

## CURRICULUM VITAE AND BIBLIOGRAPHY

Born: September 17, 1935  
Berlin, Germany  
U.S. citizen

Contact: Emory University  
School of Law  
Atlanta, Georgia 30322  
(404) 727-6896  
phay@emory.edu

Education: B.A., University of Michigan (with highest honors), 1958; Phi Beta Kappa (junior year);  
J.D., University of Michigan (with high honors), 1958;  
Order of the Coif; Ed. Bd., Michigan Law Review;  
Michigan Foreign Law Fellow at the Universities of Göttingen and Heidelberg, Germany, 1959-60.

Academic Positions:  
(reverse chronological order)

Emory University, 1991-2023

Emory School of Law Distinguished Professor Emeritus since 2013  
L.Q.C. Lamar Professor of Law, 1992-2013; Emeritus *since* 2013  
Professor of Law, 1991-1992;  
Interim Dean, 2001-2002;

University of Dresden, Germany, 1994-2000; Dean of the Faculty, 1997-2000; retired, 2000  
Universitätsprofessor, Chair for Civil Law, Private International & Foreign Law,  
and Comparative Law.  
Visiting appointment, summer 2016.

Honorary Professor (Honorarprofessor), University of Freiburg, Germany, *since* 1975

University of Illinois, 1963-1991

Alumni Distinguished Professor of Law, 1980-1991; Emeritus, *since* 1991;  
Professor of Law, 1966-1980;  
Assistant Professor of Law, 1963-1964;  
Associate Professor of Law. 1964-1966;  
Director, Office of Graduate and International Legal Studies, 1969-1974;  
Associate Dean, 1974-1979;  
Acting Dean, 1979-1980;  
Dean, 1980-89

University of Pittsburgh, 1961-1963;  
Assistant Professor of Law

University of Michigan, 1960-1961.  
Instructor in Law

#### Visiting Appointments:

Michigan (summer 1963); Stanford (spring 1966); Freiburg, Germany (summer 1964, summer 1966, fall 1970, summer 1973, summer 1976, spring and summer 1978, summers of 1983, 1986, 1987, 1988, fall 1989, spring 1990, spring 1993); Harvard, summer 1969; Hague Academy of International Law (summer 1991); Freiburg, Germany (spring 1993); Bonn, Germany (spring 1993, Jean-Monnet Professor, spring 1994); Warsaw, Poland (short course, fall 2019)

Budapest: Recurrent Visiting Professor of Law, Central European University, Budapest, Hungary, 1996-2017: annual teaching assignments.

Hamburg: Commerzbank Visiting Professor of Law, Bucerius Law School, Hamburg, Germany, fall 2002; Visiting Professor of Law, Bucerius Law School, each fall, 2005-2017.

Dresden: Dresden International University, lecturing in short courses, summer 2004, 2005, 2006, 2008, 2012, 2014; Dresden University, summer short course 2016.

#### Honors:

Titular Member, International Academy of Comparative Law (Associate Academician, 1979-1999; Titular Member *since* 1999 - both by election).

Member, American Law Institute (*since* 1984, by election); Life Member since 2014.

1989 Research Prize of the Alexander von Humboldt - Foundation (Germany). Tenure of Prize: September 1989-May 1990.

Fulbright Research Professor, University of Bonn (Germany), Jan.-July 1992.

*Jean Monnet*-Professorship, University of Bonn (summer semester 1994).

*Ehrenmitglied* (honorary member), Deutsch-Amerikanische Juristenvereinigung (German-American Lawyers' Association).

Recipient of *Festschrift* – Liber Amicorum Peter Hay --, H.E. Rasmussen-Bonne et al., editors, Verlag Recht und Wirtschaft (2005).

Doctor *privati iuris gentium honoris cause*, University of Pécs, Hungary, 2012.

Doktor des Rechts ehrenhalber (Dr. iur. h. c.), Bucerius Law School, Germany, 2014.

#### Memberships:

Académie Internationale de Droit Comparé (titular member)

American Bar Association

American Law Institute (ALI), Life Member

Deutsch-Amerikanischer Juristenvereinigung (DAJV), honorary life member

Deutscher Hochschulverband

Deutscher Rat für IPR [German Council for Private International Law], 1996-2005

Dresdner Juristische Gesellschaft

German Society of International Law

German Assn. of International Civil Procedure  
Société de Legislation Comparé

Other Activities: U.S. Expert, Hague Conference on Private International Law (Agency Convention), 1974-1976;  
Consultant, Department of State Advisory Committee on Private International Law, 1974-1978;  
1987-1991  
Associate, Center for Advanced Study, University of Illinois, 1970-1971, awarded to provide  
released time for research in Europe and North Africa  
Member, Board of Editors, American Journal of Comparative Law, *since* 1961  
Co-Editor, Studien zum Europäischen und Internationalen Wirtschaftsrecht – Studies in  
European and International Economic Law, *since* 1992  
Member, Board of Editors, European Legal Forum, *since* 2014  
Formerly Chairperson, U.S. Selection Committee, Max-Rheinstein-Fellowships for Research and  
Study in Germany  
Member, Academic Advisory Board, German Legal Publishers, *since* 2006.  
Member, Board of Advisers, Columbia Journal of International Law.

Fields:

Conflict of Laws (U.S. and German)  
Contracts; Sales (U.S., German, and Vienna Convention)  
International Litigation (U.S. and German)  
Comparative Law  
European Community Law  
International Civil Procedure  
Torts (German)  
Family Law (German)

Listed in:

*Who is Who in American Law, Who is Who in America, Wer ist Wer in Deutschland,  
Who is Who in the World*

## BIBLIOGRAPHY

### *Student Work*

- 1) Case Note: "Effect of Prior 'Compromise' – Judgment as Collateral Estoppel," 56 Mich. L. Rev. 117-119 (1957)
- 2) Case Note: "Inclusion of Purely Domestic Matters in Reservations," 56 Mich. L. Rev. 457-459 (1958)
- 3) Comment: "Patent Aspects of Domestic Law, Euratom, and the International Atomic Energy Agency, 56 Mich. L. Rev. 770-786 (1958)

### I. Books and Collections

- 1) Edited with Eric Stein: Law and Institutions of the Atlantic Area, 457 pp, with separate volume of Documents, 183 pp. Preliminary Edition: The Overbeck Co., Ann Arbor, Michigan (1963).
- 2) Federalism and Supranational Organizations, 335 pp.: The University of Illinois Press (1966).  
*Reviews:* 1968 Mod. L. Rev. 731 (Cohn, 1968); 1967 In'l. J. (McWhinney); 1966 Rev. gen. dr. int. public No. 4 (Rousseau); 80 Harv.L.Rev. 1375 (Thompson); 1967 Am.J.Int.L. 636 (April 1967, Friedrich); 1966 Hastings L. J. 242 (Berger); 1967 World Affairs, Jan.-March (Jacobs); 1966 Riv. Diritto europeo (Oct.-Dec., Schiavone); 1967 Journal droit int. (Seidl-Hohenfeldern); 15 Am.J.Comp.L. 585 (1967, Fulda); 1968 Orbis 340 (Green); 19 Stanf. L.Rev. 1405 (1967, Collinson); 65 Mich.L. Rev. 1531-40 (1968, Buergethal); 5 Comm. Mkt. L. Rev. 539 (1968); 29 Z. ausl. oefftl. R. und Voelkerrecht 190 (Puttkamer, 1969).  
Commentary by Giuseppe Martinico, "The Federal Language and the European Integration Process," *Politique Europeenne* No. 53, 39 at 43 et seq. (2016).
- 3) Edited with Wayne R. LaFave: International Trade, Investment and Organizations, 506 pp.: The University of Illinois Press (1967). Some reviews of this book are listed in the Appendix.  
*Reviews:* 1968 Int. & Comp.L.Q. (Ross); 9-4 Int. Executive 4 (1967); 1967 Am.J.Int'l.L. (Oct., Metzger); 1967/68 Rev. gen. droit int. public (Rousseau); 16 Am.J.Comp.L. 633 (Carreau, 1967)
- 4) Edited with Eric Stein: Law and Institutions in the Atlantic Area. Permanent Edition, 1159 pp, with separate volume of Documents, 322 pp.: The Bobbs-Merrill Co. (1967) [successor to No. 1, above].  
*Reviews:* 56 Cal. R. Rev. 923 (1968, Angelo); 42 Was. L. Rev. 1138 (1976, Berger); 5 Com.Mkt.L.Rev. 540 (1968); 63 Am.J.Int'l.L. 654 (Bebr, 1969); 1969 Gew. Rechtsschutz – nt. 180 (Ulmer); 1978 Am.J.Comp.L. 333 (Seidl- Hohenfelden)
- 5) Edited: Symposium on International Unification of Law, Vol. 16, Nos. 1-2, American Journal of Comparative Law (1968).
- 6) Einführung in das amerikanische Recht (Introduction to American Law), xiv and 234 pp.: Wissenschaftliche Buchgesellschaft, Darmstadt, Germany (1975).  
*Reviews:* 36 Cambridge L.J. No. 1 (Lipstein, 1977); 72 Schw. Juristen-Zeitung 388 (Hanisch 1976); 28 Rev. Int. Dr. comp. 420 (David, 1976); 36 Am.J.Comp.L. 507 (Schlesinger, 1978); 65 Rev. cr. dr. int. priv. 841 (Lagarde, 1976)
- 7) An Introduction to United States Law (revised and enlarged edition of No. 6, above), xvi and 232 pp.: North-Holland Publishing Co., Amsterdam, The Netherlands (1976). Some reviews of this and of the German edition are listed in the Appendix. Translated: into Chinese, and published by Beijing University Press, 281 pp, 1983.
- 8) Edited and authored with Eric Stein and Michel Waelbroeck: European Community Law In Perspective, iv and 1132 pp, with separate volume of Documents, 525 pp.: The Bobbs-Merrill Company (1976) [revision of No. 4, above]. Some reviews of this book are listed in the Appendix.
- 9) Ungerechtfertigte Bereicherung im internationalen Privatrecht (Unjust Enrichment in the Conflict of Laws), published as Vol. 88 of: Arbeiten zur Rechtsvergleichung, 75 pp.: Metzner Verlag, Frankfurt (1978). English

version: No. 32 under "Articles".

- 10) With E. Scoles: Conflict of Laws (Successor to: Goodrich on Conflicts), xxxvii, 1085 pp. (West Publishing Co., 1982, Hornbook Series).  
*Reviews:* 1983 Rev. critique 203 (Adit); 11 Int'l J. Legal Inf. 180 (Herzog, 1983); 33 Int. & Comp L. Q. 759 (Carter, 1984); 33 J. Leg. Ed. 394 (Kirgis, 1983); 99 L.Q. Rev. 478 (Graveson, 1983); 33 Am.J.Comp.L. 332 (1985)
- 11) With R. Rotunda: The United States Federal System: Legal Integration in the American Experience, xxvi, 366 pp. (Giuffr  & Oceana, 1982). See also Nos. 40 & 41 under "Articles."
- 12) With E. Scoles: Conflict of Laws - Lawyer's edition, xxxi, 1233 pp. (West Publishing Co., 1984) [enlarged edition of No. 10, above].
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- 14) 1986 Supplement to No. 12, 171 pp.
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- 37) 3d ed. of No. 24, as: Scoles, Hay, Borchers & Symeonides, Conflict of Laws xxxi and 1416 pp. (Westgroup 2000).
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- 39) US-Amerikanisches Recht, xxi and 354 pp. (Verlag C. H. Beck, München, Germany, 2000).
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- 41) 2001 Supplement to No. 38 above (with Weintraub and Borchers), 36 pp.
- 42) 2002 Supplement to No. 38, above, (with Weintraub and Borchers), 99 pp.
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- 44) Law of the United States (English-language version of No. 43, above), xxii and 370 pp. (Verlag C.H. Beck München, Germany; with: Manz (Austria), Bruylant (Belgium), Dalloz (France), Giuffrè (Italy), 2002).
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- 47) 4<sup>th</sup> edition of No. 24 [37], 1,635 pp., West (2004).
- 48) 12<sup>th</sup> edition of No. 38, lxxix & 1,112 pp., Foundation (Westgroup) (2004).
- 49) 3<sup>rd</sup> edition of No. 43, 307 pp., Verlag C.H.Beck, München (2005).
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- 55) 2008 Supplement to No. 38, 130 pp., Foundation (Westgroup) (2008)
- 56) 4<sup>th</sup> edition of No. 43, xxi + 359 pp., Verlag C.H. Beck, München, and Manz, Wien (2008)

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- 58) Hay, Weintraub & Borchers, Comparative Conflict of Laws: Conventions, Regulations, and Codes, vi & 378 pp., Foundation Press (2009)
- 59) Conflict of Laws (Black Letter), 6<sup>th</sup> ed. of No. 19, xii & 417 pp. (West, 2009)
- 60) Hay, Vekas, Elkana, & Dimtrijevic, (eds.), Resolving International Conflicts – Liber Amicorum Tibor Várady, pp. xii & 336 (2009)
- 61) Hay, Borchers, Symeonides, Conflict of Laws, 5<sup>th</sup> ed. f No. 47, xxxii & 1,764 pp. (West, 2010)
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- 63) 5<sup>th</sup> edition of No. 43, 362 pp., Verlag C.H. Beck (München), Manz (Wien), 2010.
- 64) 3<sup>rd</sup> edition of No. 44, 419 pp., Verlag C.H. Beck (München), Bruylant (Brussels), 2010)
- 65) 14<sup>th</sup> edition of No, 58, liv & 1,180 pp. (2013), Foundation Press.
- 66) 7<sup>th</sup> edition of No. 59, xxii & 432 pp., (2014), West Publishing.
- 67) Peter Hay, Selected Essays on Comparative Law and Conflict of Laws (H.E. Rasmussen-Bonne & M. Khachidze, eds.), xi & 976 pp. (2015), Verlag C.H. Beck (München)
- 68) 6<sup>th</sup> edition of No. 43, xxi & 381 pp. (2015), Verlag C.H. Beck (München) & Manz (Wien)
- 69) Co-editor, (electronic) Supplement to No. 64, above (2015)
- 70) 4<sup>th</sup> edition of No. 44, xxi & 471 pp. (2016), Verlag C.H. Beck (München)
- 71) Hay/Rößler, 5<sup>th</sup> edition of No. 35, xxxi & 326 pp. (2016), Verlag C.H. Beck (München)
- 72) Hay, The Law of the United States – An Introduction (= adaptation of No. 69), 315 pp. (2017), Routledge, UK
- 73) Hay, Borchers, Freer, Conflict of Laws – Private International Law (Cases and Materials), 15<sup>th</sup> enlarged edition of No. 58, lxi & 1,309 pp. (2017), Foundation Press
- 74) Private International Law and Procedure (Advanced Introduction series), xi & 147 pp., 2018, Edward Elgar Publishing Co., (UK & USA)  
*Reviewed:* Solomon, 84 *Rabels Zeitschrift* 399-402 (Solomon, 2020); Dornis, *European Review of Private Law*
- 75) Hay, Borchers, Symeonides, Whytock, Conflict of Laws, xxviii & 1,584 pp. (6<sup>th</sup> edition of No. 61, 2018), West Publishing Co.
- 76) 8<sup>th</sup> edition of Conflict of Laws – Black Letter Series, above No. 59 above, xviii & 309 pp. (West Academic, 2019)
- 77) 7<sup>th</sup> edition of No. 43 (revised and expanded), xxi & 418 pp., 2020 Verlag C.H. Beck (München)
- 78) 3<sup>rd</sup> enlarged edition, Chinese translation (by XU Qingkun) of Nos. 70 & 72, above, 410 pp., 2020 Peking University Press
- 79) Hay, Borchers, Freer, Conflict of Laws – Private International Law (Cases and Materials), 16<sup>th</sup> enlarged

edition of No. 73), lxxvii & 1253 pp. (2021), and 2022 Supplement, 18 pp., Foundation Press.

- 80) 9th edition of Conflict of Laws – Black Letter Series, xix & 324 pp. (West Academic, 2023).
- 81) Second edition of No. 74 (Advanced Introduction to Private International Law and Procedure), 158 pages (Edward Elgar Co., 2023).

## II. Articles

- 1) "The Association of the Overseas Countries and Territories," in 2 American Enterprise in the European Common Market: A Legal Profile (Stein & Nicholson, editors) 647-686 (1960).
- 2) (With Eric Stein), "New Legal Remedies of Enterprises," 9 American Journal of Comparative Law 375-424 (1960), reprinted in: 1 American Enterprise in the European Common Market: A Legal Profile (Stein & Nicholson, editors) 459-510 (1960), and reprinted in: The American Journal of Comparative Law Reader (H.E. Yntema, editor) (1966).
- 3) "Frustration and Its Solution in German Law," 10 American Journal of Comparative Law 345-373 (1961)
- 4) (With Thomas M. Cooley and Wm. Moorhead), "Problems of United States Participation in the European Common Market," 23 University of Pittsburgh Law Review 595-660 (1962).
- 5) "The European Common Market and the Most-Favored-Nation Clause," 23 University of Pittsburgh Law Review 661-684 (1962).
- 6) "Some Commercial Aspects of the Common Market," University of Pittsburgh Business Review, January 1963.
- 7) "Some Problems of Doing Business in the Regional Markets of Europe," 17 Rutgers Law Review 305-334 (1963).
- 8) "Four Lectures on the Common Market: Trade Provisions - German and French Company Law - Establishment," 24 University of Pittsburgh Law Review 685-770 (1963), reprinted in part in: Corporate Practice Commentator (November 1963).
- 9) "Federal Jurisdiction of the Common Market Court," 12 American Journal of Comparative Law 21-40 (1963), reprinted in: The American Journal of Comparative Law Reader (H.E. Yntema, editor) (1966).
- 10) "Res Judicata and Precedent in the Court of Justice of the Common Market," 12 American Journal of Comparative Law 404-408 (1963).
- 11) "The Contribution of the European Communities to International Law," 1965 Proceedings, American Society of International Law 195-202.
- 12) "Zum Wegfall der Geschäftsgrundlage im anglo-amerikanischen Recht (Frustration of Contract in Anglo-American Law)," 164 Archiv für die civilistische Praxis 231-269 (Germany, 1964).
- 13) "International and Supranational Organizations: Some Problems of Conceptualization," 1965 University of Illinois Law Forum 733-770, reprinted in: LaFave & Hay, eds., International Trade, Investment, and Organization (1967).
- 14) "The United States and International Unification of Law: The Tenth Session of the Hague Conference," 1965 University of Illinois Law Forum 820-871, reprinted in: LaFave & Hay, eds., International Trade, Investment, and Organization (1967).



- 15) "Supranational Organizations and United States Constitutional Law," 6 Virginia Journal of International Law 195-251 (1966).
- 16) "Some Aspects of East-West Trade in Britain, Germany and the Common Market," I Studies in Law and Economic Development 122-139 (1966).
- 17) "Die Anwendung ausländischen Rechts im internationalen Privatrecht der USA (Proof of Foreign Law in American Conflict of Laws)," Vol. 10 of: Materialien zum ausländischen und internationalen Privatrecht 102-127 (Max-Planck-Institut, Hamburg, Germany, 1968).
- 18) "The Common Market Preliminary Draft Convention on the Recognition and Enforcement of Judgments - Some Considerations of Policy and Interpretation," 16 American Journal of Comparative Law 149-174 (1968).
- 19) "Supremacy of Community Law in National Courts: A Progress Report on Referrals under the EEC Treaty," 16 American Journal of Comparative Law 524-551 (1968).
- 20) "Comments on *Burdell v. Canadian Pacific Airlines* and the Constitutionality of the Warsaw Convention," 58 Illinois Bar Journal 26-38 (1969).
- 21) "Unification of Law in the United States: Uniform State Laws, Treaties and Judicially Declared Federal Common Law," Legal Thought In the United States of America Under Contemporary Pressures (= U.S. Contributions to the VIIIth International Congress of Comparative Law, J. N. Hazard & W. Wagner, eds.) 261-293 (1970).
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- 23) "World Federalism: Regional," World Society, (Landheer, Loenen, Polak, eds.) 62-78 (1971).
- 24) "International and Interstate Conflicts Law in the United States: A Summary of the Case Law," 35 Rabels Zeitschrift 429-495 (1971). Translated into Japanese, with a 1978 Addendum, and reprinted in: 12 Comparative Law Review No. 2, 75-171 and 13 id. No. 1, 41-76 (Japan 1979).
- 25) "Une approche politique B l'application de l'article 177 du traité CEE par les juridictions nationales," 5 Cahiers de Droit Européen 503-521 (Belgium, 1971).
- 26) "The Warsaw Convention in Recent United States Case Law," Law in the United States of America in Social and Technological Revolution (= U.S. Contributions to the IXth International Congress on Comparative Law, J.N. Hazard & W. Wagner, eds.) 381-395 (Brussels, 1974).
- 27) (With Vicki Thompson), "The Community Court and Supremacy of Community Law: A Progress Report," 8 Vanderbilt J. of Transnational Law 651-70 (1975).
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- 31) "Die internationale Zuständigkeit amerikanischer Gerichte in Zivil- und Handelssachen" (International jurisdiction of American courts in civil and commercial matters), 32 Juristenzeitung 697-702 (Germany, 1977).
- 32) "Unjust Enrichment in the Conflict of Laws - A Comparison of German Law and the Restatement, Second," 26 American Journal of Comparative Law 1-49 (1978) (same as No. 9, under "Books").
- 33) (With W. Müller-Freienfels), "Agency in the Conflict of Laws and the 1978 Hague Convention," 27 American Journal of Comparative Law 1-49 (1979).

- 34) "The Interrelation of Jurisdiction and Choice-of-Law in U.S. Conflicts Law," 28 International and Comparative Law Quarterly 161-183 (England, 1979).
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- 36) "Comments on 'Self-Limited Rules of Law' in Conflicts Methodology," 30 Am. J. Comp. L. 129-41 (Supp. 1982).
- 37) "Full Faith and Credit and Federalism in Choice of Law," 34 Mercer L. Rev. 709-29 (1983).
- 38) "The Case for Federalizing Rules of Civil Jurisdiction in the European Community," 82 Mich. L. Rev. 1323-1337 (1984).
- 39) "Judicial Jurisdiction Over Foreign-Country Corporate Defendants Comments on Recent Case Law," 63 Ore. L. Rev. 431-454 (1984).
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- 41) (With Ole Lando and Ronald Rotunda), "Conflict of Laws as a Technique for Legal Integration," in: H. Cappelletti, H. Seccombe, J. Weiler, eds., Integration Through Law, Vol. 1, Book 2, pp. 161-258 (1986) (drawing in part on material in No. 11 under "Books").
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- 43) "Auslandskonkurs und Inlandsfolgen aus Amerikanischer Sicht," [The Effect of Foreign Bankruptcy Proceedings on Debtors Assets in the United States] Festschrift für Müller-Freienfels 247-269 (Germany, 1986).
- 44) "Judicial Jurisdiction and Choice of Law: Constitutional Limitations," 59 U. Colo. L. Rev. 9-35 (1988).
- 45) "The Situs Rule in European and American Conflicts Law: Comparative Notes," in P. Hay & M. H. Hoeflich, eds., Legal Essays in Honor of John E. Cribbet 109-132 (1988).
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