

**Cymie R. Payne**  
Rutgers University  
cymie.payne@rutgers.edu  
[www.cymiepayne.org](http://www.cymiepayne.org)  
@CymiePayne

---

## PROFESSIONAL EXPERIENCE

**Rutgers University** 2011-present

**Associate Professor** 2016-present

**Assistant Professor**, School of Environmental and Biological Sciences, Department of Human Ecology; School of Law (by courtesy); Bloustein School of Public Policy and Planning (by courtesy)(2011-2016)

Courses Taught: Environmental Law and Policy (undergraduate); International Environmental Law (undergraduate and law); Climate Governance (law and graduate)

**Lewis and Clark Law School** 2010-2011

**Distinguished Environmental Law Scholar**

Course Taught: Deepwater Horizon Blowout Seminar

**International Union for Conservation of Nature and Natural Resources (IUCN)**, Gland, Switzerland, 2010 to present

**Counsel pro bono publico –**

Oral and written submissions to Seabed Disputes Chamber of International Tribunal for the Law of the Sea in Case No. 17, Responsibilities and obligations of States sponsoring persons and entities with respect to activities in the International Seabed Area.

Oral and written submissions to International Tribunal for the Law of the Sea in Case No. 21, Request for an advisory opinion submitted by the Sub-Regional Fisheries Commission. Transcripts, webcasts and documents for both available at [www.itlos.org](http://www.itlos.org).

Legal advisor to IUCN delegation to Preparatory Committee established by General Assembly resolution 69/292: Development of an international legally binding instrument under the United Nations Convention on the Law of the Sea on the conservation and sustainable use of marine biological diversity of areas beyond national jurisdiction (2016-2017)

**University of California, School of Law, Berkeley** 2006-2010

**Lecturer**

Courses Taught: Climate Change Law & Policy; International Environmental Law; International Courts and Tribunals.

**Director, Global Commons Project and Associate Director, Center for Law, Energy and the Environment\***

**United Nations Security Council (UN Compensation Commission)**, Geneva, Switzerland, 1999-2005

**Senior Legal Officer (Team Leader), Legal Officer** - Legal team reviewing environmental reparations from 1990-1991 Gulf War.

**Goodwin, Procter, LLP**, Boston, Massachusetts, 1998-1999

**Associate Attorney** - Legal services specializing in real estate, land use, wetlands, coastal zone, water, environmental justice, historic preservation and toxics.

**United States Department of the Interior, Office of the Solicitor**, Washington, D.C., 1997-1998

**Attorney-Advisor**, Solicitor's Honors Program

**United States Department of the Interior, Office of the Secretary**, Washington, D.C., 1996, **Law Clerk/Assistant** to Joseph Sax, Deputy Assistant Secretary for Policy

**California Coastal Commission**, San Francisco, California, 1995, **Law Clerk/Analyst**

---

\* Formerly the California Center for Environmental Law and Policy (CCELP)

**Nuclear Claims Tribunal of the Marshall Islands, 1995-1996, Consultant****EDUCATION**

University of California, Berkeley, School of Law (Berkeley Law), Juris Doctor, May 1997

The Fletcher School of Law and Diplomacy, Master of Arts, May 1993

**PUBLICATIONS****Book:**

GULF WAR REPARATIONS AND THE UN COMPENSATION COMMISSION: ENVIRONMENTAL LIABILITY (C.R. Payne & P.H. Sand, eds, Oxford University Press, 2011)(Author: chapter 1, *The UNCC Program: Environmental Claims in Context*; chapter 5, *Tracking and Follow-Up Programmes for Environmental Awards; Guidance for Researchers*).

**Chapters:**

*Protection of the Natural Environment*, in OXFORD GUIDE TO INTERNATIONAL HUMANITARIAN LAW (Ben Saul, Dapo Akande, eds., Oxford University Press, forthcoming)

*Defining the 'Environment' and the Principle of Environmental Integrity*, in ENVIRONMENTAL PROTECTION AND TRANSITIONS FROM CONFLICT TO PEACE: CLARIFYING NORMS, PRINCIPLES AND PRACTICES (C. Stahn, J. Iverson, & J. Easterday, eds., Oxford University Press 2017) open source.

*Developments in the Law of Environmental Reparations: A Case Study of the UN Compensation Commission*, in ENVIRONMENTAL PROTECTION AND TRANSITIONS FROM CONFLICT TO PEACE: CLARIFYING NORMS, PRINCIPLES AND PRACTICES (C. Stahn, J. Iverson, & J. Easterday, eds., Oxford University Press 2017) open source.

*Legal Liability for Environmental Damage: The United Nations Compensation Commission and the 1990-1991 Gulf War*, in STRENGTHENING POST-CONFLICT PEACEBUILDING THROUGH NATURAL RESOURCE MANAGEMENT, VOLUME 6: GOVERNANCE, NATURAL RESOURCES, AND POST-CONFLICT PEACEBUILDING (C. Bruch, C. Muffett, and S. Nichols, eds., 2016).

*Collective Responsibility for Sound Resource Management: Erga Omnes Obligations and Deep Seabed Mining* in Environmental Rule of Law: Trends from the Americas (OAS 2015). [Also published in Spanish as *La responsabilidad colectiva para la gestión adecuada de los recursos marinos* in Estado de derecho en materia ambiental: Tendencias en las Américas (OAS 2015).]

*The Norm of Environmental Integrity in Post-Conflict Legal Regimes*, in *JUS POST BELLUM* (C. Stahn, J. Easterday, and J. Iverson, eds, Oxford University Press, 2014).

*Environmental Liability*, in *ESSENTIAL CONCEPTS OF GLOBAL ENVIRONMENTAL GOVERNANCE* (J.-F. Morin & A. Orisini, eds., Routledge, 2014).

*Guide to Sources* in *THE IRAN-UNITED STATES CLAIMS TRIBUNAL AND THE PROCESS OF INTERNATIONAL CLAIMS RESOLUTION* with D.D. Caron, J. Crook and L. Caplan (D.D. Caron and J.R. Crook eds., Transnational Publishers 2000).

**Articles:**

*Biodiversity in High Seas Areas: An Integrated Legal Approach*, 21:9 AM. SOC. INT'L L. INSIGHTS (2017).

*The Limits of Judicial Mechanisms for Developing and Enforcing International Environmental Norms*, PROCEEDINGS OF THE ANNUAL MEETING (AMERICAN SOCIETY OF INTERNATIONAL LAW), Vol. 109 (2017).

*Public Participation and Norm Formation for Risky Technology: Adaptive Risk Governance of Solar Radiation Management*, 5:2-4 CLIMATE LAW 210-251 (with Rachael Shwom & Samantha Heaton, 2015).

*ICJ Halts Antarctic Whaling – Japan Starts Again*, 4:1 TRANSNATIONAL ENVIRONMENTAL LAW 181-194 (2015).

*Australia v. Japan: ICJ Halts Antarctic Whaling*, 18:9 AM. SOC. INT'L L. INSIGHTS (2014).

- Argentina's ICSID Arbitrations and the UNCC Experience: Consistency and Capability in Mass Claims*, 6 WORLD ARBITRATION AND MEDIATION REVIEW 427-61 (2012).
- International Environmental Law-Making and the International Court of Justice*, PROCEEDINGS OF THE ANNUAL MEETING (AMERICAN SOCIETY OF INTERNATIONAL LAW), Vol. 105 (March 23-26, 2012), pp. 66-66c.
- Mastering the Evidence: Improving Fact Finding by International Courts*, 41 ENVIRONMENTAL LAW 1191-1220 (2011).
- State Responsibility and Liability for Deep Seabed Mining in International Waters*, ENVIRONMENTAL POLICY AND LAW (co-authored with Donald Anton and Robert Makgill, 2011).
- Pulp Mills on the River Uruguay (Arg. v. Uru.)*, 105 AM. J. INT'L L. 94 (January 2011).
- Environmental Impact Assessment as a Duty under International Law: The International Court of Justice Judgment on Pulp Mills on the River Uruguay*, 3 EUR. J. OF RISK REGULATION 317 (2010).
- Pulp Mills on the River Uruguay: The International Court of Justice Recognizes Environmental Impact Assessment as a Duty under International Law*, 14:9 AM. SOC. INT'L L. INSIGHTS (2010).
- Balancing the Risks: Choosing Climate Alternatives*, EARTH ENVTL. SCI. 8 (2009).
- State of Play: Changing the Climate in Copenhagen*, 13 AM. SOC. INT'L L. INSIGHTS (2009).
- Local Meets Global: The Low Carbon Fuel Standard and the WTO*, 34 NORTH CAROLINA JOURNAL OF INTERNATIONAL LAW & COMMERCIAL REGULATION 891 (2009).
- Introductory Note to Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) Compliance Procedures*, 46 INTERNATIONAL LEGAL MATERIALS 1174 (2007).
- U.S. Supreme Court, Greenhouse Gas Regulation and Foreign Policy Considerations*, 11 AM. SOC. INT'L L. INSIGHTS (3 May 2007).
- Environmental Damage at the United Nations Compensation Commission*, 2 INTERNATIONAL ENVIRONMENTAL NEWS (Summer/Fall 2006).
- UN Commission Awards Compensation for Environmental and Public Health Damage from 1990-91 Gulf War*, AM. SOC. INT'L L. INSIGHTS (10 August 2005).
- Local Regulation of Natural Resources: Efficiency, Effectiveness, and Fairness of Wetlands Permitting in Massachusetts*, 28 ENVIRONMENTAL LAW 519 (1998).
- Foreword to Symposium: The Ecosystem Approach: New Departures for Land and Water*, 24 ECOLOGY LAW QUARTERLY 619 (1997).

### Reports, Reviews, Briefs:

- Sustainable Management of High Seas Marine Resources: Scoping Note on Rules and Practices of International Law*, Role of International Law in Sustainable Natural Resource Management for Development Committee, International Law Association (2016).
- International Tribunal for the Law of the Sea, Case No. 21, Request for an advisory opinion submitted by the Sub-Regional Fisheries Commission (SRFC) (Request for Advisory Opinion submitted to the Tribunal)(Brief for the International Union for Conservation of Nature, with D.K. Anton, R. Churchill, D. Freestone, N. Oral, A. Telesetsky and M. Tsamenyi, 2013).
- Seabed Disputes Chamber of International Tribunal for the Law of the Sea, Case No. 17, Responsibilities and obligations of States sponsoring persons and entities with respect to activities in the International Seabed Area (Request for Advisory Opinion submitted to the Seabed Disputes Chamber)(Brief for the International Union for Conservation of Nature, with D.K. Anton & R. Makgill, 2010).
- Abram Chayes & Antonia Handler Chayes' The New Sovereignty: Compliance with International Regulatory Agreements* 24 ECOLOGY LAW QUARTERLY 173 (1997) (book review).
- Gerard Piel, Only One World* 17 FLETCHER FORUM 224 (1993) (book review).

**PRESENTATIONS (recent)**

- The Rules & Practices of International Law for Sustainable Resources Management*, panel, Faculty of Law, University of Cambridge, April 2017.
- Future of Environmental Claims in International Arbitration*, panel discussion, New York Bar Association, May 2017.
- Adjudicating International Environmental Disputes: Lessons from Recent Jurisprudence*, Annual Meeting, American Society of International Law, Washington, DC, April 2017.
- Legal dimensions of the concept of climate justice – Work of the International Law Commission on “Protection of the Atmosphere,”* 27th Legal Advisers Meeting at the United Nations, October 2016.
- Whale Wars: What Happens Now? The Bigger Picture: Biodiversity Beyond National Jurisdiction*, American Bar Association – Section of International Law, Tokyo, Japan, October 2016.
- Jus Post Bellum and Reparation, Jus Post Bellum* Final Conference: Taking Stock of Macro Principles, Grotius Centre for International Legal Studies – University of Leiden, The Hague, October 2016.
- Guest Lectures – International Environmental Law*, Yale College, Fall 2016.
- Sustainable Use and Conservation of High Seas Natural Resources*, International Law Association – Johannesburg, South Africa, August 2016.
- UNCC Environmental Program: Lessons for Collective Arbitration*, Exploring Critical Issues in Arbitration, American Arbitration Association and NYU Law School, New York City, May 6, 2016.
- Environmental Effects of Armed Conflict, and Progressive Development through UN Bodies of Environmental Law and Compensation Programs* (two sessions), International Legal Dialogue—Middle East North Africa, American Society of International Law and Columbia Law School, Amman, Jordan, December 14-15, 2015.
- Towards a New Implementing Agreement under UNCLOS on Marine Biodiversity in Areas Beyond National Jurisdiction*, International Law Weekend, American Branch of the International Law Association, New York, November 2015.
- Protecting the Environment: Post-Conflict, Seminar on Protection of the Environment During Armed Conflict*, United Nations Headquarters, New York, November 2015. (also co-organizer with Ambassador Marie Jacobsson, International Law Commission Special Rapporteur; Carl Bruch, Environmental Law Institute).
- Guest Lectures*, Yale School of Forestry and Environmental Studies, September 2015.
- The Limits of Judicial Mechanisms for Developing and Enforcing International Environmental Norms Roundtable*, American Society of International Law Annual Meeting, April 2015.
- Collective Responsibility for Sound Marine Resource Management*, Inter-American Congress on the Environmental Rule of Law, Organization of American States-UNEP-IUCN-Caribbean Court of Justice, Kingston, Jamaica, March 2015.
- Everything Is Different Now: Armed Conflict and Protection of the Environment*, Law and Environment Workshop, Tel Aviv University Faculty of Law, Tel Aviv, Israel, December 2014.
- Illegal, Unreported and Unregulated Fishing: Law of the Sea Tribunal Advisory Opinion*, Pew Fellows Program in Marine Conservation Annual Meeting, Sausalito, CA, November 2014.
- Protecting the Environment in the 21st Century*, Seminar on Protection of the Environment During Armed Conflict, United Nations Headquarters, New York, October 2014. (also co-organizer with Ambassador Marie Jacobsson, International Law Commission Special Rapporteur; Carl Bruch, Environmental Law Institute).
- Transpacific Trade Partnership: Will Investor-State Dispute Settlement Inhibit Environmental Regulation?*, American Bar Association Administrative Law Conference, Washington, DC, October 2014.

**BLOGS** – IntLawGrrls, Legal Planet, Opinio Juris, Harvard Law Review Blog

**AWARDS**

Chancellor’s Scholar, Rutgers University (2017-2022)

## **BAR MEMBERSHIP & PROFESSIONAL ACTIVITIES**

Member, Massachusetts State Bar (active), California State Bar (inactive), US Supreme Court Bar

Program Committee, American Society of International Law (2016-present)

Executive Committee, Executive Council, American Society of International Law (2013-2016)

Board of Editors, American Society of International Law, *Insights* (2008-2016)

Chair, IUCN World Commission on Environmental Law, Specialist Group Oceans, Coasts and Coral Reefs (appointed 2018), member (2009-present)

IUCN World Commission on Environmental Law, Specialist Group on Armed Conflict (2002 to 2017)

Climate Science Legal Defense Fund, campus rep 2017-present

Advisory Board, International Environmental Law IG, ASIL (2014 -2017), (chair 2008-2011)

Rutgers Climate Institute (2013-present), Rutgers Initiative on Climate and Society (2011-2013)

International Law Association (2011 to present) Member, Sustainable Development Study Group (2014); Member, Role of International Law in Sustainable Natural Resource Management for Development Committee (2015-present)

European Society for International Law (2011 to present)

**LANGUAGES** - French (United Nations *Certificat d'aptitudes linguistiques*); Spanish