

## GERALD S. SCHATZ, J.D.

DISTRICT OF COLUMBIA BAR  
PENNSYLVANIA BAR

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UNITED STATES COURT OF FEDERAL CLAIMS  
UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA  
UNITED STATES COURTS OF APPEALS  
FOR THE DISTRICT OF COLUMBIA AND FEDERAL CIRCUITS  
SUPREME COURT OF THE UNITED STATES

### EDUCATION

1993 J.D. *cum laude*, District of Columbia School of Law;  
District of Columbia Law Review: Associate Editor, Legal Developments Editor

1967 B.A., History, San Francisco State College; Pi Sigma Alpha

### SUMMARY OF PROFESSIONAL EXPERIENCE

- 2010- **Affiliated Scholar, Center for Clinical Bioethics, Georgetown University Medical Center.**
- 2005-2010 **Assistant Professor, Center for Bioethics and Humanities in the Life Sciences, College of Human Medicine; Adjunct Professor, College of Law; Michigan State University (retired 2010).**
- 2002-2004 **Visiting Scholar, Center for Clinical Bioethics, Georgetown University Medical Center.**
- 2003 **Adjunct Professor of Health Law, Graduate Program in Legal and Ethical Studies, University of Baltimore.**
- 2000-2004 **Instructor, Biomedical Ethics Law, Graduate School, Foundation for Advanced Education in the Sciences.**
- 1993-2004 **Attorney** (public law, dispute resolution, teaching).
- 1993 **Law Clerk, Land of Lincoln Legal Assistance Foundation** (disaster relief legal aid, pro bono).
- 1992-1993 **Academic Legal Intern, Administrative Conference of the United States** (administrative law, ethics law, rulemaking, dispute resolution, advisory committees).
- 1992 **Honors Legal Intern, Office of General Counsel, Office of the Secretary of Defense** (administrative law, domestic and international environmental law).
- 1990-1992 **Clinical Legal Intern, Clinics of the District of Columbia School of Law.**
- 1989-1990 **Editor, Air Safety Law & Technology and Air Safety Week.**
- 1987-1989 **Environmental Specialist, ITT Antarctic Services, Inc.** (advisor, U.S. Antarctic Program).
- 1987 **Visiting Expert Environmental Analyst, National Science Foundation.**
- 1983-1987 **Consulting Research Policy Analyst.**
- 1969-1983 **Staff Officer, Senior Staff Officer, National Academy of Sciences** (editor, News Report; reviewer, Report Review Committee; staff consultant, policy studies).
- 1968-1969 **Professional Staff Member, Research & Technical Programs and Conservation & Natural Resources Subcommittees, Committee on Government Operations, U.S. House of Representatives** (legislative oversight investigation, legislative drafting).
- 1967-1968 **Member of the Board of Editors, Daily Labor Report, Bureau of National Affairs, Inc.**

Prior experience: Copy Editor, **Oakland Tribune** (conducted writing improvement program), 1966-1967; Staff Writer, National Observer, **Dow Jones & Co., Inc.** (national and international affairs, economics, science, technology), 1963-1965; Reporter, Copy Editor, **Pasadena Independent & Star-News**, 1960-1963.

### **BAR ADMISSIONS**

**District of Columbia**, 1994; **Pennsylvania**, 1993

**Federal courts:** **Supreme Court of the United States**  
**U.S. Court of Appeals for the District of Columbia Circuit**  
**U.S. Court of Appeals for the Federal Circuit**  
**U.S. District Court for the District of Columbia**  
**U.S. Court of Federal Claims**

### **SELECTED LEGAL, RESEARCH, RELATED ACTIVITIES**

Author, Introductory Note to European Court of Human Rights (ECHR) (Grand Chamber): Case of S. & Marper v. United Kingdom, 48 International Legal Materials 308 (2009).

Author, Ethical Lawyering in the Protection of Human Subjects of Behavioral and Biomedical Research, 13 Michigan State University Journal of Medicine and Law 151-156 (2009).

Author, EMR [Electronic Medical Records] and the U.S. Health-Care Industry, InkLinks, Medical Humanities Report, Winter 2009, p. 4.

Presenter, Medical Privacy, Confidentiality, and Disclosures, Michigan State University College of Human Medicine Department of Medicine Grand Rounds, January 6, 2009.

Presenter, Medical Privacy and Confidentiality, Cancer Core Conference, Michigan State University Breslin Cancer Center, Division of Hematology/Oncology, Department of Medicine, College of Human Medicine, Michigan State University, October 31, 2008.

Presenter, International Law and Informed Consent for Behavioral and Biomedical Research in Malawi, Faculty of Law, Chancellor College, and Medical Rights Watch, College of Medicine, University of Malawi, October 20 & 21, 2008.

Presenter, Rights, Institutions, and Ethics in U.S. Health Care, Medical Rights Watch, College of Medicine, University of Malawi, October 16, 2008.

Member, Board of Directors, Citizens for Responsible Care and Research, 2008- ; vice president, 2009- .

Presenter: International Law and Ethics of Human Subjects Research: Development and Teaching of a Unique Interdisciplinary Seminar for Practitioners, Law Students, Medical Students, Graduate Students, Researchers, Faculty, and International Scholars. Poster. Health Law Professors Conference. American Society of Law, Medicine and Ethics. Philadelphia, June 6-7, 2008.

Presenter, Ethical and Legal Concerns in Perinatal Research, Michigan State University College of Human Medicine Division of Neonatology Ethics Seminar: April 22, 2008.

Lecturer, International Law on Informed Consent in Human Subjects Research, Medical Ethics Policy and Law, College of Osteopathic Medicine, Michigan State University, April 16, 2008.

Member, Advisory Board, Hakimani, proposed East Africa Province (Ethiopia, Kenya, Sudan, Tanzania, Uganda) Jesuit Center for Social Justice, Human Rights, Legal Aid, Advocacy and Public Values, 2008- .

Panelist, Medical Technology, Ethics, and Law in a Not-So-Brave, Not-So-New World, Journal of Law and Medicine Symposium, Brave New World: Legal and ethical implications of innovations in the medical field, College of Law, Michigan State University, March 21, 2008.

Presenter, Medical Privacy and Confidentiality, Michigan State University College of Human Medicine Division of Internal Medicine, March 20, 2008.

Presenter, Psychiatry, Research, and Ethics: Cases to Think About, Michigan State University College of Human Medicine Psychiatry Residency, February 5, 2008.

Presenter, International Law on Informed Consent in Research, Michigan State University International Neurologic and Psychiatric Epidemiology Program, December 20, 2007.

Presenter, International Law on Informed Consent in Research, Michigan State University College of Human Medicine Saginaw Campus, November 21, 2007.

Panelist, The Virtuous Professional, 11<sup>th</sup> Annual Foglio Conference on Spirituality & Medicine, College of Human Medicine, Michigan State University, November 2, 2007.

Presenter, Demythologizing the ethics and regulation of research on human beings: The Institutional Review Board system, Why We Need the System, and Why the System Needs Us, Michigan State University Advanced Baccalaureate Learning Experience, July 16, 2007.

Michigan State University Clinical and Translational Science Award: Key function subcommittee member: Ethical, Cultural and Social Dimensions; Regulatory Knowledge & Support; Participant & Clinical Interactions Resources. Brought College of Law into CTSA participation, 2007-2008.

Presenter, Clinical Ethics Consultation, Cancer Core Conference, Michigan State University Breslin Cancer Center, Division of Hematology/Oncology, Department of Medicine, College of Human Medicine, Michigan State University, and Great Lakes Cancer Institute, June 15, 2007.

Developer, with Harry Perlstadt, & Instructor, Clinical Ethics Consultation, College of Human Medicine and Graduate Program in Bioethics, Humanities and Society, Michigan State University, 2007 .

Presenter, Handoffs and Heartaches—Problems of Continuity of Care, Annual Meeting, Medical Ethics Resource Network of Michigan, May 11, 2007.

Member, Interviewing Subcommittee, Committee on Admissions, College of Human Medicine, Michigan State University, 2007-2009 .

Presenter, International Law and Informed Consent in Research on Human Beings, National Undergraduate Bioethics Conference, Michigan State University, March 23, 2007.

Preceptor, Veterinary Perspectives II: Ethics, College of Veterinary Medicine, Michigan State University, 2007.

Developer & Instructor, U.S. Law and Ethics of Human Subjects Research, College of Human Medicine and College of Law, Michigan State University, 2006-2010.

Presenter, What's the Deal with Institutional Review Boards? A Respectful, Irreverent Look at IRB's, Protection of Human Subjects of Research, Why You Need the System, and Why the System Needs You, Cancer Core Conference, Michigan State University Breslin Cancer Center, Division of Hematology/Oncology, Department of Medicine, College of Human Medicine, Michigan State University, and Great Lakes Cancer Institute, September 22, 2006.

Member, Advisory Committee for Summer Research, College of Veterinary Medicine, Michigan State University, 2006-2010 .

Author, Rethinking Capacity Development for Ethical Review for Human Subjects Research in Developing Countries, InkLinks, Medical Humanities Report, Summer 2006, p. 5.

Author, Religious Labeling and Medical Decisions, Ethics-In-Formation, Medical Ethics Resource Network of Michigan (January 2006, pp. 6-7).

Coauthor, with Howard Brody, Learned Intermediary Doctrine, Letter, Federal Lawyer, January 2006, pp. 8-9.

Chair, Biomedical and Health Institutional Review Board, Michigan State University, December 2005-January 2006.

Developer & Instructor, International Law and Ethics of Human Subjects Research, College of Human Medicine and College of Law, Michigan State University, 2005-2010 .

Preceptor, Social Context of Clinical Decisions, College of Human Medicine, Michigan State University, 2005-2010.

Preceptor, Medical Ethics, Policy, and Law, College of Osteopathic Medicine, Michigan State University, 2005-2007 .

Author, Introductory Note to World Health Organization: Revision of the International Health Regulations, 44 *International Legal Materials* 1011 (2005).

Author, International Health Regulations: New Mandate for Scientific Cooperation, *ASIL Insight*, American Society of International Law (August 2, 2005) <<http://www.asil.org/insights/2005/08/insights050802.html>>.

Author, Reflections on Schiavo: Are medicine, ethics, and law enough anymore?, *Medical Humanities Report*, Vol. 26, No. 2 (Summer 2005), pp. 1-3 <<http://bioethics.msu.edu/mhr/05s/reflections-schatz.html>>.

Panelist, International humanitarian and human rights law in war and other armed conflict, Center for Ethics and Humanities in the Life Sciences, College of Human Medicine, Michigan State University, March 14, 2005.

Author, International Law and Biomedical Ethics, published as *Diritto internazionale e bioetica* (Giovanni Russo, trans.) in *Enciclopedia di Bioetica e Sessuologia* (Giovanni Russo, ed., *Elledici – CIC Edizioni Internazionali Leumann – Roma* 2004) at 660.

Presenter, Older Adults as Research Subjects, Conference on Ethics and Aging, Center for Clinical Bioethics, Georgetown University, June 18, 2004.

Faculty, When is Informed Consent Really Informed Consent? Vermont-New Hampshire Perinatal Program 7th Annual Neonatal Advanced Practice Nursing Forum, Washington, D.C., May 27, 2004.

Presenter, Who may lawfully speak for the incapacitated patient in the District of Columbia in 2004?, Center for Clinical Bioethics, Georgetown University, May 25, 2004.

Author, Are the Rationale and Regulatory System for Protecting Human Subjects of Biomedical and Behavioral Research Obsolete and Unworkable, or Ethically Important but Inconvenient and Inadequately Enforced?, 20 *Journal of Contemporary Health Law and Policy* 1-31 (2003).

Faculty, Functions and contributions of non-affiliated and non-scientist members of institutional animal care and use committees, Workshop on Working for Animals Used in Research, Drugs & Surgery; Scientists Center for Animal Welfare, Office of Laboratory Animal Welfare, and National Institutes of Health Office of Animal Care and Use, October 28, 2003.

Presenter, Public International Law on Informed Consent in Biomedical Research, Division of AIDS, Vaccine Clinical Research Branch, National Institute of Allergy and Infectious Diseases, September 26, 2003.

Member, Institutional Review Board, Georgetown University Medical Center, 2003-2004.

Section instructor, Interdisciplinary Clinical Ethics Course, Georgetown University Medical Center, 2002-2004.

Presenter, Ethical issues in research on infantile neuronal ceroid lipofuscinosis, Problem Case Conference, Center for Clinical Bioethics, Georgetown University Medical Center, January 22, 2003.

Speaker, Biomedical Ethics: Important Problems Cannot Be Wished Away, Sugarloaf Unitarian Universalist Congregation, Germantown, Md., December 8, 2002.

Author, Health Records Privacy and Confidentiality: Pending Questions, 18 *Journal of Contemporary Health Law and Policy* 685-691 (2002); abstract available at *Health Law & Policy Abstracts*, Social Science Research Network <<http://ssrn.com/author=341420>>.

Presenter (with Carol S. Nielsen), New Challenges of Bioethics from a Unitarian Universalist Perspective, Unitarian Universalist Association General Assembly, Québec City, June 24, 2002.

- Participant, Intensive Bioethics Course, Kennedy Institute of Ethics, Georgetown University, June 4-9, 2002.
- Participant, The Community IRB [Institutional Review Board] Member, Conference, U.S. Department of Energy, Gaithersburg, Md., April 8-9, 2002.
- Guest instructor, Health Law Practicum, Columbus School of Law, Catholic University of America, April 3, 2002.
- Participant, Short Course, Health Care Ethics, Walter Reed Army Medical Center, February 4-7, 2002.
- Participant, IBC's [Institutional Biosafety Committees] in a Changing Research Landscape, Policy Conference, National Institutes of Health Office of Biotechnology Activities, Bethesda, Md., December 7-8, 2001.
- Guest instructor, Health Law Practicum, Columbus School of Law, Catholic University of America, October 28, 2001.
- Panelist, Ethical Implications of Emerging Technologies, The Ethics of Health Care: An Assessment in Germany and the United States, Conference, cosponsored by Columbus School of Law and the Schools of Nursing and Philosophy, Catholic University of America, and the Embassy of Germany, Washington, D.C., October 4, 2001;  
<http://www.law.cua.edu/conference/video3.htm>.
- Speaker, Unitarian Universalists, Biomedical Ethics, and the Georgetown Mantra, Unitarian Universalist Fellowship of the Eastern Slopes, Chocorua, N.H., July 8, 2001.
- Participant, Course, Ethical Issues in International Health Research, Center for Continuing Professional Education, Harvard School of Public Health, June 11-15, 2001.
- Panelist, Environmental Liability, Antarctic Law Interest Group, American Society of International Law Annual Meeting, April 5, 2001.
- Co-editor (with Prof. Marshall J. Breger and Deborah S. Laufer, Esq.), American Bar Association Section of Administrative Law and Regulatory Practice, Federal Administrative Dispute Resolution Deskbook (2001).
- Panelist, An Institutional Review Board Member's View of Data and Safety Monitoring Boards, National Institutes of Health Inter-Institute Bioethics Interest Group Panel on Data and Safety Monitoring Boards, January 8, 2001.
- Speaker, Death with Dignity, Life with Dignity, and the Bioethics Mantra in the Nursing Home Setting, Ethics Committee, Hebrew Home of Greater Washington, December 12, 2000.
- Public member, Hematopoietic Progenitor Cells Standards Unit, American Association of Blood Banks, 2000-2002.
- Student, Ethical and Regulatory Aspects of Human Subjects Research, Department of Clinical Bioethics, National Institutes of Health, November 1-December 20, 2000.
- Presenter, Sources of international law applicable to protection of human subjects of biomedical research, Seminar on Bioethics, Race, Ethnicity, and Culture, National Institutes of Health, April 28, 2000.
- Primary author, The Case of the Vaccine Trials, The 2000 Philip C. Jessup International Law Moot Court Competition (cosponsored by the International Law Students Association and American Society of International Law), 1999-2000.
- Public Member, Institutional Review Board, National Institute of Child Health and Human Development, National Institutes of Health, 1999-2002.
- Public Member, Animal Care and Use Committee, Clinical Center, National Institutes of Health, 1998-2004.
- Additional training in Health Law, Graduate School, Foundation for Advanced Education in the Sciences, 1998.
- Chair, International Environmental Law Panel, and author, Implementing International Environmental Law: Lessons from the U.S. Antarctic Experience, 92d Annual Meeting of the American Society of International Law, April 1998.
- Author, ASIL Briefings (on Thomas Buergenthal and the Inter-American Court of Human Rights), ASIL Newsletter, American Society of International Law, July-August 1977.

Author, Keith Highet on the World Court, ASIL Newsletter, American Society of International Law, May-June 1997.

Author, U.S. Seeks Liberalized Regime for Competition in International Civil Air Transportation, ASIL Newsletter, American Society of International Law, November-December 1996.

Participant, "A Year After Dayton: Has the Bosnian Peace Process Worked?" Symposium sponsored by the Orville H. Schell, Jr. Center for International Human Rights, the Council on Foreign Relations, and Yale United Nations Legal Studies; Yale Law School, Nov. 15-16, 1996.

Author, Introductory Note, Antarctic Treaty regulatory texts, 35 International Legal Materials 1165 (1996).

Author, Long-Term Changes in Law Governing Hazardous Wastes, Site-Contamination, Clean-Up, and Site Protection, Insight, Energy, Environment and Natural Resources Section, Federal Bar Association, Summer 1996.

Organizer, moderator, Seminar on Long-Term Impacts and Continuing Legal Principles of Hazardous-Waste Law; Energy, Environment and Natural Resources Section, Federal Bar Association, Washington, D.C., June 5, 1996.

Author, Comparison of U.S. House and Senate Bills to Implement the Environmental Protocol to the Antarctic Treaty, Newsletter, Antarctic Law Interest Group, American Society of International Law, May 1996.

Corresponding editor (bio-medical ethics/health), International Legal Materials, American Society of International Law, 1995- .

Coauthor (with M.J. Peterson), Analyzing Responses to the Antarctic Environmental Protocol, international cooperative study plan, Newsletter, Antarctic Law Interest Group, American Society of International Law, November 1995.

Author, Administrative Conference Looks Anew at Off-Duty Pro Bono Service by Federal Employees, Pass It On, Government and Public Sector Lawyers Division, American Bar Association, March/May 1995.

Representation of abused and neglected children in the District of Columbia, 1994-1997.

Member, American Bar Association Government and Public Sector Lawyers Division Task Force on Pro Bono, 1993-1994, and Pro Bono Committee, 1994-1996; contributing author, American Bar Association, Government and Public Sector Lawyers Division, Pro Bono Programs for Government and Public Sector Lawyers: Questions and Answers, A Deskbook for Government and Public Sector Lawyers (Dick Lynch, ed.), American Bar Association, 1994.

Author, Note, Federal Advisory Committees, Foreign Conflicts of Interest, the Constitution, and Dr. Franklin's Snuff Box, 2 District of Columbia Law Review 141 (1993).

Editor, contributor, draft primer on civil money penalties, Administrative Conference of the United States, 1992.

Author, Environmental Regulation in the Antarctic, 1 Dickinson Journal of Environmental Law and Policy 99 (Spring 1992).

Author, Protecting the Antarctic Environment, Oceanus, Woods Hole Oceanographic Institution, Summer 1988.

Consultant, contributor, editor, The U.S. Capacity to Address Tropical Infectious Disease Problems, National Research Council Board on Science and Technology for International Development, Institute of Medicine, and National Academy of Sciences (National Academy Press, 1987).

Coauthor, summary chapter, America's Aging: Productive Roles in an Older Society, Report of the Committee on an Aging Society; Institute of Medicine and National Research Council (National Academy Press, 1986).

Author, summary chapter, America's Aging: Health in an Older Society, Report of the Committee on an Aging Society; Institute of Medicine and National Research Council (National Academy Press, 1985).

Consultant, contributor, editor, Long Term Planning for Research and Diagnosis To Protect U.S. Agriculture from Foreign Animal Diseases and Ectoparasites, Board on Agriculture, National Research Council, National Academy of Sciences (National Academy Press, 1983).

Author, *The Polar Regions and Human Welfare: Regimes for Environmental Protection*, in Edmund A. Schofield, ed., *Earthcare: Global Protection of Natural Areas* (Praeger, Westview Press, 1978).

Author, *A Sea of Sensitivities*, Oceanus, Woods Hole Oceanographic Institution, Summer 1975.

Editor, contributor (disproving Soviet Arctic sector claim), *Science, Technology, and Sovereignty in the Polar Regions*, for the Antarctic Society (D.C. Heath and Co., Lexington Books, 1974).

Co-drafter, National Environmental Policy Act of 1969.

### **PROFESSIONAL ORGANIZATIONS**

American Bar Association:

Government and Public Sector Lawyers Division:

Task Force on Pro Bono, 1993-1994; Pro Bono Committee, 1994-1996

Section of Administrative Law and Regulatory Practice:

Committee on Environmental Law, 1993-1996;

Co-editor, *Federal Administrative Dispute Resolution Deskbook*, 2001

Section of Health Law

Medical Research, Biotechnology, & Clinical Ethical Issues Interest Group

American Society of International Law:

Chair, Antarctic Law Interest Group, 1996-2000

Executive Committee, Teaching International Law Interest Group, 2006-2007

American Society of International Law and International Law Students Association:

Jessup International Law Moot Court Competitions:

Judge, international rounds, 1990, 1994-

Primary author, Jessup International Law Moot Court problem for the academic year 1999-2000

(Case of the Vaccine Trials, on international law and ethics of transnational drug testing in less-developed countries)

Founder, 2002, Rev. Margaret Cary Kauffman memorial fund, International Law Students

Association, to foster capacity development, training in international law and Jessup

International Law Moot Court Competition participation for students in developing

Countries

American Society for Bioethics and Humanities

American Society of Law, Medicine & Ethics

Antarctic Society: Board of Directors, 1972-1975, 1979-1982

Federal Bar Association: Environment, Energy, and Natural Resources Section: Governing Board, 1995-2001

Health Law Section

Medical Ethics Resource Network of Michigan: Board of Directors, 2005-2010

**SPECIAL TRAINING IN HEALTH LAW AND BIOETHICS:** Graduate School, Foundation for Advanced Education in the Sciences; Harvard School of Public Health; Walter Reed Army Medical Center; Kennedy Institute of Ethics; Georgetown University Center for Clinical Bioethics

**SPECIAL RECOGNITIONS:** Pamela Young Award, for individual service to the Jessup International Law Moot Court Competition. Schatz Ridge, in Ellsworth Mountains, Antarctica, named in recognition of writing on Antarctic conservation, environmental, and legal issues and service as environmental advisor to the U.S. Antarctic Program. Federal Bar Association, for Governing Board service, Environment, Energy, and National Resources Section. Land of Lincoln Legal Assistance Foundation, for extraordinary pro bono service

**SPECIAL LICENSES:** Commercial Pilot (Instrument Airplane, Single-Engine Land)

**MILITARY SERVICE:** U.S. Army Reserve (Honorable Discharge)

[26 September 2011]