

CURRICULUM VITAE AND BIBLIOGRAPHY

Born: September 17, 1935
Berlin, Germany
U.S. citizen

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Education: B.A., University of Michigan (with highest honors), 1958; Phi Beta Kappa (junior year);
J.D., University of Michigan (with high honors), 1958;
Order of the Coif; Ed. Bd., Michigan Law Review;
Michigan Foreign Law Fellow at the Universities of Göttingen and Heidelberg, Germany, 1959-60.

Academic Positions:
(reverse chronological order)

Emory University, 1991-2013

L.Q.C. Lamar Professor of Law, 1992-2013; Emeritus *since* 2013
Professor of Law, 1991-1992;
Interim Dean, 2001-2002;

University of Dresden, Germany, 1994-2000; Dean of the Faculty, 1997-2000; retired, 2000
Universitätsprofessor, Chair for Civil Law, Private International & Foreign Law,
and Comparative Law.
Visiting appointment, summer 2016.

Honorary Professor (Honorarprofessor), University of Freiburg, Germany, *since* 1975

University of Illinois, 1963-1991

Alumni Distinguished Professor of Law, 1980-1991; Emeritus, *since* 1991;
Professor of Law, 1966-1980;
Assistant Professor of Law, 1963-1964;
Associate Professor of Law. 1964-1966;
Director, Office of Graduate and International Legal Studies, 1969-1974;
Associate Dean, 1974-1979;
Acting Dean, 1979-1980;
Dean, 1980-89

University of Pittsburgh, 1961-1963;
Assistant Professor of Law

University of Michigan, 1960-1961.

Instructor in Law

Visiting Appointments:

Michigan (summer 1963); Stanford (spring 1966); Freiburg, Germany (summer 1964, summer 1966, fall 1970, summer 1973, summer 1976, spring and summer 1978, summers of 1983, 1986, 1987, 1988, fall 1989, spring 1990, spring 1993); Harvard, summer 1969; Hague Academy of International Law (summer 1991); Freiburg, Germany (spring 1993); Bonn, Germany (spring 1993, Jean-Monnet Professor spring 1994).

Budapest: Recurrent Visiting Professor of Law, Central European University, Budapest, Hungary, 1996-2017: annual teaching assignments.

Hamburg: Commerzbank Visiting Professor of Law, Bucerius Law School, Hamburg, Germany, fall 2002; Visiting Professor of Law, Bucerius Law School, each fall, 2005-2017.

Dresden: Dresden International University, lecturing in short courses, summer 2004, 2005, 2006, 2008, 2012, 2014; Dresden University, summer short course 2016.

Honors:

Titular Member, International Academy of Comparative Law (Associate Academician, 1979-1999; Titular Member *since* 1999 - both by election).

Member, American Law Institute (*since* 1984, by election); Life Member since 2014.

1989 Research Prize of the Alexander von Humboldt - Foundation (Germany). Tenure of Prize: September 1989-May 1990.

Fulbright Research Professor, University of Bonn (Germany), Jan.-July 1992.

Jean Monnet-Professorship, University of Bonn (summer semester 1994).

Ehrenmitglied (honorary member), Deutsch-Amerikanische Juristenvereinigung (German-American Lawyers' Association).

Recipient of *Festschrift* – Liber Amicorum Peter Hay --, H.E. Rasmussen-Bonne et al., editors, Verlag Recht und Wirtschaft (2005).

Doctor *privati iuris gentium honoris cause*, University of Pécs, Hungary, 2012.

Doktor des Rechts ehrenhalber (Dr. iur. h. c.), Bucerius Law School, Germany, 2014.

Other Activities:

Member, Deutscher Rat für IPR [German Council for Private International Law], 1996-2005;

Member, German Society of International Law, since 1995;

Member, (German) Assn. of International Civil Procedure, since 1994;

U.S. Expert, Hague Conference on Private International Law (Agency Convention), 1974-1976;

Consultant, Department of State Advisory Committee on Private International Law, 1974-1978;
1987-1991

Associate, Center for Advanced Study, University of Illinois, 1970-1971, awarded to provide
released time for research in Europe and North Africa

Member, Board of Editors, American Journal of Comparative Law, *since* 1961

Co-Editor, Studien zum Europäischen und Internationalen Wirtschaftsrecht – Studies in European
and International Economic Law, *since* 1992

Member, Board of Editors, European Legal Forum, *since* 2014

Formerly Chairperson, U.S. Selection Committee, Max-Rheinstein-Fellowships for Research and
Study in Germany

Member, Academic Advisory Board, German Legal Publishers, *since* 2006.

Member, Board of Advisers, Columbia Journal of International Law.

Fields:

Conflict of Laws (U.S. and German)
Contracts; Sales (U.S., German, and Vienna Convention)
International Litigation (U.S. and German)
Comparative Law
European Community Law
International Civil Procedure
Torts (German)
Family Law (German)

Listed in:

*Who is Who in American Law, Who is Who in America, Wer ist Wer in Deutschland,
Who is Who in the World*

BIBLIOGRAPHY

I. Books and Collections

- 1) Edited with Eric Stein: Law and Institutions of the Atlantic Area, 457 pp, with separate volume of Documents, 183 pp. Preliminary Edition: The Overbeck Co., Ann Arbor, Michigan (1963).
- 2) Federalism and Supranational Organizations, 335 pp.: The University of Illinois Press (1966). Some reviews of this book are listed in the Appendix to this bibliography. Commentary by Giuseppe Martinico, "The Federal Language and the European Integration Process," *Politique Europeenne* No. 53, 39 at 43 et seq. (2016).
- 3) Edited with Wayne R. LaFave: International Trade, Investment and Organizations, 506 pp.: The University of Illinois Press (1967). Some reviews of this book are listed in the Appendix.
- 4) Edited with Eric Stein: Law and Institutions in the Atlantic Area. Permanent Edition, 1159 pp, with separate volume of Documents, 322 pp.: The Bobbs-Merrill Co. (1967) [successor to No. 1, above].
- 5) Edited: Symposium on International Unification of Law, Vol. 16, Nos. 1-2, *American Journal of Comparative Law* (1968).
- 6) Einführung in das amerikanische Recht (Introduction to American Law), xiv and 234 pp.: Wissenschaftliche Buchgesellschaft, Darmstadt, Germany (1975).
- 7) An Introduction to United States Law (revised and enlarged edition of No. 6, above), xvi and 232 pp.: North-Holland Publishing Co., Amsterdam, The Netherlands (1976). Some reviews of this and of the German edition are listed in the Appendix. Translated: into Chinese, and published by Beijing University Press, 281 pp, 1983.
- 8) Edited and authored with Eric Stein and Michel Waelbroeck: European Community Law In Perspective, iv and 1132 pp, with separate volume of Documents, 525 pp.: The Bobbs-Merrill Company (1976) [revision of No. 4, above]. Some reviews of this book are listed in the Appendix.
- 9) Ungerechtfertigte Bereicherung im internationalen Privatrecht (Unjust Enrichment in the Conflict of Laws), published as Vol. 88 of: *Arbeiten zur Rechtsvergleichung*, 75 pp.: Metzner Verlag, Frankfurt (1978). English version: No. 32 under "Articles".
- 10) With E. Scoles: Conflict of Laws (Successor to: Goodrich on Conflicts), xxxvii, 1085 pp. (West Publishing Co., 1982, Hornbook Series).
- 11) With R. Rotunda: The United States Federal System: Legal Integration in the American Experience, xxvi, 366 pp. (Giuffr  & Oceana, 1982). See also Nos. 40 & 41 under "Articles."
- 12) With E. Scoles: Conflict of Laws - Lawyer's edition, xxxi, 1233 pp. (West Publishing Co., 1984) [enlarged edition of No. 10, above].
- 13) With E. Stein, M. Waelbroeck, & J. Weiler: Supplement to European Community Law in Perspective (No. 8 above), xvi and 508 pp. (Michie 1985).
- 14) 1986 Supplement to No. 12, 171 pp.
- 15) Einführung in das amerikanische Recht (2d ed. of No. 6 above, 1987), xv and 262 pp.
- 16) Edited with M. H. Hoeflich: Property Law and Legal Education: Essays in Honor of John E. Cribbet, 234 pp. (University of Illinois Press 1988).

- 17) 1988/89 Supplement to No. 12, 229 pp.
- 18) With W. L. M. Reese and Maurice Rosenberg: 1989 Supplement to Reese & Rosenberg, Conflict of Laws, 8th ed. (1984), 85 pp.
- 19) Conflict of Laws, 330 pp. (Black Letter Series, West 1989).
- 20) With W. L. M. Reese and Maurice Rosenberg: Conflict of Laws - Cases and Materials, 9th ed. lxviii and 1021 pp. (Foundation Press 1990).
- 21) Einführung in das amerikanische Recht (3d ed. of No. 6, above, 1990; unchanged).
- 22) An Introduction to United States Law (2d ed. of No. 7 above), xix and 218 pp. (Butterworth 1991).
- 23) Flexibility versus Certainty and Uniformity in Choice of Law (monograph, Hague Academy of International Law, 226 Collected Courses 287-412 (1991-I)).
- 24) With E. F. Scoles, Conflict of Laws, 2d ed., xxvii and 1160 pp. (West Publishing Co., 1992, Hornbook Series).
- 25) With Maurice Rosenberg, 1992 Supplement to No. 20, above, 34 pp.
- 26) Una Introducción al Derecho de los Estados Unidos, 225 pp., Spanish ed. of No. 22 above, (Butterworth 1992)
- 27) With Maurice Rosenberg, 1993 Supplement to No. 20 above, 46 pp.
- 28) With Maurice Rosenberg, 1994 Supplement to No. 20, above, 47 pp.
- 29) Conflict of Laws, 2d ed. of No. 19, above, xxv and 317 pp. (1994)
- 30) With Maurice Rosenberg (P) & Russell J. Weintraub, 1995 Supplement to No. 20 above, 58 pp.
- 31) Fourth (reworked and expanded) edition of No. 6 above (1995)
- 32) [Rosenberg P], Hay & Weintraub, Conflict of Laws - Cases and Materials [substantially reworked from No. 20 above], 10th ed. (Foundation 1996), liv and 1022 pp., with Teacher's Manual, 155 pp.
- 33) Einführung in das amerikanische Recht, 2d Chinese ed. of No. 22 above, (Peking University Press 1997).
- 34) 1998 Supplement to No. 32 above.
- 35) Internationales Privatrecht, Prüfe dein Wissen Heft 28, Verlag C. H. Beck, München, Germany (1998), xxiii and 345 pp.
- 36) 1999 Supplement to No. 32 above (with Borchers).
- 37) 3d ed. of No. 24, as: Scoles, Hay, Borchers & Symeonides, Conflict of Laws xxxi and 1416 pp. (Westgroup 2000).
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- 42) 2002 Supplement to No. 38, above, (with Weintraub and Borchers), 99 pp.
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- 58) Hay, Weintraub & Borchers, Comparative Conflict of Laws: Conventions, Regulations, and Codes, vi & 378 pp., Foundation Press (2009)
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- 67) Peter Hay, Selected Essays on Comparative Law and Conflict of Laws (H.E. Rasmussen-Bonne & M. Khachidze, eds.), xi & 976 pp. (2015), Verlag C.H. Beck (München)
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- 69) Co-editor, (electronic) Supplement to No. 64, above (2015)
- 70) 4th edition of No. 44, xxi & 471 pp. (2016), Verlag C.H. Beck (München)
- 71) Hay/Rößler, 5th edition of No. 35, xxxi & 326 pp. (2016), Verlag C.H. Beck (München)
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- 75) Hay, Borchers, Symeonides, Whytock, Conflict of Laws, xxviii & 1,584 pp. (6th edition of No. 61, 2018), West Publishing Co.

II. Articles

- 1) "The Association of the Overseas Countries and Territories," in 2 American Enterprise in the European Common Market: A Legal Profile (Stein & Nicholson, editors) 647-686 (1960).
- 2) (With Eric Stein), "New Legal Remedies of Enterprises," 9 American Journal of Comparative Law 375-424 (1960), reprinted in: 1 American Enterprise in the European Common Market: A Legal Profile (Stein & Nicholson, editors) 459-510 (1960), and reprinted in: The American Journal of Comparative Law Reader (H.E. Yntema, editor) (1966).
- 3) "Frustration and Its Solution in German Law," 10 American Journal of Comparative Law 345-373 (1961)
- 4) (With Thomas M. Cooley and Wm. Moorhead), "Problems of United States Participation in the European Common Market," 23 University of Pittsburgh Law Review 595-660 (1962).
- 5) "The European Common Market and the Most-Favored-Nation Clause," 23 University of Pittsburgh Law Review 661-684 (1962).
- 6) "Some Commercial Aspects of the Common Market," University of Pittsburgh Business Review, January 1963.
- 7) "Some Problems of Doing Business in the Regional Markets of Europe," 17 Rutgers Law Review 305-334 (1963).
- 8) "Four Lectures on the Common Market: Trade Provisions - German and French Company Law - Establishment," 24 University of Pittsburgh Law Review 685-770 (1963), reprinted in part in: Corporate Practice Commentator (November 1963).
- 9) "Federal Jurisdiction of the Common Market Court," 12 American Journal of Comparative Law 21-40 (1963),

reprinted in: The American Journal of Comparative Law Reader (H.E. Yntema, editor) (1966).

- 10) "Res Judicata and Precedent in the Court of Justice of the Common Market," 12 American Journal of Comparative Law 404-408 (1963).
- 11) "The Contribution of the European Communities to International Law," 1965 Proceedings, American Society of International Law 195-202.
- 12) "Zum Wegfall der Geschäftsgrundlage im anglo-amerikanischen Recht (Frustration of Contract in Anglo-American Law)," 164 Archiv für die civilistische Praxis 231-269 (Germany, 1964).
- 13) "International and Supranational Organizations: Some Problems of Conceptualization," 1965 University of Illinois Law Forum 733-770, reprinted in: LaFave & Hay, eds., International Trade, Investment, and Organization (1967).
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- 15) "Supranational Organizations and United States Constitutional Law," 6 Virginia Journal of International Law 195-251 (1966).
- 16) "Some Aspects of East-West Trade in Britain, Germany and the Common Market," I Studies in Law and Economic Development 122-139 (1966).
- 17) "Die Anwendung ausländischen Rechts im internationalen Privatrecht der USA (Proof of Foreign Law in American Conflict of Laws)," Vol. 10 of: Materialien zum ausländischen und internationalen Privatrecht 102-127 (Max-Planck-Institut, Hamburg, Germany, 1968).
- 18) "The Common Market Preliminary Draft Convention on the Recognition and Enforcement of Judgments - Some Considerations of Policy and Interpretation," 16 American Journal of Comparative Law 149-174 (1968).
- 19) "Supremacy of Community Law in National Courts: A Progress Report on Referrals under the EEC Treaty," 16 American Journal of Comparative Law 524-551 (1968).
- 20) "Comments on Burdell v. Canadian Pacific Airlines and the Constitutionality of the Warsaw Convention," 58 Illinois Bar Journal 26-38 (1969).
- 21) "Unification of Law in the United States: Uniform State Laws, Treaties and Judicially Declared Federal Common Law," Legal Thought In the United States of America Under Contemporary Pressures (= U.S. Contributions to the VIIIth International Congress of Comparative Law, J. N. Hazard & W. Wagner, eds.) 261-293 (1970).
- 22) "The Building of the European Communities and Their Restrictive Practice Laws," IV Common Market and American Antitrust (James A. Rahl, ed.) 1-49 (1970).
- 23) "World Federalism: Regional," World Society, (Landheer, Loenen, Polak, eds.) 62-78 (1971).
- 24) "International and Interstate Conflicts Law in the United States: A Summary of the Case Law," 35 Rabels Zeitschrift 429-495 (1971). Translated into Japanese, with a 1978 Addendum, and reprinted in: 12 Comparative Law Review No. 2, 75-171 and 13 id. No. I, 41-76 (Japan 1979).
- 25) "Une approche politique de l'application de l'article 177 du traité CEE par les juridictions nationales," 5 Cahiers de Droit Européen 503-521 (Belgium, 1971).

- 26) "The Warsaw Convention in Recent United States Case Law," *Law in the United States of America in Social and Technological Revolution* (= U.S. Contributions to the IXth International Congress on Comparative Law, J.N. Hazard & W. Wagner, eds.) 381-395 (Brussels, 1974).
- 27) (With Vicki Thompson), "The Community Court and Supremacy of Community Law: A Progress Report," 8 *Vanderbilt J. of Transnational Law* 651-70 (1975).
- 30) (With Robert J. Walker), "Le projet anglo-américain de convention sur la reconnaissance des décisions et la convention communautaire," 13 *cahiers de Droit Européen* 3-24 (Belgium, 1977).
- 31) "Die internationale Zuständigkeit amerikanischer Gerichte in Zivil- und Handelssachen" (*International jurisdiction of American courts in civil and commercial matters*), 32 *Juristenzeitung* 697-702 (Germany, 1977).
- 32) "Unjust Enrichment in the Conflict of Laws - A Comparison of German Law and the Restatement, Second," 26 *American Journal of Comparative Law* 1-49 (1978) (same as No. 9, under "Books").
- 33) (With W. Müller-Freienfels), "Agency in the Conflict of Laws and the 1978 Hague Convention," 27 *American Journal of Comparative Law* 1-49 (1979).
- 34) "The Interrelation of Jurisdiction and Choice-of-Law in U.S. Conflicts Law," 28 *International and Comparative Law Quarterly* 161-183 (England, 1979).
- 35) "Reflections on Conflict-of-Laws Methodology," 32 *Hastings L. J.* 1644-1677 and 1684-86 (1981).
- 36) "Comments on 'Self-Limited Rules of Law' in Conflicts Methodology," 30 *Am. J. Comp. L.* 129-41 (Supp. 1982).
- 37) "Full Faith and Credit and Federalism in Choice of Law," 34 *Mercer L. Rev.* 709-29 (1983).
- 38) "The Case for Federalizing Rules of Civil Jurisdiction in the European Community," 82 *Mich. L. Rev.* 1323-1337 (1984).
- 39) "Judicial Jurisdiction Over Foreign-Country Corporate Defendants Comments on Recent Case Law," 63 *Ore. L. Rev.* 431-454 (1984).
- 40) (With Giorgio Gaja and Ronald Rotunda), "Instruments for Legal Integration in the European Community," in: M. Cappelletti, M. Secombe, J. Weiler, eds., *Integration Through Law*, Vol. 1, Book 2, pp. 113-160 (1986) (drawing in part on material in No. 11 under "Books").
- 41) (With Ole Lando and Ronald Rotunda), "Conflict of Laws as a Technique for Legal Integration," in: H. Cappelletti, H. Secombe, J. Weiler, eds., *Integration Through Law*, Vol. 1, Book 2, pp. 161-258 (1986) (drawing in part on material in No. 11 under "Books").
- 42) "Refining Personal Jurisdiction in the United States," 35 *International and Comparative Law Quarterly* 32-62 (England, 1986).
- 43) "Auslandskonkurs und Inlandsfolgen aus Amerikanischer Sicht," [The Effect of Foreign Bankruptcy Proceedings on Debtors Assets in the United States] *Festschrift für Müller-Freienfels* 247-269 (Germany, 1986).
- 44) "Judicial Jurisdiction and Choice of Law: Constitutional Limitations," 59 *U. Colo. L. Rev.* 9-35 (1988).
- 45) "The Situs Rule in European and American Conflicts Law: Comparative Notes," in P. Hay & M. H. Hoeflich, eds., *Legal Essays in Honor of John E. Cribbet* 109-132 (1988).
- 46) "Die Anwendung US-amerikanischer jurisdiction-Regeln als Verweisungsnorm bei Scheidung von in

Deutschland wohnhaften Amerikanern," [The Use of U.S. jurisdictional rules as choice-of-law rules in divorce cases of U.S. citizens resident in Germany], IPRax 1988, 265-268 (Germany). [Reviewed by Lagarde in 78 Rev. crit. dr. internat. privé 245 (1989).]

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- 50) "The Recognition and Enforcement of American Money - Judgments in Germany -The 1992 Decision of the German Supreme Court," 40 Am. J. Comp. L. 729 - 750 (1992).
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- 52) (With Ellis), "Bridging the Gap Between Rules and Approaches in Tort Choice of Law in the United States," 27 Int. Lawyer 369 - 395 (1993).
- 53) "Environmental Protection and Civil Liability in the United States," in: C.v.Bar, ed., Internationales Umweltshaftungsrecht I (1995), pp. 129-168 [in: 48 Osnabrücker Rechtswissenschaftliche Abhandlungen].
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- 57) "Informationsbeschaffung über schriftliche Unterlagen und Augenscheinsobjekte im Zivilprozeß" [= Production of Documents and Inspection of Tangibles in Civil Litigation (with particular consideration of pretrial discovery in Common Law legal systems), in P. Schlosser, ed., "Die Informationsbeschaffung für den Zivilprozess - Die verfahrensmaessige Behandlung von Nachlässen, ausländisches Recht und Internationales Zivilprozessrecht", 1-61 (= Vol. 8 of the Veröffentlichung der Wissenschaftlichen Vereinigung fuer Internationales Verfahrensrecht e.V., Gieseking Verlag Bielefeld 1996)
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- 64) “On Comity, Reciprocity and Public Policy in U.S. and German Judgments Recognition Practice,” in: Basedow et al. (eds.), Private Law in the International Arena – Liber Amicorum Kurt Siehr 237-249 (T.M.C. Asser Press 2000).
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- 66) “Zur konsensualen Streitbeendigung in Zivil- und Handelssachen in den USA,” in: Breidenbach, Coester-Waltjen, Heß, Nelle, Wolf (eds.), Konsensuale Streitbeilegung – Akademisches Symposium zu Ehren von Peter F. Schlosser, (Vol. 13 of the Veröffentlichungen der Wissenschaftlichen Vereinigung für Internationales Verfahrensrecht e.V., Giesing 2001), pp. 101-119.
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