

# YANKEE OPERATIONAL LAW TRAINING



September 21-22, 2013 • U.S. Naval War College



*Program of Events  
& Biographies*



## OVERVIEW

For the past decade, the U. S. Naval War College (Law) Reserve Unit has held an annual training event that focuses on traditional and emerging issues in international and operational law. The purpose of the Yankee Operational Law Training is to train and familiarize Judge Advocates in this ever-more-critical area of law. The purpose of the training was well summed up in 2011 by Vice Admiral Debbink, Chief of Navy Reserve, who reported the following to the Chief of Naval Operations: “The Yankee Operational Law Training series is the primary professional continuing education event for international and operational law specialists in the Navy Reserve Law Program, but draws a large, multi-service audience of Guard, Reserve, and active duty judge advocates.”

Over the same decade in which the War College has been the venue for the Yankee OPLAW Training, Reserve Judge Advocates from all services have been called upon to use their OPLAW expertise in support of ongoing operations worldwide. In some cases, this call will actually increase, even as forces draw-down in certain areas. In 2012, the Judge Advocate General of the Navy announced that, beginning in FY13, “nearly all Navy JAG IA [Individual Augmentee] billets will be shifted from the Active to the Reserve Component.” Navy JAG leadership further stated: “As we go forward, the unique skills and experience gained by our legal professionals during their IA deployments will be in high demand in the years to come as our nation faces new challenges in an increasingly complex maritime operational environment.”

The Yankee OPLAW Training fulfills the U.S. Naval War College goal of developing strategic and operational leaders. The focus is entirely consistent with the mission of the College: programs that are “current, rigorous, relevant, and accessible” to the maximum number of qualified personnel.

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## PROGRAM OF EVENTS

### Saturday, September 21

- 7:00 a.m.     **Registration & Refreshments** – Mahan Rotunda, U.S. Naval War College
- 7:45 a.m.     **Welcoming Remarks**  
Rear Admiral Walter E. “Ted” Carter, Jr., U.S. Navy, President, U.S. Naval War College  
Captain Kevin Kelly, JAGC, U.S. Navy, Commanding Officer, U.S. Naval War College Reserve Unit
- 8:00           **Future of Detention Operations and the End of Our Current Conflicts**  
Commander Sandra Hodgkinson, JAGC, U.S. Navy, NR Naval Justice School
- 9:15           **The Current Security Situation in the Middle East**  
Professor Hayat Alvi, Regional Studies Group Scholar, National Security Affairs Department, U.S. Naval War College
- 10:15          **East and South China Seas: Law of the Sea Issues**  
Professor Peter Dutton, Director, China Maritime Studies Institute, U.S. Naval War College
- 11:30          **Lunch** – Officers’ Club, Naval Station Newport (RESERVATIONS REQUIRED)
- 1:00 p.m.     **U.S. Strategic Challenges: What Operational Lawyers Should Know**  
Professor James Holmes, Strategy & Policy Department, U.S. Naval War College
- 2:15           **The Interface between LOAC and International Human Rights Law**  
Lieutenant Commander James Farrant, Royal Navy, International Law Department, U.S. Naval War College
- 3:15           **OAGs OMG! Organized Armed Groups and the Law of Armed Conflict**  
Ms. Sasha Radin, International Law Department, U.S. Naval War College
- 4:30           **Adjourn**
- 4:45           **Reception** – Mahan Rotunda (RESERVATIONS REQUIRED)

**Sunday, September 22**

- 7:30 a.m.     **Refreshments** – Mahan Rotunda, U.S. Naval War College
- 8:00 a.m.     **Navy Reserve Law Program: International Law Pillar Announcements**  
Captain Rymn Parsons, JAGC, U.S. Navy, Navy Reserve Forces Command
- 8:30           **Anti-Piracy Operations: An Update**  
Commander Matthew Muenchrath, JAGC, U.S. Navy, NR CNE-6<sup>th</sup> FLT LEGAL  
Lieutenant Commander Rajesh Gupta, JAGC, U.S. Navy, NR CNE-6<sup>th</sup> FLT LEGAL
- 9:30           **Ending Impunity: The Case For and Against the International Criminal Court**  
Lieutenant Commander Ken Magee, JAGC, U.S. Navy, NR Defense Institute of  
International Legal Studies  
Lieutenant Commander Derek Mills, JAGC, U.S. Navy, NR Regional Legal Service  
Office Midwest
- 10:30          **The Presidential Intervention Principle: Presidential War & Emergency Powers  
and the Power of the States**  
Lieutenant Commander Michael Bahar, JAGC, U.S. Navy, NR OJAG Int’l & OPLAW
- 12:00 p.m.    **Summary and Conclusion**  
                  **Unit Administration**

## U.S. NAVAL WAR COLLEGE LEADERSHIP



### REAR ADMIRAL WALTER E. "TED" CARTER, JR., U.S. NAVY

Rear Admiral Walter E. "Ted" Carter, Jr., became the 54th President of the U.S. Naval War College on 2 July 2013. A native of Burrillville, R.I., he graduated from the U.S. Naval Academy in 1981, was designated a Naval Flight Officer in 1982, and graduated from the Navy Fighter Weapons School, Top Gun, in 1985.

His career as an aviator includes sea assignments in Fighter Squadron VF-161 on board USS Midway (CV 41), in VF-21 "Freelancers" on board USS Independence (CV 62), and in Carrier Air Wing Five (CVW 5). He commanded the VF-14 "Tophatters," and served as Executive Officer of USS Harry S. Truman (CVN 75), culminating in command of USS Camden (AOE 2) and USS Carl Vinson (CVN 70). His subsequent Fleet-command assignment was Commander

of the Enterprise Carrier Strike Group (CSG 12).

Shore assignments include Instructor duty in VF-124 "Gunslingers"; Chief of Staff for Fighter Wing Pacific; Executive Assistant to the Deputy Commander, U.S. Central Command; Chief of Staff for Joint Warfighting Center, U.S. Joint Forces Command; and Commander, Joint Enabling Capabilities Command where he also served as lead for the Transition Planning Team during the disestablishment of U.S. Joint Forces Command. He was most recently charged with leading Task Force RESILIENT as Director, 21st Century Sailor Office (N17).

Carter is the recipient of various personal awards, including the Defense Superior Service Medal (two awards), Legion of Merit (three awards), Distinguished Flying Cross with Combat V, Bronze Star, Air Medal (two with Combat V and five strike/flight), and Navy and Marine Corps Commendation Medal (two with Combat V). He was awarded the Vice Admiral James Bond Stockdale Leadership award and the U.S. Navy League's John Paul Jones Award for Inspirational Leadership. Carter was also appointed an Honorary Master Chief by the Master Chief Petty Officer of the Navy.

He has accumulated 6,150 flight hours in F-4, F-14, and F-18 aircraft and has made 2,016 carrier-arrested landings, the record among all active and retired U.S. Naval Aviation designators. He has also flown 125 combat missions in support of Joint Operations.



### AMBASSADOR (RET.) MARY ANN PETERS

Ambassador Mary Ann Peters became the fourth provost of the U.S. Naval War College on September 18, 2008. Previously, she was dean of academics of the College of International and Security Studies at the George C. Marshall European Center for Security Studies in Garmisch – Partenkirchen, Germany. Prior to becoming the dean of the college, Ambassador Peters served as associate director for international liaison at the Marshall Center.

Ambassador Peters spent more than 30 years as a career diplomat with the U.S. Department of State. From 2000 to 2003, Ambassador Peters served as the U.S. Ambassador to Bangladesh, leading the mission's efforts in support of the war on terrorism and other key U.S. foreign policy goals. She received a Presidential Meritorious Service Award in 2003 for her work in Bangladesh. Prior to her posting in Dhaka, Ambassador Peters was the deputy chief of mission at the United States Embassy in Ottawa, Canada, responsible for the management of the embassy and supervision of the six U.S. consulates general in Canada. From 1995 to 1997, Ambassador Peters served in the White House as Director for European and Canadian Affairs at the National Security Council. Among other portfolios in this position, Ambassador Peters worked on the diplomatic and security aspects of the search for peace in Northern Ireland. From 1993 to 1994, Ambassador Peters served as deputy assistant secretary of state with oversight responsibility for U.S. relations with 19 Western European countries and Canada. In this capacity she acted as the U.S. chair of the U.S. – Canada military coordination body, the Permanent Joint Board on Defense.

A senior diplomat, fluent in six foreign languages, Ambassador Peters has also served in Sofia, Bulgaria, as deputy chief of mission; in Moscow as economic counselor; and in Mandalay, Burma as principal officer. From 1988 to 1990, Ambassador Peters was the deputy director of the Office of Pakistan, Afghanistan and Bangladesh Affairs in the State Department. She began her career as a vice-consul in Frankfurt in 1975.

Ambassador Peters holds a Bachelor of Arts degree from Santa Clara University and a Master's in International Studies from the Johns Hopkins School of Advanced International Studies. Her formal education also included courses at the Institut d'Etudes Politiques in Paris.

Ambassador Peters is a member of the Council on Foreign Relations and Women in International Security.

# YANKEE OPLAW LEADERSHIP

## KEVIN M. KELLY

Captain Kevin M. Kelly, JAGC, USN, is Commanding Officer of the Naval War College International Law reserve unit. His civilian position is Associate Dean for Academics and Students at the University of Wisconsin Law School, where he also teaches such courses as: Law of Armed Conflict; the Just War Tradition; Terrorism and the Laws of War; and War Crimes. Captain Kelly received a Bachelor of Science in Foreign Service *cum laude* from Georgetown University in 1987; he received his Juris Doctor degree *cum laude* in 1991 from the University of Wisconsin Law School, where he was Editor-in-Chief of the *Wisconsin Law Review*. While in law school, he joined the Judge Advocate General's Corps and was commissioned an Ensign in 1989. Captain Kelly was posted to Naval Legal Service Office San Francisco (1992-93) and then served as Staff Judge Advocate, Naval Security Group Activity, Edzell, Scotland (1993-97). Affiliated with the Naval Reserve since 1999, he has enjoyed International/Operational Law assignments with: US Naval Forces Europe Joint Task Force Contingency Unit (Great Lakes, Illinois); International and Operational Law, Office of the Judge Advocate General of the Navy (Pentagon); and as Executive Officer of the Naval War College International Law unit. Mobilized to active duty in 2003, Captain Kelly served at US European Command Headquarters, Stuttgart, Germany, and at Headquarters, Stabilization Force (SFOR), Camp Butmir, Sarajevo, Bosnia-Herzegovina. He lives in Sun Prairie, Wisconsin, with his wife and five children.

## STEPHEN T. ARMATO

Commander Stephen T. Armato is a member of Naval War College (Law) and is the unit's Yankee OPLAW Coordinator. CDR Armato received a Bachelor of Science, *summa cum laude*, in Political Science from Northeastern University in 1989. In 1992, he received his Juris Doctor, *cum laude*, from Suffolk University. In 1991, CDR Armato was commissioned into the Navy Judge Advocate General's (JAG) Corps through the Law School Student program. Upon completion of Naval Justice School in Newport, Rhode Island in 1993, CDR Armato was assigned to Naval Legal Service Office (NLSO), Pearl Harbor, Hawaii. He served as a legal assistance attorney, defense counsel, Special Assistant United States Attorney for the District of Hawaii and counsel to the Naval Criminal Investigative Service. Thereafter, CDR Armato served as trial counsel at the Naval Legal Service Office Detachment Newport, Rhode Island unit until he left active duty in 1997. CDR Armato's reserve assignments have included NR Voluntary Training Law 103, NR Naval Legal Service Office, North Central, NR Naval Justice School, NR Defense Institute of International Legal Studies, and NR Naval Personnel Command. CDR Armato's personal awards include the Navy Commendation Medal (two awards), and the Navy Achievement Medal. In his civilian law practice, CDR is a Martindale-Hubbell AV Peer Rated attorney and a partner in the toxic tort litigation department at Cetrulo and Capone LLP in Boston Massachusetts. CDR Armato also serves as the defense nominated and court appointed defense liaison counsel for both the Massachusetts and Rhode Island Asbestos Litigation. In this capacity CDR Armato coordinates defense positions for more than 200 defendants in more than 500 pending complex personal injury and wrongful death cases.

## SPEAKERS

(in order of appearance)

### SANDRA HODGKINSON

CDR Sandra Hodgkinson, JAGC, USN, is currently Department Head, International and Operational Law, for the Navy's Reserve unit at the Naval Justice School. In the reserves, she has previously served as Acting Executive Officer, Department Head for International and Operational Law, and as an International Law Attorney for the Navy's Reserve International and Operational Law Unit (Code 10). On active duty, CDR Hodgkinson served as an Appellate Clerk to the Navy and Marine Corps' Court of Criminal Appeals, Prosecutor and Foreign Criminal Jurisdiction Officer in Europe and Southwest Asia (EURSWA), and instructor and Country Program Manager at the Defense Institute of International Legal Studies (DIILS) where she led training teams to 25 countries on Rule of Law, Human Rights, Military Justice and Law of War. She is entitled to wear the Defense Meritorious Service Medal, and was recently selected for promotion to Captain. In her civilian capacity, CDR Hodgkinson is Vice President and Chief of Staff at DRS Technologies, a mid-sized defense company owned by Finmeccanica of Italy. She previously served as a career member of the Senior Executive Service in the U.S. Government, including positions as Distinguished Visiting Research Fellow at National Defense University, The Special Assistant (Chief of Staff) to Deputy Secretary of Defense William J. Lynn, III, Deputy Assistant Secretary of Defense for Detainee Affairs, Deputy to the Ambassador-at-Large for War Crimes Issues, and Director for International Justice, National Security Council, among others. She was also the Senior Advisor on Human Rights in Baghdad during the first year of the Iraq War, and helped to establish the Iraq High Tribunal, which ultimately tried Saddam Hussein and create the Iraqi Human Rights Ministry. CDR Hodgkinson earned a B.A. at Tulane University in 1992 (International Relations/French); M.A. at the University of Denver Graduate School of International Studies in 1995 (International Economics and Spanish); and J.D. at the University of Denver College of Law in 1995. She studied political science at l'Institut d'Etudes Politiques in Paris, and law at the Hague Academy of International Law. She is licensed to practice law in Washington, D.C. and Colorado. She served as a Board Member for the International Law Student Association (ILSA) from 2007 – 2013, and was just selected to serve on the Advisory Board for the ABA's Standing Committee on National Security Law. She has been teaching National Security Law at Catholic University's Law School since 2007, and has published 20 legal articles which have appeared in law reviews and journals or as book chapters.

### HAYAT ALVI

Dr. Alvi teaches the Theater Security and National Security Decision-Making courses: Security Strategies and Policy Analysis. She has served as the Director of International Studies at Arcadia University in Glenside, PA. Dr. Alvi also taught Political Science at the American University in Cairo, Egypt (2001-2005), and she has been a Fulbright Fellow in Damascus, Syria (1993-1994). Dr. Alvi's specializations include International Relations, Political Economy, Comparative Politics, Islamic Studies, and Middle East and South Asian Studies. She is proficient in Arabic and Urdu. She is the co-editor of *Case Studies in Policy Making*, 12th Edition, edited by Hayat Alvi and Nikolas Gvosdev (Newport: National Security Decision Making, US Naval War College, August 2010). Her publications include numerous journal articles and these books: *Regional Integration in the Middle East: An Analysis of Inter-Arab Cooperation* (Lewiston, NY: Edwin Mellen Press, 2007); *An Introduction to International Studies: Exploring Frontiers* (Deer Park, NY: Linus Publications, 2006); and *The Arabian Nights Reader* (Deer Park, NY: Linus Publications, 2006). She is currently working on her next book, *Nonviolent Activism in Islam: The Message of Abul Kalam Azad* (Edwin Mellen Press). Dr. Alvi is a faculty editorial board member for the NWC student journal *Luce*; a member of the Navy Language Action Panel (NLAP) and Language, Regional Expertise, Cultural Awareness (LREC); and she is a participant in the Leader Development and Education for Sustained Peace Program (LDESP). She is also listed as a scholar in Georgetown University's Berkley Center for Religion, Peace, & World Affairs.

### PETER DUTTON

Prof. Peter Dutton is a Professor of Strategic Studies and Director of the China Maritime Studies Institute at the U.S. Naval War College. Professor Dutton's current research focuses on American and Chinese views of sovereignty and international law of the sea and the strategic implications to the United States and the United States Navy of Chinese international law and policy choices. Selected recent publications include: *Military Activities in the EEZ: A U.S.-China Dialogue for Security in the Maritime Commons* (December 2010), *Caelum Liberam: Air Defense Identification Zones*

Outside Sovereign Airspace (American Journal of International Law, October 2009), Charting a Course: US-China Cooperation at Sea (China Security, April 2009), Scouting, Signaling and Gate-Keeping: Chinese Naval Operations in Japanese Waters and the International Law Implications (China Maritime Studies Monograph, April 2009), and Carving Up the East China Sea (Naval War College Review, Spring 2007). Additionally, Professor Dutton has testified before the U.S. China Economic and Security Review Commission on Chinese Perspectives on Sovereignty and Access Control (February 2008) and on the Implications of Chinese Naval Modernization (June 2009). Additionally, he testified before the Senate Foreign Relations Committee on Maritime Disputes and Sovereignty Issues in East Asia (July 2009). Professor Dutton also researches and lectures on topics related to international law of the sea issues in the East and South China Seas, East and Southeast Asia, the Arctic, the Proliferation Security Initiative, and Maritime Strategy. He is a retired Navy Judge Advocate and holds a Juris Doctor from the College of William and Mary, a Master's of Arts (with distinction) from Naval War College, and a Bachelor's of Science (cum laude) from Boston University.

## JAMES HOLMES

James Holmes is professor of strategy at the Naval War College and senior fellow at the University of Georgia School of Public and International Affairs. A former U.S. Navy surface warfare officer and combat veteran of the first Gulf War, he served as a gunnery and engineering officer in the battleship *Wisconsin*, engineering and damage-control instructor at the Surface Warfare Officers School Command, and military professor of strategy at the Naval War College. Jim is a Phi Beta Kappa graduate of Vanderbilt University (B.A., mathematics and German) and completed graduate work at Salve Regina University (M.A., international relations), Providence College (M.A., mathematics), and the Fletcher School of Law and Diplomacy at Tufts University (M.A.L.D. and Ph.D., international affairs). He earned the Naval War College Foundation Award, signifying the top graduate in his Naval War College class.

His most recent books (with long-time coauthor Toshi Yoshihara) are *Red Star over the Pacific* and *Strategy in the Second Nuclear Age*. Designated an *Atlantic Monthly* Best Book of 2010, *Red Star over the Pacific* has been named to the Navy Professional Reading List as Essential Reading. Copies have been placed aboard every major ship, squadron, and shore installation in the U.S. Navy. Translations have appeared in Germany, China, and South Korea and are in progress in Taiwan and Japan.

Jim has published over 20 book chapters and 100 scholarly essays, along with hundreds of opinion columns, think-tank analyses, and other works. He blogs as the Naval Diplomat and is an occasional contributor to *Foreign Policy*, *The National Interest*, CNN, and the Naval Institute *Proceedings*. He has been quoted or cited in outlets ranging from the *Washington Post* to Xinhua, and has appeared on NPR and the BBC World Service.

He has been a visiting scholar at National Chengchi University, Taiwan, and the Institute for Defense Studies & Analyses, India. He has testified before the U.S.-China Economic and Security Review Commission and spoken at such institutions as Duke, Harvard, and Vanderbilt universities; the Woodrow Wilson International Center for Scholars, Washington, DC; the French Institute of International Relations (ifri), Paris; the Clingendael Institute of International Relations, The Hague; and the Chinese Council for Advanced Policy Studies, Taipei.

## JAMES FARRANT

Lt Cdr James Farrant joined the Royal Navy in 1998 as a Logistics (or 'Supply') Officer. He has held a variety of sea and shore appointments as a logistician and was selected to become a naval barrister in 2005. After completing pupillage at 18 Red Lion Court in 2007-8, he took up an appointment on the staff of the Director of Service Prosecutions. He has prosecuted and defended in numerous criminal matters including fraud, violence/disorder, sexual assault and various Armed Forces-only offences. His most recent appointment was as the Director of Naval Legal Services' lead legal adviser for the Northern Region (which includes Scotland, Northern Ireland and Northern England). He is the Royal Navy's first exchange officer in the International Law Department of the US Naval War College. His areas of legal practice include: the law of the sea, the law of armed conflict, English criminal law and English administrative law. As a logistics officer, James gained experience of maritime security operations in the Northern Arabian Gulf and counter-piracy operations off Somalia while serving in HMS Bulwark. Bulwark was also part of the Operation Highbrow task force which conducted the evacuation of displaced personnel from Beirut during hostilities in 2006. Promoted Lieutenant Commander in 2009, he served as the Logistics Officer of HMS Cumberland from January 2010 until September 2011. Cumberland also deployed on maritime security operations in the Arabian Gulf and on counter-piracy operations off Somalia. En route back to the UK, Cumberland was re-tasked to conduct the evacuation of civilian personnel from Benghazi in Libya during the Arab Spring uprisings in February 2011, and thereafter to take part

in the NATO mission to enforce UN Security Council Resolutions 1970 and 1973 off the coast of Libya (Operations Deference and Ellamy respectively).

## SASHA RADIN

Sasha Radin is a Visiting Research Scholar at the Naval War College International Law Department and a doctoral candidate at the Asia Pacific Centre for Military Law at Melbourne University Law School. Her thesis research is on 'Organized Armed Groups under the Law of Armed Conflict'. Previously, she worked in the Hague, the Netherlands as a Researcher and Outreach Coordinator in the International Humanitarian and Criminal Law Department of the T.M.C. Asser Institute. Before entering the world of international law, the positions she held involved conducting research, building networks, monitoring overseas trainings, organizing conferences and frequent travel within the Netherlands and in Eastern Europe. Sasha Radin has an LL.M. in International Law from Amsterdam University, a BA in Slavic Studies from Harvard University and varying levels of language training in Russian, French, Dutch and Arabic.

## RYMN PARSONS

Captain Rymn Parsons is a Deputy Force Judge Advocate to Commander, Navy Reserve Forces Command and Navy Reserve Law Program Pillar Lead for the admiralty, environmental, and international law communities. As a Reservist, his tours of duty include Commanding Officer, Naval War College (Law), staff judge advocate (Navy Region Mid-Atlantic Reserve Component Command, 2007-2009); commanding officer (Navy Reserve, Navy Personnel Command Legal, 2005-2007); counsel to the CNO Environmental Readiness Division (Navy Reserve, Chief of Naval Operations, Fleet Readiness and Logistics, 2002-2005); and, executive officer (Navy Reserve, Trial Service Office, East 406, 2000-2002). His tours of active duty as a Navy judge advocate include staff judge advocate, regional environmental counsel, and ethics counselor (Commander, Submarine Group TWO/Commander, Navy Region, Northeast, 1996-1999); military judge (Navy-Marine Corps Trial Judiciary, Tidewater Judicial Circuit, Norfolk, Virginia, 1992-1995); command judge advocate (USS DWIGHT D. EISENHOWER (CVN 69), 1990-1992); group judge advocate (Commander, Naval Surface Group FOUR, 1988-1990); and, trial counsel, defense counsel, and claims attorney (Naval Legal Service Office, Newport, Rhode Island, 1985-1988). His military decorations include multiple awards of the Meritorious Service Medal, Navy-Marine Corps Commendation Medal, and Navy-Marine Corps Achievement Medal. Captain Parsons is admitted to the bar of the Connecticut Supreme Court; the U.S. District Court, District of Connecticut; the U.S. Court of Appeals for the Armed Forces; and, the U.S. Supreme Court. Accepted into the Defense Leadership and Management Program for senior DOD civilian employees in 2005, he is a 2009 graduate of the U.S. Army War College, where he earned a Master of Strategic Studies degree and captured the Army War College Foundation Outstanding Writing Prize. In civilian life Captain Parsons is District Counsel, U.S. Army Engineer District, Vicksburg, Vicksburg, Mississippi.

## MATTHEW MUENCHRATH

Commander Matt Muenchrath graduated from Creighton University, Omaha, Nebraska with a Bachelor of Science in Biology in May 1992. Later, he earned his Juris Doctor from Willamette University College of Law, Salem, Oregon. He was commissioned as an Officer in the U.S. Navy in November, 1996. Following graduation from law school, he entered Navy Officer School and Navy Judge Advocate General Justice School in Newport, RI. He completed his initial training in December 1997. Commander Muenchrath's first assignment was as at Navy Legal Service Office Pacific, Detachment Guam. He served as Area Defense Counsel, Legal Assistance Officer, Claims Officer, Legal Assistance Officer and Tax Officer. In February 2000, then Lieutenant Muenchrath was assigned to Trial Service Office East as a trial team leader, where he provided command services, advice, and prosecutorial services for courts martial. Later, he was requested to be the Assistant Department Head of Legal Services at the Navy Legal Service Office Mid-Atlantic. Upon leaving active duty in April of 2001, then Lieutenant Muenchrath affiliated with the Naval Reserve in June 2001 and was assigned to Naval and Marine Corps Reserve Center, Portland as their Staff Judge Advocate and participated in Exercise Northern Edge '02. In 2003, then Lieutenant Commander Muenchrath served with the new Naval Reserve JAG unit in the Northwest, Trial Service Office, West, Detachment Northwest. In 2006 then Lieutenant Commander Muenchrath served as Staff Judge Advocate for HQ Commander Naval Forces Korea serving over 67 days supporting 6 Combined/Joint Korean Exercises, training Army and Navy JAGs for in-theater support and directly filling the chief of operational law duties for U.S. Forces, Korea as part of a 4-star purple staff. Commander Muenchrath was the senior international lawyer and SJA for NR Third Fleet Maritime Aviation Operations from 2007-2010. He provided exercise JAG support for (Terminal Fury, RIMPAC and Talisman Sabre), international/operational law support for exercises and naval air carrier qualifications throughout the Pacific Region. Commander Muenchrath worked many exercises as the

Aviation Operations Center Judge Advocate focusing on joint/combined air command floor operations, targeting effects and air attack planning. From 2010-2012, Commander Muenchrath was the senior Judge Advocate for Commander Naval Forces Europe/6th Fleet Maritime Partnership Program, Detachment 513. He was the Ukraine and Poland Country Team's Legal Advisor and supported the 6th Fleet's Force Judge Advocate's Office based in Naples, Italy. Presently, Commander Muenchrath is the Executive Officer of NR CNE-C6F LEGAL unit drilling out of Jacksonville, Florida. Commander Muenchrath operates his own private practice, in Coquille, Oregon that emphasizes litigation and general practice law. He is the Municipal Judge for the city of Myrtle Point and former Mayor of Coquille, Oregon.

## RAJESH GUPTA

Lieutenant Commander Gupta was born in Evanston, Illinois and grew up in Chicago, Illinois. He received his Bachelor of Science in Biological Sciences from the University of Illinois at Chicago (1993), and his Juris Doctor from University of Illinois College of Law (2000). In July 1998, Lieutenant Commander Gupta was commissioned into the U.S. Navy, Judge Advocate General's Corps. He graduated from Officer Indoctrination School in October 2000 and completed Naval Justice School in December 2000. After two weeks aboard the USS PONCE (LPD-15), Lieutenant Commander Gupta reported to the Naval Legal Service Office Europe and Southwest Asia in Naples, Italy, where he served as Defense Counsel and Legal Assistance Division Officer. In September 2004, Lieutenant Commander Gupta left active duty and affiliated with the reserves shortly thereafter, where he was assigned to NR Legal Service Office North Central Detachment 113. In June 2007, Lieutenant Commander Gupta was transferred to NR Fleet Forces Command Joint Task Force Detachment Midwest, where he served as Staff Judge Advocate. In May 2008, he was assigned to Commander Naval Forces Europe/Africa/6<sup>th</sup> Fleet Maritime Partnership Program Detachment 205, a unit focusing on strengthening partnerships and interoperability with Northern African nations. While in this role, Lieutenant Commander Gupta supported the U.S. Embassy in Morocco as part of a DIILS team providing training on maritime security, human rights law, and law of armed conflict, and served as Legal Advisor for PHOENIX EXPRESS 2009 advising on rules of engagement and maritime law. In November 2011, Lieutenant Commander Gupta transferred to Commander Naval Forces Europe/Africa/6<sup>th</sup> Fleet Maritime Partnership Program Detachment 513, where he assisted the unit in building military partnerships in the Black/Caspian Sea Region and supported the Force Judge Advocate's Office in Naples, Italy. Presently, Lieutenant Commander Gupta is the Operations Officer of the newly stood-up NR CNE-C6F LEGAL unit in Jacksonville, Florida. Earlier this year, he served as Legal Advisor for OBANGAME EXPRESS 2013 in Cameroon, Africa. Lieutenant Commander Gupta lives in Naperville, Illinois with his wife Nisha and their two sons, Rishi (age 8) and Ravi (age 5).

## KEN MAGEE

Lieutenant Commander Ken Magee served as a Judge Advocate in the U.S. Navy on active duty from June 2003 until June 2007. He held various positions in the Navy including Command Judge Advocate at Naval Submarine Base New London, in Groton, Connecticut, Deputy Staff Judge Advocate at Navy Region Northeast also located in Groton, Connecticut and was assigned as Defense Counsel at Naval Legal Service Office Mid-Atlantic, Norfolk, Virginia where he defended military service members before General and Special Courts-Martial. LCDR Magee has been in the reserves since July 2007 and was formerly assigned to the United States Naval Reserve's International and Operational Law Unit. As a reservist, LCDR Magee served an extended assignment at the Defense Institute of International Legal Studies (DIILS), his current reserve unit, where he co-authored a comprehensive training module relating to refugee and asylum law as well as those of internally displaced persons. He has also supported the DIILS IMET program where he instructed international students on such diverse topics as international humanitarian law and human rights law. Additionally, from March 2008 until his retirement in December 2008, LCDR Magee served as a Flag Aide for Rear Admiral Norton C. Joerg, JAGC, USNR. LCDR Magee was recalled to active duty in 2008 and served as a legal advisor at the Criminal Investigation Task Force, Fort Belvoir, Virginia. In June 2009, LCDR Magee was deployed to Iraq in support of Operation Enduring Freedom where he directly supported the operations of the United States Special Operations Command. LCDR Magee is currently serving an extended period of active duty at DIILS where he is working on a peacekeeping project relating to the Democratic Republic of the Congo (DRC). In this capacity, LCDR Magee has deployed to various countries including Burundi, the DRC, Djibouti, Mauritius, Sierra Leone, Senegal, and Uganda. He is a native of Cumberland, Rhode Island and received a B.A. in Economics from the University of Rhode Island and a J.D. from Roger Williams University School of Law. In his civilian capacity, LCDR Magee is a District Adjudications Officer at United States Citizenship and Immigration Services (USCIS) of the Department of Homeland Security. Prior to working at USCIS, he was in private practice where he specialized in all aspects of immigration law. LCDR Magee is also an Adjunct Professor at Roger Williams University.

## DEREK MILLS

LCDR Derek Mills reported to Naval Legal Service Office (NLSO) North Central in March of 2004, where he served in Washington, DC and Groton, Connecticut as a legal assistance attorney, trial defense counsel, and Physical Evaluation Board attorney until September, 2006. While stationed in Washington, LCDR Mills pursued a Masters in Public Policy from George Mason University, Peace Operations Policy Program, concentrating his studies on post-conflict reconciliation in Chapter VII UN Peacekeeping missions. Deploying as an Individual Augmentee in 2005, LCDR Mills served as a magistrate attorney with Multi-National Force-Iraq at the Abu Ghraib Theater Internment Facility. In September, 2006, LCDR Mills reported to the Defense Institute of International Legal Studies (DIILS). During 2006, LCDR Mills made repeated trips back to Iraq, serving as the DIILS Training Liaison to the Regime Crimes Liaison Office (RCLO), at that time assisting the Iraqi High Tribunal with the sentencing and appeals portion of the Saddam Hussein trial. From 2007 through 2009, LCDR Mills concentrated in Francophone Africa, conducting over fifty planning or training missions to West Africa and the Great Lakes Region, most notably establishing a multi-year military justice assistance project in the eleven provinces of the Democratic Republic of the Congo. From December, 2009 until September, 2010, LCDR Mills performed acting responsibility as the DIILS Regional Program Director for all activities in the AFRICOM AOR. Upon separating from Active Duty in 2010 with the rank of Lieutenant Commander, LCDR Mills joined the Foreign Service of the US Department of State. He currently serves as a Political Officer at the United States Embassy, Port-au-Prince, Haiti.

LCDR Mills graduated from Tulane University with a degree in International Relations and African Studies in 2000 and Indiana University School of Law in Bloomington, Indiana in 2003. He is admitted to practice in New York and Connecticut.

## MICHAEL BAHAR

LCDR Michael Bahar is currently a member of the Navy JAG Corps Reserve and General Counsel to the Minority Staff of the U.S. House of Representatives Permanent Select Committee on Intelligence. Between March 2010 and February 2012, he served in the White House as Deputy Legal Advisor to the National Security Staff. While on Active Duty, he also deployed to Afghanistan as Deputy Staff Judge Advocate (SJA) to a Special Operations Task Force in 2012 as well as to the Arabian Gulf and Horn of Africa as the Navy SJA to the NASSAU Expeditionary Strike Group between 2005 and 2006. LCDR Bahar also served as the Aide to the Deputy Judge Advocate General of the Navy, as Deputy SJA to the Vice Chief of Naval Operations, as Assistant Judge Advocate to the Naval Special Warfare Development Group, and as a Trial Counsel. Prior to going on Active Duty, LCDR Bahar was a litigation associate in the New York Offices of Paul, Weiss, Rifkind, Wharton & Garrison LLP. He grew up in New York and graduated from Yale University in 1997, Cambridge University in 1998, and Harvard Law School in 2002. He also has a Navy-funded LLM from Columbia University in International/National Security Law (2008). LCDR Bahar has been an adjunct professor at NYU and at the University of North Florida.

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