

Curriculum Vitae

M. Gregg Bloche, M.D., J.D.

Georgetown University Law Center
600 New Jersey Ave., N.W.
Washington, D.C. 20001
(202) 662-9123
bloche@law.georgetown.edu

June 2008

ACADEMIC & PROFESSIONAL APOINTMENTS

Professor of Law, Georgetown University, 1995 to present.

Visiting Professor of Law, University of Chicago, 2008-2009.

Visiting Professor of Law, U.C.L.A., Spring 2007.

Nonresident Senior Fellow, The Brookings Institution, 2006 to present (on-leave Spring 2008).

Visiting Fellow, Harvard University Program on Ethics & Health, 2006-2007.

Visiting Fellow, The Brookings Institution, 2005-2006.

Adjunct Professor, Bloomberg School of Public Health, Johns Hopkins University, 2001-2005.

Co-Director, Georgetown/Johns Hopkins Joint Degree Program in Law and Public Health (1989 to present).

Adjunct Associate Professor, Bloomberg School of Public Health, Johns Hopkins University, 1991-2001.

Associate Professor of Law, Georgetown University, 1989-1995.

Lecturer, Columbia Law School, 1988-89.

Resident Physician in Psychiatry, Columbia-Presbyterian Medical Center, 1984-89.

GRADUATE EDUCATION

J.D., Yale Law School, 1987.

M.D., Yale University School of Medicine, 1984.

ACADEMIC HONORS/AWARDS

Guggenheim Fellowship, 2005-06.

Robert Wood Johnson Investigator Award in Health Policy Research, 1997-2001.

American Psychiatric Association National Resident Research Award, Honorable Mention, 1987.

Benjamin Scharps Prize ("most meritorious essay or research" by a graduating Yale law student), 1987.

Editor, *Yale Law Journal*.

National Institutes of Health Certificate of Special Achievement, 1979.

Yale Medical School International Travel Fellowship, 1979.

UNDERGRADUATE EDUCATION

B.A. *summa cum laude*, Columbia College, 1977 (major: history). Elected to Phi Beta Kappa.

Editor-in-Chief, *Columbia Daily Spectator* (Columbia's student-run newspaper).

PUBLICATIONS

Books-in-Progress:

Do No Harm (forthcoming in 2009) (an examination of medicine's social & state purposes).

America's Medical Cost Conundrum (with Leslie Meltzer) [working title] (an edited volume, based on a March 2008 Brookings Institution conference, proposing fresh approaches to the challenge of health care cost containment).

Articles and Book Chapters:

The Emergent Logic of Health Law (draft article, to be submitted to law reviews).

A Graveyard for Grand Theory, 26 HEALTH AFFAIRS 1534 (2007).

Consumer-Directed Health Care & the Disadvantaged, 26 HEALTH AFFAIRS 1315 (2007).

Health Care for All?, 357 NEW ENG. J. MED. 1173 (2007).

Healthcare and the Politics of Race, in ELIMINATING HEALTHCARE DISPARITIES IN AMERICA (R. A. Williams ed., 2007).

Health Policy and the World Trade Organization, in GLOBALIZATION AND HEALTH (Ichiro Kawachi & Sarah Wamala eds. 2007) (with Elizabeth Jungman).

Consumer-Directed Health Care, 355 NEW ENG. J. MED. 1756 (2006).

Race, Money, and Medicines, 34 J. L., MED., & ETHICS 555 (2006).

Tax Preferences for Nonprofits: From Per Se Exemption to Pay-for-Performance, 25 HEALTH AFFAIRS 304 (2006).

Health Law and the Broken Promise of Equity, in LAW & CLASS IN AMERICA: TRENDS SINCE THE COLD WAR (Paul Carrington & Trina Jones eds. 2006) (with Lawrence Gostin).

The Supreme Court and the Purposes of Medicine, 354 NEW ENG. J. MED. 993 (2006).

Obesity and the Struggle Within Ourselves, 93 GEO. L. J. 1335 (2005).

Improving Relations Between Attorneys and Physicians, 294 J. AM MED. ASS'N 2083 (2005) (with Peter Jacobson).

Doctors and Interrogators at Guantanamo Bay, 353 NEW ENG. J. MED. 6 (2005) (with Jonathan Marks).

Managing Conflict at the End of Life, 352 NEW ENG. J. MED. 2371 (2005).

Is Privatization of Health Care a Human Rights Problem?, in PRIVATISATION AND HUMAN RIGHTS IN THE AGE OF GLOBALIZATION 207-228 (Koen de Feyter & Filepe Gomez Isa eds. 2005).

American Medicine and the Politics of Race, 48 PERSPECTIVES IN BIOL. & MED. S54 (2005).

When Doctors Go to War, 352 NEW ENG. J. MED. 3 (2005) (with Jonathan Marks).

Race-Based Therapeutics, 351 NEW ENG. J. MED. 2035 (2004).

Back to the 90s -- The Supreme Court Immunizes Managed Care, 351 NEW ENG. J. MED 1277 (2004).

Health Care Disparities – Science, Politics, and Race, 350 NEW ENG. J. MED. 1574 (2004).

A Quiet Revolution: Law as an Agent of Health System Change, HEALTH AFFAIRS, p. 29, March/April 2004 (with David Studdert).

Health Policy & the WTO, 32 J. L., MED., & ETHICS 529 (2003) (with Elizabeth Jungman).

Rogue Science, 91 GEO. L. J. 1257 (2003).

The Politics of Public Health: A Reply to Richard Epstein, 46 PERSPECTIVES IN BIOL. & MED. S160 (2003) (with Lawrence Gostin).

Clinical Uncertainty and Health Care Disparities, 29 AM. J. L. & MED. 203 (2003) (with Ana Balsa, Naomi Seiler, & Tom McGuire).

The Invention of Health Law, 91 CAL. L. REV. 247 (2003).

One Step Ahead of the Law: Market Pressures and the Evolution of Managed Care, in THE PRIVATIZATION OF HEALTH CARE REFORM: LEGAL AND REGULATORY PERSPECTIVES 22-48 (M. G. Bloche ed., 2003).

Should the Law Prefer Non-Profits, in THE PRIVATIZATION OF HEALTH CARE REFORM: LEGAL AND REGULATORY PERSPECTIVES 186-211 (M. G. Bloche ed., 2003).

Trust and Betrayal in the Medical Marketplace, 55 STAN. L. REV. 919 (2002).

Introduction: Health and the WTO, 5 J. INT'L ECON. L. 821 (2002).

WTO Deference to National Health Policy: Toward an Interpretive Principle, 5 J. INT'L ECON. L. 825 (2002).

Medical Ethics in the Courts, in ETHICAL DIMENSIONS OF HEALTH POLICY 133 (M. Danis, C. Clancy, and L. Churchill eds. 2002).

Professionalism and Personhood, in PERSONHOOD IN HEALTH CARE (D. Thomas ed., 2001) (With Kevin Quinn).

- Par delà le Consentement*, in LE CONSENTEMENT ET LA RECHERCHE EPIDEMIOLOGIQUE 7-22 (Weisstub, Mormont, & Herve, eds. 2001).
- The Market for Medical Ethics*, 26 J. HEALTH POL., POLITICS., & L. 1099 (2001).
- Race and Discretion in American Medicine*, 1 YALE J. HEALTH POL., L., & ETHICS 95 (2001).
- Caretakers and Collaborators*, 10 CAMBRIDGE QUARTERLY OF HEALTHCARE ETHICS 275 (2001).
- (With Peter Jacobson) *The Supreme Court and Bedside Rationing*, 284 J. AM. MED. ASS'N 2776 (2000).
- U.S. Health Care After Pegasus: Betrayal at the Bedside?*, HEALTH AFFAIRS, p. 224, Sept./Oct. 2000.
- Measuring the Effects of Managed Care on Physicians' Perceptions of their Personal Financial Incentives*, 37 INQUIRY 134 (2000) (With Jean M. Mitchell, Jack Hadley, & Daniel P. Sulmasy).
- Physicians' Ethical Beliefs about Cost-Control Arrangements*, 160 ARCHIVES INTERNAL MED. 649 (2000) (With Daniel Sulmasy, Jean Mitchell, & Jack Hadley).
- Editorial: Fidelity and Deceit at the Bedside*, 283 J. AM MED. ASS'N 1881 (2000).
- Clinical Loyalties and the Social Purposes of Medicine*, 281 J. AM. MED. ASS'N 268 (1999).
- Should Government Intervene to Protect Nonprofits*, HEALTH AFFAIRS, p. 7, Sept./Oct. 1998.
- Editorial: Cutting Waste and Keeping Faith*, 128 ANNALS OF INTERNAL MEDICINE 688-689 (1998).
- Beyond Consent*, in RESEARCH ON HUMAN SUBJECTS: ETHICS, LAW, AND SOCIAL POLICY 44 (D. Weisstub ed. 1998).
- Managed Care, Medical Privacy, and the Paradigm of Consent*, 7 KENNEDY INSTITUTE OF ETHICS J. 381 (1997).
- Beyond Autonomy: Coercion and Morality in Clinical Relationships*, 6 HEALTH MATRIX 229 (1996) [appeared in Spring 1998].

Clinical Counseling and the Problem of Autonomy-Negating Influence, in HIV, AIDS, AND CHILDBEARING: PUBLIC POLICY, PRIVATE LIVES 257 (R. Faden & N. Kass eds. 1996).

Health Policy Below the Waterline: Medical Care and the Charitable Exemption, 80 MINN. L. REV. 299 (1995).

Psychiatry, Capital Punishment, and the Purposes of Medicine, 16 INT'L J. L. & PSYCHIATRY 301 (1993).

The Gag Rule Revisited: Physicians as Abortion Gatekeepers, 20 LAW, MED., & HEALTH CARE 392 (1992).

Paying for Undercompensated Hospital Care: The Regressive Profile of a "Hidden Tax," 2 HEALTH MATRIX 141 (1992) (with Robert Carolina).

Corporate Takeover of Teaching Hospitals, 65 U. SO. CAL. L. REV. 1035 (1992).

Mental Health Policy for the 1990s: Tinkering in the Interstices, 15 J. OF HEALTH POL'Y., POL., & L. 387 (1990) (with Francine Cournois), *reprinted in* HEALTH POLICY & THE DISADVANTAGED 143 (L. Brown ed. 1991).

Law, Theory, and Politics: The Dilemma of Soviet Psychiatry, 11 YALE J. INT'L L. 297 (1986).

Uruguay's Military Physicians: Cogs in a System of State Terror, 255 J. AM. MED. ASS'N. 2794 (1986).

Monographs and Edited Volumes:

THE PRIVATIZATION OF HEALTH CARE REFORM: LEGAL AND REGULATORY PERSPECTIVES (M. G. Bloche ed., 2003)

URUGUAY'S MILITARY PHYSICIANS: COGS IN A SYSTEM OF STATE TERROR (1987).

Misc. Short Pieces:

The Courts and Managed Care (Review of Peter D. Jacobson, *Strangers in the Night: Law and Medicine in the Managed Care Era*), HEALTH AFFAIRS Jan./Feb. 2003, p. 273.

Introduction, in THE PRIVATIZATION OF HEALTH CARE REFORM: LEGAL AND REGULATORY PERSPECTIVES xiii-xxi (M. G. Bloche ed., 2003).

The “R” Word, 18 J. CONTEMP. HEALTH L. & POL. 633 (2002) (With Elizabeth Jungman).

Patent Immorality?, 2 AM. J. BIOETHICS 48 (2002) (With Elizabeth Jungman).

(With Harry T. Edwards, Lynn Hermle, Daniel Boone, & John Oldham) *Mock Trial*, in PROCEEDINGS OF THE 53RD ANN. MEETING OF THE NAT'L ACADEMY OF ARBITRATORS (2001).

(With Peter Jacobson) Reply to Letter-to-the-Editor concerning *The Supreme Court and Bedside Rationing*, ___ J. AM. MED. ASS'N. ___ (2001).

(With Daniel Sulmasy, Jean Mitchell, & Jack Hadley) Reply to Letter-to-the-Editor concerning *Physicians' Ethical Beliefs about Cost-Control Arrangements*, ___ ARCHIVES INTERNAL MED. ___ (2000).

Book Review: Psychotherapy and Confidentiality: Testimonial Privileged Communication, Breach of Confidentiality, and Reporting Duties, 340 NEW ENG. J. MED. 820 (1999).

Exploring the Ethics of Role Conflict (Reply to Letters-to-the-Editor concerning *Clinical Loyalties and the Social Purposes of Medicine*). 282 J. AM. MED. ASS'N. 132 (1999).

Public Oversight of Managed Care, (New Jersey Health Policy Forum Issue Brief) (1999).

Book Review: Our Hands Are Tied: Legal Tensions and Medical Ethics, HEALTH AFFAIRS, 251-253, March/April 1999.

Rights and Efficiency in American Health Law, HUMAN RIGHTS, p. 19, Fall 1998.

Book Review: American Health Care Blues, 279 J. AM. MED. ASS'N. 713 (1998).

Reply to Letter-to-the-Editor concerning *Editorial: Cutting Waste and Keeping Faith*, 129 ANNALS OF INTERNAL MEDICINE 915 (1998).

Comment, in *Forum: Psychiatrists and the Death Penalty*, 11 CURRENT OPINION IN PSYCHIATRY (1998).

Book Review, HEALTH CARE CHOICES: PRIVATE CONTRACTS AS INSTRUMENTS

OF HEALTH REFORM (by Clark C. Havighurst), 275 J.A.M.A. 74 (1996).

Menschenrechte und die Problematik der Todesstrafe, DEUTSCHES ARZTEBLATT [German Medical Journal], Jan 26, 1996, p. 1.

Capital Punishment and the Question of Harm, AM. ACAD. PSYCHIATRY & L. NEWSLETTER, Dec. 1994, p. 68.

Book Review, BACK TO THE ASYLUM: THE FUTURE OF MENTAL HEALTH LAW AND POLICY IN THE UNITED STATES (by John Q. La Fond & Mary L. Durham), 270 J.A.M.A. 2739 (1993).

The Psychological Effects of State-Sanctioned Terror, HARVARD MENTAL HEALTH NEWSLETTER, Nov. 1993, p. 4 (with Carola Eisenberg).

Psychiatry on Death Row, PHYSICIANS FOR HUMAN RIGHTS RECORD, Summer, 1993, p. 11, col. 1 (with Michelle Cameron).

Book Review, MEDICINE BETRAYED: THE PARTICIPATION OF DOCTORS IN HUMAN RIGHTS ABUSES, 269 J.A.M.A. 2424 (1993).

Operation Just Cause: A Case Study in Death Estimation After War, 1 PHYSICIANS FOR SOC. RESPONSIBILITY J. 138 (1991) (with Paul Wise, Jane Schaller, and Nancy Arnison).

Book Review, MASSACHUSETTS GENERAL HOSPITAL HANDBOOK OF GENERAL HOSPITAL PSYCHIATRY, 260 J.A.M.A. 2730 (1988).

Press Commentaries:

An Ounce of Prevention?, THE AMERICAN PROSPECT (forthcoming).

The Silence that Fueled Walter Reed and Abu Ghraib, LOS ANGELES TIMES, p. M1, March 11, 2007.

It's Up to You, LOS ANGELES TIMES, p. M3, Jan. 21, 2007.

Doing Unto Others as They Did Unto Us, NEW YORK TIMES, p. A21, Nov. 14, 2005 (with Jonathan Marks).

Triage at Abu Ghraib, NEW YORK TIMES, p. A23, Feb. 4, 2005 (with Jonathan Marks).

Doctor's Orders -- Spill Your Guts, LOS ANGELES TIMES, p. M1, Jan. 9, 2005 (with Jonathan Marks).

Your Aches, Your Pains, Your Bills, LOS ANGELES TIMES, p. M1, Oct. 10, 2004.

HMO Shield Against Suits Can't Cure the Crisis, LOS ANGELES TIMES, p. M3, July 11, 2004.

Physician, Turn Thyself In, NEW YORK TIMES, p. A29, June 10, 2004.

Bush Turns His Back on Fight for Patients' Rights, LOS ANGELES TIMES, Sunday Opinion, p. M2, March 21, 2004.

Erasing Racial Data Erased Report's Truth, LOS ANGELES TIMES, Sunday Opinion, p. M1, Feb. 15, 2004.

When Science and Politics Mix -- and Should, WASH. POST, Outlook, p. B5, Nov. 16, 2003.

Ill-Advised Shift in Health Costs, LOS ANGELES TIMES, Sunday Opinion, p. M2, Nov. 2, 2003.

Talk about Health Care: Sorry, Wrong Numbers, WASH. POST, Outlook, p. B2, May 18, 2003.

Rogue Science, LOS ANGELES TIMES, Sunday Opinion, p. M1, May 4, 2003.

What Would Hippocrates Do? When the State Calls, It's a Tough Question, WASH. POST, Outlook, p. B2, Jan. 27, 2002.

(With Lawrence Gostin) *A Health System Primed to Fail*, LOS ANGELES TIMES, Sunday Opinion, p. 1, Nov. 4, 2001.

For Milosevic, to Win is to Lose, LOS ANGELES TIMES, Sunday Opinion, p. 16, Aug. 26, 2001.

Look Out! That's the Wrong Way to Patients' Rights, WASH. POST, Outlook, p. B2, July 22, 2001.

Commentary: Future of Managed Health Care, National Public Radio, *Morning Edition*. Jan. 18, 2000

http://172.16.10.35/LIBRARY/BASIS/...SYS_KEY=99697&M=1;&R=N&U=1&K=99697

Commentary: Patients' Bill of Rights, National Public Radio, *Morning Edition*. Oct. 6, 1999.
http://172.16.10.35/LIBRARY/BASIS/...SYS_KEY=95578&M=1;&R=N&U=1&K=95578

Was Monica's Therapist Waiver Truly Voluntary, NATIONAL LAW JOURNAL, p. A22, Feb. 15, 1999.

The Turkish Army's New Target for Destruction: The Health-Care System, BOSTON GLOBE, March 18, 1995, p. 15, col. 1.

Who Will Manage the Physician?, LEGAL TIMES, Oct. 11, 1993, p. 40, col. 1.

Managed Care Cure? A Second Opinion, LEGAL TIMES, Nov. 16, 1992, Magazine, p. 17.

Mandating Medical Deceit, WASHINGTON POST, July 9, 1991, Sec. A, p. 19, col. 1.

Let's Invest in Compassion, Too, CHICAGO TRIBUNE, May 8, 1990, Sec. 1, p. 15, col. 2.

Co-Authored Reports:

UNEQUAL TREATMENT: CONFRONTING RACIAL AND ETHNIC DISPARITIES IN HEALTH CARE (2002) (published by Nat'l Academies of Sciences Press) (with other members of the Institute of Medicine Committee on Understanding and Eliminating Racial & Ethnic Disparities in Health Care).

DUAL LOYALTY AND HUMAN RIGHTS IN HEALTH PROFESSIONAL PRACTICE: PROPOSED GUIDELINES AND INSTITUTIONAL MECHANISMS (2002) (published by the International Dual Loyalty Working Group, a collaborative initiative of Physicians for Human Rights and the School of Public Health and Primary Health Care, University of Cape Town, Health Sciences Faculty).

HUMAN RIGHTS AND HEALTH: THE LEGACY OF APARTHEID (1998) (published by the American Ass=on for the Advancement of Science).

BREACH OF TRUST: PHYSICIAN PARTICIPATION IN EXECUTIONS IN THE UNITED STATES (1994) (published jointly by the American College of Physicians, Human Rights Watch, the National Coalition to Abolish the Death Penalty, and Physicians for Human Rights).

OPERATION JUST CAUSE: THE HUMAN COST OF MILITARY ACTION IN PANAMA (1991) (published by Physicians for Human Rights) (with Paul Wise, Jane Schaller, and Eric

Rosenthal).

SELECTED 1999-2008 SPEECHES, LECTURES, & PRESENTATIONS

The Emergent Logic of Health Reform (Deinard Memorial Lecture on Law & Medicine, University of Minnesota, Jan. 2009, Minneapolis, MN).

The Emergent Logic of Health Law (University of Toronto Faculty of Law, Health Law & Policy Seminar Series, Oct. 2008, Toronto, Canada).

Stakeholder Influence on Comparative-Effectiveness Research (Center for Science in the Public Interest, National Conference on Integrity in Science, July 2008, Washington, D.C.).

The Emergent Logic of Health Law (Harvard Law School, Petrie-Flom Center, Conference: Our Fragmented Health Care System: Causes & Solutions, June 2008, Cambridge, MA).

The Emergent Logic of Health Reform (American Society of Law, Medicine, & Ethics, Health Law Professors Conference, Opening Plenary Session, June 2008, Phila., PA).

The Emergent Logic of Health Reform (Polish Academy of Sciences, Conference: Healthcare, the Market, & the Public's Needs & Interests, June 2008, Warsaw, Poland).

The Emergent Logic of Health Law (Georgetown University Law Center, Faculty Research Workshop, April 2008, Washington, DC).

The Emergent Logic of Cost Control: Moving Beyond "Learned Helplessness" (Brookings Institution/Georgetown University Law Center, Conference: Our Looming Medical Cost Catastrophe – What's to be Done?, March 2008, Washington, DC).

Doctors & Interrogators: Medical Ethics, Human Rights, & the Laws of War (University of Pittsburgh Center for Bioethics & Health Law, Distinguished Lecture Series, Feb. 2008, Pittsburgh, PA).

The Emergent Logic of Health Reform (University of Pittsburgh Center for Bioethics & Health Law, Feb. 2008, Pittsburgh, PA).

Breakfast Remarks: The Politics of Health Reform (American Association of Law Schools Annual Meeting, Health Law Section Breakfast, Jan. 2008, New York, N.Y.).

The Logic of Health Law (UCLA School of Law, Friday Colloquium, Sept. 2007, Los Angeles, CA).

Trade-offs & Outcomes in National Health Policy (Brookings-Tsinghua University Health Care Roundtable, Aug. 2007, Beijing, China).

Clinical Uncertainty & Health Care Disparities (American Society of Law, Medicine, & Ethics, Health Law Professors Conference, June 2007, Boston, MA).

Health Care Providers' Conflicts of Loyalty (Medecins Sans Frontieres, Annual Conference, June, 2007, Amsterdam, The Netherlands).

The Case Against Health Law (Georgetown University Law Center, O'Neill Center For Health Law "Launch" Event, April 2007, Washington, D.C.).

Opening Address: The Politics of Health Disparity (Woodrow Wilson International Center for Scholars, Conference: Health Status Disparities in the United States, April 2007, Washington, D.C.).

Beyond Learned Helplessness: America's Cost Control Conundrum (Brookings Institution/United Health Care Conference, April 2007, Washington, D.C.).

Beyond Learned Helplessness: Toward a Workable Approach to Limiting Medical Spending (University of Virginia, Medical Center Hour, Jan. 2007, Charlottesville, VA).

Health Care & the Politics of Personal Responsibility (University of Virginia, Center for Biomedical Ethics, Jan. 2007, Charlottesville, VA).

What's Special about Health Care? Toward a Model for the Regulatory Governance of Medicine (Brookings Institution, Dec. 2006, Washington, D.C.).

Forum
Doctors & Interrogators: Medical Ethics, Human Rights, and the Laws of War (Global
for Health Leaders, National Taiwan University Dec. 2006, Taipei, Taiwan).

Doctors & Interrogators: Medical Ethics, Human Rights, and the Laws of War (Physicians
for Social Responsibility, Annual Meeting, Oct. 2006, Los Angeles, CA).

Race, Money, and Medicines (British Ass'n for the Advancement of Science, Festival

of Science, Sept. 2006, Norwich, U.K.).

Beyond Learned Helplessness: Toward a Workable Approach to Limiting Medical Spending (Brookings Institution Seminar: Toward a New Vision for Health Policy in the United States, June 2006, Washington, D.C.).

Brain Imaging on the Battlefield (ACLU Technology & Liberty Project, Press Briefing, June 2006, Washington, D.C.).

The Case Against Health Law (Health Law Teachers' Conference, June 2006, Baltimore, MD).

Neuroscience and National Security (Sarnoff Foundation Annual Awards Dinner, May 2006, Washington, D.C.).

Neuroscience and National Security (Harvard Medical School, April 2006, Boston, MA).

The Market for Medical Ethics (Harvard Program on Ethics & Health, April 2006, Boston, MA).

Race-Based Therapeutics: A Story of Strange Incentives (Fulbright "Brainstorms" Conference, March 2006, Lisbon, Portugal).

Commentary: Clinical Uncertainty and Health Care Disparities (Woodrow Wilson International Center for Scholars, March 2006, Washington, D.C.).

Neuroscience and National Security (Conference: Neuroscience and Lie Detection, Stanford Law School, Center for Law and the Biosciences, March 2006, Stanford, CA).

Medical Ethics, Human Rights, and the Laws of War (U.S. Air Force-American College of Physicians Annual Meeting, March 2006, San Antonio, TX).

Race-Based Therapeutics (American Ass'n for the Advancement of Science Annual Meeting, Feb. 2006, St. Louis, MO).

Obesity and the Struggle Within Ourselves (Distinguished Lecture Series, St. Louis University School of Law, Jan. 2006, St. Louis, MO).

Medical Ethics, Human Rights, and the Laws of War (Center for Clinical Bioethics, National Institutes of Health, Dec. 2005, Washington, D.C.).

The Case Against Health Law (Wake Forest University School of Law, Dec. 2005, Winston-Salem, NC).

Doctors and Interrogators (Plenary Lecture, American Ass'n for Bioethics and the Humanities Annual Meeting, Nov. 2005, Washington, D.C.) (with Jonathan Marks).

Obesity and the Struggle Within Ourselves (Brookings Institution-Georgetown University Law Center Governance Workshop, Nov. 2005, Washington, D.C.).

Medical Ethics, Human Rights, and the Laws of War (Institute of Medicine, Board of Health Sciences, Nov. 2005, Irvine, CA).

Navy- Between Flag & Caduceus: Medical Ethics, Human Rights, and the Laws of War (U.S. American College of Physicians Annual Meeting, Oct. 2005, San Diego, CA).

Race-Based Therapeutics (Plenary Lecture, Heart Failure Society Annual Meeting, Sept. 2005, Boca Raton, FL).

After Abu Ghraib: Medical Ethics, Human Rights, and the Laws of War (Health Law Teachers' Conference, June 2005, Houston, TX) (with Jonathan Marks).

After Abu Ghraib: Medical Ethics, Human Rights, and the Laws of War (Symposium on Science and Human Rights, Co-Sponsored by the Royal Society & the National Academy of Sciences, May 2005, London, U.K.) (with Jonathan Marks).

After Abu Ghraib: Medical Ethics, Human Rights, and the Laws of War (Yale Law School, April 2005, New Haven, Conn.) (with Jonathan Marks).

Race-Based Therapeutics (University of Minnesota School of Law, April 2005, Minneapolis, Minn.).

Race-Based Therapeutics (American Ass'n of Medical Colleges, March 2005, Wash., D.C.).

Medicine Goes to War (Washington Academy of Medicine, Panel Discussion on Military Physicians and Detainees, March 2005, Wash., D.C.).

Is Privatization of Health Care a Human Rights Problem? (Centre for Human Rights, Maastricht University, Feb. 2005, Maastricht, Holland).

Medicine Goes to War (American Medical Ass'n, Interim Meeting, Dec. 2004, Atlanta, Ga.).

Medicine Goes to War (Institute of Medicine Annual Meeting, Nov. 2004, Wash., D.C.).

Medicine Goes to War (International Association of Bioethics Biennial Congress, Nov. 2004, Sydney, Australia).

Medicine Goes to War (American Public Health Ass'n Annual Meeting, Nov. 2004, Wash., D.C.).

Medicine and the Politics of Race (Conference on Racial Disparities in Medical Care, sponsored by the Minority Health Institute, Oct. 2004, Miami, Fla.).

A Quiet Revolution: Law as an Agent of Health Systems Change (AcademyHealth Annual Research Meeting, June 2004, San Diego, CA).

Racial and Ethnic Disparities in Health Care (Health Law Teachers' Conference, June 2004, Newark, NY).

American Medicine and the Politics of Race (Brownbag Lunch: Life, Death, & American Justice: Racial & Ethnic Disparities in Health and Medical Care; Co-Sponsored by the New America Foundation & American Constitution Society, May, 2004, Wash., D.C.).

The Privatization of Health Care Reform (Conference: The Privatization of Public Services in a Globalized World: The Human Rights Dimension; Sponsored by the Centre for Human Rights, Maastricht University, May 2004, Venice, Italy).

The Privatization of Health Care Reform (Sarasota Institute of Lifetime Learning, Public Lecture Series, March 2004, Venice, FL).

The "R-Word": Regulation and Medical Costs (Symposium: Developing Innovative Therapies in Complex Regulatory Environment, Co-Sponsored by Brooklyn Law School & the New York Academy of Medicine, March 2004, Brooklyn, NY).

Clinical Uncertainty and Health Care Disparities (Georgetown University Law Center Faculty Workshop, Feb. 2004, Wash., D.C.) (with Kathy Zeiler).

A Quiet Revolution: Law as an Agent of Health Systems Change (National Health Policy Conference, Co-Sponsored by *Health Affairs* & AcademyHealth, Jan. 2004, Wash., D.C.).

Markets for Trust and Betrayal (University of Toronto Faculty of Law, Health Law and Policy Seminar Series, Dec. 2003, Toronto, Canada).

Clinical Uncertainty and Health Care Disparities: A Research and Policy Agenda (Conference: Disparities and Discrimination in Health Care and Health Outcomes, Co-Sponsored by University of Chicago Law School, Olin Program in Law and Economics, and MacLean Center for Clinical Medical Ethics, Nov. 2003, Chicago, IL).

The Supreme Court and Managed Care (Washington Health Care Summit, Sponsored by the American Bar Ass'n, Nov. 2003, Wash., D.C.).

Remarks to Panel on the FDA and Cost-Benefit Analysis (American Bar Ass'n, Administrative Law Section, Nov. 2003, Wash., D.C.).

Remarks to Plenary Session: Improving the Quality of Care and Reducing Health Care Disparities (National Ass'n of Public Hospitals Washington Fall Conference, Oct. 2003, Wash., D.C.).

The Privatization of Health Care Reform: Markets, Politics, and Medical Costs (Keynote Address, Lab Institute Annual Meeting, Oct. 2003, Wash., D.C.).

Int=1 Unequal Treatment: Race, Ethnicity, and Discretion in Health Systems (Plenary Address, Congress on Law and Mental Health, Sept. 2003, Sydney, Australia).

Markets for Trust and Betrayal (Conference: Medicine and Industry: Changing Paradigms in Health Law, Policy, and Ethics, Co-Sponsored by University of Sydney Faculty of Law and International Academy of Law and Mental Health, Sept. 2003, Sydney, Australia).

Did the Courts Kill Managed Care? (AcademyHealth Annual Research Meeting, June 2003, Nashville, TN).

How Should Competition Policy Treat Medical Ethics? (Federal Trade Commission and Department of Justice Hearings on Health Care and Competition Law and Policy, June 2003, Wash., D.C.).

Managed Care and Racial Disparities (Kaiser Health San Diego Annual Retreat, April 2003, San Diego, CA).

Managed Care and Racial Disparities (National Managed Health Care Congress, March 2003, Wash., D.C.).

Rogue Science (Georgetown University Law Center faculty research workshop, March 2003, Wash., D.C.).

Why Do Racial Disparities Occur? (Joint Symposium on Social Inequalities and Public Health, Co-Sponsored by University of Toulouse I and Georgetown University Law Center, Dec. 2002, Toulouse, France).

Unequal Treatment: Confronting Racial and Ethnic Disparities in Health Care (Video Technology Resources and Educational Consortium, Oct. 2002, Atlanta, GA).

Trust and Betrayal in the Medical Marketplace (Georgetown University Law Center faculty workshop, Sept. 2002, Wash., D.C.).

Unequal Treatment: Confronting Racial and Ethnic Disparities in Health Care (Combined Medical-Surgical Grand Rounds, University of Chicago School of Medicine, Chicago, IL, July 2002).

Unequal Treatment: Confronting Racial and Ethnic Disparities in Health Care (Dinner speech, National Medical Ass'n Chicago Chapter, Chicago, IL, July 2002).

Beyond the Patient's Bill of Rights: The Law and Politics of Managed Care (Ass'n for Health Services Research and Health Policy Annual Research Meeting, Wash., D.C., June 2002).

Beyond the Patient's Bill of Rights: The Law and Politics of Managed Care (Health Law Teachers' Conference, June 2002, Indianapolis, IN).

Managed Care and Racial Disparities (Congressional Black Caucus Hearing on the Status and Progress of the Department of Health and Human Services Initiative to Eliminate Racial and Ethnic Disparities in Health, April 2002, Wash., D.C.).

Health and the WTO (American University Conference on Human Security and the Global South, March 2002, Wash., D.C.).

Pre-Release Briefing for U.S. Senate Staff on AUnequal Treatment: Confronting Racial and Ethnic Disparities in Health Care@ (Report of the Institute of Medicine Committee on Understanding and Eliminating Racial and Ethnic Disparities in Health Care) (U.S. Senate, March 2002, Wash., D.C.).

Pre-Release Briefing for U.S. House of Representatives Staff on AUnequal Treatment:

Confronting Racial and Ethnic Disparities in Health Care@ (Report of the Institute of Medicine Committee on Understanding and Eliminating Racial and Ethnic Disparities in Health Care) (U.S. House of Representatives, March 2002, Wash., D.C.).

Pre-Release Briefing for U.S. Department of Health and Human Services, Assistant Secretary for Health and Heads of Health-Related Agencies, on AUnequal Treatment: Confronting Racial and Ethnic Disparities in Health Care@ (Report of the Institute of Medicine Committee on Understanding and Eliminating Racial and Ethnic Disparities in Health Care) (DHHS, March 2002, Wash., D.C.).

Health and the WTO (American Ass'n for the Advancement of Science Annual Meeting, Feb. 2002, Boston, MA).

When Medicine Goes to War (Curtis J. Berger Memorial Colloquium, Columbia Law School, Oct. 2001, New York, NY).

American Enterprise Institute Health Policy Discussion: Is Inequality Bad for Our Health (AEI, Oct. 2001, Wash., D.C.).

Setting Limits (The Ethics of Health Care: An Assessment in Germany and the United States, sponsored by Catholic University School of Law and the Embassy of Germany, Oct. 2001, Wash., D.C.).

International Human Rights and the Globalization of Bioethics (Jonathan Mann Memorial Conference: Health, Law, and Human Rights: Exploring the Connections, Sept. 2001, Phila., PA).

Public Workshop: Race, the Medical Marketplace, and Health Care Disparities (Institute of Medicine, Sept. 2001, Wash., D.C.)

Race and Discretion in American Medicine (Health Law Teachers' Conference, June 2001, Boston, MA).

The Courts and Bedside Rationing (Kennedy Institute of Ethics 30th Anniversary Conference, May 2001, Wash., D.C.).

Commentary on Paper: AArrow on Trust@ (Robert Wood Johnson Foundation Investigator Awards in Health Policy Research, Cluster Group on Competition in Health Care, Duke University School of Law, March 2001, Durham, NC).

A Step Ahead of the Law: Markets and Medicine in the 1990s (Vanderbilt University

Law School faculty workshop, Feb. 2001, Nashville, TN).

Race and Discretion in American Medicine (Yale Law School Symposium on Race and Health, Feb. 2001, New Haven, CT).

International Human Rights and the Globalization of Bioethics (University of Alberta School of Medicine, Jan. 2001, Edmonton, Alberta).

Medical Apartheid and its Moral Aftermath (Alberta Heritage Foundation Public Lecture, Jan., 2001, Edmonton, Alberta).

Medical Care and the Enigma of Efficiency (University of Chicago "CHAS" interdisciplinary workshop for faculty interested in health law and policy, Jan., 2001, Chicago, IL).

Divided Professional Loyalties and Medical Complicity in Human Rights Abuse (Physicians for Human Rights/University of Capetown/WHO/WMA Working Group and Conference on Dual Loyalties, Nov. 2000, Durban, South Africa).

The Doctor-Patient Relationship: Ethical and Legal Issues (National Institute of Mental Health Conference on Internet-Based Clinical Research, Nov. 2000, Bethesda, MD).

International Human Rights and the Globalization of Bioethics (University of Virginia Institute of Practical Ethics, Oct. 2000, Charlottesville, VA).

Physicians= Conflicts of Loyalty (University of Virginia Medical Center Hour, Oct. 2000, Charlottesville, VA).

Medical Testimony (National Conference on Science and the Law, Oct. 2000, San Diego, CA).

Professional Norms and Economic Efficiency (Robert Wood Johnson Foundation Investigator Awards in Health Policy Research Annual Meeting, Oct. 2000, Annapolis, MD).

Managed Care and Physicians' Financial Incentives (Grand Rounds, Department of Medicine, Columbia University, Oct. 2000, New York, NY).

National Press Club Forum: Managing Care, Rationing Care: Policies After *Pegram* (Sept. 2000, Wash., D.C.).

Daubert/Kuhmo and Clinical Judgment in the Courtroom (National Academy of Sciences Workshop on Science and the Law, Sept. 2000, Wash., D.C.).

Medical Apartheid and its Moral Aftermath (International Academy of Law and Mental Health Annual Meeting, July 2000, Siena, Italy).

Roundtable: The Supreme Court and Managed Care -- Perspectives on *Pegram* (Association for Health Services Research Annual Meeting, June 2000, Los Angeles, CA).

Professional Norms and Economic Efficiency (Competition Cluster Group Meeting, Robert Wood Johnson Investigator Awards in Health Policy Research, June 2000, Los Angeles, CA).

Rationality in Health Law and Policy (Health Law Teachers' Conference, June 2000, Cleveland, Ohio).

Testimony on Role of Psychiatric Diagnosis in Legal Determinations of Disability (Mock Trial and Arbitration at National Academy of Arbitrators' Annual Meeting, June 2000, San Francisco, CA).

A Step Ahead of the Law: Markets and Medicine in the 1990s (Georgetown University Law Center summer faculty workshop, June 2000, Wash., D.C.).

Medical Care and the Enigma of Efficiency (University of Southern California Law Center faculty workshop, March 2000).

Commentary at American Enterprise Institute Forum on TennCare (AEI, Feb. 2000, Wash., D.C.).

Lunch Briefing on *Pegram v. Herdrich* (National Press Club, Feb. 2000, Wash., D.C.).

Medical Care and the Enigma of Efficiency (Georgetown University Law Center faculty workshop, Jan. 2000, Wash., D.C.).

Clinical Role Conflict and Patient Trust (National Institutes of Health/Johns Hopkins University/Kennedy Institute of Ethics Seminar Series on Patient Trust, Jan. 2000, Wash., D.C.).

Clinical Loyalties and the Social Purposes of Medicine (Grand Rounds, Department of Psychiatry, Columbia University, Dec. 1999, New York, NY).

Pegram v. Herdrich and Physicians' Financial Incentives to Limit Treatment (Robert Wood Johnson Foundation Investigator Awards in Health Policy Research Annual Meeting, Oct. 1999, Mill Falls, New Hampshire).

Medical Care and the Enigma of Efficiency (University of Pennsylvania Law School faculty workshop, Sept. 1999).

Patients' Rights and the Managed Care Revolution (Institute of Medicine, "Law-Medicine Interface" Planning Meeting, July 1999, Wash., D.C.).

OTHER ACADEMIC & PROFESSIONAL ACTIVITIES

Obama for America (Presidential Campaign of Sen. Barack Obama): Co-drafted Sen. Obama's "Plan for a Healthy America" health reform proposal.

Obama for America – Health Care Policy Committee: Chair, Policy Subcommittee on Patient Safety, Health Care Quality, & Health Care Disparities.

Obama for America: Surrogate Speaker on Health Policy (Spoke at *Health Affairs* 25th Anniversary "Summit," *Congressional Quarterly* forum on presidential candidates' health reform proposals, CitiGroup Health Policy Day, National Congress on the Uninsured & Underinsured, Stanford Group Presidential Campaign Forum, Case-Western Reserve Medical Center forum, Case-Western Reserve Law School forum, Alliance for Health Reform forum on Health Reform & the 2008 Elections, National Urban League Legislative Conference, Lehman Brothers Washington Health Care Conference, Kaiser Family Foundation Media Briefing, National Medicaid Congress).

Obama for America: Created, organized, and oversaw health policy "rapid response" team to identify and counter criticisms of Sen. Obama's health plan during the presidential primary.

Member, Editorial Board, *Health Affairs* (2006-present).

Member, Editorial Board, *Health Economics, Policy, and Law* (2005 to present).

Member, Advisory Board, *Yale Journal of Health Policy, Law, and Ethics* (2001 to present).

Member, Dept. of Health & Human Services Secretary's Advisory Committee on Blood Safety (2006 to present).

Consultant, Joint Commission International (2007) (prepared memo analyzing ethical obligations of health care institutions, for accreditation purposes, when their personnel are called upon by governments to participate in executions, punitive amputations, or harsh interrogation practices).

Member, Committee on Scientific Freedom and Responsibility, American Ass'n for the Advancement of Science (2002-2005).

Member, AcademyHealth Committee to Develop Ethical Guidelines (2002-04).

Member, Advisory Board, ABA-AMA Joint Conference on Professionalism (2002-2004).

Member, Advisory Board, Minority Health Institute (2004-present).

Guest Editor, Symposium on Health and the WTO, *Journal of International Economic Law*, Vol. 5, No. 4 (2002).

Member, Institute of Medicine Committee on Understanding and Eliminating Racial and Ethnic Disparities in Health Care (2000-02).

Member, Editorial Advisory Board, *International Journal of Law and Psychiatry* (1994-2000).

Member, Advisory Board, Physicians for Human Rights (2001-present).

Member, Board of Directors, Physicians for Human Rights (1995-2000).

Fellow, Joseph and Rose Kennedy Institute of Ethics, Georgetown University (1990 to present).

Faculty, Institute for Health Care Research and Policy, Georgetown University (1995 to present).

Reviewer/consultant (National Institutes of Health; Agency for Health Care Policy Research; MacArthur Foundation; *Health Affairs*; *Journal of the American Medical Association*; *New England Journal of Medicine*, *The Lancet*, *Annals of Internal Medicine*; *Journal of Law, Medicine, and Health Care*; *International Journal of Law and Psychiatry*; *Hastings Center Report*; *Milbank Quarterly*).

Coordinator, Health Law, Policy, and Ethics Scholars' Amicus Brief for the U.S. Supreme Court in *Pegram v. Herdrich*, 1999.

Planning Committee, Institute of Medicine “Law-Medicine Interface” Project, 1999-2000.

Consultant to South Africa’s Truth and Reconciliation Commission (on international human rights in the health sector), 1997-98.

Advisory Board, American Association for the Advancement of Science/Templeton Foundation assessment of the Truth and Reconciliation Commission’s impact on South African Society, 1998-99.

International Dual Loyalty Working Group (collaborative effort by Physicians for Human Rights, University of Capetown, World Health Organization, World Medical Association, and other entities to develop principles of ethical conduct and institutional design for health professionals and institutions that serve conflicting clinical and state purposes), 2000-02.

Science Journalism Awards Committee, American Ass’n for the Advancement of Science, 2002-2003.

Advisory Board, Physicians for Human Rights (1993-95).

Advisory Board, Mental Disability Rights International (1993 to present).

Consultant, World Health Organization (on development of program in international human rights and health), 1997-98.

Commentator in news media on health law, policy, and ethics issues (appeared/quoted within past several years on CNN, CBS Evening News, ABC World News Tonight, ABC’s 20/20, Fox News, NPR Morning Edition and All Things Considered, C-SPAN’s Washington Journal, Court TV, New York Times, Washington Post, USA Today, and other broadcast, print, and on-line media).

Guest Editor, International Journal of Law and Psychiatry, Vol. 16, Nos. 3 & 4 (summer and fall, 1993) (Special Issue: "International Human Rights and the Problem of Extra-Clinical Harm").

Member, Johns Hopkins Working Group on Societal Responses to the Reproductive Choices of HIV-Infected Pregnant Women (1991-94) (interdisciplinary study organized by the Program in Law, Ethics, and Health at the Johns Hopkins School of Hygiene and Public Health).

Board of Directors, International Academy of Law and Mental Health (1989-98).

Consultant, Council on Ethical and Judicial Affairs, American Medical Association (summer 1993) (regarding psychiatric involvement in the adjudication of capital cases).

Member and Co-Rapporteur, Institute of Medicine Planning Committee on Chronic Schizophrenia (1992).

Corresponding Member, Council on Psychiatry and Law, American Psychiatric Association (1992-95).

Member, American College of Physicians/Human Rights Watch/Physicians for Human Rights Working Group on Physician Participation in Executions (1992-94).

International Human Rights/Humanitarian Law Investigative Missions:

American Association for the Advancement of Science consultative mission to South Africa on behalf of the Truth and Reconciliation Commission (June 1997) (examined racial discrimination and other human rights abuses within the health sector under apartheid).

Physicians for Human Rights mission of inquiry to Panama (Feb. 1990) (investigated civilian deaths, injuries, and psychiatric sequelae related to Dec. 1989 U.S. military intervention).

Evaluated medical services in Guatemalan refugee camps in Chiapas, Mexico (Sept. 1988) (prepared report to Americas Watch on evidence of fraud in United Nations-funded health program administered by Mexican government).

Investigated allegations that Uruguayan military doctors participated in torture and other human rights abuses (Dec. 1985) (mission to Uruguay, Argentina, and Brazil; sponsored by the American Association for the Advancement of Science, Committee on Scientific Freedom and Responsibility).

Human Rights Education:

Instructor, Seminar on International Human Rights for Estonian government officials (Tallin, Estonia, June 7-9, 1993) (co-sponsored by Georgetown University Law Center and the President of Estonia).

Lecturer, 1989 Human Rights Externship Program (for 4th year medical students) sponsored by Columbia University's Center for the Study of Society and Medicine.

LAW SCHOOL COURSES TAUGHT

Health Law and Policy

Seminar: The Mind & the Law

Government Processes (an introduction to the regulatory state)

Torts

International Human Rights Research Workshop

Trade and International Human Rights

Legal Justice

PRE-PROFESSIONAL EMPLOYMENT

Business/Economics Writer, *Dallas Times Herald* (1977-78) (covered airline and energy industries).

Freelance articles on public health and environmental policy in the Peoples Republic of China, appearing in the *Washington Post*, *Chicago Tribune*, *Dallas Times Herald*, *Philadelphia Inquirer*, and *International Herald Tribune* (1979).