

FERNANDA GIORGIA NICOLA

fnicola@wcl.american.edu

tel. +1- 2022744417

Assistant Professor of Law

Washington College of Law, American University

Washington, DC 20016

Education

- 2009 S.J. D. Degree, Harvard Law School, Cambridge (MA)
Fields: Local Government Law (Professor Gerald E. Frug, HLS);
Comparative Law (Professor Duncan Kennedy, HLS); EU Law (Professor
Daniela Caruso, BU); Tort Law & Behavioralism (Professor Jon Hanson,
HLS) thesis title: *Decentralization and Harmonization in the Construction
of Europe*
- 2006 P.h.D. in Comparative Private Law, March 2006, Trento University
(Italy) under the supervision of Professor Michele Graziadei, thesis title:
*Legitimation, Reception and Distribution in the Europeanization of
Private Law.*
- 2002 LL.M. Degree, Harvard Law School, Cambridge, MA (degree waived,
requirements completed).
- 2000 Laurea in Legge (Law degree) University of Turin, Law School
Cumulative Grade 107/110, thesis title: *The Place and Performance of
Monetary Obligations in Private International Law*, supervisor: Professor
Michele Graziadei.
- 1997 Postgraduate International Trade Law, European University Institute of
Turin in collaboration with the I.L.O. Training Centre (Turin);
<http://tradelaw.iuse.it/>
- 1996 Laurea in Scienze Politiche (B.A. in Political Sciences), University of Turin
Cumulative Grade 107/110, thesis title: *The Russian Federation entering
the Council of Europe: A Challenge for Human Rights.* Supervisor: Professor
Umberto Morelli.
- 1996 Certificat d'Etudes Politiques in International Relations, Institut d'Etudes
Politiques, Sciences Politiques, Strasbourg (France).
- 1996 Academy of European Law, European University Institute of Florence
(E.U.I.), EC law and European Human Rights.

Publications

- 2009 *Promises of Accession: The Asymmetrical Trade Relationship between
Turkey and the EU*, 24 AMERICAN UNIV. J. OF INT'L L. 739 (2009).

- 2008 *Transatlanticism: Constitutional Asymmetry and Selective Reception of U.S. Law and Economics in the Formation of European Private Law*, 16 CARDOZO J. INT'L & COMP. L. 87 (2008).
- 2008 *Book Review*, Steven Weatherill, *European Consumer Law and Policy*, Oxford Yearbook of European Law, edited by Grainne de Burca (2008).
- 2007 with Ingrid Nifosi-Sutton *Beyond Monetary Damages: Assessing New Trends before the European Court of Human Rights and the European Court of Justice*, HUMAN RIGHTS BRIEF (2007).
- 2007 *Reparations: A Comparative Perspective*, 56 AMERICAN UNIVERSITY LAW REV. 6. 1377 (2007).
- 2007 *Another View on European Integration: Distributive Stakes in the Harmonization of European Law* in PROGRESSIVE LAWYERING, GLOBALIZATION AND MARKETS: RETHINKING IDEOLOGY AND STRATEGY, CLARE DALTON ED. (2007) 233-260.
- 2006 with Professor Ugo Mattei: *A 'Social Dimension' in European Private Law? The Call for Setting a Progressive Agenda*, 41 NEW ENGLAND LAW REVIEW, 1 (2006).
- 2006 *Per una nuova prospettiva sull'integrazione europea: I profili distributive dell'armonizzazione*, in Rivista Critica del Diritto Privato, Nov. (2006).
- 2005 with Fabio Marchetti: *Constitutionalizing Tobacco: The Ambiguous Shift in European Federalism*, 46 HARVARD INT'L L.J. 507 (2005).
- 2004 with Anna di Robilant, *Book Review: W. BROWN AND J. HALLEY EDS., LEFT LEGALISM/LEFT CRITIQUE (2002)*, *Il Liberalismo alle prese con identità e redistribuzione: Le critiche al rights discourse da parte della sinistra Americana*, Rivista Critica del Diritto Privato, Dicembre (2004).
- 2003 *Book Review: JAMES GORDLEY ED., THE ENFORCEABILITY OF PROMISES IN EUROPEAN CONTRACT LAW*; 44 HARVARD INT'L L.J. 597 (2003).

Works in Progress

- 2009 *The Challenges to Decentralize Power to Local Governments in the EU and the US* (Forthcoming law review article)
- What's Love Got to Do with It: Gender Ideologies and Stereotypical Women in Domestic Torts*; Book Chapter in "Ideology, Psychology and the Law" (OUP) Jon Hanson, Ed. (2009)
- Comparing Decentralization in the UE and the US: The Uneven effect of EU waste Legislation on Local Governments*; Book Chapter in "Comparative Administrative Law," Susan Rose-Ackerman and Peter Lindseth Eds. (2009)

Conference Papers

- 2009 Law and Society Conference in Denver, Colorado, paper on *Pluralism and Decentralization in EU Labor Law*, May 31.
- 2009 CES Speaker Series, Harvard University, dissertation chapter on *What's the Matter of the EU going Local?* April 28.
- 2009 The Learning City, Conference at Osgoode, Toronto, March 5, presented a paper on *What's the Matter with City Empowerment in Federal Regimes*
- 2008 Law and Society Conference in Montreal, Canada, *Comparative Local Government in the EU and US*; May 30.
- 2008 University of Virginia School of Law, Junior Faculty Workshop; *The Methodologies of Comparative Family Law: A Critical Approach*, May 9.
- 2008 Georgetown Law Center, Faculty Speaker Series, *Comparative Local Government: Federalism, Economic Development and Democracy in EU Law*; April 17.
- 2008 Global Conceptions on Access to Justice, AALS Section on Comparative Law, New York. *The Genealogy and the Influences on the Access to Justice Literature in Europe and the United States*; paper presented on January 4.
- 2007 *Comparative Local Government: Federalism, Economic Development and Democracy in European Union Law*, Paper presented at Faculty Speaker Series of the Washington College of Law, September 18 and Harvard Law School, Graduate Program colloquium, December 13.
- 2007 *Where is Comparative family law? From Exceptionalism to Critical Perspectives*, paper presented at the conference on Up Against Family Law Exceptionalism, Harvard Law School and Toronto Law School, September 15.
- 2007 *Comparisons Within: European and U.S. Local Government Law*, conference on Global Law in Comparative Perspective, Harvard Law School, June 16-27.
- 2007 *Final Remarks in a Comparative Perspective* Interschool Junior Faculty Workshop on Poverty Law, Washington College of Law June 1st.
- 2007 *Methodologies in Comparative Family law*, paper presented at the Comparative Family Law workshop, Washington College of Law, April 15.
- 2007 *European Consumer Protection: Challenges and Possibilities*, paper presented at AU conference on "The European Union, a model for the U.S.? Assessing fifty Years of the Treaty of Rome (1957-2007);" March 28.

- Paper presented at the Federal Trade Commission (FTC) lunch organized by the International consumer protection division, April 2007.
- 2007 Paper on Local government in the EU presented at the workshop on *Legal issues for city-to-city co-operation: a framework for local government international action*; held at Un-Habitat workshop Seville, Spain, January.
- 2007 *The Rise and Fall of the European Civil Code*, Washington College of Law conference organized by the Center for North American Studies (AU) on “A North American Legal System: It is Possible? Desirable?” February 16.
- 2006 *The City as a Legal Concept in EU law*, Law and Society conference, Baltimore, MD July, 2006
- 2006 *The Reception of Law and Economics in European adjudication*, Harvard International Law Journal conference, Cambridge, MA, March 2006.
- 2005 *Socialization of the Market or Marketization of the Social? The Role of Private Law in European Integration*, International PhD in Law and Economics, University of Turin, October 27, <http://www.iel-turin.it/>
- 2005 *Anti-Formalism in the Legal Scholarship of Rodolfo Sacco*, The Relationship between the Modes of Legal Rationality and Contexts of Production of Legal Discourse, ELRC, Harvard Law School, April 20.
- 2005 *Rethinking the Role of Legal Scholarship in the Harmonization of European Private Law*, Comparative Visions of Global Public Order, Harvard Law School, Cambridge, MA, hosted by the Harvard International Law Journal, March 5-6.
- 2004 *Multilevel Governance Alliances in European Contract law*, New World Legal Orders Conference: New Approaches Meet New Worlds of law, Toronto Law School, February 17.
- 2003 *European Consumer Protection: Market or Social Citizenship for European Integration? Rethinking Ideology & Strategy: Progressive Lawyering, Globalization and Markets*, Northeastern University, Boston, January 26.

Grants, Fellowships and Honors

- 2008-9 Visiting Fellow, Minda De Gunzburg Center for European Studies, Harvard University
- 2005-2006 WCFIA Fellowship on Justice Welfare and Economics, Harvard University
http://www.wcfia.harvard.edu/jwe/research/fellows_research.htm#nicola
- 2004 Mancini Prize 2004, best paper on EU Law at Harvard Law School
- 2003-4 Visiting Scholars Colloquium Coordinator, Harvard Law School

- 2002 European Research Grant, Oxford University, St. Anne's College, June-August 2003
- 2002 Graduate Program Advisor to LL.M students at Harvard Law School
- 1997 Universidad Complutense, Madrid (Spain) summer fellow on *Enterprises And Global Markets*.
- 1995-6 Erasmus Scholarship, Institut d'Etudes Politiques, Sciences Politiques, Strasbourg (France)

Teaching Experiences

- 2006-present Assistant Professor, Washington College of the Law, American University, Courses: Tort law, Comparative Law, European Union Law
- 2004- 2006 Adjunct Professor of Law, New England School of Law, Lecturer on EU Law
- 2005 Teaching Fellow on Perspectives on American Law, Harvard Law School
- 2004-5 Teaching Fellow on European Union Law, Harvard Law School
- 2003-5 European Law Reading Group, sponsored by the European Law Research Center at Harvard Law School
- 2001 Teaching Fellow on Private Comparative Law, University of Turin, Law School, Comparative Law Chair: Professor Silvia Ferreri
- 1999-2000 Teaching Fellow on International Trade Law and WTO law, I.L.O. Training Center of Turin (Italy) Coordinator: Professor Gianmaria Ajani

Working Experiences

- 2006-present Assistant Professor, Washington College of Law, American University
- 2005-2006 Adjunct Professor, Lecturer in EU Law at New England School of Law
- 2005 Teaching Fellow in EU Law, Harvard Law School, Professor Verstrynge
- 2004 Summer Associate, Law Clerk, Goodwin Procter LLP, Boston
- 2004 Research Assistant, Harvard Law School, Cambridge, MA
Professor Daniel Meltzer (Federal Courts)
- 2002-2004 Research Assistant, Harvard Law School, Cambridge, MA
Professor Janet Halley (Family Law and Book Trouble seminar)

- 2001 Studio Legale Ferreri, Turin, Italy, <http://www.studioferreri.it>
Trainee attorney
- 1997-2001 Managing Assistant for EC Project, TMR Network on the Harmonization
of European Private Law, University of Turin, Law School

Community Service Involvement

- 2007-2008 ELMC Moot Court Competition, Washington College of Law, AU.
- 2005-2006 ELMC Moot Court Competition, Harvard Law School.
- 2003-2005 President of the Harvard European Law Association (HELA), Harvard
Law School.
- 2005 HLS Human Rights Advocates, Training on the European Convention of
Human Rights and the European Moot Court Competition (ELMC).
- 1997-2000 *Rene Cassin* Moot Court Competition in 1997, European Court of Human
Rights, Strasbourg, (France), and 1998-2000 team coaching.
- 1997-2000 CIE Piemonte, <http://www.cie.it> affiliated to the center addressing
immigration, and women rights problems in the European Union and
beyond.
- 1996 Council of Europe, *Political Affairs Committee*, Office of the Clerk,
Strasbourg (France); June-August 1996.
- 1995-1996 European Parliament, Internship at *Civil Rights, Civil Liberties Committee*,
Assistant on projects on European asylum, refugee policies and social rights
in new democracies: Ukraine, Moldavia and Byelorussia, under the
direction of MEP Rinaldo Bontempi.
- 1992-1998 European Federalist Movement, (MFE) Turin, Italy, Editor of the Journal
“Federalismo nel Mondo.”

Foreign Languages

Italian (native); English (fluent); French (fluent); Spanish (fluent); Portuguese (basic)