

W i l l i a m W e a v e r

Institute for Policy and Economic Development
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University of Texas at El Paso
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CURRENT POSITIONS

Deputy Director
Institute for Policy and Economic Development
Room 425
Kelly Hall
University of Texas at El Paso

Interim Director
Center for Law and Border Studies
University of Texas at El Paso

Director of Curriculum Development
Office of the Director of National Intelligence, Intelligence Communities Centers for Academic
Excellence Grant to University of Texas at El Paso
Institute for Policy and Economic Development

EDUCATION

Ph.D. in Politics (August, 1993)
Woodrow Wilson Department of Politics
University of Virginia
Comprehensive subfields: Public Law; International Law and Organizations; Modern Political
Thought; Ancient Political Thought

J.D. (May, 1992)
School of Law
University of Virginia
Editorial Board of Virginia Law Review

M.A. in Politics (January, 1989)
Woodrow Wilson Department of Politics
University of Virginia

B.A. in Government (January, 1987)
Earl Warren Graduate in Government
California State University, Sacramento

RESEARCH

BOOKS

Robert M. Pallitto and William G. Weaver, Presidential Secrecy and the Law, (Baltimore: Johns Hopkins University Press, 2007).

William G. Weaver and Sibel Edmonds, Shooting the Messenger: Whistleblowers, National Security, and the Law, under contract with the University Press of Kansas.

Kathleen Staudt and William G. Weaver, Feminisms and Political Science: Integration or Transformation? (New York: MacMillan/Twayne Press, 1997).

Lief Carter, Austin Sarat, Mark Silverstein, and William G. Weaver, New Perspectives on American Law: An Introduction to Private Law and Politics and Society (Durham, N.C.: Carolina Academic Press, 1997). Sections on torts and property.

EDITED VOLUMES

M.E. Brint and William G. Weaver, eds., Pragmatism in Law and Society, a volume in the Stanford Series on Law and Society (Boulder, Colo.: Westview Press, 1991).

ARTICLES

William G. Weaver and Robert M. Pallitto, "'Extraordinary Rendition' and Presidential Fiat," Presidential Studies Quarterly, 36(1): 102-116 (March, 2006).

William G. Weaver and Robert M. Pallitto, "State Secrets and Executive Power," Political Science Quarterly, 120(1): 85-112 (Spring, 2005).

Scott E. Culhane, Harmon M. Hosch, and William G. Weaver, "Crime Victims Serving as Jurors: Is There Bias Present?," Law and Human Behavior, December 2004.

William G. Weaver, "Richard M. Rorty," entry in Dictionary of Literary Biography, American Philosophers 1950-2000, 279: 295-314 (2003).

William G. Weaver and Thomas Longoria, "Bureaucracy That Kills: Sovereign Immunity, Federal Governmental Accountability, and the Discretionary Function Exception," American Political Science Review 96(2):335-349 (June, 2002).

John Tennert and William G. Weaver, "Postmodern Public Administration: A Sheep in Wolf's Clothing?," Southeastern Political Review 28(2):319-349 (June, 2000).

William G. Weaver, "Corporations as Intentional Systems," Journal of Business Ethics 17(1):87-97 (January, 1998).

William G. Weaver, "Dewey or Foucault?: Organization and Administration as Edification and as Violence," Organization 4:33-50 (February, 1997).

William G. Weaver, "Richard Rorty's Political Theory: 'Too Late for the Gods and Too Early for Being'," Political Science Reviewer 25:210-43 (1996).

M.E. Brint, William G. Weaver, and Meredith Garmon, "What Difference Does Anti-Foundationalism Make to Political Theory," New Literary History 26:225-237 (Spring, 1995).

William G. Weaver, "Richard Rorty and the Radical Left," Virginia Law Review 78:729-757 (April, 1992).

CHAPTERS IN BOOKS

William G. Weaver, "Justice on the Border," in Christine Brenner, Irasema Coronado, and Dennis Soden, eds., !Diga Me!: Texas Politics and the Border (Kendall-Hunt, 2003).

William G. Weaver, "The 'Democracy of Self-Devotion': Oliver Wendell Holmes, Jr., and Pragmatism," Renascent Pragmatism, Alfonso Morales, ed. (London: Ashgate Press, 2003).

William G. Weaver, "Introduction: How to Apply to Law School," Peterson's Guide to U.S. Law Schools (New York: Peterson's, 1999).

Patricia Fredericksen and William G. Weaver, "Legal Issues and Management Strategies in the Development and Implementation of Bi-National, Municipal Environmental Agreements," in Dennis Soden and Brent Steel, eds., Environmental Policy and Administration in Three Worlds: Developing, Industrial and Postindustrial, (New York: Marcel Dekker, 1999).

M.E. Brint, David Hennigan, William G. Weaver, and Andrew C. Wicks, "The Politics of Difference," in On the Other: Dialogue and/or Dialectics, Robert P. Scharlemann, ed., (Lanham, MD: University Press of America, 1992).

SUBSTANTIAL BOOK REVIEWS

William G. Weaver, "The Human Body on Trial, by Lynne Curry," The Law and Politics Book Review, 13(2) (February, 2003).

William G. Weaver, "Privacy The Debate in the United States Since 1945, by Philippa Strum and Transforming Privacy: A Transpersonal Philosophy of Rights, by Stefano Scoglio," The Law and Politics Book Review, 8(7):289-291 (July, 1998).

William G. Weaver, "On Creating Persons," Crime, Law and Social Change 23:163-67 (1995).

William G. Weaver, "Father Knows Best," Crime, Law and Social Change 23:281-84 (1995).

William G. Weaver, "Liability Law: Review of Liability: The Legal Revolution and its Consequences, by Peter Huber," La Revue Tocqueville 12:287-292 (1991).

AMICI CURIAE

April, 2007 William G. Weaver and Robert M. Pallitto, *Amici Curiae* brief in Hepting v. AT&T, a class action suit brought by the Electronic Frontier Foundation for equitable and monetary relief to stop private telecommunications providers from

allowing the National Security Agency access to their communications networks in the absence of judicially authorized warrants. The United States Government intervened and asserted the state secrets privilege.

June, 2006 Louis Fisher and William G. Weaver, *Amici Curiae* brief in ACLU v. National Security Agency and Center for Constitutional Rights v. Bush. These two cases concern National Security Agency surveillance of United States citizens.

OTHER PUBLICATIONS

William G. Weaver, "Extraordinary Rendition and the State Secrets Privilege: A self-Inflicted Wound?" OP-ED Forum, Jurist, October 25, 2007.

William G. Weaver, "Kit Bond's Anti-Whistle blower, Anti-Accountability Bill," "Ask This" column, August 12, 2006. Invited commentary for the Nieman Watchdog at the Harvard University Nieman Foundation for Journalism.

William G. Weaver, "A Secret Court is No Place for Important Constitutional Issues," "Ask This" column, July 25, 2006. Invited commentary for Nieman Watchdog at the Harvard University Nieman Foundation for Journalism.

Sibel Edmonds and William G. Weaver, "To Tell the Truth," Bulletin of the Atomic Scientists, "Turn Back the Clock" column, January/February 2006. Invited commentary.

Sibel Edmonds and William G. Weaver, "Guest Column: Bill to Bolster WPA Provides No Help to National Security Employees," Feds In Court section of Federal Employees News Digest, November, 2005. Invited commentary.

William G. Weaver, Peterson's Game Plan for Getting Into Law School (New York: Peterson's, 2000)

LITIGATION IN SUPPORT OF RESEARCH

November, 2006 Freedom of Information Act suit against Department of Justice and Drug Enforcement Administration for documents in a corruption and murder case involving Bureau of Immigration and Customs Enforcement and the Juárez Cartel.

April, 2005 Co-authored appellate brief in Lok Thye Lau v. Alberto Gonzales, a case challenging agency interpretation of the so-called "bright line" ethics rule instituted by FBI Director Louis Freeh.

CONGRESSIONAL TESTIMONY

February 13, 2007 Appeared as a witness before the House Committee on Oversight and Government Reform to testify concerning the Whistleblower Protection Enhancement Act of 2007.

February 14, 2006 Appeared as a witness before the House Subcommittee on National Security, Emerging Threats, and International Relations, to provide testimony concerning establishment of meaningful protection for national security whistleblowers.

DOCUMENTARY FILM INTERVIEWS

- April 6, 2007 Interview for documentary on failures of main stream media with the DocFactory.
- February 1, 2007 Interview for documentary concerning whistleblowers produced by Canal+ in Europe. Forthcoming January 2008.
- January 30, 2007 Interview by Hedrick Smith Productions for production of a Frontline documentary for the Public Broadcasting System concerning government surveillance of United States citizens. Aired, May 23, 2007.
- January 8, 2007 Interview with Borderland Pictures for documentary concerning corruption and murder case involving Juárez Cartel and the Bureau of Immigration and Customs Enforcement. In production.
- May, 2004 Interview concerning femicides and the Juárez Cartel in Ciudad Juárez, Mexico, by independent documentary film maker.

EXPERT WITNESS AND CONSULTING ACTIVITY

- Dec, 2006-Jan 2007 Member of committee for the Constitution Project proposing legislative reform of the state secrets privilege.
- Nov, 2006-Jan 2007 Advised ABC Law and Justice Unit concerning story on a corruption and murder case involving the Bureau of Immigration and Customs Enforcement and the Juárez Cartel.
- Oct, 2006-Jan, 2007 Advised 60 Minutes concerning story on National Security Agency surveillance and data mining.
- Oct, 2006-Feb, 2007 Advisor to Hedrick Smith Productions on documentary for Frontline concerning government surveillance.
- December 12, 2006 Expert witness testifying on behalf of an asylee invoking the Convention Against Torture to fight deportation to Mexico. Asylee had been an informant for the Drug Enforcement Administration and Bureau of Immigration and Customs Enforcement. Asylee won indefinite deferral of deportation.
- Summer-Fall, 2006 Authored portions of the Federal Employees Protection of Disclosures Act. Part of the Defense Authorization Act of 2007. The FEPA was stripped from the DAA in conference.

SELECTED RADIO INTERVIEWS

- August 15, 2007 Fifty minute interview on the David Inge Show with WILL Radio (National Public Radio for Illinois) concerning Presidential Secrecy and the Law.

- August 2, 2007 Guest on BBC The World Tonight concerning abuse of executive power in the Bush Administration.
- March 13, 2007 One hour interview on the Rollye James Show concerning federal agency corruption, legalization of drugs, and Mexican drug cartels. The Rollye James Show is a national talk radio program broadcast on XM radio and other outlets.
- November, 2006 Fifty minute interview with Expert Witness Radio, WBAI, New York City on drug cartels and Ciudad Juárez/El Paso drug and murder cases.
- June 18, 2006 Guest on Talk of the Nation, moderated by Neal Conan, National Public Radio. A 45 minute discussion of the state secrets privilege.
- December, 2005 Fifty minute interview with Expert Witness Radio, WBAI, New York City on drug cartels and Ciudad Juárez/El Paso drug and murder cases.
- March 23, 2004 Interviewed and research on government secrecy used to support multi-part series by WBUR Boston public radio on the state secrets privilege and the case of United States v. Reynolds.
- April, 2005 – Present Interviews with various radio stations concerning national security whistleblower matters.

SELECTED INTERVIEWS AND REFERENCES TO RESEARCH

- October 22, 2007 Work on state secrets privilege cited in “Justice’s Blind Trust,” CQ Weekly, by Kenneth Jost.
- August 25, 2007 Quoted at length in “Iraq Corruption Whistleblowers Face Penalties,” by Deborah Hastings, Associated Press; appeared in major newspapers nationwide.
- July 24-25, 2007 Presidential Secrecy and the Law featured on The Daily Show with John Stewart through an interview with co-author Robert M. Pallitto.
- May-June, 2007 Quoted at length concerning whistleblower cases and law in “Don’t Whistle While You Work,” Mother Jones, 53, 92, by Daniel Schulman.
- April 24, 2007 Presidential Secrecy and the Law reviewed in Secrecy News, Federation of American Scientists, Vol. 2007, Issue no. 43, by Steven Aftergood.
- March 8, 2007 Quoted at length concerning corruption and murder case involving Juárez Cartel and Bureau of Immigration and Customs Enforcement in “The House of Death,” Dallas Observer, by Jesse Hyde.
- February 18, 2007 Quoted at length and research cited in “Narcoescándalo en Estados Unidos,” El Proceso, by J. Jesús Esquivel

January 29, 2007 Research cited concerning corruption in international water deal in “How Politics Influenced a Big Clean-Up Deal,” Wall Street Journal, A-1, by Scott Paltrow.

January 27, 2007 Quoted in “Trying Times for the DEA,” ISN Security Watch, by Sam Logan.

January 2, 2007 “Professor Sues to Get Informant Documents,” in El Paso Times, B1, concerning suit filed against the Drug Enforcement Administration under the Freedom of Information Act, by Louie Gilot.

December 3, 2006 Quoted and research cited concerning corruption and murder case involving Juárez Cartel and the Bureau of Immigration and Customs Enforcement in “The House of Death,” London Observer and The Guardian, by David Rose.

December 4, 2006 Statement included as a quote of the week in Perspectives section of Newsweek.

Nov. 24, 2006 Quoted concerning retaliation against whistleblowers in national security organizations in “Whistleblowers Tell Cost of Conscience,” USA Today, by Catherine Rampell.

September 23, 2006 Quoted concerning state secrets privilege in “Protecting State Secrets Could Lead to Abuse,” Newsday, by John Riley.

August 3, 2006 Extensively quoted concerning S.B. 3744 that seeks to criminalize unauthorized disclosure of classified information in “Whistleblowers Scoff at Senate Republican Bill,” CQ Homeland Security, by Jeff Stein.

June 12, 2006 Subject of a front page article in the El Paso Times concerning President George W. Bush and the state secrets privilege; “UTEP Professor Says Bush Overuses Disclosure Privilege,” by Erica Molina Johnson.

June 12, 2006 Quoted concerning state secrets privilege in “Domestic Spying Program Comes Under Legal Scrutiny,” Los Angeles Times, A5, by Henry Weinstein.

June 9, 2006 Research on state secrets cited in “Closing Our Courts: Crying ‘State Secrets’, the Administration Seals the Courts to Avoid Scrutiny,” The Village Voice, by Nat Hentoff.

June 7, 2006 Quoted concerning state secrets privilege in “Law Suits Challenge Feds’ Stance on Secrets,” The Oregonian, by Ashbel Green.

June 4, 2006 Interviewed and research featured in “Invoking Secrets Privilege Becomes a More Popular Legal Tactic by U.S.,” New York Times, A24, by Scott Shane.

May 30, 2006 Quoted concerning state secrets privilege in “Government Privilege May Kill NSA-Related Law Suits,” National Law Journal, by Marcia Coyle.

May 22, 2006 Research on state secrets cited in “Secret Guarding; The New Secrecy Doctrine So Secret You Don’t Even Know About It,” Slate, by Henry Lanman.

May 18, 2006	Quoted concerning state secrets privilege in “Judge Rejects Call to Release AT&T Papers,” <u>Washington Post</u> , D5, by Karen Gullo and Joel Rosenblatt of Bloomberg News.
October, 2005	Research on state secrets privilege cited in a petitions for certiorari by the ACLU, an amicus by the National Security Archives, and a private litigant to the United States Supreme Court in <u>Edmonds v. Department of Justice</u> and <u>Tenet v. Goss</u> .
September 25, 2005	Interviewed and research on state secrets cited in feature article “Secrecy Power Sinks Patent Case,” <u>Wired.com</u> , by Kevin Poulsen.
September 9, 2005	State secrets research used as a basis of a feature (“Administration Employing State Secrets at Quick Clip”) on National Public Radio’s <u>Morning Edition</u> .
July 2004	Research on government secrecy requested by National Security Archive.
May 2004	Research on state secrets privilege requested by Judicial Watch.
February 2004	Review of <u>Renascent Pragmatism: Studies in Law and Social Science</u> by Alfonso Morales (editor). Chapter on Holmes (“The ‘Democracy of Self-Devotion’: Oliver Wendell Holmes, Jr., and Pragmatism”) reviewed. <u>Law and Politics Book Review</u> 14:2 (2004).
January 28, 2004	Federation of American Scientists’ <u>Government and Secrecy Newsletter</u> , reference to research on state secrets privilege (Vol. 2004 (8), January 26).
December 22, 2003	Work on state secrets privilege quoted and cited in “Keeping Secrets,” <u>U.S. News and World Report</u> , p. 21, by Christopher H. Schmitt and Edward T. Pound.

POSITIONS AND PROFESSIONAL EXPERIENCE

2007-Present	Deputy Director of the Inst. For Policy and Econ. Dev.
2007-Present	Interim Director of the Center for Law and Border Studies
2007-Present	Director of Curriculum Development for Office of Director of National Intelligence, Intelligence Communities Centers of Excellence Grant to University of Texas at El Paso
2005-2006	Director of Academic Programs, Institute for Policy and Economic Development
2005-Present	Senior Adviser for the National Security Whistleblowers Coalition
2004- 2005	Chair, Department of Political Science University of Texas at El Paso
2000-Present	Associate, Center for Law and Border Studies at University of Texas at El Paso
2000-2007	Associate Professor of Political Science, University of Texas at El Paso
1998-2007	Co-Director of the Univ. of Texas at El Paso Law School Preparation Institute
1994- 1999	Assistant Professor of Political Science, University of Texas at El Paso
1994-1995	Outside evaluator for Kenyon College’s Integrated Program in Humane Studies
Spring 1994	Visiting Lecturer of Political Science, University of Virginia
1993-1994	Visiting Lecturer of Political Science, University of Richmond
1992-1993	Visiting Instructor of Political Science, University of Richmond
Spring 1992	Instructor in Political and Social Thought, University of Virginia

TEACHING EXPERIENCE

AMERICAN POLITICS AND LAW –

The American Presidency
Civil Rights and Liberties
Conspiracy Theory
Courts in Action
Environmental Law and Policy (graduate)
International Law
Introduction to American Government
Introduction to Legal Reasoning
Introduction to Politics
Judicial Process (graduate)
Jurisprudence
Law and Society
Public Law: 1st Amendment (graduate)
Public Law: 14th Amendment (graduate)
Sex, Drugs, Rock'n Roll and War
Social Science In Law (graduate)

POLITICAL THEORY –

Ancient Political Thought
Contemporary Political Thought: Creationism vs. Darwinism
Contemporary Political Thought: Racism and Sexism
Modern Political Thought
Philosophy of Law
The Politics of Marginalization
State and Society: The Spy and Society
Women, African-Americans, and Gays on the Margin
Women, Power, and Politics

PUBLIC ADMINISTRATION –

Administrative Law and Regulation (graduate)
Organization Theory and Behavior (graduate)
Employment Discrimination (graduate)

RECENT CONFERENCE PARTICIPATION

First Annual National Security Whistleblowers Coalition Conference, October 10-12, 2005, Chincoteague, Virginia. Moderated two panels and helped host this conference in my capacity as senior advisor to the NSWBC.

Western Social Science Association Annual Meeting, April 13-16, 2005, Albuquerque, New Mexico. William G. Weaver and Robert M. Pallitto: "State Secrets and Executive Power."

American Political Science Association Annual Meeting, August 27-September 1, 2003. Philadelphia, Pennsylvania, William G. Weaver and Robert M. Pallitto: "The Fourth Amendment

and the Foreign Intelligence Surveillance Act.” Paper presented at the panel on Justice and Criminality: Liberty Implications.

David Hall Memorial Conference, May 23-25 (2003) Trinity University, San Antonio, Texas, William G. Weaver: “Plenary Session Response to Richard Rorty.”

Association of Borderlands Studies, February 26-28 (2000) Nogales, Arizona, William G. Weaver: “New Mexico Water Law and Policy Applied to El Paso Del Norte”

GRANTS

- 2000 Environmental Protection Agency, Through Center for Environmental and Resource Management (University of Texas at El Paso). Co-PI with Professor Dennis Soden. \$50,000.
- 1998 Texas Bar Association. Start-up grant for the Law School Preparation Institute. Co-PI with Professor Robert Webking. \$50,000.
- 1995 Environmental Protection Agency, through Center for Environmental and Resource Management (University of Texas at El Paso), planning grant. Co-PI with professors Michelle Saint-Germain and Patricia Fredericksen. \$30,000.

AWARDS AND HONORS

Board of Advisors Texas Hispanic Journal of Law and Policy 2001-2002, 2003-2004

Editorial Board of Virginia Law Review

Member of Phi Kappa Phi

1988-1992 Bradley Fellow, University of Virginia

1987 Earl Warren Graduate in Government, Cal. State Univ., Sacramento

SERVICE EXPERIENCE

- 2005-2007 Senior Advisor, national Security Whistleblowers Coalition
- 2004-2005 Board Member of Children’s Justice Center of El Paso
- 1995-Present Pre-law advisor
- 1999-2002 Faculty advisor to Pi Sigma Alpha

REFERENCES

On Request