

## **Frances H. Foster**

Edward T. Foote II Professor of Law  
Washington University School of Law  
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St. Louis, MO 63130-4899  
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### **EDUCATION**

**STANFORD LAW SCHOOL**, Stanford, CA

J.S.D., January 1987

Dissertation title: *The Sinification of Socialist Legal "Models": The Origins of Chinese Socialist Law, 1919-49*

Awarded Mellon Postdoctoral Fellowship in Russian and East European Studies

**EAST CHINA INSTITUTE OF POLITICS AND LAW**, Shanghai, PRC

Columbia Law School's Program in Chinese Legal Studies, Summer 1983

**YALE LAW SCHOOL**, New Haven, CT

J.D., June 1981

Editor, *Yale Law Journal*

Finalist, Israel H. Peres Prize (for law journal note)

**YALE UNIVERSITY**, New Haven, CT

M.A. in International Relations, June 1981

**PRINCETON UNIVERSITY**, Princeton, NJ

A.B. in Slavic Languages and Literatures, June 1977

Certificates awarded in Latin American Studies and Russian Studies (with distinction)

Magna cum laude

Phi Beta Kappa

University Scholar

### **EMPLOYMENT**

**WASHINGTON UNIVERSITY SCHOOL OF LAW**, St. Louis, MO

Edward T. Foote II Professor of Law, since 2005

Professor of Law, 1994-2005

Associate Professor of Law, 1988-1994

**HARVARD LAW SCHOOL**, Cambridge, MA

Research Fellow, East Asian Legal Studies Program, 1992-1993, 1997-2000, Fall 2006

**UNIVERSITY OF MICHIGAN LAW SCHOOL**, Ann Arbor, MI

Visiting Professor of Law, Fall 2002

**CORNELL LAW SCHOOL**, Ithaca, NY  
Visiting Professor of Law, Fall 1996

**HARVARD UNIVERSITY**, Cambridge, MA  
Fellow, Russian Research Center, 1992-1993

**STANFORD LAW SCHOOL**, Stanford, CA  
Lecturer, 1986-1988  
Teaching Assistant, 1983 and 1984

**STANFORD UNIVERSITY**, Stanford, CA  
Mellon Postdoctoral Fellow in Russian and East European Studies, 1986-1987

**FENWICK, STONE, DAVIS & WEST**, Palo Alto, CA  
Consultant on international tax, Summer 1982

**MILBANK, TWEED, HADLEY & MCCLOY**, New York, NY  
Summer Associate, 1980

**SIMPSON, THACHER & BARTLETT**, New York, NY  
Summer Associate, 1979

## **PUBLICATIONS**

### **Articles**

*Donor-Centered Philanthropy* (work in progress)

*Environmental Trusts* (work in progress)

*The Massachusetts Environmental Trust*, 41 *ECOLOGY LAW QUARTERLY* 751 (2014)  
(with Charles H.W. Foster)

*Should Pets Inherit?*, 63 *FLORIDA LAW REVIEW* 801 (2011)

*American Trust Law in a Chinese Mirror*, 94 *MINNESOTA LAW REVIEW* 602 (2010)

*Individualized Justice in Disputes over Dead Bodies*, 61 *VANDERBILT LAW REVIEW*  
1351 (2008)

*Trust Privacy*, 93 *CORNELL LAW REVIEW* 555 (2008)

*Privacy and the Elusive Quest for Uniformity in the Law of Trusts*, 38 *ARIZONA STATE  
LAW JOURNAL* 713 (2006)

*The Dark Side of Trusts: Challenges to Chinese Inheritance Law*, 2 WASHINGTON UNIVERSITY GLOBAL STUDIES LAW REVIEW 151 (2003) (Chinese Law Symposium Issue)

*The Family Paradigm of Inheritance Law*, 80 NORTH CAROLINA LAW REVIEW 199 (2001)

*Linking Support and Inheritance: A New Model from China*, 1999 WISCONSIN LAW REVIEW 1199 (1999)

*Towards a Behavior-Based Model of Inheritance?: The Chinese Experiment*, 32 UNIVERSITY OF CALIFORNIA AT DAVIS LAW REVIEW 77 (1998)

*Translating Freedom for Post-1997 Hong Kong*, 76 WASHINGTON UNIVERSITY LAW QUARTERLY 113 (1998)

*The Illusory Promise: Freedom of the Press in Hong Kong, China*, 73 INDIANA LAW JOURNAL 765 (1998)

*Parental Law, Harmful Speech, and the Development of Legal Culture: Russian Judicial Chamber Discourse and Narrative*, 54 WASHINGTON AND LEE LAW REVIEW 923 (1997)

*Information and the Problem of Democracy: The Russian Experience*, 44 AMERICAN JOURNAL OF COMPARATIVE LAW 243 (1996)

*Restitution of Expropriated Property: Post-Soviet Lessons for Cuba*, 34 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 621 (1996)

*Freedom with Problems: The Russian Judicial Chamber on Mass Media*, 3 COLUMBIA UNIVERSITY PARKER SCHOOL JOURNAL OF EAST EUROPEAN LAW 141 (1996)

*Izvestiia as a Mirror of Russian Legal Reform: Press, Law, and Crisis in the Post-Soviet Era*, 26 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 675 (1993)

*Procedure as a Guarantee of Democracy: The Legacy of the Perestroika Parliament*, 26 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 1 (1993)

*Towards a More Perfect Union? The "Restructuring" of Soviet Legislation*, 25 STANFORD JOURNAL OF INTERNATIONAL LAW 331 (1989)

*Software Protection in the People's Republic of China*, 4 SOFTWARE PROTECTION, no. 1, 1 & no. 2, 6 (1985) (with Fred M. Greguras)

*The Development of Inheritance Law in the Soviet Union and the People's Republic of China*, 33 AMERICAN JOURNAL OF COMPARATIVE LAW 33 (1985)

*Codification in Post-Mao China*, 30 AMERICAN JOURNAL OF COMPARATIVE LAW 395 (1982)

*Towards a Uniform Standard: The Effect of Close Corporation and Partnership Restrictive Agreements on Federal Estate Tax Valuation*, 90 YALE LAW JOURNAL 863 (1981)

### Book Chapters

*Post-Soviet Approaches to Restitution: Lessons for Cuba*, in CUBA IN TRANSITION: OPTIONS FOR ADDRESSING THE CHALLENGE OF EXPROPRIATED PROPERTIES 93 (JoAnn Klein ed., 1994)

*The Soviet Legislature: Gorbachev's "School of Democracy,"* in TOWARD THE "RULE OF LAW" IN RUSSIA?: POLITICAL AND LEGAL REFORM IN THE TRANSITION PERIOD 115 (Donald D. Barry ed., 1992)

*Law and State Monopoly Socialism: Recent Trends in Soviet Economic Legislation*, prepared for LEGAL ASPECTS OF RECENT DEVELOPMENTS IN THE U.S.S.R. AND EASTERN EUROPE (Vratislav Pechota ed., 1990)

*Law*, in SOVIET SCHOLARSHIP UNDER GORBACHEV 49 (Alexander Dallin & Bertrand M. Patenaude eds., 1988)

### Other Publications

*Foreword* to WEI LUO, THE 1996 AMENDED CRIMINAL PROCEDURE LAW OF THE PEOPLE'S REPUBLIC OF CHINA (1999)

*Translated Decisions of the Russian Federation Presidential Judicial Chamber for Information Disputes*, POST-SOVIET MEDIA LAW & POLICY NEWSLETTER 4 (Sept. 10, 1994), 5 (Oct. 15, 1994), 16 (Dec. 10, 1994), 2, 17 (Feb. 27, 1995), 7 (July 27, 1995), 9 (Sept. 27, 1995), 9 (Nov. 27, 1995), 17 (Jan. 31, 1996) & 7 (May-June 1996), reprinted in RUSSIAN MEDIA LAW AND POLICY IN THE YELTSIN DECADE: ESSAYS AND DOCUMENTS 315-57 (Monroe E. Price et al. eds., 2002)

*The MMM Case: Implications for the Russian Media*, POST-SOVIET MEDIA LAW & POLICY NEWSLETTER 2 (Sept. 1994), reprinted in RUSSIAN MEDIA LAW AND POLICY IN THE YELTSIN DECADE: ESSAYS AND DOCUMENTS 193 (Monroe E. Price et al. eds., 2002)

*Establishing the Fund for Alaska: the procedural, program, and legal options* (The World Wildlife Fund/Conservation Foundation, Sept. 1989) (with Joseph E. Bodovitz & Charles H. W. Foster)

Book Review, *Encyclopedia of Soviet Law* (F.J.M. Feldbrugge, G.P. van den Berg & W. Simons, eds., 2d ed. 1985), 34 AMERICAN JOURNAL OF COMPARATIVE LAW 587 (1986)

## **PROFESSIONAL MEMBERSHIPS AND ASSOCIATIONS**

### **American Bar Association**

Member, Sections of International Law and Practice; Legal Education and Admissions to the Bar; Real Property, Probate and Trust Law

Task Force on Cuban Technical Assistance, 1993-1994

Advisory Committee, Soviet Lawyer Internship Project, 1989-1990

### **American Society of Comparative Law**

Delegate, since 2012

Board of Directors, 1993-2011

Executive Committee, 2002-2004

Nominating Committee, 1998-2000

Long-Range Planning Committee, 1997-2000

### **Association for Asian Studies**

Committee on Asian Law

### **Association for Slavic, East European, and Eurasian Studies**

Member

### **Association for the Study of the Cuban Economy**

Member

### **Association of American Law Schools**

Member, Sections on Comparative Law; Trusts and Estates; Women in Legal Education

### **International Academy of Comparative Law**

Associate Member

### **Latin American Studies Association**

Member, Cuba Section

## **LANGUAGE PROFICIENCY**

Reading knowledge of Chinese, French, Italian, Russian, Serbo-Croatian, Spanish, Latin, and Greek (ancient)

## **TEACHING SUBJECTS**

Trusts and Estates, Socialist Law in Transition, Chinese Law