

IRENE TEN CATE

Clinical Assistant Professor, Lawyering Skills & Strategies Program
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EMPLOYMENT

University of Houston Law Center

Clinical Assistant Professor, Lawyering Skills & Strategies Program, 2018 – present

Courses: Lawyering Skills & Strategies (2018 – present); Legal Writing, LSAC Prelaw Undergraduate Scholars Program Online (summer 2020) (co-instructor)

Jenner & Block LLP, New York, NY

Litigation Associate, 2015 – 2018

Commercial Litigation / Arbitration: Wrote appellate submissions and briefs in support of dispositive motions; represented Japanese client in high-stakes four-party ICC arbitration regarding contract dispute; worked on trial preparation, discovery, and internal and government investigations.

In-House: Part-time secondment at Hain Celestial from December 2016 – April 2017.

Asylum Law: Wrote briefs on issues of first impression regarding the material support and firm resettlement bars in petitions for review to the Second and Fifth Circuits; represented asylum applicants before the Board of Immigration Appeals, in immigration court, and in affirmative applications. My asylum work contributed substantially to Jenner & Block receiving the Catholic Immigration Legal Network's 2018 Pro Bono Award.

Other Pro Bono: Wrote amicus brief for Ninth Circuit on Dutch constitutional law aspects of ownership rights in Nazi-looted art; represented plaintiffs (including on appeal to the Second Circuit) in challenge to Connecticut's quarantines of low-risk and no-risk individuals who arrived from Ebola-stricken countries.

Marquette University Law School

Visiting Assistant Professor, 2012 – 2014

Courses: Civil Procedure, Business Associations, Pretrial Practice

Columbia Law School

Associate-in-Law, 2010 – 2012

Teaching Program Fellow, fall 2008

Courses: Legal Practice Workshop (2010 – 2012)

Skadden, Arps, Slate, Meagher & Flom LLP, New York, NY

Litigation and International Arbitration Associate, 2003 – 2010 (on leave to pursue research in fall 2008)

Summer Associate, summer 2002

Commercial Litigation / Arbitration: Represented corporate clients in securities fraud cases and corporate and M&A disputes, as well as in international arbitrations; wrote submissions to Second Circuit for first federal appellate decision to apply new scienter standards to the safe harbor for forward-looking statements; assisted arbitrators with research and analysis of submissions.

Pro Bono: Took and defended depositions for the City Law Department; wrote amicus brief for NYCLU concerning speech rights in a privately-owned shopping center; defended public interest attorney against defamation claim; represented contemporary art museum in dispute that presented novel copyright issues; conducted research and prepared fact reports for death penalty case.

ICC Court of International Arbitration, Paris, France

Intern, Common Law team, September 2003

Cleary Gottlieb Steen & Hamilton LLP, Brussels, Belgium

Corporate Associate, 2000 – 2001

De Brauw Blackstone Westbroek, The Hague, The Netherlands

Intern, Administrative Law group, spring 1998

EDUCATION

Columbia Law School

J.D., 2003; LL.M., 1999; exchange student, fall 1997

- Honors: Harlan Fiske Stone Scholar (1999, 2003)
Recipient of Stibbe Steppingstone Scholarship and other merit-based scholarships
- Activities: Associate Editor, *Columbia Journal of Transnational Law*
Editor, *Columbia Journal of Gender and Law*
Columbia Asylum Project – assisted with representation of French-speaking asylum applicant
International Legal Assistance Network – assisted with challenge to Uganda’s single-party system
WITNESS – wrote guide about proceedings before the European Court of Human Rights

University of Amsterdam

Meester in de Rechten (LL.B.), 1998

- Thesis: *Waardering van Bewijs in het Nederlandse en het Amerikaanse Burgerlijk Proces*
 (“Evaluation of Evidence in Dutch and American Civil Procedure”)
- Activities: Tutored first-year law students
Participated in the Trenité van Doorne Summer School
Completed several courses at the University of Amsterdam’s philosophy department; studied cello performance at the Amsterdam Conservatory for two years
Served as secretary on the board of an amateur orchestra; co-organized a concert tour to Bologna

PUBLICATIONS

Law Journal Articles:

The Costs of Consistency: Precedent in Investment Treaty Arbitration, 51 COLUM. J. TRANSN’L L. 418 (2013)

- Proposal was one of three winning entries blindly selected out of approximately sixty submissions for presentation at the Institute for Transnational Arbitration’s inaugural Winter Forum conference

International Arbitration and the Ends of Appellate Review, 44 N.Y.U. J. INT’L L. & POL. 1109 (2012)

Speech, Truth, and Freedom: An Examination of John Stuart Mill’s and Justice Oliver Wendell Holmes’s Free Speech Defenses, 22 YALE J. L. & HUM. 35 (2010)

- Excerpted in Vincent Blasi, IDEAS OF THE FIRST AMENDMENT
- Discussed in Jerome A. Barron et al., CONSTITUTIONAL LAW PRINCIPLES & POLICY: CASES & MATERIALS
- Featured on Legal Theory Blog

Note, *Multi-Party and Multi-Contract Arbitrations: Procedural Mechanisms and Interpretation of Arbitration Agreements under U.S. Law*, 15 AM. REV. INT’L ARB. 133 (2004)

- Cited in *Markel Int’l Ins. Co. v. Westchester Fire Ins. Co.*, 442 F. Supp. 2d 200, 204 (D.N.J. 2006)

Absence of Consent Trumps Arbitral Economy: Consolidation of Arbitrations Under U.S. Law, 12 AM. REV. INT’L ARB. 335 (2003) (with Rona G. Shamoon)

Other:

Hard Cases in Investor-State Arbitration (Comment), HARVARD INT’L L. J. (forthcoming 2020)

Boundaries, LWI LIVES (Aug. 2020)

Guide to Enforcement of Foreign Arbitral Awards and Court Judgments in the United States, JENNER & BLOCK PRACTICE SERIES (2017) (co-author)

Book Review: Yearbook on International Investment Law & Policy 2010-2011, 35 J. POL'Y MODELING 852 (2013)
(invited contribution)

Over Vrijheid, Grote Vragen, en de Werkgroep Rechtsfilosofie ("On Liberty, Big Questions, and the Legal Theory Seminar") (2013) (invited contribution for a Festschrift for Joep van der Vliet of the University of Amsterdam)

Selecting the Right Arbitrator, 818 PRACTICING LAW INSTITUTE LITIGATION & ADMINISTRATIVE PRACTICE COURSE HANDBOOK SERIES 349 (2010) (with Dana H. Freyer)

Contributions to various blogs including Summary, Judgment; IntLawGrrls; Marquette Faculty Blog

PRESENTATIONS

Splitting the Baby (presenter)

American Society of International Law Research Forum, Nov. 2020 (virtual conference)

University of Houston Law Center works-in-progress workshop, Houston, Feb. 2020

Under, Here, Therefore (presenter, with Megan Davis)

Legal Writing Institute Biennial Conference, Washington, D.C., July 2020 (proposal accepted, declined to present due to Covid-19)

Legal Writing Institute One-Day Workshop, Charleston, Dec. 2019

Empire State Legal Writing Conference, New York, May 2019

Hard Cases in Investor-State Arbitration (presenter)

University of Houston Law Center works-in-progress workshop, Houston, June 2020

New Techniques in International Litigation and Adjudication (moderator / discussant)

American Society of International Law Research Forum, New York, Nov. 2019

Arbitral Judging (presenter)

American Society of International Law Research Forum, New York, Nov. 2019

American Society of Comparative Law Works-in-Progress Conference, Columbia, MO, Oct. 2019

The Performance Enhancement Paradox (presenter)

Law & Society Association Annual Meeting, Washington, D.C., May 2019

University of Houston Law Center works-in-progress workshop, Houston, Apr. 2019

Central States Law School Association, Fort Worth, Oct. 2018

Effects of Denunciation of the ICSID Convention (presenter)

CPR Y-ADR Annual Year-in-Review Event, New York, Nov. 2017

Arbitration Selection Default Rules (presenter)

American Society of International Law Research Forum, Seattle, Nov. 2016

Disagreement in Arbitral Tribunals (presenter)

American Society of International Law Research Forum, Chicago, Nov. 2014

"Fishing" and the Adversary System (presenter)

Third Annual Younger Comparativists Committee Conference, Portland, Oregon, Apr. 2014

Law and Society Association Annual Meeting, Boston, June 2013

Marquette University Law School Faculty Workshop, Milwaukee, Apr. 2013

How Do Citizens of Other Countries View the United States Constitution? (panelist)

Marquette University Constitution Day Program, Milwaukee, Sept. 2013

The Costs of Consistency: Precedent in Investment Treaty Arbitration (presenter)
Institute for Transnational Arbitration Winter Forum, San Francisco, Feb. 2012
Columbia Law School Associates & Fellows Workshop, New York, Jan. 2012

Paths to Legal Academia: VAPs, Fellowships, PhDs and Publishing! (panelist)
Columbia Law School Careers in Law Teaching Workshop, New York, Apr. 2011

International Arbitration and the Ends of Appellate Review (presenter)
Columbia Law School Associates & Fellows Workshop, New York, Feb. 2011

Appeals in Arbitration: Just Another Roll of the Dice? (presenter)
Skadden, Arps, Slate, Meagher & Flom LLP, New York & London, Apr. 2010

Hate Speech and the First Amendment (invited lecture for undergraduate students)
Columbia College, New York, Nov. 2008

Speech, Truth, and Freedom: An Examination of the Free Speech Defenses of John Stuart Mill and Justice Oliver Wendell Holmes (presenter)
Columbia Law School Associates & Fellows Workshop, New York, Oct. 2008

LAW SCHOOL COMMITTEES

University of Houston Law Center

Member, Admissions Committee (2020 – present)
Member, Student Affairs Committee (2018 – present)
Member, Library Committee (2018 – 2020)
Member, Graduate Legal Studies Committee (2018 – 2019)

Marquette University Law School

Member, Faculty Blog Committee (2012 – 2014)
Informal Faculty Advisor, Out & Allies (2012 – 2014)

OTHER LAW SCHOOL SERVICE

Faculty mentor for first-year law students at the University of Houston Law Center (2018 – present)

Faculty outreach to admitted students, University of Houston Law Center (spring 2020)

Served as trial judge in the University of Houston Law Center's Street Law Program (2019); served as appellate judge in Columbia Law School's Stone Moot Court Program (2017) and 1L Moot Court Program (2016 – 2018); participated in numerous moot court practice rounds at Marquette University Law School (2012 – 2014)

Reviewed student notes for *Marquette Law Review* (2012 – 2014)

Supervised student note that was published in the *Columbia Journal of Transnational Law* (2011 – 2012)

Co-organized Columbia Law School's Associates & Fellows Workshop (2010 – 2011)

EXTERNAL SERVICE AND ACTIVITIES

Served as external reviewer for *American Political Thought*, *ICSID Review – Foreign Investment Law Journal*, and *McGill Journal of Dispute Resolution*

Legal Writing: The Journal of the Legal Writing Institute: Editorial Board (2020 – present); Essay Editor (2020 – present); Assistant Editor (2019 – 2020)

Legal Writing Institute Monograph Series: Editorial Board (2020 – present)

AALS Section on Legal Writing, Reasoning, and Research, Outreach Committee: member (2020 – present)

Association of Legal Writing Directors: delegate (2019 – present)

American Bar Association Section of International Law, *2019 International Law Year in Review*: Deputy Editor

Co-organized the Legal Writing Institute's We Write Retreat in Charleston, S.C. (Dec. 2019); participated in several scholarship workshops and writing retreats organized by the Legal Writing Institute and the Association of Legal Writing Directors

Profiled in LWI LIVES (Oct. 2018)

Was consulted regarding Justice Holmes's free speech legacy for WNYC's Radiolab: More Perfect podcast series (Aug. 2017)

BAR ADMISSIONS

New York State, U.S. Supreme Court, Second Circuit, Fifth Circuit, S.D.N.Y., E.D.N.Y., immigration courts.

LANGUAGES

Native Dutch speaker; proficient in French and German; basic knowledge of Spanish.

MUSIC

I am an active amateur cellist and play regularly in chamber music and orchestra concerts in New York City and Houston. As a member of various orchestras, I have performed on the stages of Carnegie Hall, the Concertgebouw, and the Beijing Concert Hall, but also in venues like nursing homes in New York City, a high-security prison in the Netherlands, and town squares all over Europe. From 2008 – 2010, I programmed and coordinated a monthly chamber music concert series at the New York City Bar Association.