



Carlo Vittorio Giabardo

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Website: https://www.dg.unito.it/do/docenti.pl/Show?_id=cgiabard#tab-profilo

Website: <https://orcid.org/0000-0002-7993-6762>

Website: <https://www.webofscience.com/wos/author/record/1921779>

Website: <https://www.scopus.com/authid/detail.uri?authorId=57218138072>

Work: Campus Luigi Einaudi, Lungo Dora Siena 100, Torino (Italy)

ABOUT ME

Qualified as "Associate Professor" in Civil Procedure, Italian Ministry of Education and Research ("Abilitazione alle funzioni di Professore Associato in Diritto Processuale Civile, IUS/15, Abilitazione Scientifica Nazionale, Ministero dell'Università e della Ricerca"), 12/12/2023 (validity of eleven years)

Research interests:

- National and Comparative/European Civil Procedure and Conflict Resolution Mechanisms at large
- Climate Change Litigation
- Artificial Intelligence and Predictive Justice
- Economic Analysis of Law and Civil Litigation

WORK EXPERIENCE

Tenure-Track Assistant Professor ("Ricercatore TD-B"), Civil Procedure

Università degli Studi di Torino, Department of Law [01/03/2024 – Current]

City: Torino | Country: Italy | Website: https://www.dg.unito.it/do/docenti.pl/Show?_id=cgiabard#tab-profilo

- Professor (co-teaching) of the Course "Climate Change Litigation" (entirely taught in English), Nov-Jus Diploma
- Research in the areas of Civil Procedure and Dispute Resolution (domestic and comparative perspectives), Climate Change Litigation, Artificial Intelligence & Predictive Justice
- Dissemination of the results of my research in national and international venues

Tenure-Track Professor of Law

Pontifical Catholic University of Perú ("Pontificia Universidad Católica del Perú, PUCP") [01/08/2022 – 15/01/2024]

City: Lima | Country: Peru | Website: <https://www.pucp.edu.pe/profesor/carlo-giabardo-/resumen/>

- Professor of the courses "Theory of Conflict and Dispute Resolution" (2022 and 2023) and "Law & Economics - Economic Analysis of the Law" (2023), both taught in Spanish
- Provided guidance and assisted students in their legal research and final thesis
- Research in the areas of Comparative Dispute Resolution, Climate Change Litigation, Economic Analysis of the Law, and Legal Theory
- Dissemination of the results of my research in national and international conferences

Visiting Professor (official appointment)

"Pontificia Universidad Católica del Perú, Dirección Académica del Profesorado" [13/04/2022 – 28/04/2022]

City: Lima | Country: Peru

"UdG-2020" Postdoctoral Researcher in Law, Legal Philosophy Group

University of Girona School of Law [01/09/2021 – 31/08/2022]

City: Girona | Country: Spain

- Teaching of the Courses "Mediation and Conflict Resolution" (co-taught, in Spanish) and "Economic Analysis of Law" (entirely taught in English)
- Research on the topic of the privatization of civil justice and the philosophical underpinning of alternative dispute resolution mechanisms
- Dissemination of the results of my research in national and abroad conferences

"Juan de la Cierva" Postdoctoral Researcher in Law, Legal Philosophy Group

University of Girona School of Law [01/02/2019 – 06/2021]

City: Girona | Country: Spain

- Teaching of the Courses "Mediation and Conflict Resolution" (co-taught, in Spanish) and "Economic Analysis of Law" (entirely taught in English)
- Research on the topic of the privatization of civil justice and the philosophical underpinnings of Alternative Dispute Resolution mechanisms
- Dissemination of the results of my research in national and abroad conferences, online and in person

Honorary Fellow ("Cultore della materia") in Civil Procedure

Università degli Studi di Torino, Department of Law [2013 – Current]

City: Torino | Country: Italy

PROJECTS

[2020 – Current]

Member of the "Comparative Procedural Law & Justice Project", former Max Planck Institute for Procedural Law (now University of Luxembourg)

[2021 – Current]

Member of the project "Los errores en la producción y en la aplicación del derecho" (PID2020-114765GB-I00), University of Girona Law School

[2024 – Current]

Member of the project "Derecho, literatura y nuevas tecnologías. El papel de la ciencia ficción en el legal drafting en materia de robótica e inteligencia artificial" (JA.B1-28), University of Malaga Law School

[2019 – 2021]

Member of the project: "Seguridad jurídica y razonamiento judicial" (DER2017-82661-P.), University of Girona Law School

NETWORKS AND MEMBERSHIPS

[2022 – Current]

Member of the "International Association of Procedural Law", I.A.P.L.

Link:

<https://www.iapl.org/index.php/it/l-associazione/membri/membri-ordinari/565-ordinary-members-italy-it>

[2023 – Current]

Member of the "Iberoamerican Institute of Procedural Law"

[2019 – Current] Girona, Spain

Member of the "Càtedra de Cultura Jurídica" (Chair in Legal Culture), University of Girona Law School

Link: https://www.catedradeculturajuridica.com/en/933/structure.html#car_13

[2020 – Current] Pontificia Universidad Catolica del Perú, Lima

Member of the Research Group "Pro-De-Jus, Proceso, Derecho y Justicia" (Legal Process, Law and Justice), PUCP

Link: <https://investigacion.pucp.edu.pe/grupos/prodejus/acerca-del-grupo/miembros-del-grupo/>

[2019]

Member of the Scientific Committee of the Law Review "Giustizia Insieme"

Link: <https://www.giustiziainsieme.it/it/contatti/410-carlo-vittorio-giabardo>

[2020 – Current] Italy

Member of the Interdepartmental Center ORFECT "Observatory on Religious Freedom in the Jurisprudence of the European Court of Human Right"

Link: <https://www.orfect.unimore.it/il-comitato-scientifico-internazionale/>

EDUCATION AND TRAINING

PhD in Law, Doctoral School "Law, the Individual and the Market"

Università degli Studi di Torino [01/01/2013 – 31/12/2015]

City: Torino | Country: Italy | Website: https://www.dirittopersonamercatophd.unito.it/do/home.pl/View?doc=tesi_dottorato_phd_thesis.html | Field(s) of study: Business, administration and law: • Law | Final grade: Thesis discussed on 17 April 2016. Final grade: "Ottimo" | Thesis: Eng. translation: "The Principle of Effective Judicial Protection and the Coercive Powers of Judges in Civil Proceedings. A Comparative Analysis"

Visiting Scholar

University of Durham Law School [02/03/2015 – 01/06/2015]

City: Durham | Country: United Kingdom

Visiting PhD Student

SciencesPo Law School [07/04/2014 – 09/06/2014]

City: Paris | Country: France

Visiting PhD Student

Swiss Institute of Comparative Law [23/09/2013 – 25/10/2013]

City: Lausanne | Country: Switzerland

Final certification "Advanced Level" in Comparative & European Law (summer school)

Università degli Studi di Urbino "Carlo Bo" [2018]

City: Urbino | Country: Italy

Summer school (2013, 2014, 2015) in Comparative and European Law

Law Degree (LLB plus LLB combined, five years)

Università degli Studi di Torino, Law School [2006 – 2012]

City: Torino | Country: Italy | Field(s) of study: Business, administration and law: • Law | Final grade: 110/110 Cum Laude. Final thesis considered "worthy of publication"

CONFERENCES AND SEMINARS

[29/02/2024] "Le frontiere del contenzioso climatico: un confronto a più voci", Bank of Italy (Rome)

Considerazioni moderatamente critiche su contenzioso climatico contro le imprese (online intervention)

[15/01/2024] "I Encuentro de filosofía y proceso PUCP – UDG", University of Girona Law School

¿Cuáles son los valores públicos del proceso? Un acercamiento a partir de "In Praise of Litigation" de Alexandra Lahav

Link: <https://www.catedradeculturajuridica.com/es/2007/actividades-3-i-encuentro-de-filosofia-y-proceso-pucp---udg.html>

[28/11/2023] Aula Magna XXVIII, Lima, PUCP

Replying comment to L. Jaume-Palasi ("Ética, Inteligencia artificial y la regulación en Europa")

Link: <https://aulamagna.pucp.edu.pe/>

[02/10/2023] La chiarezza e la sinteticità degli atti nel nuovo processo civile, University of "Tuscia", Italy

"La chiarezza e la sinteticità degli atti nel nuovo processo civile" (online intervention)

Supreme Court of Justice of the Republic of Perú, Lima

"Aplicación de la oralidad civil en Europa, III Encuentro Nacional de Jueces y Juezas en Materia Civil"

[23/03/2023 – 24/03/2023] Mid-Term Conference, CPLJ, Max Planck Institute for Procedural Law, Luxembourg

Appeals Between Civil and Common Law Legal Traditions

[16/03/2023] "La riforma della giustizia civile", Ordine degli Avvocati di Torino, Torino

Le modifiche all'atto appello (online intervention)

[10/02/2023] "Giornata di studio in onore e memoria di Sergio Chiarloni", University of Turin Law School

Sergio Chiarloni, ricordo degli allievi

[23/05/2022 – 27/05/2022] University of Girona School of Law

Evidence Matters for Access to Justice. Co-organizer of the Workshop n. 8, "1st Michele Taruffo Girona Evidence Week"

[20/04/2022 – 26/04/2022] Pontifical Catholic University of Perú

El fundamento de la exclusión de la prueba ilícita en el proceso civil: un enfoque a partir de la ética del "giusto processo"

Link: <https://www.youtube.com/watch?v=HmKxMkDyOFM>

[20/04/2022 – 26/04/2022] Pontifical Catholic University of Perú, Lima

Efectividad de la tutela jurisdiccional y poderes coercitivos del juez civil

Link: <https://www.youtube.com/watch?v=KWuNaKyC0c>

[03/02/2022 – 04/02/2022] University of Oviedo School of Law

Prueba prohibida y ética del proceso civil: un enfoque comparado

[04/11/2020] University of Girona Law School

El valor público de la litigación privada

Link: <https://www.youtube.com/watch?v=Yf5jRgKxDIo>

[03/02/2020] Dispute Resolution Cluster, University of Leicester School of Law (England)

The Public/Private Distinction in Dispute Resolution and the “Social Function” of Adjudication

[21/10/2019] American Society of Comparative Law Annual Meeting, University of Missouri, Missouri, United States

The “Vanishing Trial” and the Public/Private Distinction in Dispute Resolution: Lessons from Comparative Law and History

Link: <https://law.missouri.edu/faculty/symposia/comparative-law/>

[07/07/2019 – 12/07/2019] University of Lucerne School of Law

The Privatization of Civil Justice as an American Legal Realism Enterprise. International Association for Philosophy of Law and Social Philosophy - Internationale Vereinigung für Rechts- und Sozialphilosophie (IVR)

[27/06/2019 – 28/06/2019] Tarragona International Environmental Law Colloquium, Universidad de Tarragona “Rovira i Virgili”

Private Law as a Vehicle for the Protection in Courts of the Climate

[12/09/2018 – 14/09/2018] Annual Conference of the European Environmental Law Forum. Università dell’Insubria, Como

Climate in Courts: Climate Change Litigation After the ‘Paris Agreement’

[28/06/2018 – 29/06/2018] “VIII Convegno Nazionale”, It. Society for Law & Literature, Magna Graecia University, Catanzaro

Brevi riflessioni sul giudizio (variazioni sul tema a partire da «Il mistero del processo» di Salvatore Satta e oltre)

[24/05/2018 – 25/05/2018] Conferenza dell’Associazione “Diritto e Società”, Università degli Studi di Torino, Law Department

Accesso alla giustizia e tutela dell’ambiente nelle corti. Le nuove frontiere della c.d. Climate Change Litigation Write here the description...

[06/09/2016 – 09/09/2016] 107th Annual Conference of The Society of Legal Scholar, University of Oxford, England

The End of Adjudication – The End of Private Law?

[14/12/2015 – 15/12/2015] “Private Law in the 21st Century”, University of Queensland, TC Beirne Law School, Australia

Private Law in the Age of the ‘Vanishing Trial’

Link: <https://law.uq.edu.au/australian-centre-private-law/private-law-21st-century/abstracts>

[05/06/2015] Irish Society of Comparative Law, University of Limerick Law School, Ireland

Disobedience to Courts’ Orders and the Image of the Judge: A Comparative Study

[16/04/2015 – 17/04/2015] IV YCC, American Society of Comparative Law, Florida State University, Tallahassee, USA

Disobedience to Courts' Orders and the Image of the Common Law Judge. A Comparative Enquiry Write here the description...

[23/01/2015 – 24/01/2015] Conference in honour of Professor Michele Taruffo, University of Girona School of Law

Effettività della tutela giurisdizionale, misure coercitive e ruolo del giudice nel processo civile: il modello inglese

PUBLICATIONS

[2022]

Effettività della tutela giurisdizionale e misure coercitive nel processo civile. Un'indagine di diritto comparato

Book series "Biblioteca di diritto processuale civile", Giappichelli (Turin), 288 pag.

[2023]

Una defensa de las funciones públicas del proceso. Una discusión a propósito de Alexandra Lahav, 'In Praise of Litigation (2017)'

C.V. GIABARDO, C.L. TARIFA DIANDERAS, Revista telemática de filosofía del derecho, 2023, 77 ss.

[2023]

Forme del giudizio e disciplina del linguaggio. Sul principio di sinteticità e chiarezza di tutti gli atti nel processo civile

C.V. GIABARDO, in A. RONCO (ed.), Il processo civile riformato, Zanichelli, 2023, 21 ss.

Il maquillage all'art. 614 bis c.p.c. e gli altri interventi in tema di poteri coercitivi del giudice civile

C.V. GIABARDO, in A. RONCO (ed.), Il processo civile riformato, Zanichelli, Bologna, 405 ss.

[2023]

Valores públicos y proceso civil en el derecho comparado (algunas reflexiones a partir de la obra de Eugenia Ariano)

C.V. GIABARDO, in Revista de processo, ("Fascia A", ANVUR), Vol. 48, n. 343, 2023, 527 ss.

[2023]

Ancora su "Il giudice e l'algoritmo". Riflessioni critiche su intelligenza artificiale e giustizia predittiva (occasionate da un contributo di Michele Taruffo)

C.V. GIABARDO, Revista Ítalo-española de Derecho Procesal ("Fascia A"), 2023, 53 ss.

[2022]

Filosofia del diritto e teoria del processo in Gustav Radbruch. (A proposito di Gustav Radbruch, Filosofia del diritto, a cura di G. Carlizzi & V. Omaggio)

C.V. GIABARDO, Diritto & Questioni Pubbliche ("Fascia A"), 2022, 209 ss.

[2022]

Brevi riflessioni su alcuni aspetti della teoria del diritto e dell'interpretazione di Friedrich Müller Special issue dedicated to F. Muller's legal thought

C.V. GIABARDO, in Direito Público, 2022, 280 ss.

[2022]

Rilievi comparati sul fondamento morale della disciplina della prova illecita nel processo penale e civile

C.V. GIABARDO, in J. M. ROCA MARTÍNEZ (ed.), *Procesos y prueba prohibida*, Madrid, 2022, 57 ss.

[2022]

Efficiency as a Means and as an End: Some Thoughts on Happiness, Wealth and Justice in the Legal Economic Debate

D. A. TORRES, et al. (eds.), *A economia comportamental aplicada ao direito*, Curitiba, 2022, 57 ss.

[2022]

Omaggio a Sergio Chiarloni (in memoriam)

C.V. GIABARDO, in *Giustizia Insieme*, 16 April 2022

[2022]

Appunti tra storia e attualità sul 'modello orale' nel processo civile

C.V. GIABARDO, in *Archivio Giuridico "Filippo Serafini" ("Fascia A")*, 2022, 131 ss.

[2021]

Aspetti distintivi del civil contempt of court nel processo civile angloamericano

C.V. GIABARDO, in *Rivista Trimestrale di Diritto e Procedura Civile ("Fascia A")*, 2021, 795 ss.

[2021]

Note critiche sull'irrelevanza del mutamento di giurisprudenza nel corso del giudizio di rinvio Comment to Italian Supreme Court judgment 22657/2020

C.V. GIABARDO, in *Giurisprudenza Italiana*, ("Fascia A"), 2021, 1374 ss.

[2021]

In difesa della nomofilachia. Prime notazioni teorico-comparate sul nuovo rinvio pregiudiziale alla Corte di cassazione nel progetto di riforma del Codice di procedura civile

C.V. GIABARDO, in *Giustizia Insieme*, 2021, 22 July 2021

[2021]

Climate Change Litigation & Corporate Responsibility. A Comment on "Milieudefensie And Others Vs. Shell" (2021)

C.V. GIABARDO, in *gLAWcal blog*

[2021]

Il giudice e l'algoritmo (in difesa dell'umanità del giudicare) *Studies on Argumentation and Legal Philosophy* (Vol. 4). Quaderni della Facoltà di Giurisprudenza dell'Università degli Studi di Trento

M. MANZIN, F. PUPPO, S. TOMASI (eds.), *Ragioni ed emozioni nella decisione giudiziale*

[2021]

Climate Change Litigation, State Responsibility and the Role of Courts in the Global Regime: Towards a "Judicial Governance" of Climate Change? Intersentia Pub.

B. POZZO, et al. (eds.), *Environmental Loss and Damage in a Comparative Law Perspective*, 393 ss.

[2020]

El valor público de la litigación privada. Una mirada crítica hacia la privatización de la justicia civil

Revista de Interés Público, (5), 2020, 43 ss.

[2020]

Private Justice: The Privatisation of Dispute Resolution and the Crisis of Law

C.V. GIABARDO, in Wolverhampton Law Journal (UK), 2020, 14 ss.

[2020]

Climate Change Litigation and Tort Law. Regulation Through Litigation?

C.V. GIABARDO, Diritto e Processo (Yearbook of Perugia Law School), 2020, 361 ss.

[2020]

Brevi riflessioni sul giudizio (variazioni sul tema a partire da "Il mistero del processo" di Salvatore Satta e oltre)

C.V. GIABARDO, in P. CHIARELLA (ed.), Narrazioni del diritto. ESI, Napoli, 149 ss.

[2020]

American Legal Realism in Dispute Resolution. Alternative Dispute Resolution as a "Realist" Project Special issue fully dedicated to American Legal Realism

C.V. GIABARDO, in Iuris Dictio, n. 25, 2020, 63 ss.

[2020]

La semplice verità di Michele Taruffo

A. APOLLONIO, C.V. GIABARDO, in Giustizia Insieme, 13 December 2020

[2018]

Disobeying Courts' Orders - A Comparative Analysis of the Civil Contempt of Court Doctrine and of the Image of the Common Law Judge This contribution has been cited, among others, in the last edition of the classic handbook by Mathias Siems, *Comparative Law*, Cambridge University Press (May 2022).

C.V. GIABARDO, in 10, Journal of Civil Law Studies, 2018, 35 ss.

[2017]

Comparative Law in Theory and Practice. Mauro Cappelletti's Methodology in Comparative Civil Justice and the Coercive Powers of Courts as a Case Study

[2017]

Private Law in the Age of the Vanishing Trial

in K. BARKER, et al. (eds.), *Private Law in the 21st Century*, Hart Publishing (Oxford), 547 ss.

LANGUAGE SKILLS

Mother tongue(s): Italian

Other language(s):

English

LISTENING C2 READING C2 WRITING C2

SPOKEN PRODUCTION C2 SPOKEN INTERACTION C2

Spanish

LISTENING C2 READING C2 WRITING C2

SPOKEN PRODUCTION C2 SPOKEN INTERACTION C2

Levels: A1 and A2: Basic user; B1 and B2: Independent user; C1 and C2: Proficient user

DIGITAL SKILLS

Microsoft Office / Social Media / Microsoft Powerpoint / Microsoft Word / Zoom / Skype / Google Drive

HONOURS AND AWARDS

[2019] Spanish Ministry of Education

Two-year, full PostDoc scholarship, awarded competitively

[09/2017] University of Turin

"Amongst the five PhD graduates of the whole University of Turin with an interesting path"

Link: https://www.unito.it/sites/default/files/28_sett_pieghevole_2.pdf

[01/01/2013] Italian Ministry of Education, Universities and Research

Three-year, full PhD scholarship, awarded competitively

[2012] University of Turin Law School (thesis committee)

Final thesis (law degree) considered "worthy of publication" ("dignità di stampa")

Torino, 08/04/2024

