

Prof. Dr. Dominik Brodowski, LL.M. (UPenn) – Non-German Publications

1. Dominik Brodowski, “Proportionality of Sanctions in Member States’ Criminal Justice: The CJEU’s Stance Against Overcriminalisation,” *EuCLR* (2025), pp. 279–291, DOI: 10.5771/2193-5505-2025-3-279
2. Philipp Blume, Maria Gahn, Julia Leo Reichmann, Christoph Zoller, and Dominik Brodowski, “Gathering Electronic Evidence in Administrative Punitive Proceedings in Germany,” in: *Gathering Electronic Evidence from Online Service Providers in Administrative Punitive Proceedings*, ed. by Stanisław Tosza and Salomé Lannier, Luxembourg: University of Luxembourg, 2025, pp. 207–250, ISBN: 978-2-87996-144-6, URL: <https://hdl.handle.net/10993/65423>
3. Dominik Brodowski, Brenner M. Fissell, and Paul Roberts, “Pretext, Deception and Entrapment in Criminal Investigations,” in: *Core Concepts in Criminal Law and Criminal Justice*, ed. by Kai Ambos, Antony Duff, Alexander Heinze, Julian Roberts, and Thomas Weigend, vol. 3, Cambridge: CUP, 2025, pp. 305–350, DOI: 10.1017/9781009038126.009
4. Dominik Brodowski, “Digital Evidence and the Cooperation of Service Providers in Germany,” in: *The Cambridge Handbook of Digital Evidence in Criminal Investigations*, ed. by Vanessa Franssen and Stanisław Tosza, Cambridge: CUP, 2025, pp. 289–308, ISBN: 978-1-316-51127-5, DOI: 10.1017/9781009049771
5. Dominik Brodowski, “Cybercrime, Human Rights, and Digital Politics,” in: *Research Handbook on Human Rights and Digital Technology. Global Politics, Law and International Relations*, ed. by Ben Wagner, Matthias C. Kettemann, Kilian Vieth, Dittmann, and Susannah Montgomery, 2nd ed., Research Handbooks in Human Rights, Cheltenham: Edward Elgar, 2025, pp. 94–109, ISBN: 978-1-0353-0850-7, DOI: 10.4337/9781035308514.00013
6. Judit Szabó and Dominik Brodowski, “Transnational Virtual Criminal Trials in the European Union. Reflections on Occasion of Joined Cases C-255/23 (AVVA and Others) and C-285/23 (Linte) at the CJEU,” *eucrim* (3 2024), pp. 237–245, DOI: 10.30709/eucrim-2024-017
7. Dominik Brodowski, “On the Transformative Power of European Criminal Law,” in: *Transformation Processes in Europe and Beyond. Perspectives for Horizontal Geographies*, ed. by Florian Weber, Olaf Kühne, and Julia Dittel, Wiesbaden: Springer VS, 2024, pp. 213–223, ISBN: 978-3-658-42893-8, DOI: 10.1007/978-3-658-42894-5_10
8. Johanna Sprenger and Dominik Brodowski, *Predictive policing in Germany*, RIDP 94.2 (2023), pp. 117–148 (see also 12 below)
9. Dominik Brodowski, *El poder de acusar en nombre de Europa: La Fiscalía Europea como hito de la política penal supranacional*, trans. by Adan Nieto Martín, *Revista Española de Derecho Europeo* 83 (2023), pp. 57–73, DOI: 10.37417/REDE/num83_2022_1037, trans. of “Strafverfolgung im Namen Europas. Die Europäische Staatsanwaltschaft als Meilenstein supranationaler Kriminalpolitik,” *GA* (2022), pp. 421–434
10. Dominik Brodowski, “Data Theft,” in: *Elgar Encyclopedia of Crime and Criminal Justice*, ed. by Pedro Caeiro, Sabine Gless, Valsamis Mitsilegas, Miguel João Costa, Janneke De Snaijer, and Georgia Theodorakakou, Cheltenham: Elgar, 2024, ISBN: 9781789902983, DOI: 10.4337/9781789902990.data.theft
11. Dominik Brodowski, “European Criminal Justice,” in: *Europe in Law and Literature. Transdisciplinary Voices in Conversation*, ed. by Laura Anina Zander and Nicola Kramp-Seidel, Berlin: De Gruyter, 2023, pp. 135–142, ISBN: 978-3-1110-7569-3, DOI: 10.1515/9783111075693-015
12. Johanna Sprenger and Dominik Brodowski, “‘Predictive policing’, ‘Predictive Justice’, and the use of ‘Artificial Intelligence’ in the Administration of Criminal Justice in Germany,” *eRIDP* (A-02 2023), ISSN: 2522-2945, URL: <https://www.penal.org/sites/default/files/files/A-02-23.pdf> (see also 8 above)

13. Dominik Brodowski, *Admissibility of Evidence in EPPO Proceedings*, *NJECCL* 14 (2023), pp. 34–42, DOI: 10.1177/20322844231154669
14. Dominik Brodowski, “The Role of Criminal Law in Regulating Cybercrime and IT Security,” in: *Law and Technology in a Global Digital Society. Autonomous Systems, Big Data, IT Security and Legal Tech*, ed. by Georg Borges and Christoph Sorge, Wiesbaden: Springer VS, 2022, pp. 233–255, ISBN: 978-3-030-90512-5, DOI: 10.1007/978-3-030-90513-2_12
15. Dominik Brodowski, “Quasi-criminal enforcement mechanisms in Germany. Past and Present,” in: *Criminal and Quasi-criminal enforcement mechanisms in Europe. Origins, Concepts, Future*, ed. by Vanessa Franssen and Christopher Harding, Hart, 2022, pp. 41–66, ISBN: 978-1-5099-3286-3
16. Richard Vogler and Dominik Brodowski, “Arrest and Coercion,” in: *Core Concepts in Criminal Law and Criminal Justice*, ed. by Kai Ambos, Antony Duff, Alexander Heinze, Julian Roberts, and Thomas Weigend, vol. 2, Cambridge: CUP, 2022, pp. 219–259, DOI: 10.1017/9781009037136.007
17. Dominik Brodowski, “The Emerging History of Transnational Criminal Law Relating to Cybercrime,” in: *Histories of Transnational Criminal Law*, ed. by Neil Boister, Sabine Gless, and Florian Jeßberger, Oxford: OUP, 2021, pp. 236–248, ISBN: 978-0-19-284570-2, DOI: 10.1093/oso/9780192845702.003.0018
18. Dominik Brodowski, *Cibercrimen y protección de la seguridad informática*, trans. by María Belén Linares, Buenos Aires: Ad Hoc, 2021, ISBN: 978-987-745-191-7
19. Hans-Holger Herrnfeld, Dominik Brodowski, and Christoph Burchard, *European Public Prosecutor’s Office. Article-by-Article Commentary*, Baden-Baden – München – Oxford: Nomos – Beck – Hart, 2021, ISBN: 978-3-8487-4884-6
therein: Commentary of Articles 7, 21, 22, 29, 30, 38–41, 99–118 and 120 of the EPPO Regulation
20. Dominik Brodowski, “European Criminal Justice – From Mutual Recognition to Coherence,” in: *20 Years Anniversary of the Tampere Programme. Europeanisation Dynamics of the EU Area of Freedom, Security and Justice*, ed. by Sergio Carrera, Deirdre Curtin, and Andrew Geddes, San Domenico di Fiesole, 2020, pp. 225–238, ISBN: 978-92-9084-882-0, DOI: 10.2870/66646, URL: <https://cadmus.eui.eu/bitstream/handle/1814/66986/MPC-Tampere-Programme-final.pdf>
21. Stephen Thaman and Dominik Brodowski, “Exclusion or Non-Use of Illegally Gathered Evidence in the Criminal Trial: Focus on Common Law and German Approaches,” in: *Core Concepts in Criminal Law and Criminal Justice*, ed. by Kai Ambos, Antony Duff, Julian Roberts, Thomas Weigend, and Alexander Heinze, vol. 1, Cambridge: CUP, 2020, pp. 428–462, ISBN: 978-1-108-48339-1, DOI: 10.1017/9781108649742.012
22. Dominik Brodowski, “Cybercrime and Cybercrime-Compliance,” in: *Direito penal econômico nas ciências criminais*, ed. by Eduardo Saad-Diniz, Luis Brodt, Henrique Abi-Ackel Torres, and Luciano Santos Lopes, Belo Horizonte: Vorto, 2019, pp. 13–22, ISBN: 978-65-5059-008-6
23. Dominik Brodowski, Manuel Espinoza de los Monteros de la Parra, and Eduardo Saad-Diniz, eds., *The Role of Corporations in Criminal Justice. 5th AIDP Symposium for Young Penalists, Freiburg, Germany, 22nd–23rd June 2018*, *Revue Internationale de Droit Pénal* 2018/1, Antwerpen: Maklu, 2019, ISBN: 978-90-466-0982-8, URL: <https://www.youngpenalists.com/download/revue-internationale-de-droit-penal-2018-1.pdf>
therein: Dominik Brodowski, “The Role of Corporations in Criminal Justice – an Introduction,” in: *The Role of Corporations in Criminal Justice. 5th AIDP Symposium for Young Penalists, Freiburg, Germany, 22nd–23rd June 2018*, ed. by Dominik Brodowski, Manuel Espinoza de los Monteros de la Parra, and Eduardo Saad-Diniz, *Revue Internationale de Droit Pénal* 2018/1, Antwerpen: Maklu, 2019, pp. 15–24

24. Dominik Brodowski, "Cybercrime, Human Rights, and Digital Politics," in: *Research Handbook on Human Rights and Digital Technology. Global Politics, Law and International Relations*, ed. by Ben Wagner, Kilian Vieth, and Matthias C. Kettemann, Research Handbooks in Human Rights, Cheltenham: Edward Elgar, 2019, pp. 98–112, ISBN: 978-1-78536-771-7, DOI: 10.4337/9781785367724.00013
25. Dominik Brodowski, "Alternative Enforcement Mechanisms in Germany," in: *The Limits of Criminal Law*, ed. by Matthew Dyson and Benjamin Vogel, Cambridge: Intersentia, 2018, pp. 365–395, ISBN: 978-1-78068-661-5
26. Dominik Brodowski, "Dogmatic and procedural approaches to committed criminal compliance: towards »Red Team Compliance«, " *Revista dos Tribunais* 988 (2 2018), pp. 55–66, ISSN: 0034-9275
27. Dominik Brodowski, "Protecting the Right to Sexual Self-Determination: Models of Regulation and Current Challenges in European and German Sex Crime Laws," in: *O lugar da vítima nas ciências criminais*, ed. by Eduardo Saad-Diniz, São Paulo: LiberArs, 2017, pp. 15–25, ISBN: 978-85-9459-032-9, URL: <http://www.direitorp.usp.br/wp-content/uploads/2017/01/ebook.O-lugar-da-v%C3%ADtima-nas-ci%C3%A2ncias-criminais.pdf>
28. Dominik Brodowski and Christoph Burchard, "Germany," in: *Drug trafficking penalties across the European Union. A survey of expert opinion*, ed. by European Monitoring Centre for Drugs and Drug Addiction, Lisbon, 2017, pp. 48–52, URL: <http://www.emcdda.europa.eu/system/files/publications/3573/Trafficking-penalties.pdf>
29. Dominik Brodowski, *Common Market Law Review* 53 (2016), pp. 1157–1159, ISSN: 0165-0750: *Review of* Melanie Langbauer, *Das Strafrecht vor den Unionsgerichten. Plädoyer für ein Fachgericht für Strafrecht*, Berlin: Duncker & Humblot, 2015, ISBN: 978-3-428-14489-1
30. Dominik Brodowski, "Transnational Organised Crime and Cybercrime," in: *International Law and Transnational Organised Crime*, ed. by Pierre Hauck and Sven Peterke, Oxford: OUP, 2016, pp. 334–357, ISBN: 978-0-19-873373-7, DOI: 10.1093/law/9780198733737.003.0016
31. Dominik Brodowski, "Models of Economic Criminal Procedure. The intricate multi-actor setting of criminal justice in the field of the economy," in: *Tendências em governança corporativa e compliance*, ed. by Eduardo Saad-Diniz, Pedro Podboi Adachi, and Juliana Oliveira Domingues, São Paulo: LiberArs, 2016, pp. 101–110, ISBN: 978-85-9459-006-0
32. Klaus Tiedemann, Ulrich Sieber, Helmut Satzger, Christoph Burchard, and Dominik Brodowski, eds., *Die Verfassung moderner Strafrechtspflege. Erinnerung an Joachim Vogel*, Studien zum Wirtschaftsstrafrecht – Neue Folge 10, Baden-Baden: Nomos, 2016, ISBN: 978-3-8487-3369-9
33. Dominik Brodowski, *(Ir-)responsible disclosure of software vulnerabilities and the risk of criminal liability, it – Information Technology* 57 (2015): *Special Issue: From IT Forensics to Forensic Computing*, ed. by Felix C. Freiling, pp. 357–365, DOI: 10.1515/itit-2015-0014
34. Dominik Brodowski, "O »Mecanismo Único de Supervisão« do Banco Central Europeu sobre as instituições de crédito – uma transformação da responsabilidade criminal corporativa e individual no setor financeiro?" In: *Regulação do abuso no âmbito corporativo: papel do direito penal na crise financeira*, ed. by Eduardo Saad-Diniz, Dominik Brodowski, and Ana Luíza Barbosa de Sá, trans. by Isabela Sherman Palmer and Victória Vitti Laurentiz und José Roberto Macri Jr., São Paulo: LiberArs, 2015, pp. 167–179, ISBN: 978-85-64783-78-2
- Dominik Brodowski, "El »Mecanismo Único de Supervisión« del Banco Central Europeo sobre las Instituciones de Crédito, ¿Una Transformación de la Responsabilidad Criminal Corporativa e Individual en el Sector Financiero?" In: *Regulación del abuso en el ámbito corporativo: el rol del derecho penal en la crisis financiera*, ed. by Eduardo Saad-Diniz, Patricio Nicolás Sabadini, Dominik Brodowski, and Manuel Espinoza de los Monteros de la Parra, trans. by Patricio Nicolás Sabadini, Resistencia: ConTexto Libros, 2016, pp. 235–251, ISBN: 978-987-730-163-2

- Dominik Brodowski, "Sanction Regimes by the European Central Bank, European Securities and Markets Authority and World Bank – Examples for an Emerging Global Criminal Justice?" In: *Ius Puniendi y Global Law. Hacia un Derecho Penal Sin Estado*, ed. by Adán Nieto Martín and Beatriz García Moreno, Valencia: tirant lo blanch, 2019, pp. 183–200, ISBN: 978-84-1313-624-0
35. (a) Dominik Brodowski, Manuel Espinoza de los Monteros de la Parra, Klaus Tiedemann, and Joachim Vogel, eds., *Regulating Corporate Criminal Liability*, Cham: Springer International Publishing, 2014, ISBN: 978-3-319-05993-8, DOI: 10.1007/978-3-319-05993-8 (some contributions are in English)
- (b) Dominik Brodowski, Manuel Espinoza de los Monteros de la Parra, and Klaus Tiedemann, "Regulating Corporate Criminal Liability: An Introduction," in: *Regulating Corporate Criminal Liability*, ed. by Dominik Brodowski, Manuel Espinoza de los Monteros de la Parra, Klaus Tiedemann, and Joachim Vogel, Cham: Springer International Publishing, 2014, pp. 1–7, DOI: 10.1007/978-3-319-05993-8_1
- (c) Dominik Brodowski, "Minimum Procedural Rights for Corporations in Corporate Criminal Procedure," in: *Regulating Corporate Criminal Liability*, ed. by Dominik Brodowski, Manuel Espinoza de los Monteros de la Parra, Klaus Tiedemann, and Joachim Vogel, Cham: Springer International Publishing, 2014, pp. 211–225, DOI: 10.1007/978-3-319-05993-8_17
36. Dominik Brodowski, "Cep Telefonunun Şarj Edilmesi Suretiyle Elektrik Enerjisinden Yararlanma Suçu," trans. by M. Yiğit Bezci, *Antalya International University Law Review* (4 2014), pp. 233–240, trans. of "Strafbare Entziehung elektrischer Energie durch Aufladen eines Mobiltelefons?" *Zeitschrift für das Juristische Studium* (2010), pp. 144–147, ISSN: 1865-6331, URL: http://www.zjs-online.com/dat/artikel/2010_1_292.pdf
37. Dominik Brodowski and Eduardo Saad-Diniz, *Section II (Criminal law – Special part). XIXth International Congress of Penal Law: Information Society and Penal Law*, *Revue internationale de droit pénal* 85 (2014), pp. 581–586, ISSN: 0223-5404, DOI: 10.3917/ridp.853.0581
38. Dominik Brodowski, *European initiatives concerning the use of IT in criminal procedure and data protection. Special report to the preparatory colloquium for the third section*, *Revue internationale de droit pénal* 85 (2014), pp. 311–324, ISSN: 0223-5404, DOI: 10.3917/ridp.851.0311
39. Dominik Brodowski, "Policy Options in Corporate Criminal Procedure – an European Perspective," in: *Trestná politika štátu a zodpovednosť právnických osôb. Penal Policy of the State and Liability of Legal Entities*, ed. by Comenius University of Bratislava, Faculty of Law, 2013, pp. 927–936, URL: http://www.lawconference.sk/archiv/bpf_2013/sprava/files/zborniky/Session%20of%20Criminal%20Law.pdf
40. (a) Dominik Brodowski, *Information society and penal law. Minutes of the preparatory colloquium. Section II – Criminal law. Special part*, *Revue internationale de droit pénal* 84 (2013), pp. 397–404, ISSN: 0223-5404, DOI: 10.3917/ridp.843.0397
- (b) Dominik Brodowski, *Preparatory Colloquium for the XIXth International Congress of Penal Law (Moscow, 24–27 April 2013)*, *Russian Law Journal* 1 (2013), pp. 94–103, DOI: 10.17589/2309-8678-2013-1-1-94-103
- (c) Г.И. Богуш and Доминик Бродовски, *Информационное общество и уголовное право. подготовительный colloquium к XIX Международному конгрессу уголовного права, Москва, 24–27 апреля 2013 г.* *Вестник Московского университета* 11 (2013), pp. 111–120
41. Dominik Brodowski, "Weighting Digital Evidence in Criminal Proceedings," in: *Current Issues in IT Security 2012. Proceedings of the interdisciplinary conference in Freiburg i. Br., Germany, May 8–10, 2012*, ed. by Jochen Jähnke, Nicolas von zur Mühlen, Klaus Rechert, and Dirk von Suchodoletz, Freiburg/Berlin: Max=Planck=Institut für ausländisches und internationales Strafrecht / Duncker & Humblot, 2012, pp. 9–24, ISBN: 978-3-428-13887-6
42. Dominik Brodowski, "Judicial Cooperation between the EU and Non-Member States," *New Journal of European Criminal Law* (2011), pp. 21–44, ISSN: 2032-2844, DOI: 10.1177/203228441100200104

43. Dominik Brodowski, “EU Actions on Cybercrime and Cybercrime Investigations,” in: *Current Issues in IT Security. Proceedings of the interdisciplinary conference in Freiburg i. Br./Germany, May 12–14, 2009*, ed. by Marcello Bellini, Phillip Brunst, and Jochen Jähnke, Freiburg/Berlin: Max-Planck-Institut für ausländisches und internationales Strafrecht / Duncker & Humblot, 2010, pp. 145–162, ISBN: 978-3-428-13516-5
44. Dominik Brodowski, Christoph Burchard, Nathalie Kotzurek, Jochen Rauber, and Joachim Vogel, “Germany (Country Report),” in: *Effective Criminal Defence in Europa*, ed. by Ed Cape, Zaza Namoradze, Roger Smith, and Taru Spronken, Antwerpen: Intersentia, 2010, pp. 253–319, ISBN: 978-94-000-0093-3
45. Christoph Burchard and Dominik Brodowski, “The post-Lisbon principle of transnational ne bis in idem: On the relationship between Art. 50 Charter of Fundamental Rights and Art. 54 Convention Implementing the Schengen Agreement. Case note on District Court Aachen, Germany, (52 Ks 9/08 – »Boere«), decision of 8 December 2010,” *New Journal of European Criminal Law* (2010), pp. 310–327, ISSN: 2032-2844, DOI: 10.1177/203228441000100304, trans. of “Art. 50 Charta der Grundrechte der Europäischen Union und das europäische ne bis in idem nach dem Vertrag von Lissabon. Zugleich Besprechung von LG Aachen, Beschl. v. 8.12.2009 – 52 Ks 9/08,” *Strafverteidiger Forum* (2010), pp. 179–186, ISSN: 0947-9252