



## PROGRAM AND EVENTS

Wednesday, April 9

### **ASIL Executive Council Meeting**

9:00am – 3:00pm Ballroom I

### **5th Annual ITA-ASIL Conference: Soft Law Sources and Impacts in International Arbitration**

8:00am – 1:30pm Ballroom II

*(Separate registration required - please [click here](#) for more information.)*

Co-Sponsored by the Institute for Transnational Arbitration's Academic Council

International law has undergone a dynamic shift in recent years through the development and application of soft law instruments. International arbitration is proving the crucible in which many of these instruments are being tested. This conference brings together leading scholars, practitioners, and arbitrators to discuss the sources and impacts of soft law instruments, and will examine their legitimacy and practical use in international arbitration.

For more information and to register for this event, visit [www.cailaw.org/ita/asil\\_08.html](http://www.cailaw.org/ita/asil_08.html).

### **Grotius Lecture: For Love of Country and International Criminal Law**

4:30pm – 6:00pm Ballrooms I & II

Co-Sponsored by American University Washington College of Law

**Lecturer:** Prince Zeid Ra'ad Zeid Al-Husseini of Jordan, Ambassador of Jordan to the United States

**Distinguished Discussant:** Ambassador David Scheffer, Northwestern University School of Law

### **Grotius Reception**

6:00pm – 8:00pm Colonnade

Co-Sponsored by American University Washington College of Law

### **ILM Corresponding Editors' Reception**

7:00pm – 8:30pm Latrobe

Event open to Corresponding Editors, Editorial Advisory Committee, and Contributing



### Annual Meeting Dates

- April 9-12, 2008
- March 25-28, 2009

Event Open to Corresponding Editors, Editorial Advisory Committee, and Contributing Note Authors of *International Legal Materials*

**American Journal of International Law Board of Editors Dinner**

7:30pm – 10:00pm Potomac

By invitation only

Thursday, April 10

**International Economic Law Interest Group Meeting**

7:45am – 8:45am Longworth

**The Politics of War Crimes Tribunals**

9:00am – 10:30am Ballroom II

From selecting situations to prosecute, to gaining custody of defendants, to maintaining control of proceedings, the international trial of accused war criminals is an inherently political affair. This panel will highlight and discuss the political considerations related to the prosecution of major war criminals around the world.

**Moderator:** David Crane, Syracuse University College of Law

**Panelists:**

- Cherif Bassiouni, DePaul University College of Law
- Michael Newton, Vanderbilt University Law School
- Valerie Oosterveld, University of Western Ontario Faculty of Law

**Beyond Kyoto: Dilemmas of Climate Regulation and Equity**

9:00am – 10:30am Ballroom I

This roundtable discussion will explore the current international negotiations over greenhouse gas emissions in the context of the vast inequities that dominate the problem of climate change. Is an agreement that goes far enough in reducing emissions possible, and how should it address differential geographies of emissions and impacts?

**Moderator:** Daniel Bodansky, University of Georgia School of Law

**Roundtable Participants:**

- Christiana Figueres, UNFCCC Clean Development Mechanism
- Erik Haites, Margaree Associates
- David Hunter, American University Washington College of Law

**The Politics of the Internet**

9:00am – 10:30am Executive Forum

Co-sponsored by the Intellectual Property Interest Group

The Internet is an important forum for political information, particularly in the context of elections and other ballot measures around the globe. From the controversy over political domain names (e.g. "democratssuck.com") to the Yahoo dispute with China involving repression of political dissidents, this panel will examine different contexts in which political communications on the internet have raised concerns about balancing interests in political speech against other important societal interests.

**Moderator:** Declan McCullagh, Wired Magazine

**Panelists:**

- Anupam Chander, UC Davis School of Law
- Jacqueline Lipton, Case Western Reserve University School of Law
- Miriam Sapiro, Summit Strategies International
- Wendy Seltzer, Northeastern School of Law
- Michael Traynor, Cooley Godward

### **The Sovereign Power to Tax**

9:00am – 10:30am Roosevelt

An inherent tension exists between the seemingly untouchable sovereign tax power and various international economic law "disciplines" that are enforced through international litigation procedures (e.g., WTO and investment treaty tribunals). To the dismay and surprise of tax authorities, tribunals have adjudicated claims of expropriation by taxation and ruled against tax credits. On the other hand, tax authorities are increasingly embracing binding international arbitration under their own bilateral tax treaties. The panel will explore this growing tension.

**Moderator:** Sharon Yuan, Sidley Austin

**Panelists:**

- Avril Haines, Senate Foreign Relations Committee
- Pascal Saint-Amans, Organisation for Economic Co-operation and Development
- Les Samuels, Cleary Gottlieb
- Thomas Wälde, University of Dundee

### **New Voices: The Role of International Legal Institutions in Norm Development (CLE Pending)**

9:00am – 10:30am Latrobe

Co-sponsored by the International Legal Theory Interest Group

Co-sponsored by the International Organizations Interest Group

Co-sponsored by the New Professionals Interest Group

Co-sponsored by the Rights of Indigenous Peoples Interest Group

This New Voices panel addresses the appropriate role of institutions in the ever-shifting terrain of international lawmaking. The panelists will explore the relationships among treaties, the institutions that they create, and the obligations that shape them and that they help to develop. To what extent can treaties be used as tools to transform the investment behavior of non-state actors? Why do particular institutions resist the internalization of particular norms? How can trade-based mechanisms foster norm development?

**Moderators:**

- Oona Hathaway, University of California, Berkeley School of Law
- Mark Drumbl, Washington and Lee University School of Law

**Panelists:**

- "Is International Law an Effective Eco-Lobbying Tool?"  
Natasha Affolder, University of British Columbia Faculty of Law
- "Toward a Labor Liberalization Solution to the Modern Traffic in Humans"  
Karen Bravo, Indiana University School of Law - Indianapolis
- "The Law and Politics of Indigenous Rights in the Postcolonial African State"  
Dwight Newman, University of Saskatchewan College of Law
- "Why Culture Matters in International Institutions: The Marginality of Human Rights at the World Bank"  
Galit Sarfaty, Harvard Law School

### **Civil Liberties in Times of Crisis**

10:45am – 12:15pm Ballroom II

It is sometimes said that the law is silent in time of war. This panel will explore the ways in which the so-called "global war on terror" has led to a diminution of civil liberties in countries across the globe. The panelists will debate whether these developments are warranted by the threat and to what extent they are consistent with international law and

US constitutional law.

**Moderator:** Christopher Greenwood, London School of Economics

**Panelists:**

- Morris Davis, United States Air Force
- Julian Ku, Hofstra University School of Law
- Elisa Massimino, Human Rights First
- David Remes, Covington & Burling

**The Politics of Sudan**

10:45am – 12:15pm Ballroom I

Darfur is now synonymous with genocide. Yet the international community's response to atrocities there and in other parts of Sudan has been sparse. To what extent have regional and international politics constrained responses to the crisis? What is the effect of Sudan's oil reserves? What role does politics in the United States play, and what will be the effect of municipal initiatives on the federal government's actions?

**Moderator:** Hope Lewis, Northeastern University School of Law

**Panelists:**

- Justice Richard Goldstone, former Justice, Constitutional Court of South Africa
- Courtney Hostetler, Sudan Divestment Task Force
- Jason Small, U.S. Department of State

**The Law and Politics of Foreign Sovereign Immunity**

10:45am – 12:15pm Executive Forum

Co-sponsored by the Dispute Resolution Interest Group

The law of foreign sovereign immunity reflects, and impacts, geopolitical calculations. At the international level, the UN Convention on Jurisdictional Immunities of States and Their Property arguably reflects an international consensus, yet states seem reluctant to ratify it. At the national level, proposals to strip states of immunity for jus cogens violations, expropriation and terrorism are on the rise. Panelists will consider these developments as well as the impact that foreign sovereign immunity court cases have on foreign policy, and on alternatives such as state-to-state arbitrations.

**Moderator:** B. Donovan Picard, Dewey & LeBoeuf

**Panelists:**

- Minelik Alemu, International Law & Consular Affairs General Directorate, Ethiopian Ministry of Foreign Affairs
- Ronald Bettauer, U.S. State Department
- Ian Brownlie, Blackstone Chambers
- Eileen Denza, University College London
- Jacob A. Stein, Stein, Mitchell and Mezines

**State Sovereignty & Regional Autonomy: The Asian Experience**

10:45am – 12:15pm Roosevelt

Co-sponsored by the International Legal Theory Interest Group

Co-sponsored by the Law in the Pacific Rim Region Interest Group

Territorial autonomy has generally been trumped by sovereign independence in international practice. Lacking confidence in autonomy arrangements, insurgents often demand independence. Asia has been plagued with conflicts over autonomy vs. independence. Panelists will discuss examples of autonomy regimes in China, India and Southeast Asia, asking how international law may better secure these arrangements.

**Panelists:**

- Michael C. Davis, Chinese University of Hong Kong
- Hurst Hannum, The Fletcher School and University of Hong Kong
- C. Raj Kumar, City University of Hong Kong
- Astrid Tuminez, Southeast Asian Research Center City University

### **Women in International Law Interest Group Luncheon**

12:30pm – 2:30pm Colonnade

*Ticketed event. Purchase tickets when registering for the Annual Meeting. No tickets will be available on-site.*

**Honoree/Speaker:** Chief Justice Graciela Dixon, Supreme Court of Panama

The annual luncheon of the Women in International Law Interest Group (WILIG) features a speech by this year's recipient of the Prominent Women in International Law Award, Chief Justice Graciela Dixon of the Panamanian Supreme Court, who is also current President of the International Association of Women Judges. The luncheon will also follow the time-honored tradition of inviting all attendees to stand and introduce themselves—a wonderful opportunity to get to know your colleagues in the field.

### **International Law, Politics, and the Future of Kosovo**

1:00pm – 2:15pm Ballroom I and II

The February 17 declaration of independence by Kosovo and its recognition by the United States and a number of European states raises difficult legal and political issues related to self-determination, secession, and state succession. This distinguished panel of experts reflecting diverse perspectives will discuss these issues, Kosovo's future, and the implications for international law.

**Moderator:** Justice Richard Goldstone, former Chair, International Independent Inquiry Commission on Kosovo

**Panelists:**

- John Bellinger, U.S. State Department
- Hans Corell, former Legal Counsel, United Nations;
- Paul Williams, Public International Law and Policy Group

### **Polar Politics: Change in the Arctic**

1:00pm – 2:30pm Roosevelt

Co-sponsored by the Canadian Council of International Law

Co-sponsored by and the Russian Association of International Law

Co-sponsored by the Rights of Indigenous Peoples Interest Group

The Arctic region faces profound environmental change that in turn is affecting global politics as Russia, Canada, the United States and other circumpolar states lay claim to territory, resources, and new shipping routes. At the same time, polar cultures and environments are facing radical upheavals. The panelists will bring political, legal and cultural perspectives to a discussion of the Arctic as the newest "cold war" hotspot.

**Moderator:** Daniel Magraw, Center for International Environmental Law

**Speakers:**

- David Caron, University of California, Berkeley School of Law
- Suzanne Lalonde, University of Montreal
- Bakhtiyar Tuzmukhamedov, Russian Association of International Law (Presenting Remarks of Judge Anatoly Kolodkin, Russian Association of International Law)

### **Restating the U.S. Law of International Commercial Arbitration**

1:00pm – 2:30pm Executive Forum

In December 2007, the American Law Institute approved a project to restate the U.S. law of international commercial arbitration. Such an undertaking raises many questions, including demarcating the boundaries of so vast a subject, which will extend to investor-State dispute settlement; the extent to which the result should contribute to the progressive development of the law; the relationship between U.S. law and foreign and international law; and the relationship between arbitral tribunals and domestic courts.

**Moderator:** Carolyn Lamm, White & Case

**Panelists:**

- George Bermann, Columbia Law School
- Catherine Kessedjian, University of Paris II
- Peter Trooboff, Covington & Burling
- Diane Wood, U.S. Court of Appeals for the 7th Circuit

**Writing for the Mass Media**

1:00pm – 2:30pm Latrobe

ASIL members and other communications professionals with expertise in placing international law-related opinion and analysis pieces in well known publications or in posting on international law websites will give tips on how to write about complex issues for the mass media. They will also share secrets for giving your own pieces the best chance possible of being published in print or noticed on a blog. Finally, the panelists will examine options other than newspaper columns and blogs (such as letters to the editor) for successfully communicating international law issues to the public at large.

**Moderator:** Sarah Mendelson, Center for Strategic and International Studies

**Panelists:**

- Kenneth Anderson, American University Washington College of Law
- David Henderson, Independent Consultant
- Gregory S. McNeal, Pennsylvania State Dickinson School of Law
- Benjamin Wittes, The Brookings Institution

**Hardening Soft Law: Implementation of the Guiding Principles on Internally Displaced Persons**

1:00pm – 2:30pm Longworth

The Guiding Principles are the only international document setting out the rights of internally displaced persons, and though not binding, they have acquired a high degree of authority since promulgated ten years ago. An increasing number of states have incorporated the Guiding Principles into national laws and policies on internal displacement, and they inspire standard-setting at the regional level. This panel will examine how this 'bottom-up' process of consensus-building has been achieved; and consider the future of the Guiding Principles.

**Moderator:** Walter Kälin, United Nations Special Representative on the Human Rights of Internally Displaced Persons

**Panelists:**

- Chaloka Beyani, London School of Economics
- Roberta Cohen, The Brookings Institution
- Erika Feller, Office of the UN High Commissioner for Refugees

**Annual General Meeting**

2:45pm – 4:15pm Ballrooms I & II

The Annual business meeting of the Society features presentations of our annual awards, reports on Society publications and programs, and election of Society leaders.

**International Law and the Fight Against Corruption**

2:45pm – 4:15pm Executive Forum

Co-sponsored by the Dispute Resolution Interest Group

Co-sponsored by the International Economic Law Interest Group

Corruption ranks among the most significant obstacles to good governance, development, and commerce around the globe, and international law has been invoked to address it. This panel will assess international law's impact on fighting corruption, taking into account international legal instruments and the anti-corruption initiatives of international economic development institutions. The panel will also analyze the trends and responses to

development institutions. The panel will also analyze the trends and responses to corruption in the developing world, and review the expanding jurisprudence on corruption in investor-state arbitration.

**Moderator:** Sabine Konrad, Dewey & LeBoeuf

**Panelists:**

- Ahmed Jehani, Economic Development Board of Libya
- Robert Leventhal, U.S. State Department
- Aloysius P. Llamzon, Ateneo de Manila University Law School
- Glenn T. Ware, The World Bank

**Presidential Foreign Policy Advisers' Panel (Co-sponsored by Georgetown University Law Center)**

4:30pm – 6:00pm Ballroom I & II

Foreign policy and international legal relations occupy a central role in the U.S. Presidential race. This plenary features the foreign policy advisers of several U.S. presidential candidates, who will discuss the complexities facing the U.S. government in its relationships with foreign states and international organizations, the strategies they and their candidates have formulated to grapple with those issues, and how those strategies have played on the campaign trail.

**Moderator:** Barry Carter, Georgetown University Law Center

**Panelists:**

- Greg Craig, Williams and Connelly
- Lee Feinstein, Clinton for President Campaign
- Ruth Wedgwood, School of Advanced and International Studies, Johns Hopkins University
- R. James Woolsey, Booz Allen Hamilton

**Member Reception (Co-sponsored by Georgetown University Law Center)**

6:00pm – 8:00pm Colonnade

**Executive Council Meeting and Reception**

6:00pm – 7:00pm Latrobe

**Law in the Pacific Region Interest Group Meeting**

6:00pm – 7:30pm Longworth

**Private International Law Interest Group Meeting**

6:00pm – 7:30pm Potomac

**Rights of Indigenous Peoples Interest Group Meeting**

6:00pm – 7:30pm Sulgrave

**Alumni Reception, Office of the Legal Adviser, U.S. Department of State**

6:30pm – 8:00pm Roosevelt

Co-sponsored by: Steptoe & Johnson, LLP

Event is open to current and former staff of the Legal Adviser's Office

**ASIL-West Interest Group Meeting**

7:30pm – 9:00pm Latrobe

**Lieber Society Interest Group Meeting**

8:00pm – 9:00pm Lonaworth

Friday, April 11

**Dispute Resolution Interest Group Meeting**

7:00am – 8:00am Culpepper

**International Organizations Interest Group Meeting**

7:00am – 8:00am Latrobe

**The Legacy of Iraq: Impact on International Law**

9:00am – 10:30am Ballroom II

It has been five years since the United States and its coalition allies invaded Iraq and toppled Saddam Hussein. This panel will examine the ways in which the 2003 invasion and current situation in Iraq are likely to affect the future of international law, including discussion of use of force, nation building, rule of law, humanitarian law and human rights.

**Moderator:** Sean Murphy, George Washington University Law School

**Panelists:**

- Sandy Hodgkinson, U.S. Department of Defense
- James Ross, Human Rights Watch
- Nicholas Rostow, State University of New York
- Susan Breau, University of Surrey

**Do International Financial Institutions Repress Development**

9:00am – 10:30am Ballroom I

Developing country governments used to have wide latitude to promote development while preventing the unrestricted and predatory movement of capital. However, in the last few decades, international financial institutions have demanded that these countries institute reforms aimed at financial liberalization, privatization, and the dismantling of national regulations. This panel will consider whether these (Neoliberal) reforms have been counterproductive by sharply narrowing the range of policy interventions available to developing country governments to spur economic development.

**Moderator:** Sylvia Kang'ara, University of Washington School of Law

**Panelists:**

- Timothy A. Canova, Chapman University School of Law
- Ross Leckow, International Monetary Fund
- C.L. Lim, Hong Kong University

**Economic Politics and National Security: A CFIUS Case Study**

9:00am – 10:30am Executive Forum

When do valid national security concerns veer into the realm of economic protectionism? Is that phenomenon underway in the United States and around the globe? The panel will consider the case study of the Committee on Foreign Investments in the United States (CFIUS), which has been at the center of political firestorms over proposed foreign acquisitions of U.S. port terminal operations, oil companies, and telecom firms. The U.S. Congress revised the CFIUS process in late 2007 to provide even greater political oversight, and other countries are moving to adopt similar investment screening mechanisms.

**Moderator:** James Mendenhall, Sidley Austin

**Panelists:**



**Panelists.**

- Stewart Baker, U.S. Department of Homeland Security
- Clay Lowery, U.S. Department of Treasury
- Linda Menghetti, Emergency Committee for American Trade
- Scott Morris, U.S. House of Representatives Committee on Financial Services
- John Veroneau, Office of the U.S. Trade Representative

**The New Politics of Regulatory Cooperation: The Case of Food Safety**

9:00am – 10:30am Roosevelt

Co-sponsored by the International Economic Law Interest Group

Are national regulations trade barriers, bulwarks against dangerous imports, or expressions of national values? How are regulatory conflicts resolved and how is regulatory cooperation fostered? This panel will consider the politics of international regulation and focus on regulatory cooperation and conflicts through the lens of food safety, which has spawned headlines and disputes involving Europe, the United States, and China.

**Moderator:** Kal Raustiala, University of California - Los Angeles Law School

**Panelists:**

- Dan Drezner, Fletcher School of Law and Diplomacy
- Marsha Echols, Howard University Law School
- Joanne Scott, University College London

**Feminism v. Feminism: What is a Feminist Approach to Transnational Criminal Law**

9:00am – 10:30am Latrobe

Co-sponsored by the International Legal Theory Interest Group

Co-sponsored by the WILIG Interest Group

This roundtable will explore the degree to which the law of unintended consequences renders some feminist initiatives in transnational criminal law problematic from a feminist point of view. Panelists will consider the shifting political coalitions behind international and transnational initiatives in areas such as combating trafficking in persons, responding to the practice of female genital cutting, and articulating principles of transitional justice.

**Moderator:** Madhavi Sunder, University of California Davis School of Law

**Panelists:**

- Mary Anne Case, University of Chicago Law School
- Catherine O'Rourke, University of Ulster School of Law
- Ronald Slye, Seattle University School of Law
- Kay Warren, Brown University

**Corporate Counsel Roundtable**

10:45am – 12:15pm Ballroom II

Co-sponsored by the Dispute Resolution Interest Group

Globally active companies confront foreign and international law obligations on a daily basis, and are both subjects of and actors in shaping international law. They are also learning to use international law as a problem-solving tool, to expand investment and business opportunities. This session will bring together corporate counsel in a roundtable discussion of how and when they encounter, explain, and use international law in advising their companies.

**Moderator:** Sheila Cheston, BAE Systems

**Panelists:**

- Doug Dworkin, Wyeth
- Todd Malan, Organization for International Investment
- Dave Marchick, Carlyle Group
- David Savner, General Dynamics

### **The Politics of Adjudication**

10:45am – 12:15pm Ballroom I

Co-sponsored by the Dispute Resolution Interest Group

Co-sponsored by the International Legal Theory Interest Group

Even in the most established democracies, political considerations can affect the judicial process. This problem is magnified in the international arena, where international adjudicatory institutions often operate in a highly politicized international environment. This panel focuses on the challenges that face international judges and arbitrators, including direct and indirect pressures from governments and the public to issue politically acceptable rulings, as well as governments' responses to perceived overreaching or unpalatable adjudications. Cases will provide a starting point for discussion.

**Moderator:** Daniel Terris, Brandeis University

**Panelists:**

- Georges Abi-Saab, World Trade Organization Appellate Body, Graduate Institute of International and Development Studies
- Merit Janow, Columbia School of International and Public Affairs
- Steven Schwebel, former President, International Court of Justice
- Jacob Wit, Caribbean Court of Justice

### **The Changing International Economic Balance of Power**

10:45am – 12:15pm Executive Forum

A number of "developing" states are emerging as major global economic players. Whether as a result of surging commodity prices (e.g. Russia) or accumulated trade surpluses (e.g. China), such states are changing from capital importers to outbound investors, from minor participants to shapers of markets, and from debtors to creditors. In the process, they have gained a greater stake in the stability of the international economy, and arguably in the rule of law in economic affairs. The speakers will debate this transformation and its implications.

**Moderator:** Jane Bradley, Georgetown University Law Center

**Panelists:**

- Whitney Debevoise, U.S. Executive Director, The World Bank
- Carlos Henrique de Abreu e Silva, Embassy of Brazil, Washington DC
- Faryar Shirzad, Goldman Sachs

### **Politics of Teaching International Law**

10:45am – 12:15pm Roosevelt

Join an open-microphone forum on teaching international law to share advice on (i) navigating the faculty politics related to international law course offerings and programs, (ii) teaching the relationship between politics and international law, and (iii) dealing with students' and teacher's politics that can color their response to the subject matter of international law.

**Moderator:** José Alvarez, Columbia Law School

**Proposed Speakers:**

- Curtis Bradley, Duke University School of Law
- Sarah Cleveland, Columbia Law School
- Allen Weiner, Stanford Law School

### **Restoring Rule of Law in Post-Conflict and Stabilization Operations: Respective Roles of Law and Politics**

10:45am – 12:15pm Latrobe

Since the late 1990s, many international post-conflict and stabilization missions have featured civilian-led international efforts to create or restore a national legal system and the rule of law. What, and whose, political considerations shape decision-making on rule-of-law reconstruction strategies? What is the impact of rule-of-law reconstruction assistance on domestic legal and judicial capacity? Does such assistance conjure colonial

trusteeship, and what legal and political issues are implicated in such a comparison?

**Moderator:** Melanne A. Civic, U.S. Department of State

**Panelists:**

- Ambassador Jacques Klein, former Special Representative of the United Nations Secretary General, United Nations Mission to Liberia
- Colette Rausch, United States Institute of Peace
- Jane Stromseth, Georgetown University Law Center
- Ralph Wilde, University College London

**Hudson Medal Luncheon: Changing Fundamentals and Troubled Logic of International Law**

12:30pm – 2:30pm Colonnade

*Ticketed event. Purchase tickets when registering for the Annual Meeting. No tickets will be available on-site.*

**Speaker/Honoree:** John H. Jackson, Georgetown University Law Center

**Discussant:** Donald McRae, University of Ottawa

This luncheon features the winner of the Society's highest award, the Hudson Medal, given periodically in honor of Manley O. Hudson, for scholarship and achievement in international law.

**Just Back from the Human Rights Council**

1:00pm – 2:30pm Executive Forum

Co-sponsored by the Human Rights Interest Group

Co-sponsored by the UN21 Interest Group

Replacing the UN Commission on Human Rights with the new UN Human Rights Council has brought into sharp relief three problems that predominate in the building of a global human rights culture. First, which norms are universal? Second, which institutions would most optimally enforce human rights globally? Third, how can these universal norms be enforced in a principled way devoid of "naked" politics?

**Moderator:** Margaret Satterthwaite, NYU School of Law

**Panelists:**

- Robert Harris, Office of the Legal Adviser, U.S. Department of State
- Makau Mutua, SUNY Buffalo School of Law
- Yvonne Terlingen, Amnesty International
- Constance de la Vega, University of San Francisco School of Law

**When Subnational Met International: The Politics and Place of Cities, States, and Provinces in the World**

1:00pm – 2:30pm Roosevelt

This roundtable will explore the growing role of cities, states, and provinces at the international level. Subnational entities engage with international questions today in ways unimaginable only a generation ago. This emerging role has raised complex legal and political questions, at both domestic and international levels. Exploring these questions, this session will consider particular incidents of such engagement, including in sanctions policies against Burma and Sudan, the adoption of CEDAW, and North American integration.

**Moderator:** Robert B. Ahdieh, Emory Law School/Princeton University

**Panelists:**

- Thomas A. Barnico, Assistant Attorney General, Massachusetts
- Stephen de Boer, Department of Foreign Affairs & International Trade, Canada

- Eric Hirschorn, Winston & Strawn
- Judith Resnik, Yale Law School
- Christina R. Sevilla, Office of the U.S. Trade Representative

### **If Water Respects No Political Boundaries, Does Politics Respect Transboundary Waters?**

1:00pm – 2:30pm Latrobe

Freshwater scarcity is one of the most pressing global issues today. By 2015, nearly half of the world's population will live in countries that are water-stressed. This creates the potential for conflict over transboundary waters in the Middle East, South Asia, and elsewhere. The panel will examine how international law has or has not addressed this problem, as well as the international and domestic political forces that encourage or hinder the development of international freshwater law.

**Moderator:** Stephen C. McCaffrey, McGeorge School of Law, University of the Pacific

**Panelists:**

- Alice Aureli, UNESCO
- Jutta Brunnée, University of Toronto
- Gabriel Eckstein, Texas Tech
- René Uruena, University of Helsinki

### **Capital Markets Agenda for International Regulatory Reform**

1:00pm – 2:30pm Longworth

National regulation of investors and intermediaries has failed to keep pace with the globalization of capital markets. Various regulatory and industry initiatives are underway to promote more efficient regulation of the international capital markets, and to remove barriers to investment where appropriate. This panel of leading experts and practitioners will discuss EU-US, WTO and IOSCO initiatives, as well as alternative approaches such as exemption, recognition and convergence of national rules using a more principles-based approach to regulation.

**Moderator:** Esta Stecher, Goldman Sachs

**Panelists:**

- Howell Jackson, Harvard University
- Annette Nazareth, former Commissioner, US Securities and Exchange Commission
- Andrew Shoyer, Sidley Austin

### **Plenary: Legal Advisers' Roundtable**

2:45pm – 4:15pm Ballrooms I & II

In round-table format, current and former Foreign Ministry legal advisers from international organizations and several different states (both major powers and developing countries) will discuss the role of international law and politics with respect to contemporary crises, cutting edge issues and recent developments.

**Moderator:** Larry D. Johnson, United Nations Office of Legal Affairs

**Panelists:**

- Todd Buchwald, U.S. State Department
- Maria Flores, Permanent Mission of Uruguay to the OAS
- Allieu Ibrahim Kanu, Permanent Mission of Sierra Leone to the U.N.
- Edward Kwakwa, World Intellectual Property Organization
- Juan Antonio Yanez-Barnuevo, Permanent Mission of Spain to the U.N.
- Liu Zhenmin, Permanent Mission of China to the U.N.

### **Plenary Keynote: Ambassador Zalmay Khalilzad, U.S. Ambassador to the United Nations**

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**(Co-sponsored by George Washington University Law School)**

4:30pm – 5:45pm Ballrooms I & II

**International Environmental Law Interest Group Meeting**

5:45pm – 6:45pm Dumbarton

**International Law in Domestic Courts Interest Group Meeting**

5:45pm – 6:45pm Latrobe

**International Legal Theory Interest Group Meeting**

5:45pm – 6:45pm Sulgrave

**Transitional Justice and Rule of Law Interest Group Meeting**

5:45pm – 6:45pm Imperial II

**President's Reception (Co-Sponsored by George Washington University Law School)**

6:00pm – 8:00pm Colonnade

**Bloggers' Reception**

6:00pm – 7:00pm Roosevelt

Meet the editors and bloggers behind the hottest electronic publications and blogs in the international law field.

**Patrons' Reception**

6:30pm – 8:00pm Culpepper

By invitation only.

**New Professionals Interest Group Meeting**

7:00pm – 8:00pm Potomac

**UN21 Interest Group Meeting**

7:00pm – 8:00pm Lindens

**Teaching International Law Interest Group Meeting**

7:30pm – 8:30pm Latrobe

**Annual Dinner: Reflections on the *Medellin* Decision**

8:00pm – 11:00pm Ballrooms I & II

*Ticketed event. Purchase tickets when registering for the Annual Meeting. No tickets will be available on-site.*

**Speaker:** Donald Donovan, Debevoise & Plimpton

Saturday, April 12

### **Interest Group Co-Chairs Breakfast**

7:30am – 9:00am Latrobe

### **Closing Luncheon: International Trade and Investment Policy: Managing the Political and Legal Challenges**

12:30pm – 2:00pm Colonnade

*Ticketed event. Registration is separate from the Annual Meeting. To register and purchase a ticket, please [click here](#).*

**Speaker:** Daniel Price, Assistant to the President and Deputy National Security Adviser for International Economic Affairs

### **Law School Fair**

9:30am – 1:30pm Ballroom II

This first annual law school fair will feature exhibits by ASIL Academic Partners, describing their curricular and extracurricular programs in international law. This event is free and open to the public. Pre-law undergraduates are encouraged to attend.

### **Universal Jurisdiction: It's Back!**

9:00am – 10:30am Ballroom I

Co-sponsored by the Dispute Resolution Interest Group

Although there is no consensus on the scope and operation of universal jurisdiction, several states have enacted laws authorizing their courts and law enforcement authorities to exercise universal jurisdiction -- that is, jurisdiction to investigate and prosecute an individual for crimes alleged to have been committed anywhere in the world. While there are no agreed global standards on such exercise, a few NGOs have proposed certain governing principles. The panel will discuss the rationale behind universal jurisdiction, its scope, and its limits, including state practice and selected case studies.

**Moderator:** Ved Nanda, University of Denver School of Law

#### **Panelists:**

- Christopher Hall, Amnesty International
- Wolfgang Kaleck, Republican Lawyers Association
- Diane Orentlicher, Open Society Institute
- David Stewart, U.S. Department of State
- Peter Weiss, Center for Constitutional Rights

### **The Shifting Sands of Treaty Interpretation**

9:00am – 10:30am Executive Forum

Co-sponsored by the Dispute Resolution Interest Group

Co-sponsored by the International Legal Theory Interest Group

The age-old problem of treaty interpretation takes center stage as treaty regimes proliferate. This resource session will examine both theories of treaty interpretation and specific areas in which international actors have wrestled with interpretive questions. In particular, panelists will examine how a treaty's contemporary legal context affects its interpretation, and how the choice of an interpretive theory is in many ways a proxy for a larger debate about international law's relation to politics.

**Moderator:** Ian Johnstone, Fletcher School of Law & Diplomacy, Tufts University

#### **Speakers:**

- David Berry, University of the West Indies
- Isabelle Van Damme, Clare College, University of Cambridge
- Gregory Fox, Wayne State University Law School
- Lluís Paradell Truïs, Freshfields Bruckhaus Deringer

### **New Voices: Peace and Security Norms and Institutions in Historical Context (CLE Pending)**

9:00am – 10:30am Roosevelt

This New Voices panel presents historically grounded accounts of how international law and politics interrelate, particularly in the area of peace and security norms and institutions. Focusing on core international law issues --the preemptive use of force, the norm against territorial conquest, the interaction of nation-states and international institutions, and the relationship between religious belief and commitment to international law--the panelists all demonstrate that historical perspectives are essential to understanding the law/politics divide.

**Moderators:**

- Mark Janis, University of Connecticut School of Law

**New Voices Panelists:**

- "The Use of Force by the United States: A Policy and Empirical Appraisal"  
Tai-Heng Cheng, New York Law School
- "International Institutions and the Politics of Constitutionalism"  
Richard Collins, University of Sheffield
- "American Protestantism and the Development of International Law, 1908-1945"  
Michael Janson, University of Pennsylvania School of Law
- "Acquiescing to Illegality: An Empirical Study of Reactions to Territorial Conquest"  
Eugene Kontorovich, Northwestern University School of Law

**International Humanitarian Law and Non-State Actors**

10:45am – 12:15pm Ballroom I

Do the present legal challenges posed in the context of responding to al Qaeda, the ousted Taliban in Afghanistan, Hezbollah in Lebanon, suicide bombers in Iraq, and war lords in Africa and Somalia suggest that a new Protocol to the Geneva Conventions is necessary to deal with non-state actors? This panel will examine the various areas in which the laws of war are said to be in need of change, examine whether new law in this area is necessary, and explore the advantages and disadvantages to several approaches to updating the laws of war in light of these new challenges.

**Moderator:** Suzanne Spaulding, National Terrorism Commission

**Panelists:**

- Charles Dunlap, U.S. Air Force
- Jack Tomarchio, U.S. Department of Homeland Security
- Bakhtiyar Tuzmukhamedov, Russian Association of International Law

**The Politics of Progress in International Law**

10:45am – 12:15pm Roosevelt

The idea of progress has been offered to justify international law to the discipline's skeptics, and to position international law as an engine for change. Manley O. Hudson's 1932 book *Progress in International Organization* offered a defining articulation of this progress narrative. Drawing its cue from Hudson, the new book *Progress in International Law* and this related panel attempt a survey of the field of international law for our times, providing a benchmark for another generation's consideration of international law's progress. The panelists are the editors and some of the contributors to the book.

**Moderator:** Tom Farer, Graduate School of International Studies, University of Denver

**Panelists:**

- Betsy Baker, Vermont Law School
- Rebecca Bratspies, CUNY School of Law
- Florian Hoffmann, Law Department at the Catholic University of Rio de Janeiro
- Alexandra Kemmerer, University of Würzburg
- Russell Miller, Washington & Lee University School of Law
- Abraham Sofaer, The Hoover Institution, Stanford University

**Legal Education Initiatives in Africa**

10:45am – 12:15pm Latrobe

This Resource Session will address the challenges and rewards of exchange programs between U.S. law schools and law schools on the African continent. Such initiatives help foster the rule of law and benefit the institutions involved, but they face many obstacles, from logistical difficulties to substantive challenges in absorbing and appreciating differences in legal systems, legal cultures, and educational environments. Participants will share information about existing exchange programs and discuss how to expand and regularize cross-border educational exchange relationships.

**Moderator:** Penelope Andrews, CUNY

**Panelists:**

- Bernard Freamon, Seton Hall University
- Patrick Kelley, Widener University
- Ziyad Motala, Howard University

**Human Rights Interest Group Meeting**

12:00pm – 1:30pm Culpepper