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Department of Philosophy
York University
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Education

- PhD (Philosophy), McMaster University, 2005
- Visiting Student in Analytical Legal Philosophy, Oxford University, 2003-4
- MA (Philosophy), McMaster University, 2002
- BA Hons (Philosophy and Law in Society), University of New Brunswick, 2000

Employment History and Academic Affiliations

- Full Professor, Department of Philosophy, tenured, York University, 2021-present
- Executive Director, Canadian Section of the International Society for the Philosophy of Law and Social Philosophy, 2022-present
- Associate Professor, Department of Philosophy, tenured, York University, 2010-2021
- Adjunct Professor, Department of Philosophy, McMaster University, 2009-present
- Research Associate, Jack and Mae Nathanson Centre on Transnational Human Rights, Crime, and Security, York University, 2009-present
- Member of the Graduate Faculty, Faculty of Liberal Arts and Professional Studies, York University, 2005-present
- Member of the Graduate Faculty, Osgoode Hall Law School, 2009-present
- Adjunct Professor, Osgoode Hall Law School, 2007-8, 2013-2014
- Assistant Professor, Department of Philosophy, York University, 2005-2010
- Lecturer, Department of Philosophy, York University, 2005

Representative Selection of University Service (York University)

- Chair, Department of Philosophy, 2020-present

- Board of Governors, member, 2024-present
- Senator, 2020-present
- Associate Chair, Department of Philosophy, 2019-2020
- Co-director (and co-founder), Combined JD/MA (Philosophy) program, 2010-present
- Graduate Program Director, Department of Philosophy, 2017-18
- Undergraduate Program Director, Department of Philosophy, 2012-2017
- Executive Committee, Jack and Mae Nathanson Centre on Transnational Human Rights, Crime, and Security, 2014-2017
- Executive Committee, Department of Philosophy, 2012-18, 2019-present
- Chair, Tenure and Promotion Adjudication Committee, Department of Philosophy, 2020-present
- Chair, Search Committee, Department of Philosophy, 2019-2020
- Affirmative Action Officer, Search Committee, Department of Philosophy, 2015-16
- Chair, Curriculum Committee, Department of Philosophy, 2012-2017
- Chair, MA and PhD Admissions Committees, Department of Philosophy, 2017-18
- Chair, Graduate Scholarships Committee, Department of Philosophy, 2017-18

Publications

Books

- *The Normativity of Law* (Cambridge University Press, 2025)
- *Social Construction of Law: Potential and Limits* (Edward Elgar Press, 2020).
- *Canadian Cases in the Philosophy of Law*, 5th edn (Broadview Press, 2018). (co-edited with J. Bickenbach and K. Culver)
- *The Unsteady State: General Jurisprudence for Dynamic Social Phenomena* (Cambridge University Press, 2017). (with K. Culver)
- *Readings in the Philosophy of Law*, 3rd edn (Broadview Press, 2017). (co-edited with K. Culver)

- *Understanding the Nature of Law: A Case for Constructive Conceptual Explanation* (Edward Elgar Press, 2015).
- *Legality's Borders: An Essay in General Jurisprudence* (Oxford University Press, 2010). (with K. Culver)
- *The Methodology of Legal Theory* (Ashgate Publishing, 2010). (co-edited with M. Del Mar and W. Waluchow)
- *Legal Theory and the Social Sciences* (Ashgate Publishing, 2010). (co-edited with M. Del Mar)
- *Legal Theory in the Academy* (Ashgate Publishing, 2010). (co-edited with M. Del Mar and W. Twining)

Journal Articles

- 'Conceptual Analysis, Legal Pluralism, and EU Law', *Transnational Legal Theory* (2015): 586-607.
- 'Complementing Comparison: Renewing General Jurisprudence to meet the Explanatory Challenge of Globalization', *Transnational Legal Theory* (2014): 700-713. (with K. Culver)
- 'Global Legal Pluralism: What's Law Got to do With It?', *Oxford Journal of Legal Studies* (2014): 589-608.
- 'Conceptual Analysis and Its Critics', *Problema: Anuario de Filosofia y Teoria del Derecho*, vol. 6, (2012): 3-38.
- 'Pulling Off the Mask of Law: A Renewed Research Agenda for Analytical Legal Theory', *Problema: Anuario de Filosofia y Teoria del Derecho*, vol. 5, (2011): 81-116. (with K. Culver)
- 'Legal System, Legality, and the State: An Inter-Institutional Account', *Problema: Anuario de Filosofia y Teoria del Derecho*, vol. 2, (2008): 85-126. (with K. Culver)
- 'The Regular Practice of Morality in Law', *Ratio Juris*, vol. 21, (2008): 94-106.
- 'Asymmetrical Attitudes and Participatory Justice', *Cardozo Public Law, Policy, and Ethics Journal*, vol. 4, (2006): 15-32.
- 'Ways of Understanding Diversity Among Theories of Law', *Law and Philosophy*, vol. 24, (2005): 509-545.

- ‘Normativity and Norm-Subjects’, *Australian Journal of Legal Philosophy*, vol. 30, (2005): 102-121.
- ‘Existence and Justification Conditions of Law’, *Canadian Journal of Law and Jurisprudence*, vol. 16, no. 1 (2003): 23-40.
- ‘Unconstitutionality, Invalidity, and Charter Challenges’, *Canadian Journal of Law and Jurisprudence*, vol. 15, no. 1 (2002): 69-83.

Book Chapters

- ‘Reconciliation and the Living Tree Metaphor’, in T. Bustamante, S. Matos and A.L.S. Coelho (eds), *Law, Morality and Judicial Reasoning – Essays on W.J. Waluchow’s Jurisprudence and Constitutional Theory*, (Springer, 2023) (with X. Scott) (forthcoming).
- ‘Entanglement of State and Indigenous Legal Orders in Canada’, in N. Krisch, ed, *Entangled Legalities* (Cambridge University Press, 2022), 376-398. (with K. Culver)
- ‘Transnational Law and Legal Positivism’, in P. Zumbansen, ed, *The Oxford Handbook on Transnational Law* (Oxford University Press, 2021), 971-986. (with E. Scarffe)
- ‘Sources and the Systematicity of International Law: A Philosophical Perspective’, in S. Besson and J. D’Aspremont (eds) *Oxford Handbook of the Sources of International Law* (Oxford University Press, 2017) 583-603.
- ‘Claims to Authority, Legal Systems, and Dynamic Social Phenomena’, in R. Cotterrell and M. Del Mar, eds, *Authority in Transnational Legal Theory* (Edward Elgar, 2016) 49-74. (with K. Culver)
- ‘Imperialism and Importance in Dworkin’s Jurisprudence’, in S. Sciaraffa and W. Waluchow, eds, *The Legacy of Ronald Dworkin* (Oxford University Press, 2016) 225-243.
- ‘Making Old Questions New: Legality, Legal System, and State’, in S. Sciaraffa and W. Waluchow, eds, *Philosophical Foundations of the Nature of Law* (Oxford University Press, 2013). (with K. Culver)
- ‘Hart and Kelsen on International Law’, in L. Green and B. Leiter, eds, *Oxford Studies in the Philosophy of Law*, volume II (Oxford University Press, 2013) 148-174.
- ‘Not a System but an Order: Explaining the Legality of the European Union’ in J. Dickson and P. Eleftheriadis, eds, *Philosophical Foundations of European Union Law* (Oxford University Press, 2012) 54-76. (with K. Culver)
- ‘Universal Jurisdiction and the Duty to Govern’, in F. Tanguay-Renaud and J. Stribopoulos, eds, *Rethinking Criminal Law Theory: New Canadian Perspectives in the Philosophy of*

Domestic, Transnational, and International Criminal Law (Hart Publishing, 2012) 233-248.
(with M. Schaeffer)

- ‘Analytical Jurisprudence and Contingency’, in M. Del Mar, ed., *New Waves in Philosophy of Law* (Palgrave Macmillan, 2011) 58-76.

Encyclopedia Entries

- ‘Systematicity of Law’, in M.N.S. Sellers and S. Kirste, eds, *Encyclopedia of the Philosophy of Law and Social Philosophy* (Springer, 2024).
- ‘Legal Institutionalism’, in M.N.S. Sellers and S. Kirste, eds, *Encyclopedia of the Philosophy of Law and Social Philosophy* (Springer, 2017, reprinted 2024). (with K. Culver)
- ‘Raz, Joseph’, in M.N.S. Sellers and S. Kirste, eds, *Encyclopedia of the Philosophy of Law and Social Philosophy* (Springer, 2017, reprinted 2024).
- ‘Legal Epistemology’, in B. Kaldis, ed., *Encyclopedia of Philosophy and the Social Sciences* (SAGE Publications, 2013) 555-556.

Book Reviews

- Review of Kenneth Ehrenberg, *The Functions of Law* (Oxford University Press, 2016), *The Philosophical Quarterly* (2019).
- Review of Wibren van der Burg, *The Dynamics of Law and Morality* (Ashgate, 2014), *34 Law and Philosophy* (2015): 325-331.
- Review of A. Marmor, *Social Conventions: From Language to Law* (Princeton University Press, 2009), *Notre Dame Philosophical Review* (published online in 2010).
- Review of W. Waluchow, *A Common Law Theory of Judicial Review: The Living Tree* (Cambridge University Press, 2007), *Dialogue: Canadian Philosophical Review*, vol. 47, (2008): 398-400.
- Review of J.N. Drobak, ed., *Norms and the Law* (Cambridge University Press, 2006), *Ottawa Law Review*, vol. 39, (2007-8): 165-174.

Published Conference Proceedings

- ‘Understanding Anti-Terrorism Legislation’, in D.R. Evans and C.S. MacMillan, eds, *Ethical Reasoning in Criminal Justice and Public Safety*, 4th edn. (Toronto: Emond Montgomery, 2014), 126-129.
- ‘Understanding Anti-Terrorism Legislation’, in *The Proceedings of the Twenty-First World*

Congress of Philosophy, Volume 3, *Human Rights*, eds., Z. Davran and S. Voss (Philosophical Society of Turkey, 2007).

Presentations (since 2009)

Keynote Lectures

- ‘Making Old Questions New: Law, Legal System, and State’, The Nature of Law: Contemporary Perspectives, McMaster University, 2011, Hamilton, Canada.
- ‘From Necessity to Contingency and Back: Observations on Recent Methodology Debates in Analytical Jurisprudence’, Keynote Address, meeting of the Suisse-Romande Association for Practical Philosophy, University of Bern, Bern, Switzerland, 2009.

Invited Papers

- ‘Inherent Rights to Self-Government and Constitutional Authority’, Department of Philosophy, University of Alberta, Edmonton, Canada, 2023. (with X. Scott and P. Simard Smith)
- ‘Non-Systemic Recognition of Indigenous Legal Orders in Canada’, Department of Philosophy, McMaster University, Hamilton, Canada, 2020.
- ‘Social Reconstruction of State-Indigenous Legal Relations in Canada’, York Collegium for Practical Ethics, York University, Toronto, Canada, 2019.
- ‘Constitutional Recognition of Indigenous Legal Orders in Canada’, Department of Philosophy, McMaster University, Hamilton, Canada, 2019.
- ‘The Idea of Legal System: One Thought Too Many?’, Osgoode Legal Philosophy Club, Osgoode Hall Law School, York University, Toronto, Canada, January 2019.
- ‘The Idea of Legal System: One Thought Too Many?’, Department of Philosophy, McMaster University, Hamilton, Canada, 2019.
- ‘Systemic v. Extra-Systemic Recognition of Indigenous Legal Orders’, New Zealand Centre for Legal Theory, Auckland Law School, Auckland, New Zealand, 2018.
- ‘Social Construction and the Co-Existence of Legal Orders: Obstacle or Opportunity?’, Entangled Legalities Workshop, The Graduate Institute of International Relations and Development Studies, Geneva, Switzerland, 2018.
- ‘How much of law is socially constructed?’, Higher Seminar in Practical Philosophy, Uppsala University, Uppsala, Sweden, 2017.

- ‘Sources and the Systematicity of International Law’, second workshop for *The Oxford Handbook on the Sources of International Law*, University of Fribourg, Fribourg, Switzerland, 2015.
- ‘Conceptual Foundations of European Union Law’, Centre for Law and Cosmopolitan Values, University of Antwerp, Antwerp, Belgium, 2014.
- ‘The Philosophical Limits of Legal Pluralism’, Department of Philosophy, Wayne State University, Detroit, US, 2014.
- ‘Transnational Legal Theory and Analytical Jurisprudence’, Doing Law beyond the State: Legal-Philosophical Challenges in International and Transnational Legal Research workshop, University of Bristol, Bristol, UK, 2014.
- ‘Can States Claim Something Other Than Authority for Their Laws?’, Meeting of the International Network on Transnational Legal and Political Theory, Centre for Law and Society in a Global Context, School of Law, Queen Mary University of London, London, UK, 2013.
- ‘Can States Claim Something Other Than Authority for Their Laws?’, Research Group on Multilevel Constitutionalism, Faculty of Law, Humboldt University, Berlin, Germany, 2013.
- ‘Conceptual Analysis and Its Critics’, Legal Research Institute, National Autonomous University of Mexico, Mexico, 2012.
- ‘Universal Jurisdiction and the Duty to Govern’, (with M. Schaeffer), *Rethinking Criminal Law Theory: New Canadian Perspectives in the Philosophy of Domestic, Transnational, and International Criminal Law*, Osgoode Hall Law School, Toronto, Canada, 2010.
- ‘Analytical Jurisprudence and Contingency’, Invited paper, Law and Theory Working Group, The Baldy Center for Law and Social Policy, University of Buffalo, Buffalo, US, 2009.

Book Forum

- Discussion of *Understanding the Nature of Law: A Case for Constructive Conceptual Explanation* (Edward Elgar, 2015), Centre for Law and Society in a Global Context, School of Law, Queen Mary University of London, London, UK, 30 March 2016. Participants: Roger Cotterrell, Maks Del Mar, Dennis Patterson, Veronica Rodriguez-Blanco, and Sanne Taekema.

Invited Panels

- ‘Two Concepts of the Inherent Right to Self-Government’, *Conference of the Interdisciplinary Journal of Indigenous Inaakonigewin*, Faculty of Law, University of Manitoba, 2023. (with P. Simard Smith and X. Scott)

- ‘Philosophically-Informed Public Service’, *Canadian Philosophical Association Summer Diversity Institute*, York University, Toronto, Ontario, 2023. (co-panellists: A. MacLachlan and D. Waring)
- ‘The Future of Leadership’ panel, *Commander, Tactician, Technician: The Evolution of Army Leadership, 1850-2050, Annual Conference of the Gregg Centre for the Study of War and Society and the Canadian Army Combat Training Centre*, University of New Brunswick, Fredericton, Canada, 2020. (Presentation title: ‘Conceptual Reconsideration as Context to Building Inter-Institutional Partnerships with CAF’)
- ‘Truth and Reconciliation in Academia: What Role for Non-Indigenous Researchers?’, plenary panel, Canadian Philosophical Association meeting, Montreal, Canada, 2018.
- ‘Jurisprudential Methodology: Conceptual Analysis versus Naturalized Jurisprudence’, American Philosophical Association, Eastern Division Meeting, Baltimore, US, 2013 (other panellists: V. Rodriguez-Blanco, D. Patterson, G. Pavlakos, D. Priel, K. Ehrenberg).
- ‘Is There a Single Concept of Law?’, Law and Society annual meeting, Boston, US, 2013 (other panellists: B. Tamanaha, D. von Daniels, K. Ehrenberg, S. Shapiro).

Invited Workshops

- Transnational Law Workshop, Department of Law, European University Institute, Florence, Italy, 2014.

Refereed Conference Papers

- ‘Two Concepts of the Inherent Right to Self-Government’, *Canadian Section – International Association for the Philosophy of Law and Social Philosophy*, York University, 2023. (with P. Simard Smith and X. Scott)
- ‘Reconciliation and the Living Tree Metaphor’, *Canadian Section – International Association for the Philosophy of Law and Social Philosophy*, online meeting, 2022. (with X. Scott)
- ‘Is Regional Legality a Special Form of Legal Order?’, *Beyond the State: Governance, Legality, and Political Morality* conference, Burlington, Canada, 2017. (with K. Culver)
- ‘Assessing Dworkin’s Legal Theory Along Two Dimensions: Imperialism and Importance’, *The Legacy of Ronald Dworkin* conference, Burlington, Canada, 2014.
- ‘Understanding the Role of Legal Officials in Legal Positivism’s Understanding of Legal System and Legality’, *Atlantic Region Philosophers Association*, Fredericton, New Brunswick, 2006. (with K. Culver)

- ‘Understanding Anti-Terrorism Legislation’, *21st World Congress of Philosophy*, Istanbul, Turkey, 2003.
- ‘Imperialism and Continuity in Legal Theory’, *Canadian Section - International Society for the Philosophy of Law and Social Philosophy*, Halifax, Nova Scotia, 2003.
- ‘Expanding the Separation Thesis in the Right Direction’, *Canadian Section -International Society for the Philosophy of Law and Social Philosophy*, Toronto, 2002.
- ‘An Exclusive Positivist Reading of Charter Challenges’, *Canadian Philosophical Association*, Laval, Quebec, 2001.
- ‘Indeterminacy of Authority in International Law’, *Atlantic Region Philosophers Association*, Sydney, Nova Scotia, 1999.

Other Papers

- ‘Not a System but an Order: Explaining the Legality of the European Union’, seminar series, *Legal Philosophy Between State and Transnationalism*, York University, Toronto, Canada, 2009. (with K. Culver)
- ‘Legal System, Legality, and the State’, *23rd Congress of the International Society for Philosophy of Law and Social Philosophy*, Krakow Poland, 2007. (with K. Culver)
- ‘Understanding the Role of Legal Officials in Legal Positivism’s Understanding of Legal System and Legality’, *Oxford Jurisprudence Discussion Group*, Oxford, UK, 2007. (with K. Culver)
- ‘Recognized Reasons for Change in Law’, Department of Philosophy, York University, Toronto, Canada, 2005.
- ‘Participant Understanding and Legal Theory’, *Oxford Jurisprudence Discussion Group*, Oxford, UK, 2004.

Professional Activity

Government Contracts

- ‘Concepts as Tools for Pro-active Deterrence’, Innovation for Defense Excellence and Security (IDEaS) program, Department of National Defence, Government of Canada, 2020. (Phase 1b contract, value: \$250,000 CAD). (with K. Culver and N. Whittaker)
- ‘Concepts as Tools for Proactive Deterrence’, Innovation for Defense Excellence and Security (IDEaS) program, Department of National Defense, Government of Canada, 2019. (Phase 1a contract, value: \$22,000 CAD). (with K. Culver and C. Macleod)

Government Monograph

- *Concepts as Tools for Pro-active Deterrence*, delivered to Department of National Defence, Government of Canada, in fulfilment of contract ‘Concepts as Tools for Proactive Deterrence’, Innovation for Defense Excellence and Security (IDEaS) program, 2021. (55,000 words) (with K. Culver)

Government Report

- ‘Concepts and Categories for Proactive Deterrence’, White Paper delivered to Department of National Defence, Government of Canada, in fulfilment of contract ‘Concepts as Tools for Proactive Deterrence’, Innovation for Defense Excellence and Security (IDEaS) program, 2019. (with K. Culver and C. Macleod)

Special Workshops

- Co-organizer, ‘IDEaS Proactive Deterrence’, University of British Columbia, Okanagan campus, Kelowa, British Columbia, May, 2019. (with K. Culver and C. Macleod)
- Co-organizer, ‘IDEaS Proactive Deterrence’, University of British Columbia, Okanagan campus, Kelowa, British Columbia, February, 2019. (with K. Culver and C. Macleod)
- Co-organizer, ‘Naturalistic Jurisprudence: The Next Step?’, Osgoode Hall Law School and the Department of Philosophy, York University, Toronto, Canada, 2016. (with D. Priel)

Conference Organization

- Co-organizer, *Canadian Section – International Association for the Philosophy of Law and Social Philosophy*, annual conference, York University, Toronto, Canada 2023.
- Co-organizer, *Canadian Philosophical Association Summer Diversity Institute*, York University, Toronto, Canada, 2023.
- Co-organizer, *Canadian Philosophical Association Summer Diversity Institute*, York University, Toronto, Canada, 2022.
- Co-organizer, *Beyond the State: Governance, Legality, and Political Morality* conference, Burlington, Canada, 2017. (with S. Sciaraffa, V. Ignieski, F. Tanguay-Renaud, and W. Waluchow)

Seminar Series

- Organizer, webinar series, *Canadian Section – International Association for the Philosophy of Law and Social Philosophy*, 2023-present.

- Co-organizer, seminar series ‘Legal Philosophy Between State and Transnationalism’, sponsored by the Nathanson Centre on Transnational Human Rights, Crime and Security, Osgoode Hall Law School, and the Department of Philosophy, York University, 2007-2017. (with F. Tanguay-Renaud)

Editorial and Peer-Review:

- Associate Editor, *Law and Philosophy* (Springer), 2020 – 2022
- Editorial Committee, *Transnational Legal Theory* (Hart Publishing), 2009 - present
- Book Review Editor, *Transnational Legal Theory* (Hart Publishing), 2009 - 2012
- Editorial Board, *Problema: Anuario de Filosofia y Teoria del Derecho*, 2007 - present
- Guest editor, special issue of *Problema: Anuario de Filosofia y Teoria del Derecho* (vol. 2, 2008) (with K. Culver)
- Referee for *Canadian Journal of Law and Jurisprudence*, *Inquiry: An Interdisciplinary Journal of Philosophy*, *Jurisprudence*, *Osgoode Hall Law Journal*, and *Legal Theory, Law and Philosophy*, *Transnational Legal Theory*.
- Manuscript Review, Broadview Press, Cambridge University Press, Edward Elgar Press, Hart Publishing, Oxford University Press.

Teaching (2005-2023)

Undergraduate, York University

- PHIL 1002 Justice, Law, and Morality
- PHIL 2050 Philosophy of Law
- PHIL 2070 Introduction to Ethics
- PHIL 3190 Issues in Constitutional Law
- PHIL 3195 Responsibility and Punishment
- PHIL 4000 Directed Reading (topics in legal and political philosophy)
- PHIL 4180 Topics in Political Philosophy
- PHIL 4190 Topics in Philosophy of Law

- PHIL 4802 Core Practical Philosophy.

Graduate, York University

- PHIL 5670 Legal Philosophy Between State and Transnationalism
- PHIL 5802 Core Practical Philosophy I
- PHIL 5803 Core Practical Philosophy II
- PHIL 6010 Directed Reading (topics in legal and political philosophy)
- PHIL 6510 Jurisprudence II
- PHIL 6550 Core Problems in Legal Philosophy
- PHIL 6560 Issues in Contemporary Legal Philosophy
- PHIL 6570 Philosophy of International Law, PHIL 6800 First-Year Seminar

At Osgoode Hall Law School

- LAW 2720 Jurisprudence
- LAW 5670 Legal Philosophy Between State and Transnationalism

PhD Supervisions (completed)

- Xavier Scott (Philosophy, York University, 2017).
- Matthew Schaeffer (Philosophy, York University, 2016).
- Mohamad Al-Hakim (Philosophy, York University, 2012).

PhD Supervisory Committee (completed)

- Dennis Papadopoulos (Philosophy, York University, 2021)
- Nathan Harron (Philosophy, York University, 2021)
- Olivia Schuman (Philosophy, York University, 2020)
- Jorge Fabra (Philosophy, McMaster University, 2020)

- Jamie Robertson (Philosophy, York University, 2019)
- Kara Woodbury-Smith (Philosophy, McMaster University, 2018)
- Max Leonov (Philosophy, McMaster University, 2017)
- Katharina Stevens (Philosophy, McMaster University, 2016)
- Al Manduca-Barone (Philosophy, York University, 2014)
- Geoff Callaghan (Philosophy, McMaster University, 2014)
- Heather Kuiper (Philosophy, McMaster University, 2012)
- Graham Hudson (Osgoode Hall Law School, 2012)
- Teresa Segal (Philosophy, York University, 2012)

- Fabio Shecaira (Philosophy, McMaster University, 2012)

MA Supervisory Committee (completed)

- Marliese Whittle (Philosophy, York University, 2022)
- Cristina Candea (Philosophy and Osgoode Hall Law School, 2018)
- Karolina Wisniewski (Philosophy and Osgoode Hall Law School, 2016)
- Aaron Lauretani (Philosophy, York University, 2018)
- Talene Thomasian (Philosophy, McMaster University, 2010)

LLM Supervisor (completed)

- (with F. Tanguay-Renaud), Robin Edger (Osgoode Hall Law School, 2010)

LLM Supervisory Committee (completed)

- Michael Torrence (Osgoode Hall Law School, 2011)

References

*Available upon request.