

MAXINE A. BURKETT

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ACADEMIC EXPERIENCE

University of Hawai'i, Mānoa, Honolulu, HI

William S. Richardson School of Law (January 2009-Present)

Professor of Law. Teach Climate Change Law and Policy, International Law, International Environmental Law, Ocean and Coastal Law, and Tort Law.

Center for Island Climate Adaptation and Policy (January 2009-June 2012)

Director. Inaugural director of the Center devoted to climate change adaptation for island communities in Hawai'i and the Pacific.

University of Colorado Law School, Boulder, CO

Thomson Visiting Professor. (January 2014-January 2016)

Taught Climate Change and Climate Justice.

Associate Professor of Law. (January 2006-December 2008)

Taught Environmental Law, Tort Law, International Development, and Race and American Law.

University of Oregon School of Law, Eugene, OR (September-October 2010)

Wayne Morse Chair of Law and Politics. Served as the Fall 2010 Chair of Law and Politics for the Wayne Morse Center's biennial theme on Climate Ethics and Equity. Taught Climate Change Law and Policy.

EDUCATION

University of California, Berkeley School of Law (Boalt Hall), Berkeley, CA

J.D., May 2002

Honors: Jonathan Wilcox Scholarship, American Jurisprudence Award for Feminist Legal Theory, Spring 2002

Activities: Law Students of African Descent ('99-'02), Admissions Committee (Spring '01), African American Law & Policy Report, Editor-in-Chief ('00), Berkeley Journal of International Law, Senior Member ('99-'00)

Williams College, Williamstown, MA

B.A., *cum laude*, in Political Science, June 1998

Honors: Weber H. Arkenburgh Memorial Scholarship (1998), Mead Government Intern Scholar (1997), Dean's List (1994-1998), Bronfman Family Scholarship (1996)

Oxford University, Exeter College, Williams-Exeter Programme, UK (1996-1997)

ACADEMIC PUBLICATIONS

Law Reviews & Journals

Maxine Burkett, *Litigating Separate and Equal: Climate Justice and the Fourth Branch*, STAN. L. REV. ONLINE (Spring 2020) <https://www.stanfordlawreview.org/online/litigating-separate-and-equal>.

Maxine Burkett, *Behind the Veil: Climate Migration, Regime Shift, and a New Theory of Justice*, 53 HARV. C.R.-C.L. REV. 446 (2018).

Maxine Burkett, Jainey Bavishi, and Erin Shew, *Climate Displacement, Migration, and Relocation-And the United States*, 7 CLIMATE LAW 227 (2017).

Maxine Burkett, *Climate Disobedience*, 27 DUKE ENVTL. L. & POL'Y F. 1 (2016).

Maxine Burkett, *Reading Between Two Red Lines: Loss and Damage and the Paris Outcome*, 6 CLIMATE LAW 118 (2016).

Maxine Burkett, *Rehabilitation: A Proposal for a Climate Compensation Mechanism for Small Island States*, 13 SANTA CLARA J. OF INT'L LAW 81 (2015).

Maxine Burkett, *Loss and Damage*, 4 CLIMATE LAW 119 (2014).

Maxine Burkett, *A Justice Paradox: On Climate Change, Small Island Developing States, and the Quest for Effective Legal Remedy*, 35 U. HAW. L. REV. 633 (2013).

Maxine Burkett, *Duty and Breach in an Era of Uncertainty: Local Government Liability for Failure to Adapt to Climate Change*, 20 GEORGE MASON L. REV. 775 (Spring 2013).

Maxine Burkett, *Litigating Climate Change Adaptation: Theory, Practice, and Corrective (Climate) Justice*, 42 ENV. L. RPTR. 11144 (2012).

Maxine Burkett, *Climate-Induced Migration: Is There a There There?*, 3 CLIMATE LAW 314 (2012).

Maxine Burkett, *Climate Justice and the Elusive Climate Tort*, 121 YALE L. J. ONLINE 115 (2011) <http://yalelawjournal.org/2011/09/13/burkett.html>.

Maxine Burkett, *The Nation Ex-Situ: On Climate Change, Deterritorialized Nationhood, and the Post-Climate Era*, 2 CLIMATE LAW 1 (Fall 2011).

Maxine Burkett, *Climate Reparations*, 10 MELBOURNE J. INT'L L. 509 (Fall 2009).

Maxine Burkett, *Much Ado About . . . Something Else: D.C. v. Heller, The Racialized Mythology of the Second Amendment, and Gun Policy Reform*, 12 J. GENDER RACE & JUST. 57 (2008).

Maxine Burkett, *Just Solutions to Climate Change: A Climate Justice Proposal for a Domestic Clean Development Mechanism*, 56 BUFFALO L. REV. 169 (2008).

Maxine Burkett, *Reconciliation and Non-Repetition: A New Paradigm for African-American Reparations*, 86 OR. L. REV. 99 (2007).

Maxine Burkett, *Strategic Voting and African Americans: True Vote, True Representation, True Power for the Black Community*, 8 MICH. J. RACE & L. 425 (2003).

Other Academic Journals

Maxine Burkett, *Climate Migration*, ANN. REV. OF L. & SOCIAL SCI. (forthcoming 2021).

Maxine Burkett and Sonja Klinsky, *Climate Reparations*, THE LANCET (forthcoming 2020).

Van der Gees, K., **Burkett, M.**, Fitzpatrick, J., Stege M. & Wheeler, B. (2020). *Climate change, ecosystem services and migration in the Marshall Islands: Are they related?* CLIMATIC CHANGE (2020). <https://doi.org/10.1007/s10584-019-02648-7>.

Hauer, M.E., Fussell, E., Mueller, V., **Burkett M.**, et al. *Sea-level rise and human migration*. NATURE REV EARTH ENVIRON **1**, 28–39 (2020). doi.org/10.1038/s43017-019-0002-9.

R.H. Moss, S. Avery, K. Baja, M. Burkett, A.M. Chischilly, P.A. Fleming, K. Geil, K. Jacobs, A. Jones, K. Knowlton, J. Koh, M.C. Lemos, J. Mellilo, R. Pandya, T.C. Richmond, L. Scarlett, J. Snyder, M. Stults, A.M. Waple, J. Whitehead, D. Zarilli, et al., *Evaluating Knowledge to Support Climate Action: A Framework for Sustained Assessment. Report of an Independent Advisory Committee on Applied Climate Assessment*, Wea. Climate Soc. (2019) 11 (3): 465-487.

Yamada Seiji, **Burkett Maxine**, and Maskarinec Gregory G., *Sea-Level Rise and the Marshallese Diaspora*, ENVIRONMENTAL JUSTICE. March 2017. [doi:10.1089/env.2016.0038](https://doi.org/10.1089/env.2016.0038).

A. Magnan, E.L.F. Schipper, **M. Burkett**, S. Bharwani, I. Burton, S. Eriksen, F. Gemenne, J. Schaar, and G. Ziervogel, *Addressing the Risk of Maladaptation to Climate Change*, WIREs CLIM. CHANGE 2016. [doi: 10.1002/wcc.409](https://doi.org/10.1002/wcc.409).

Maxine Burkett, *Lessons from Contemporary Resettlement in the South Pacific*, 68 COLUMBIA J. INT'L AFFAIRS 2 (Spring 2015).

Finucane, Melissa L., Rachel Miller, L. Kati Corlew, Victoria W. Keener, **Maxine Burkett**, Zena Grecni, 2013: Understanding the Climate-Sensitive Decisions and Information Needs of Freshwater Resource Managers in Hawaii. *Wea. Climate Soc.*, **5**, 293–308. [doi: http://dx.doi.org/10.1175/WCAS-D-12-00039.1](https://dx.doi.org/10.1175/WCAS-D-12-00039.1).

Maxine Burkett, *Climate Justice, Climate Change Discourse, and the Failure of the Elite-Driven Democracy: A Think Piece*, AM. STUDIES INST. (SEOUL NATIONAL UNIVERSITY Winter 2010).

John Torpey and **Maxine Burkett**, *The Debate Over African-American Reparations*, 6 ANN. REV. OF L. & SOCIAL SCI. 449 (Winter 2010).

Book Chapters

Maxine Burkett and Lauren Sancken *Climate Migration* in SHAWKAT ALAM, JAHID HOSSAIN BHUIYAN, TAREQ M.R. CHOWDHURY AND ERIKA J TECHERA, EDS., ROUTLEDGE HANDBOOK OF INTERNATIONAL ENVIRONMENTAL LAW 2nd ED. (Routledge, Oxford, 2020).

Maxine Burkett and Naima Moore, *This is Just the Beginning: Climate, Change, Positive Peace, and the “New Normal”* in THE VALUE OF HAWAII III: HULIHIA (U. Hawai'i Press

2020).

Maxine Burkett, *Migration* in MICHAEL BURGER & JUSTIN GUNDLACH, EDs., CLIMATE CHANGE, PUBLIC HEALTH, AND THE LAW (Cambridge U. Press 2018)

Rosemary Lyster and Maxine Burkett, *Climate-Induced Displacement and Climate Disaster Law: Barriers and Opportunities* in ROSEMARY LYSTER & ROBERT R.M. VERCHICK, EDs., CLIMATE DISASTER LAW: BARRIERS AND OPPORTUNITIES (Edward Elgar 2018).

Maxine Burkett, *Justice and Climate Migration*, in SIMON BEHRMAN & AVIDAN KENT, EDs., CLIMATE REFUGEES: BEYOND THE LEGAL IMPASSE? (Routledge 2018).

Maxine Burkett, *International Climate Change Law Perspectives*, in BENOÎT MAYER AND FRANÇOIS CRÉPEAU, EDs., RESEARCH HANDBOOK ON CLIMATE CHANGE, MIGRATION AND THE LAW (Edward Elgar 2017).

Maxine Burkett, *A Justice Paradox: Climate Change, Small Island Developing States, and the Absence of International Legal Remedy*, in SHAWKAT ALAM, ET AL., EDs., INTERNATIONAL ENVIRONMENTAL LAW AND THE GLOBAL SOUTH (Cambridge U. Press 2015).

Maxine Burkett, *Indigenous Environmental Knowledge and Climate Change Adaptation*, in RANDALL S. ABATE AND ELIZABETH ANN KRONK, EDs., CLIMATE CHANGE, INDIGENOUS PEOPLES AND THE SEARCH FOR LEGAL REMEDIES: BALANCING ON THE TIP OF THE SPEAR (Edward Elgar 2013).

Maxine Burkett, *The Nation Ex-Situ*, in MICHAEL GERRARD AND GREGORY WANNIER, EDs., THREATENED ISLAND NATIONS (Cambridge U. Press 2013).

Maxine Burkett, *Climate Refugees*, in SHAWKAT ALAM, JAHID HOSSAIN BHUIYAN, TAREQ M.R. CHOWDHURY AND ERIKA J TECHERA, EDs., ROUTLEDGE HANDBOOK OF INTERNATIONAL ENVIRONMENTAL LAW (Routledge, Oxford, 2012).

Maxine Burkett, *Legal Rights and Remedies*, in MICHAEL GERRARD AND KATRINA KUH, EDs., THE LAW OF ADAPTATION TO CLIMATE CHANGE (ABA 2012).

Works in Progress

Maxine Burkett, *Root and Branch: Climate Catastrophe, Racial Crises, and the History and Future of Climate Justice*, HARV. L. REV. FORUM (2021)

Maxine Burkett, *Evolution or Collapse? *Climate* Change and the International Legal Order*, in DAVID SLOSS, ED., CHANGE IN THE INTERNATIONAL LEGAL ORDER (Oxford U. Press)

Maxine Burkett, *Negative Feedback Loops: Climate Change, Homeostasis, and the Legal Body*

Maxine Burkett, *First Do No Harm: Climate Reparations and Guarantees of Non-Repetition*

Maxine Burkett & Sonja Klinsky, *Climate Reparations: Theory and Practice*

OTHER PUBLICATIONS

Van der Gees, K., **Burkett, M.**, Fitzpatrick, J., Stege M. & Wheeler, B. (2019). Marshallese perspectives on migration in the context of climate change. *IOM Policy Brief* 5 (1):1-12.

Keener, V., D. Helweg, S. Asam, S. Balwani, **M. Burkett**, C. Fletcher, T. Giambelluca, Z. Grecni, M. Nobrega- Olivera, J. Polovina, and G. Tribble, 2018: Hawai'i and U.S.- Affiliated Pacific Islands. In *Impacts, Risks, and Adaptation in the United States: Fourth National Climate Assessment, Volume II* [Reidmiller, D.R., C.W. Avery, D.R. Easterling, K.E. Kunkel, K.L.M. Lewis, T.K. Maycock, and B.C. Stewart (eds.)]. U.S. Global Change Research Program, Washington, DC, USA, pp. 1242–1308. doi: 10.7930/NCA4.2018.CH27.

R. Bratspies, **M. Burkett**, J. Echeverria, D. Farber, V. Flatt, D. Flores, A. Flournoy, A. Kaswan, C. Klein, E. Isaacson, S. Lamdan, J. Mintz, S. Shapiro, K. Sokol, J. Tomain, K. Tracy, and R. Verchick, *From Surviving to Thriving: Equity in Disaster Planning and Recovery*, Center for Progressive Reform, September 2018.

Maxine Burkett, Robert R.M. Verchick, and David Flores, *Reaching Higher Ground: Avenues to Secure and Manage New Land for Communities Displaced by Climate Change*, Center for Progressive Reform, May 2017.

Leong, J.-A., J. J. Marra, M. L. Finucane, T. Giambelluca, M. Merrifield, S. E. Miller, J. Polovina, E. Shea, **M. Burkett**, J. Campbell, P. Lefale, F. Lipschultz, L. Loope, D. Spooner, and B. Wang, 2014: Ch. 23: Hawai'i and U.S. Affiliated Pacific Islands. *Climate Change Impacts in the United States: The Third National Climate Assessment*, J. M. Melillo, Terese (T.C.) Richmond, and G. W. Yohe, Eds., U.S. Global Change Research Program, 537-556. doi:10.7930/J0W66HPM.

Burkett, M. (2011). In Search of Refuge: Pacific Islands, Climate-Induced Migration, and the Legal Frontier. *AsiaPacific Issues*, 98, 1-8.

Burkett, M. (2009). *Shoreline Impacts, Setback Policy and Sea Level Rise*, Project 41.A / AS-1, Center for Island Climate Adaptation and Policy, University of Hawai'i Sea Grant College Program (with Hwang, D.).

Maxine Burkett, *Current Issues Involving Rule 12(b)(6) and Rule 9(b)*, A.L.I., SH009 ALI-ABA 721 (2002) (with Elizabeth J. Cabraser and Joshua P. Davis).

Periodicals & Blogs (Selected)

"Reorienting Perceptions of Climate Change, Migration, & Displacement," 21st Century Diplomacy, WILSON CENTER & ADELPHI, September 30, 2020 (with Lauren Herzer Risi).

"'Not my Mother's Driver': Context and the Climate Driver," PERRY WORLD HOUSE: Colloquium Report and Thought Pieces, December 2019.

"Planning for the Public Health Effects of Climate Migration," NEW SECURITY BEAT, December 2018 (with Kevin Morris).

"Justice and Contemporary Climate Relocation: An Addendum to Words of Caution on 'Climate Refugees'," NEW SECURITY BEAT, August 2016.

"Climate-Induced Migration and the Role of Philanthropy," ALLIANCE MAGAZINE, June 2016.

"Small Island States and the Paris Agreement," WILSON PERSPECTIVES, January 2016.

“Drowning Nations’ Threaten New 21st Century Statelessness,” ALERTNET, August 23, 2011.

AWARDS & FELLOWSHIPS

Woodrow Wilson International Center for Scholars (2016 – Present)
Global Fellow (2017-Present); Public Policy Fellow (2016). Affiliated with the Environmental Change and Security Program to participate in common scholarly activities, research, writing and presentation of work on climate law, island resilience, and climate-related displacement to public audiences.

20 for the Next 20, Hawaii Business Magazine (2017)
Award Recipient. Awarded to 20 individuals whose talents, accomplishments, and potential set them apart as emerging leaders of Hawai‘i.

Bicentennial Medal, Williams College (2016)
Recipient. Established in 1993 on the occasion of the college’s 200th anniversary, Bicentennial Medals honor members of the Williams community for distinguished achievement in their field of endeavor.

40 Under 40, Pacific Business News (2016)
Award Recipient. Awarded to emerging leaders who are making a difference in Hawaii’s economy and community.

Omidyar Fellows Program (October 2013 – November 2014)
Fellow, Cohort II. A project of the Hawai‘i Leadership Forum, the Omidyar Fellows Program provides rigorous leadership training to build stronger leaders, more effective organizations, and cross-sector connections for Hawai‘i’s future.

Wayne Morse Chair of Law and Politics (Fall 2010)
Chair Recipient.

SELECTED GRANTS & RESEARCH SUPPORT

Pacific Islands Regional Integrated Sciences and Assessment (Pacific RISA), NOAA (2015 – Present)
Co-Investigator, Phase III. “Analyzing the Causes and Impacts of Climate-Induced Migration” and “Pacific Regional Climate, Socioeconomic, and Migration Variables: Identifying Best Practices.”

Pacific Islands Climate Adaptation Science Center (2016 – 2018)
Principal Investigator. “Analyzing Correlations and Effects of Human Migration of Marshallese Islanders.”

USDA Forest Service (2012 – 2014)
Principal Investigator. “‘O Ke Au I Kāhuli: Pehea Lā Ka Hawai‘i E Pono Ai?’ Understanding Impacts of Climate Change on Native Hawaiian and Pacific Island Communities.”

The Kresge Foundation (2011 – 2012)
Lead. “Building Climate Adaptation and Policy Partnerships with Native Hawaiian Communities.”

Coastal Storms Program and Pacific Services Center, NOAA (2010 – 2011)

Principal Investigator. "Sea Level Rise and Coastal Land Use in Hawai'i: A Policy Toolkit for State and Local Governments."

Pacific Islands Regional Integrated Sciences and Assessment (Pacific RISAs), NOAA (2009 – 2012)

Co-Investigator, Phase II. "Climate Adaptation Partnership for the Pacific (CAPP)."

Sea Grant – University of Hawai'i (2009)

Principle Investigator. "Shoreline Impacts, Setback Policy & Sea Level Rise."

SELECTED PRESENTATIONS

Keynote Addresses

"Climate Justice and the Road to Recovery," Student Energy Summit 2020, Blue Planet Foundation, November 14, 2020.

"Behind the Veil: Climate Migration, State Shift, and a New Theory of Justice," Our Climate, The Only Constant is Change, 24th Annual Public Interest Environmental Conference, University of Florida Levin College of Law, February 8, 2018.

"The New Veil: Climate Migration, State Shift, and a New Theory of Justice," IBS Conference on Climate Change and Human Migration, Busan, South Korea, November 28, 2017.

"Justice and Climate Migration," Environmental Justice 2017: Looking Back, Looking Forward, Sydney Environment Institute at the University of Sydney, Sydney, Australia, November 5, 2017.

"America's First: Climate, Mobility, and Unconventional Pathways," 35th Annual Public Interest Environmental Law Conference, Eugene, Oregon, March 5, 2016.

"The Physics of Law", Climate Equity, Emerson Collective's Do-Fest, Marrakech, Morocco, November 17, 2016.

"Climate, Complexity, and Other Devils: James Garfield and the Seventh Generation," Convocation Speech, Williams College, Williamstown, MA, September 17, 2016.

"Peoples and Cultures in Transition: Understanding Climate-Induced Migration," 2016 Climate Change and Indigenous Peoples Lecture, University of Oregon, Eugene, Oregon, April 25, 2016.

"Lessons from Contemporary Relocation in the Pacific," Keynote Presentation, The Rising Ocean: The Pacific Islands and Global Climate Change Symposium, University of Bergen, Norway, May 29, 2015.

"Rehabilitation: A Proposal for a Compensation Mechanism for Small Island States," Featured Scholar, The 2014 Santa Clara Journal of International Law Symposium, Santa Clara Law, Santa Clara, California, January 24, 2014.

*"Climate-Induced Migration and the Challenge of Statehood: Defining the Problem, Identifying Solutions," Plenary Speaker, *Changing Nature: Migrations, Energies, Limits*, Association for the Study of Literature and Environment (ASLE) Tenth Biennial Conference, University of Kansas, Lawrence, Kansas, May 30, 2013.*

"The Future of Environmental Justice," New Directions in Environmental Justice, Florida A&M University College of Law Environmental Law and Justice Symposium, Orlando, Florida, November 12, 2010.

"Just Compensation: Climate Reparations and the Reconstituted Society," Environmental Studies Department Convocation, University of Oregon, Eugene, Oregon, October 8, 2010.

Invited Lectures

"Root & Branch: Climate Change, Racial Hierarchy & the History and Future of Climate Justice," Department of Atmospheric Sciences Seminar, University of Washington, December 2, 2020.

"Root & Branch: Climate Change, Racial Hierarchy & the History and Future of Climate Justice," Law Faculty Colloquium, Pitt Law, November 19, 2020.

"Root & Branch: Climate Change, Racial Hierarchy & the History and Future of Climate Justice," Columbia University, Climate and Health Seminar Series, November 18, 2020.

"Root & Branch: Climate Change, Racial Hierarchy & the History and Future of Climate Justice," Class of 1960 Scholars, Public Talk, Williams College, November 17, 2020.

"Climate Reparations," Global Justice Clinic, NYU School of Law, November 10, 2020.

"Climate Reparations," Seminar on Race, Climate Change, and Environmental Justice, Columbia University/Lamont-Doherty Earth Observatory, Climate and Society, November 10, 2020.

"First Do No Harm: Climate Reparations and Guarantees of Non-Repetition," University of Maryland, Bahá'í Chair for World Peace, April 14, 2020.

"First Do No Harm: Climate Reparations and Guarantees of Non-Repetition," Faculty Colloquium, University of California, Irvine School of Law, October 24, 2019.

"Justice and Climate Migration," Obama Foundation Scholars Program, University of Chicago, Chicago, IL, April 17, 2019.

"Moving Stories: Justice and the Contemporary 'Climate Refugee'," Class of '71 Public Affairs Forum on Inequality, Williams College, Williamstown, MA, October 6, 2016.

"Climate-Induced Migration: Understanding the Global Challenges," Climates of Change: Organizations in a Time of Ecological and Social Vulnerability, The Organization Studies Conference, Honolulu, Hawai'i, April 20, 2016.

"When Climate Change Hits Hardest, How are Island Nations Coping?," Peace Corps Headquarters, Washington D.C., March 24, 2015.

"Climate-Induced Migration: Defining the Problem, Identifying Solutions," University of Washington Program on Ocean Change Seminar Series, University of Washington, Seattle, Washington, January 27, 2015.

“Climate Refugees’ and the Challenge of Statehood: Defining the Problem, Identifying Solutions,” Yale Climate and Energy Institute, Yale Law School, New Haven, Connecticut, October 17, 2013.

“Climate-Induced Migration and the Challenge of Statehood: Defining the Problem, Identifying Solutions,” Suffolk Law School, Boston, Massachusetts, October 16, 2013.

Panels

“Climate Migration,” Criminalization of Climate Migrants, The Berkeley Center on Comparative Equality and Anti-Discrimination Law, Berkeley Law, October 27, 2020.

“Root & Branch: Climate Change, Racial Hierarchy & the History and Future of Climate Justice,” Maine Law Review: Environmental and Climate Justice Panel, Maine Law School, October 26, 2020.

“Honolulu v. Sunoco: Climate Science, Impacts, Tort Theory,” Hawaii State Bar Association Annual Convention, October 16, 2020.

“Climate Reparations,” 17th Annual Wiley A. Branton Symposium, Howard Law Journal, October 8, 2020.

“Inclusive and Equitable Climate Justice,” UN75 Global Governance Forum, September 18, 2020.

“Climate Migration and Human Rights,” Global Philanthropy Forum, September 15, 2020.

“Climate Reparations,” Impact of Climate Change on Vulnerable Populations in the US and Globally, 55th Actuarial Research Conference (ARC 2020), August 11, 2020.

“Climate Reparations and Transitional Justice,” Transitional Justice in a Hostile Climate, American Society of International Law (ASIL) Annual Meeting, July 2020.

“Climate Justice and Peace,” Festival for the Future, New Zealand, July 14, 2020.

“Climate and Peace,” Global Lessons for a More Resilient Future, Foreign Policy Magazine & Global Futures Laboratory at ASU, June 30, 2020.

“Litigating Separate and Equal,” Stanford Law School Review Symposium: Lawyering in the Age of Climate Change, May 20, 2020.

“Migrant Justice is Climate Justice: A Series on the Green New Deal,” Rutgers University, February 25, 2020.

“Climate Migration,” Climate Justice: What Migration Means for Labor and Communities, Center for Progressive Reform, January 31, 2020.

“Environmental Litigation: A State’s Enforcement of Protection Statutes,” 2020 Conference of Chief Justices Midyear Meeting, Honolulu, HI, February 4, 2020.

“Defining a Plantationocene for the Pacific,” American Studies Association Annual Meeting, Honolulu, HI, November 7, 2019.

“Climate-Induced Changes to Human Geography and Migration,” Spring 2019 Global Shifts Colloquium: A Changing Climate, A Changing World: Policy Challenges and Opportunities in Migration and Urbanization, Perry World House, University of Pennsylvania, April 15, 2019.

“Race, Migration and Human Rights,” Plenary Panel, Critical Perspectives on Race and Human Rights: Transnational Re-Imaginings Symposium, UCLA School of Law, March 8, 2019.

“Climate Change and Marshallese Migration,” Expert Meeting, How Religion, Culture and Education Influence the Perception of People about Climate Change, University of Tokyo, Environmental Law Institute, Hosei University, Honolulu, HI, February 18, 2019.

“Climate Change Impacts on the Republic of the Marshall Islands,” Re-Valuing the Ocean: Perspectives from the Law, the Sciences, and the Blue Humanities, University of Utah, February 14, 2019 (remote).

“Climate Litigation,” Hawaii State Bar Association Land Use Conference, January 24, 2019.

“Climate Change, Migration, and the Republic of the Marshall Islands,” 7th International Conference on Environmental Future (ICEF7): Humans and Island Environments, Honolulu, HI, April 17, 2018.

“Climate Change and Marshall Islands Migration,” Sea Level Rise, Coastal Flood Risk, and Social Vulnerability Workshop, Hawaii NAACP Climate Change Workshop, Honolulu, HI, April 7, 2018.

“Climate Change, Migration, and the Republic of the Marshall Islands,” Transnational Law Summit: The New Human Condition, Kings College, London, United Kingdom, April 11, 2018.

“Justice and Climate Migration,” Sydney Ideas: The Future of Environmental Justice, Sydney, Australia, November 7, 2017.

“A Global Pact for the Global South: Rethinking the ‘Environment’ in International Law,” Conference on the Global Pact for the Environment, Columbia Center on Sustainable Investment, Columbia University, New York, NY September 20, 2017.

“Is Climate-Related Migration a National Security Issue?,” Ground Truth Briefing, Wilson Center, Washington, D.C., February 28, 2017.

“Climate Justice and Global Politics,” Non-Ideal Climate Justice: Global Inequality, the Paris Agreement and the Limits of the Feasible, Center for Ethics and Human Values, Ohio State University, February 10, 2017.

“Climate-Induced Migration: Understanding the Global Challenges,” Managing Global Risk: Migration in Situations of Crisis, The 2016 International Metropolis Conference, Nagoya, Japan, October 24, 2016.

“Climate-Induced Migration in the Pacific,” He Huliau – A Turning Point, International Indigenous Health Symposium, Honolulu, Hawai’i, October 14, 2016.

“Radiative Resilience: Hawai‘i as a Hub for Island Innovation,” Developing Climate Resilience: An Island Perspective, Environmental Change and Security Program, Woodrow Wilson International Center for Scholars, Washington D.C., October 5, 2016.

“Keeping Climate,” Climate Refugees: Beyond the Legal Impasse?, University of East Anglia, Norwich, United Kingdom, July 4, 2016.

“Reading Between Two Red Lines,” Disasters and International Law, International Law Weekend West Conference, Brigham Young University Law School, January 29, 2016.

“Climate Change, Rights Movements, and Civil Disobedience,” The Presence and Future of Civil Rights Movements: Race and Reform in the 21st Century, Duke Law School, Durham, NC, November 19, 2015.

“Global Efforts to Address Climate Change,” Panelist, Competing Visions for a Sustainable Future, Environmental Law and Policy Program, University of Michigan Law School, Ann Arbor, Michigan, April 17, 2015.

“Rehabilitation: Islands as Policy Pioneers,” Islands as Champions of Resilience, Environmental Change and Security Program, Woodrow Wilson International Center for Scholars, Washington D.C., March 25, 2015.

“Climate Law & Policy – Emerging Global Developments,” Plenary, 2015 Climate Science Symposium, Pacific Islands Climate Science Center, Honolulu, Hawai‘i, February 27, 2015.

“A River Runs Through It: Identifying Critical Funding Hurdles in Climate-Induced Relocation,” On Thin Ice: Climate Change From an International Human Rights Perspective, Fordham Law School, New York, New York, February 20, 2015.

“Mind the Regulatory Gaps,” Discussant, Environmental Changes and Human Mobility, World Trade Institute, Bern, Switzerland, October 24, 2014.

“Climate-Induced Migration and the Challenge of Statehood,” Migration, 2014 International Roundtable, Macalester College, St. Paul, Minnesota, October 10, 2014.

“Loss, Security, and Communicating Climate Change Impacts,” Special Briefing: Pacific Region Highlights of the 3rd National Climate Assessment, East-West Center, Honolulu, Hawai‘i, May 6, 2014.

“Climate Disobedience,” The Berkeley Exchange: Celebrating Berkeley’s Contribution to Environmental Law Scholarship, Berkeley Law School, Berkeley, California, February 7, 2014.

“Indigenous Knowledge and Climate Change Adaptation,” Waves of Change, Climate Change in the Pacific Islands and Implications for Hawai‘i, International Conference, Center for Pacific Islands Studies, University of Hawai‘i, Mānoa, Honolulu, Hawai‘i, April 6, 2013.

“A Justice Paradox: Small Island States and the Quest for Effective Legal Remedy,” He Hali‘a Aloha No Jon: Memories of Aloha for Jon, William S. Richardson School of Law, University of Hawai‘i, Mānoa, Honolulu, Hawai‘i, January 31, 2013.

“Litigating Climate Change Adaptation,” Property Law and Natural Resources and Energy Law Joint Program, Association of American Law Schools Annual Meeting, New Orleans, Louisiana, January 7, 2013.

“‘Insuring’ Vulnerability,” Presenter and workshop participant, *First Do No Harm: Avoiding Maladaptation to Climate Change*, Rockefeller Foundation Center, Bellagio, Italy, November 6-10, 2012.

Moderated Panels

“Climate Change Impacts, Science & Economics in Hawai‘i,” Climate Change Science & Litigation, University of Hawai‘i, May 3, 2019.

“War and Migration, Refugees and Poverty,” Toward a Greener Attica: Preserving the Planet and Protecting Its People, Hydra, Greece, June 7, 2018.

“Fleeing Climate Change,” Transnational Law Summit: The New Human Condition, King’s College London, April 11, 2018.

“Human Impacts of ASEAN Integration: Shared Issues of Environmental Sustainability, Human Rights and Local Communities, Labor and Migration,” Moderator, Hawai‘i: Catalyzing the US-ASEAN Partnership, ALIC-APLPJ International Symposium on Governance, Development, and Civil Society, Honolulu, HI, April, 16, 2016.

“Peoples and Cultures in Transition,” Moderator, Voyaging to Resilience: Creating Value through Partnerships, PRiMO Conference, Honolulu, HI, March 18, 2016.

CONFERENCES ORGANIZED

Symposium on Climate Displacement, Migration, and Relocation, University of Hawai‘i, December 13-14, 2016

Conference organizer and host. The White House Council on Environmental Quality, NOAA’s Office for Coastal Management, the Environmental Law Program of the William S. Richardson School of Law (University of Hawai‘i), and the Alaska and Hawai‘i Sea Grant College Programs hosted this symposium, which aimed to address some of the myriad legal and policy questions that arise as a result of climate change-related impacts on human displacement, migration, and relocation—both internal and cross-border—with an emphasis on recent and near term effects on the United States.

The Climate of Environmental Justice: Taking Stock, University of Colorado Law School, March 16-17, 2007.

Conference organizer and host. Conference convened to initiate dialogue regarding climate change and disproportionate impacts in the US and abroad. Leading academics, activists, and legal practitioners in the Environmental Justice field addressed the emerging interplay between race, poverty, and global warming.

PROFESSIONAL MEMBERSHIPS

American Law Institute (2018-Present)

Hugo Observatory (2017-Present)

Center for Progressive Reform, *Member Scholar* (2015-Present)

International Law Association (2009-Present)
Hawai'i State Bar Association (2005-Present)
Academy of Food Law & Policy, *Founding Member* (2016)
Pacific Islands Region Climate Assessment, Steering Committee, Member (2011-2016)
Pacific Climate Information System, Steering Committee, Member (2011-2013)
American Bar Association (2005-2010)

PROFESSIONAL SERVICE

Committees, Commissions, and Advisory Boards

American Society for International Law, Signature Topic on Climate Change,
Steering Committee Member (2020-Present)
Lancet Commission for Reparations and Redistributive Justice, *Commissioner*
(2019-Present)
International Law Association, Committee on International Law and Sea Level
Rise, Co-Rapporteur (2019-Present)
New Security Beat, Advisory Board, *Member* (2018-Present)
Climate Law Journal, Academic Board, *Member* (2013-Present)

Dissertation Committees & Review

Australia National University, ANU College of Law
Clark University, Department of Geography
University of Hawai'i, Department of Urban and Regional Planning

Manuscript Review, Books

Aspen Publishers
Cambridge University Press

Manuscript Review, Journal Articles

American Quarterly
Asian Journal of International Law
Climate and Development
Climate Law
Climatic Change
Climate Policy
Ethics, Policy & Environment
Global Environmental Change
Human Rights & International Legal Discourse
International Migration
Journal of Integrative Environmental Sciences
Journal of Law and Society
Melbourne Journal of International Law
Philosophical Transactions
Political Studies
Quebec Journal of International Law
Regional Environmental Change
Review of European, Comparative & International Environmental Law

Manuscript Review, Policy Papers

Global Knowledge Partnership on Migration and Development (KNOMAD)

National Climate Assessments

Lead Author, Fourth National Climate Assessment, Hawai'i and Pacific Islands (2018)

Contributing Author, Third National Climate Assessment, Hawai'i and Pacific Islands (2014)

STATE & FEDERAL APPOINTMENTS

Independent Advisory Committee on Applied Climate Assessment (2018 – Present)

Member. One of 19 leading scientists and experts tasked with providing recommendations to help federal, state, and local government, communities, and the private sector plan for the effects of climate change.

Advisory Committee for the Sustained National Climate Assessment (2016 – 2017)

Member. One of 15 members appointed to advise the Under Secretary of Commerce for Oceans and Atmosphere on the engagement of stakeholders and on sustained assessment activities and the quadrennial National Climate Assessment Report.

Climate Change and Health Working Group, State of Hawai'i (2015 – 2016)

Member. Serve on a statewide working group charged with assessing the scope and risks of climate change on the health of Hawai'i's residents and developing a strategic plan to address climate change risks to health statewide. The Working Group's focus is on assisting Hawai'i health professionals prepare and respond effectively.

Climate Change Task Force, State of Hawai'i (2010)

Member. Member of proposed task force to scope the impacts of climate change on Hawai'i's people, natural resources, and economy, estimate the costs to the State of the adverse effects associated with climate change and rising sea level, and recommend to the legislature and the governor measures that would address or mitigate climate change effects.

Greenhouse Gas Emissions Reduction Task Force, State of Hawai'i (2009)

Member. One of ten members of task force to develop and recommend a work plan for statewide wide greenhouse gas (GHG) emissions reduction program and strategies to ensure the achievement of the statewide GHG emissions reductions limits at or below the 1990 emissions levels by January 2020, as established by Act 234.

BOARD SERVICE

The Climate Museum, New York, NY (2019 – Present)

Trustee, Board of Trustees

Institute for Climate and Peace, Honolulu, HI (2018 – Present)

Co-Founder, Senior Advisor

Executive Director (2018-2020)

ELAW, Eugene, OR (2018 – Present)

Director, Board of Directors

Blue Planet Foundation Honolulu, HI (2009 – 2013, 2018 – Present)

Director, Board of Directors

RISE for the Earth, Honolulu, HI (January 2017 – Present)
Member, Advisory Board

Hawaii Presidential Center, Honolulu, HI (2014 – Present)
Vice President, Board of Directors.

Global Greengrants Fund, Boulder, CO (2009 – Present)
Director, Board of Directors.
Vice-Chair (2009-2017).

SELECTED MEDIA

NBC News, “Billions could face temperatures inhospitable to life in the next 50 years, study finds,” by Joe Purtell, May 6, 2020.

The New Republic, “The Coronavirus and the Limits of Individual Climate Action,” by Melody Schreiber, April 27, 2020.

Wired Itay, “Gli stati devono iniziare a riconoscere i “rifugiati climatici”? (“Should states recognizing ‘Climate Refugees?’”), by Federica Lavarini, February 3, 2020.

ClimateWire, “Vanessa Nakate speaks out after being cut from news photo,” by Jennifer Hijazi, January 30, 2020.

ClimateWire, “U.N.: Climate harm may violate human rights,” by Jennifer Hijazi, January 27, 2020.

ClimateWire, “‘Kids’ climate case’ was dismissed. What’s next?,” by Jennifer Hijazi, January 21, 2020.

Carnegie Council (podcast), “Climate Change, Islands, and the United Nations,” with Alex Woodson, September 26, 2019.

Grist, “What is a ‘Climate Refugee’ and how many are there?,” by Eve Andrews, June 20, 2019.

Huffington Post, “Homelessness in Hawaii is a Crisis. Climate Change Could Make it Worse,” by David Uberti, February 20, 2019.

The Christian Science Monitor, “‘Climate kids’ seek action – and await their day in court,” by Eoin O’Carroll, October 26, 2018.

The Washington Post, “The Sinking State,” by Joshua Keating, July 26, 2018.

ClimateWire, “Natives of drowning islands make new home in Ozarks,” by Jean Chemnick, October 30, 2017.

Oceans Deeply, “How International Law Could Help Small Island Tackle Climate Change,” News Deeply, by Ian Evans, September 29, 2017.

Ensia, “Home and Away: New Report Offers Tools and Strategies for Successful Climate Relocation,” by Andrew Urevig, August 24, 2017.

Huffington Post, "Trump Administration Dissolves Federal Climate Advisory Committee," by Lydia O'Connor, August 20, 2017.

Radio New Zealand, "Planning needed for climate-induced migration – academic," Dateline Pacific, July 13, 2017.

Inter Press Service, "Mapping and Responding to Climate-Induced Migration," by Tharanga Yakupitiyage, May 18, 2017.

Honolulu Civil Beat, "How Can One City Tackle Climate Change?," by Anita Hofschneider, April 11, 2016.

International Business Times, "Kiribati Climate Change Relocation Refugee Crisis? Sinking Low-Lying Island Nations In Pacific, Indian Oceans Seeking Solutions Before It's Too Late," by Lydia Tomkiw, October 11, 2015.

Nature Climate Change, "Small Islands Adrift," Policy Watch by Anna Petherick, July 2015.

New Security Beat, "Small Island States Continue Long Crusade for Recognition of Climate Damages," Podcast, Woodrow Wilson Center, April 24, 2015.

Asia Times, "Carbon funds bypass Asian indigenous peoples," by Amantha Perera, September 22, 2014.

Thomson Reuters Foundation, "Women hurt by lack of say in South Asia's environment policy," by Amantha Perera, August 22, 2014.

ClimateWire, "Insurer mysteriously withdraws high-profile lawsuit for climate damages in Chicago flooding case," by Evan Lehmann, June 5, 2014.

Sage Magazine, "Fighting for Climate Justice," by Timothy Brown, November 22, 2013.

Energy & Environment Reporter, "Island countries facing watery demise confer on survival strategies," by Anne Mulkern, April 8, 2013.

ABA Journal, "Washed Away," by Kristin Choo, March 2012.

PBS Hawaii, "Climate Change," Guest, *Insights*, December 15, 2011.

PBS Hawaii, "APEC: Policies and Protests," Guest, *Insights*, November 3, 2011.

New York Times, "Island Nations May Keep Some Sovereignty if Rising Seas Make Them Uninhabitable," by Nathaniel Gronewald, May 25, 2011.

Radio Australia, Australia Broadcasting Corporation, "Major Law Revision Needed to Deal with Climate Change," Guest, *Pacific Beat*, May 5, 2011.

Policy Innovations, A Publication of the Carnegie Council, "Changing the Tide for Small Island Nations," by Marie O'Reilly, December 17, 2009.

Honolulu Weekly, "Hopenhagen?: A Local Law Professor Reports from Denmark," *Features*, December 16, 2009.

BBC Radio, "Who Should Foot the Climate Change Bill," Guest, *World Have Your Say*, December 11, 2009.

Hawaii Public Radio, "Copenhagen and Climate Change," Guest, *Energy Futures*, November 30, 2009.

Hawaii Public Radio, "Global Warming and Sea Level Rise," Guest, *Energy Futures*, October 26, 2009.

Honolulu Advertiser, Honolulu, Hawaii. "As world warms, farms must adapt," Island Voices Commentary, July 6, 2009, A8.

Honolulu Star-Bulletin, Honolulu, Hawaii. *Name in the News, Views & Voices*, April 24, 2009, p. 36.

Jamaica for Sale, Documentary, directed by Esther Figueroa, "Climate Change, Peak Oil, and Development in Jamaica," Video Presentation/Interview featured, Fall 2008.

News Talk 93 FM, Jamaica, West Indies. "Climate Change and Jamaica," Guest, *Looking Back Looking Forward*, December 23, 2007.

OTHER EMPLOYMENT

Paul Johnson Park & Niles, Honolulu, HI (September 2004 – August 2005)
Associate.

The Honorable Susan Illston, United States District Court, Northern District of California, San Francisco, CA (September 2003 – August 2004)
Law Clerk.

Davis Levin Livingston Grande, Honolulu, HI (July 2002 – July 2003)
Law Clerk, Public Interest Fellow.

Lieff, Cabraser, Heimann & Bernstein, San Francisco, CA (Summer 2001)
Summer Associate.

Williams College, Office of Admission, Williamstown, MA (July 1998-June 1999)
Assistant Director of Admission.

The White House, Office of Public Liaison, Washington, DC (Summer 1997)
Intern to the Director of Public Liaison.