Settlement*, 7(1), 2016.

Journal Articles and Book Chapters

Work in Progress

12. The Technicist Pretence of Law and Its Importance for International Arbitration, with Clément Bachmann.
13. The Role of Social Identity in Determining the Correctness of a Legal Decision: Empirical Insights from Investment Arbitration, with Fuad Zarbiyev and Umut Yüksel.
14. Open Legal Fields: How the Scholarship on International Investment Law is Evolving, with Niccolò Ridi.

Forthcoming

15. International Commercial Courts: Possible Problematic Social Externalities of a Dispute Resolution Product with Good Market Potential, with Clément Bachmann, in Georgios Dimitropoulos and Stavros Brekoulakis (eds), *International Commercial Courts: The Future of Transnational Adjudication*, Cambridge University Press, 2021.
16. Double Jeopardy? The Use of Investment Arbitration in Times of Crisis, with Cédric Dupont and Merih Angin, in D. Behn, O.K. Fauchald, and M. Langford (eds), *The Legitimacy of Investment Arbitration: Empirical Perspectives*, Cambridge University Press, 2021.
17. Scholarship as Fun, *Harvard Journal on the Legal Left*.
18. Life Cycles of International Law as a Noetic Unity: The Various Times of Law-Thinking, in L. Pasquet, K. Polackova Van der Ploeg, and L. Castellanos Jankiewicz (eds), *International Law and Time: Narratives and Techniques*, Springer.

Published

19. Literary Inspirations for International Adjudication, with François Ost, in Hélène Ruiz Fabri (ed.), *Max Planck Encyclopaedia of International Procedural Law*, Oxford University Press, 2021.
20. Empirically Mapping Investment Arbitration Scholarship: Networks, Authorities, and the Research Front, with Niccolò Ridi, in Katia Fach Gomez (ed.), *Private Actors in International Investment Law*, Springer, 2021, 209-241.
21. Arbitration Literature, with Niccolò Ridi, in T. Schultz and F. Ortino (eds), *Oxford Handbook of International Arbitration*, Oxford University Press, 2020, 1-35.
22. The Arbitration Ethos, in T. Schultz and F. Ortino (eds), *Oxford Handbook of International Arbitration*,

- Oxford University Press, 2020, 235-259.
23. Investment Arbitration and Political Systems Theory, with Cédric Dupont and Jason Yackee, in T. Schultz and F. Ortino (eds), *Oxford Handbook of International Arbitration*, Oxford University Press, 2020, 697-716.
 24. Legitimacy Pragmatism in International Arbitration: A Framework for Analysis, in J. Kalicki and M. Abdel Raouf (eds), *Evolution and Adaptation: The Future of International Arbitration*, ICCA Congress Series No. 20, Kluwer 2020, 25-51.
 25. How Comity Makes Transnationalism Work, with Niccolò Ridi, in P. Zumbansen (ed.), *The Many Lives of Transnational Law: Critical Engagement with Jessup's Bold Proposal*, Cambridge University Press, 2020, 88-101.
 26. A Wig for Arbitrators: What Does it Add?, with Clément Bachmann, in Rita Trigo Trindade, Rashid Bahar and Giulia Neri-Castracane (eds), *Vers les sommets du droit, Liber Amicorum pour Henry Peter*, Schulthess, 2019, 105-120.
 27. The History of Comity, with Jason Mitchenson, 5 *Jus Gentium – Journal of International Legal History* 383 (2019).
 28. Rediscovering the Principle of Comity in English Private International Law, with Jason Mitchenson, 26 *European Review of Private Law* 311 (2018).
 29. Comity in US Courts, with Niccolò Ridi, 10 *Northeastern University Law Review* 281 (2018).
 30. Non-Analytical Obstacles to Stateless Law (43) *North Carolina Journal of International Law* 182 (2018).
 31. Shakespearean Legal Thought in International Dispute Settlement, with François Ost, 9 *Journal of International Dispute Settlement* 1 (2018).
 32. Comity and International Courts and Tribunals, with Niccolò Ridi, 50 *Cornell International Law Journal* 577 (2018).
 33. Comity: The American Development of a Transnational Concept, with Niccolò Ridi, 18 *Yearbook of Private International Law* 211 (2017).
 34. Navigating Sovereignty and Transnational Commercial Law: The Use of Comity by Australian Courts, with Jason Mitchenson, 12 *Journal of Private International Law* 344 (2016).
 35. International Arbitration Scholarship: Forms, Determinants, Evolution, in S. Brekoulakis, J. Lew, and L. Mistelis (eds), *The Evolution and Future of International Arbitration*, Kluwer, 2016, 435-451.
 36. The Law is What the Arbitrator Had For Breakfast: On the Determinants of Arbitrator Behavior, with Robert Kovacs, in J.C. Betancourt (ed), *Defining Issues in International Arbitration: Celebrating 100 Years of the Chartered Institute of Arbitrators*, Oxford University Press, 2016, 238-256.
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 39. Diritto transnazionale senza Stato: quali le cause della resistenza?, 2015(2) *Ars Interpretandi – Rivista di ermeneutica giuridica* 35 (2015).
 40. Arbitral Decision-Making: Legal Realism and Law & Economics, 6 *Journal of International Dispute Settlement* 231 (2015).
 41. Types of Political Risk Leading to Investment Arbitrations in the Oil & Gas Sector, with Cédric Dupont, Melanie Wahl, and Merih Angin, 8 *Journal of World Energy Law & Business* 337 (2015).
 42. Investment Arbitration: Promoting the Rule of Law or Over-Empowering Investors? A Quantitative Empirical Study, with Cédric Dupont, 25 *European Journal of International Law* 1147 (2014).
 43. How Conceptions of Justice Associated with the Nation-State Obstruct Our View on Possibilities of Transnational Commercial Law, 25 *King's Law Journal* 377 (2014).
 44. Against Consistency in Investment Arbitration, in J. Pauwelyn, J. Vinuales and Z. Douglas (eds), *The Conceptual Foundations of International Investment Law*, Oxford University Press 2014, 297-316.
 45. Postulats de justice en droit transnational et raisonnements de droit international privé: Premier balisage d'un champ d'étude, in M.G. Kohen and D. Bentolilla (eds), *Mélanges en l'honneur de Jean-Michel Jaquet*, LexisNexis 2013, 417-431.
 46. Do Hard Economic Times Lead to International Legal Disputes? The Case of Investment Arbitration, with Cédric Dupont, 19 *Swiss Political Science Review* 564 (2013).
 47. La comity dans l'histoire du droit international privé, with David Holloway, 139 *Journal du droit international* 571 (2012).
 48. The Rise of a Third Generation of Arbitrators? Fifteen Years After Dezalay & Garth, with Robert Kovacs, 28 *Arbitration International* 163 (2012).
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56. Le critère de la moralité interne du droit comme réponse aux enjeux éthico-politiques du règlement des différends hors de l'Etat, in K. Benyekhlef and P. Trudel (eds), *État de droit et virtualité*, Les Editions Thémis 2009, 265-291.
57. Online Dispute Resolution to Resolve E-Commerce Conflicts, in S.J. Krishna and N. Kumar (eds), *E-Justice: Perspectives and Experiences*, ICFAI University Press 2008, 63-81.
58. Some Critical Comments on the Juridicity of the Lex Mercatoria, *10 Yearbook of Private International Law* 667 (2008).
59. Carving Up the Internet: Jurisdiction, Legal Orders and the Private/Public International Law Interface, *19 European Journal of International Law* 799 (2008).
60. Private Legal Systems: What Cyberspace Might Teach Legal Theorists, *10 Yale Journal of Law & Technology* 151 (2007).
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62. La régulation en réseau du cyberspace, *55 Revue interdisciplinaire d'études juridiques* 31 (2006).
63. Sailing Away from Judicial Interference: Arbitrating the America's Cup, *International Sports Law Journal* 27 (2006).
64. Taking the Fourth Party Further? Considering a Shared Virtual Workspace for Arbitration, with Dimitris Protopsaltou and Nadia Magnenat-Thalmann, *15 Information & Communications Technology Law* 157 (2006).
65. Human Rights: A Speed Bump for Arbitral Procedures?, *9 International Arbitration Law Review* 8 (2006).
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67. The Use of Information Technology in Arbitration, with Gabrielle Kaufmann-Kohler, *JusLetter dedicated edition*, 5 December 2005, 127pp.
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70. Online Dispute Resolution Systems as Web Services, with Vincent Bonnet, Karima Boudaoud, Michel Gagnebin and Jürgen Harms, *3 ICFAI Journal of Alternative Dispute Resolution* 57 (2004).
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Reports

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Editorials, Short Pieces, Book Reviews & Newspaper Articles

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81. International Dispute Settlement Reconstructed, And Reconstructed Again: 10 Years of JIDS, *10 Journal of International Dispute Settlement 517 (2019).*
82. A Note on Originality, Editorial Courage, and Our Latest Prize-Winner, *8 Journal of International Dispute Settlement 217 (2017).*
83. Celebrating 20 Years of ‘Dealing in Virtue’, *7 Journal of International Dispute Settlement 531-533 (2016).*
84. The Structuring Forces of What We Think to Be Law: Initial Musings, *5 Journal of Civil & Legal Sciences (2016).*
85. Cour permanente ou tribunaux arbitraux: quelle juridiction pour le traité transatlantique?, with Florian Grisel, *Le Monde, 18 September 2015.*
86. From ad hoc arbitral tribunals to permanent courts: three examples, with Florian Grisel, *Oxford University Press Blog, 14 September 2015.*
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88. The Evolution of International Arbitration as an Academic Field, *6 Journal of International Dispute Settlement 229 (2015).*
89. Quand le droit national est supplanté par le «droit de eBay», *Le Temps, 18 March 2015.*
90. Of Correct Views on Law Without The State, *6 Journal of International Dispute Settlement 1 (2015).*
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100. The EU Patent Directive: A Happy End, *Lettre d’Information du Centre d’études juridiques européennes, 12 July 2005, 1p.*
101. Microsoft Throws in Towel on EU Interim Ruling, *Lettre d’Information du Centre d’études juridiques européennes, 15 February 2005, 1p.*
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104. European Commission Publishes Dispute Resolution Policy Concerning "eu" Domain Names, *ODR News – Forum of the US National Center for Technology and Dispute Resolution, 23 May 2004, 3pp.*
105. Book review “The Forces of Economic Globalization, by Katherine Lynch”, *ODR News – Forum of the US National Center for Technology and Dispute Resolution, 28 April 2004, 1p.*
106. CyberTribunal Relaunched, *ODR News – Forum of the US National Center for Technology and Dispute Resolution, 14 April 2004, 1p.*
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Translations

108. François Ost, “Arbitration and Literature”, in T. Schultz and F. Ortino (eds), *Oxford Handbook of International Arbitration*, Oxford University Press, 2020.
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