

Michał Stambulski

Ph.D. in Legal Theory

- Assistant Professor, Erasmus School of Law, Erasmus University Rotterdam
- 2023 Emile Noël Global Fellow, New York University
- Executive Director, Centre for Legal Education and Social Theory, University of Wrocław



Education

University of Wrocław

- **Ph.D. in Law** at the Faculty of Law, dissertation: *Ewolucja filozofii analitycznej i jej konsekwencje dla polskiej teorii prawa* [Evolution of Analytic Philosophy and its Relation to Polish Legal Theory], **28/09/2018**
- **Master's degree in philosophy** at the Faculty of Social Sciences, thesis: *Koncepcja ideologii w filozofii Louisa Althossera* [The Concept of Ideology in Louis Althusser's Philosophy], 2014
- **Master's degree in law** at the Faculty of Law, Administration and Economics, thesis: *Analiza dyskursu psychiatryczno-prawo z zastosowaniem koncepcji Michela Foucaulta* [Analysis of Psycho-Legal Discourse Using Michel Foucault's Social Theory], 2011
- **Bachelor's degree in philosophy** at the Faculty of Social Science, thesis: *Różnica ontyczno-ontologiczna we wczesnej myśli Martina Heideggera* [Ontico-Ontological Difference in Martin Heidegger's Early Thought], 2010

Professional Experience

- **October 2022 – now** Assistant Professor, Erasmus School of Law, Erasmus University Rotterdam
- **2020 – 2022** – Postdoctoral researcher, Erasmus School of Law, Erasmus University Rotterdam
- **2019 – 2022** – Assistant Professor, Faculty of Law and Administration, University of Zielona Góra
- **2015 – 2021** – Executive Director at the Centre for Legal Education and Social Theory, University of Wrocław
- **2015 – 2020** – legal practice as an attorney (focus: cooperative and corporate law, civil representation, pro bono cases in the area of freedom of expression and artistic freedom)
- **2011– 2017** – Doctoral candidate at the Department of Legal Theory and Philosophy, Faculty of Law, University of Wrocław
- **2012–2014** – Attorney Trainee at Wrocław Bar Association (focus: criminal defense cases)

Academic Interests

- Law and Social Theory
- Strategic Litigation and Legal Mobilization
- Constitutionalism and Political Theory
- Legal Education

Grant projects

- **2021-2024, Investigator** in Polish National Science Centre grant Opus ***Legal Epistemic Authority in Poland: Development and Dynamics 1982-2020***, Principal Investigator: Prof. Adam Czarnota, No. 2020/37/B/HS5/03709, budget PLN 1 500 000,00 [240 000 EUR]
 - **2016-2021, Principal Investigator** in Polish National Science Centre grant Preludium ***Law and Ideology in Post-structural Social Theory***, No. 2015/17/N/HS5/00733, budget PLN 100 000 [18 000 EUR]
 - **2016-2019, Investigator** in Polish National Science Centre grant Opus ***Constitutionalism: Rule of Law, the Political and Public Sphere***, Principal Investigator: Prof. Adam Czarnota, No. 2015/17/B/HS5/00768, budget PLN 300 000,00 [53 000 EUR]
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Teaching and PhD Supervision

- **in English:** Introduction to Law (2013-2014), Constitutionalism and the Politics of Conflict (2017-2018, lecture and seminar, original course), Research and Writing Skills (2021-now), International Law and Global Governance (2021-now),
 - **in Polish:** Introduction to Law (2011-2015), Logic and Legal Argumentation (2011-2010), Legal Ethics (2013-2014), Legal Philosophy (2011-2020), Constitutionalism and the Politics of Conflict (2016-2017), lecture and seminar, original course
 - **PhD supervision (with Professor Adam Czarnota):** Wojciech Zomerski, Dogmatyka i edukacja prawnicza w perspektywie postanalizycznej teorii prawa [Legal Doctrine and Education in the Perspective of Post- Analytical Legal Theory], dissertation defended in October 2020
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Organizational activities

- founding of the Centre for Legal Education and Social Theory (CLEST), first research centre in Central and Eastern Europe created to conduct empirical research on constitutionalism, collective memories, and legal education
- gaining with CLEST six prestigious grants from the Polish National Centre of Science in a national competition with the success rate of about 23%, the total amount of grants above PLN 2.500.000,00 [400.000,00 GBP]
- organization of a cycle of annual International Workshops on Law and Ideology (Wrocław, Poland 2014; Sarajevo, Bosnia and Hercegovina 2015; Tbilisi, Georgia 2016; Timșoara, Romania 2017; Vilnius, Lithuania 2018)
- organization at the Faculty of Law of the University of Wrocław of a series of seminars on *Rule of Law and the Faces of Justice* (guests: Joseph Wailer, Martin Krygier, Lynn Mather, Zenon Bankowski, Roland Janse, Maksymilian del Mar, Sanne Taekema)
- leading the work of the Students' Human Rights Academic Circle with focus on populism studies
- launching of the book series 'Prawo i Teoria Społeczna' ['Law and Social Theory'] in high profile Polish publishing house Scholar (two volumes published, third in development)
- creation of *Politicon* online zin on rule of law, constitutionalism and democracy (two issues published, third in development);

Papers presented at conferences and workshops (selected)

- **2021 Icon Mundo (online)** – *New Populism, Non-state Actors and Public Values*, panel Private Actors and Public Values
- **2020 Victoria, Canada** – (on invitation) *The (Im)possibility of Populism Jurisprudence*, conference: Constitutionalism in the Age of Populism;
- **2019 Sydney, Australia** – (on invitation) seminar *Constitutional Populism: friend or foe of constitutional democracy?* co-hosted by prof. Adam Czarnota, prof. Martin Krygier, prof. Wojciech Sadurski, *Towards Populist Jurisprudence? Community and Rights in the Rulings of the Polish Constitutional Court 2017-2019*;
- **2019 Lucerne, Switzerland** – *Legal Education and Epistemic Democracy*, Special Workshop: Between Experience and Community. Pragmatic Inquiries in Legal Theory and Philosophy, 29th World Congress of the International Association for Philosophy of Law and Social Philosophy “Dignity, Democracy, Diversity”;
- **2018 Saint-Petersburg, Russia** – (on invitation), *The Concept of Law in Polish Legal Theory*, at international conference on “History of Legal Concepts in the 20th Century: Russia and Western Europe in Dialogue”;
- **2018 Lisbon, Portugal** – *Populist Constitutionalism and Neoauthoritarianism on the Example of Poland*, Research Committee on Sociology of Law Annual Meeting;
- **2018 Oñati, Spain** – *Legal and Populist Constitutionalism*, workshop New Constitutionalism;
- **2017 Mexico City, Mexico** – *Organ without the Body. On the populist question in Europe*, workshop New Constitutionalism? Answers to illiberal democracy in Central and Eastern Europe, International Meeting on Law and Society;
- **2017 Timișoara, Romania** – panellist (with dr Cosmin Cercel, dr Bogdan Iancu, dr Adreea Vertes- Olteanu), International Workshop on Law and Ideology: Adjudication and the Political;
- **2017 Wrocław, Poland** – conducting panel discussion: 'Academia, Law and the Political' (participants: prof. Adam Czarnota, Monika Helak and dr Aleksandra Mercescu), 9th Central and Eastern European Forum of Young Legal, Political and Social Theorists: Democracy, Academia and the Political;
- **2017 Lisbon, Portugal** – *The Law is Out of Joint. Legal, Populist and Political Constitutionalism in Poland*, at workshop The New Populism: Friend of Democracy, or Enemy of the Rule of Law? co-organized with prof. Martin Krygier at the XXVIIIth World Congress of the International Association for the Philosophy of Law and Social Philosophy (IVR);
- **2015 Sarajevo, Bosnia and Herzegovina** – *Legal Discourse and the Politics of Time*, 2nd International Workshop on Law and Ideology: Memories of Struggles, Struggles of Memories;
- **2015 Brno, Czech Republic** – *Ideology of Transformation*, International Conference: 25years after the Transformation;
- **2014 Yokohama, Japan** – *Ideology of a Courtroom*, XVIII ISA Conference;
- **2013 Greifswald, Germany** – *A Post-analytical Concept of Meaning in English Legal Thought*, 5th Central and Eastern European Forum of Young Legal, Political and Social theorists;
- **2013 Belo Horizonte, Brazil** – *Rule of Law and The Post-analytical Legal Reason*, World Congress of the International Association for the Philosophy of Law and Social Philosophy (IVR);

Other

- **2023 Emile Noël Global Fellow at New York University**
- Visiting Scholar at the Faculty of Law of the University of New South Wales, Sydney, August-September 2019;
- participation in London Critical Theory Summer School (Birkbeck University), July 2016;
- Visiting Scholar at the Oñati International Institute of Sociology of Law, February 2014, May 2015; member of the 'Sociology of Constitution' Working Group at the Research Committee on Sociology of Law (ISA) and International Association for the Philosophy of Law and Social Philosophy (IVR)

PUBLICATIONS

Books

- *Wiadomość od cesarza. Pojęcie prawa w teorii analitycznej i postanalitycznej* [Message from the Emperor: Concept of Law in Analytical and Post-Analytical Theory], Scholar 2020.
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Edited Books and Journals

- *Nowy konstytucjonalizm. Polityczność, tożsamość, sfera publiczna* [New Constitutionalism: The Political, Identity, Public Sphere], with A. Czarnota, M. Paździora, Scholar 2020;
 - *Institutionalizations of Collective Memories in Central and Eastern Europe*, Journal of the Polish Section of IVR, 3/2020, ed. with A. Czarnota and J. Jezierska;
 - *Populizm a prawa człowieka* [Populism and Human Rights], Studenckie Prace Prawnicze, Administracyjne i Ekonomiczne, 31/2020, ed. with K. Kocemba.
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Book Chapters

- "Constitutional Populism and the Rule of Law in Poland" in: Martin Krygier, Adam Czarnota, and Wojciech Sadurski (eds.) *Anti-Constitutional Populism*, Cambridge University Press 2022.
 - "Populizm a konstytucjonalizm" [Populism and Constitutionalism] in: Czarnota A., Paździora M., Stambulski M. (eds.), *Nowy konstytucjonalizm. Polityczność, tożsamość, sfera publiczna*, Scholar 2020;
 - "Konstytucjonalizm a sfera publiczna" [Constitutionalism and the Public Sphere], with A. Czarnota, M. Paździora, in: Czarnota A., Paździora M., Stambulski M. (eds.), *Nowy konstytucjonalizm. Polityczność, tożsamość, sfera publiczna*, Scholar 2020;
 - "The Concept of Law in Polish Analytical Legal Theory", in: Bator A., Pulka Z. (ed), *A Post-Analytical Approach to Philosophy and Theory of Law*, Peter Lang 2019;
 - "Batalia o człowieka czy przeciwko "człowiekowi"? Erich Fromm a Michel Foucault" [Battle for or against "Human"? Erich Fromm and Michel Foucault], in: P. Jabłoński, R. Włodarczyk (ed) *Fromm – aplikacje*, IW Chiasm 2016;
 - "Polityczność jako etyka polityczna prawa" [The Political as Political Ethics of Law] in: M. Dudek, M. Stępien (eds.), *Aksjologiczny wymiar prawa*, Nomos 2015;
 - "Egzaminowanie prawników jako ceremonia władzy. Perspektywa poststrukturalistyczna" [Examination of Lawyers as Celebration of Power. Post-structuralist Approach] in: Mazurkiewicz J. (ed), *Egzamin powinien mieć sens i być sprawiedliwy*, WPAiE 2013
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Articles

- Law School and Ethics of Democracy, *Law and Method*, Special Issue on Pragmatism and Legal Education Sanne Taekema & Thomas Riesthuis (eds.), 2021
- Constitutional Identity and Nostalgia, *Journal of the Polish Section of IVR*, 3/2020;
- Populizm a polityka praw człowieka [Populism and the Politics of Human Rights] with K. Kocemba, *Studenckie Prace Prawnicze, Administracyjne i Ekonomiczne*, 31/2020;

- The Janus Face of Constitutionalism, with A. Czarnota, *The Critique of Law. Independent Legal Studies*, 11(1), 2019;
- The Hidden Curriculum in Legal Education, with A. Czarnota and M. Pazdziora, *The Critique of Law. Independent Legal Studies*, 10(2), 2018;
- Edukacja prawnicza na poziomie Wyobrażeniowym, Symbolicznym i Realnym [The Imaginary, Symbolic and Real Dimensions of Legal Education], *Krytyka Prawa. Niezależne studia nad prawem*, 8(3), 2016;
- The Critique of Ideological Legal Reason, *Wrocław Review of Law, Administration & Economics*, 5(1), 2015;
- Zamiana dyskursów. Władza jurydyczna a władza terapeutyczna w świetle teorii społecznej Michela Foucaulta [Change in the Discourse. Juridical and Therapeutic Power in Michel's Foucault Social Theory], *Przegląd Prawa i Administracji*, CII, 2015;
- Pod okiem Wielkiego Innego. Prawo i film [Under the Eye of Big Other. Law and Film], *Krytyka prawa. Niezależne studia nad prawem*, VI(1), 2014;
- Co może dać nauce prawa polityczność? Przyczynek do przyszłych badań, [What Can the Political Give to Legal Theory? Notes for Future Investigation], with M. Pazdziora, *Archiwum Filozofii Prawa i Filozofii Społecznej*, 1/2014;

Empirical Research Reports

- *Teaching Matters: Judicial and Prosecutorial Training in Poland* with K. Kocemba, Centre for Legal Education and Social Theory, 2020;
- *Tiresome ritual: Advocate and legal counsel apprenticeship in Poland* with W. Zomerski, Centre for Legal Education and Social Theory, 2019;
- *Tiresome necessity. Reasons for starting law studies in WPAE and their assessment*, with A. Czarnota and M. Paździora (ed.), Centre for Legal Education and Social Theory, 2017.

Media Publications

- The Poverty of Militant Constitutionalism in EU, with K. Muszyński, *Verfassungsblog*, 15/06/2022, <https://verfassungsblog.de/the-poverty-of-militant-doctrinal-constitutionalism-in-the-european-union/>
- Divine Decision-Making: Right-Wing Constitutionalism in Poland, with K. Kocemba, *Verfassungsblog*, 2020/11/09, <https://verfassungsblog.de/divine-decision-making/>,
- Nużący rytuał. Aplikacje oczyma uczestników [Tiresome ritual. Applications through the eyes of the participants], (2019) *Dziennik Gazeta Prawna*;
- Aplikacja akademicka – niewłaściwa recepta na realne problemy [Academic application - wrong prescription for real problems], (2017) *Rzeczpospolita*;
- Prawo wypadło z orbit [The law has fallen out of orbit], (2015) *Pokój Adwokacki*;
- Nie rodzimy się prawnikami, stajemy się nimi [We are not born lawyers, we become lawyers], (2015), *Pokój Adwokacki*.