2018 ASIL Research Forum Panels Agenda (TENTATIVE)

Friday, November 9, 2018

9:00 a.m. – 12:30 p.m.   ASIL and AJIL Leadership Meetings; Professional development events

12:45 – 2:15 p.m.   Lunch keynote/plenary (Lunch provided)

2:15 – 3:15 p.m.   Research Forum Session I

Panel 1: International Economic Law
- Divergent Legalization in Global Economic Governance: Why Is Money So Different than Trade?; Karen Alter and Stephen Nelson, Northwestern University
- China’s Approach to Central Bank Digital Currency (CBDC): A Paradigm Shift and Its Law and Culture Analysis; Simin Gao, Tsinghua University School of Law and Heng Wang, University of New South Wales Faculty of Law

Panel 2: Reconceptualizing Post-World War II Experiences with International Law
- Figuring Women into the Nuremberg Trials Narrative, Diane Marie Amann, University of Georgia School of Law
- Corporate Civil Liability for Human Rights Abuses: The Return of World War II in Japan and Korea; Timothy Webster, Case Western Reserve University School

Panel 3: Morality and International Law
- Biotechnology, Morality and Overlapping Supra-national Frameworks in the ‘European Patent System’: Too many cooks?; Aisling McMahon, Durham Law School
- Living Cultural Property: A discussion of animals as cultural property and the issues that face traditional views; Michael Viteritto, Sotheby's Institute of Art

Panel 4: Competition Law and Agencies
- Section 337 Unfair Competition Actions as Constructive Unilateralism; Sean Pager and Michael Sant'Ambrogio, Michigan State University
- The Need for Formal Cooperation between Competition Agencies for a Consistent Merger Review Process; Paula Pera, University of Washington School of Law

3:15 – 3:30 p.m.   Coffee Break

3:30 – 5:30 p.m.   Research Forum Session II

Panel 1: Human Rights Violations and Domestic Law
- Cameroon Anti-Terrorism Law and the Trial of Anglophone Activists in Military Tribunals; Patrick Agejo, University of Pretoria
- Settling Human Rights Violations; Jorge Contesse, Rutgers Law School
- Nunca Mas Meets #NiUnaMenos- The Long Path to Addressing Sexual Violence under Pinochet; Caroline Davidson, Willamette University, College of Law
- (invited)
Panel 2: Domestic Systems & International Law
- Accountability in Transnational Business: The Promise and Limits of Corporate Criminal Liability under National Law; Elizabeth Acorn, Yale University
- The Identification of Customary International Law: Institutional and Methodological Pluralism; Noah Bialos, Stanford University
- Cities in International Law, by William Burke-White and Katherine Schroeder, University of Pennsylvania Law School
- Delaware’s New Competition: Nation States as Laboratories of Transnational Corporate Law; Will Moon, University of Maryland School of Law

Panel 3: Evaluating International Courts
- Governing the International Criminal Court through Performance Indicators? Reflections on a Recent Endeavour by the Assembly of States Parties to the Rome Statute; Andrea Caracano, University of Milano-Bicocca
- International Courts as Coordination Devices for Opposition Parties: The Case of the East African Court of Justice; James Gathii, Loyola University Chicago School of Law
- Defining Ethnic Cleansing: Regime Complex and Network Analysis; Yang Liu, UCLA School of Law
- International Business Courts: A New Era for Dispute Resolution?; Jane Willems, Tsinghua University School of Law

Panel 4: Reconceptions of Rights in International Law
- A Case for the Protection of Space Tourists: Reimagining the vacuum in space; Pranay Lekhi, West Bengal National University of Juridical Sciences and Tanishtha Vaid, Gujarat National Law University, Gandhinagar
- Criminal Punishment as a Human Right?; Saira Mohamed, UC Berkeley School of Law
- Universal Human Rights and Constitutional Change; Wayne Sandholtz, University of Southern California and David Sloss, Santa Clara University
- Political Economy and Consumer Law: An Interdisciplinary Exploration of the Right to Tourism; Sabrina Tremblay-Huet, University of Sherbrooke

5:45 – 6:15 p.m. Convocation to Celebrate the Launch of the David D. Caron Fund
6:15 – 7:30 p.m. Welcome Reception
Sponsored by UCLA School of Law
Saturday, November 10, 2018

8:00 – 8:30 a.m.      Coffee break

8:30 – 10:00 a.m.      Research Forum Session III

Panel 1: Armed Conflict and International Law
- Is the Practice of Humanitarian Intervention Currently a Custom of International Law?; Alejandro Abad Alvarez-Querol, Florida International University
- Something is not Always Better than Nothing: Against case specific justifications for the use of force; David Hughes and Yahli Shereshevsky, University of Michigan Law School
- The Establishment of Safe Zones under International Law; Brid Ni Ghrainne, Judicial Studies Institute, Masaryk University

Panel 2: The Economics of Climate Change
- Mass Litigation for Transboundary Environmental Tort in Central America and the Need of Uniform Private International Law Rules; Claudia María Castro Valle, Universidad Tecnológica Centroamericana
- Thwarting Disaster Capitalism: Forgiving debt in the wake of climate events; Antonia Eliason, University of Mississippi, and Marco Rigau, independent scholar
- Political Economy of International Rule-Making: The creation of the International Solar Alliance; Vyoma Jha, Stanford Law School

Panel 3: Indigenous Peoples
- Legitimacy, Participation and Indigenous Peoples: A Fluid Approach to International Law-making?; Shea Esterling, University of Canterbury School of Law
- Negotiated Gaps and the Non-Definition of Indigenous Peoples in UNDRIP; Dwight Newman, University of Saskatchewan College of Law, Nnaemeka Ezeani, University of Saskatchewan College of Law
- Extractive Industry Agreements in International Law; Ibironke Odumosu-Ayanu, University of Saskatchewan

Panel 4: Room Jurisdiction, Procedure and Transparency
- Watching the Watchmen: Defining an ICSID Tribunal’s Power to Restrain a State's Criminal Law Activities; Alexander Leventhal, Quinn Emanuel Uruquhart & Sullivan LLP
- Opening Up International Adjudication: Mapping Procedural Transparency in International Disputes; Jose Maria Reis, University of Hamburg
- Online access to administrative rulemaking information in China; Alex Zhang, Stanford University Law School

10:00 – 10:15 a.m.      Coffee Break

10:15 – 11:45 p.m.      Research Forum Session IV

Panel 1: Corporations in International Law (4)
- The New Functional Sovereignty: Private Authority in Global Governance, by MJ Durkee, University of Georgia School of Law
- The Network of Global Corporate Investors: Who are the claimants?; Vera Korzun, University of Akron School of Law
- Self-Enforcing International Agreements, by Kish Parella, Washington & Lee School of Law

Panel 2: Cyberspace
- Human Rights Encounter in State Cyber Surveillance; Wanshu Cong, McGill University Faculty of Law
- Digital Switzerland; Kristen Eichensehr, UCLA School of Law
- Control and Capabilities Test: How States Are Adopting a New Model for Attribution in Cyberspace; Peter Stockburger, Dentons US LLP
Panel 3: International Environmental Law
- Transnational Climate Change Litigation: The contribution of the Global South; Jacqueline Peel, Melbourne Law School
- The Legal Protection of Marine Biodiversity in Areas Beyond National Jurisdiction: Where do we stand?; Elizabeth Rodriguez-Santiago, Jesús T. Piñero Center for Social Research
- Climate Change and the Limitations of Refugee Law: Can international human rights law address the protection gap of climate migrants?; Pei-Lun Tsai, National Taiwan Ocean University

Panel 4: Treaties
- International Investment Treaties and Domestic Governance; Ayelet Berman, National University of Singapore
- Boilerplate Treaties; Kathleen Claussen, University of Miami School of Law
- A Unique and Innovative Process: Analyzing the Creation of the Treaty on the Prohibition of Nuclear Weapons; Jean Krasno, City College of New York and Elisabeth Szeli, United Nations

12:00 – 1:30 p.m.  Lunch keynote/plenary (Lunch provided)

1:45 – 3:15 p.m.  Research Forum Session V

Panel 1: At Risk Populations
- The European Court of Human Rights, Cross-Border Surrogacy and the Application of the Best Interests of the Child Principle; Serena Anand, Georgetown University Law Center
- The Corner Where Justice Ends: A Human Rights Analysis of the Sex Workers’ Rights in Guyana; Yannick Gill, Howard University School of Law
- An Overview of the Children’s Enforced Disappearances in Mexico and Colombia from 2008 to 2015; Janet Leon, American University Washington College of Law

Panel 2: International Criminal Justice
- El Coco does not frighten anymore: ICC scrutiny and state cooperation in Colombia; Marco Bocchese, Northwestern University School of Law
- Common versus Civil versus International Law: Is there even a standard of review at the ICC?; Kevin Gray, Osgoode Hall Law School, York University
- The Complementarity Turn in International Criminal Justice; Patryk Labuda, NYU School of Law

Panel 3: International Governance
- Things Fall Apart: The unraveling of international institutions through withdrawal; Taylor Dalton, University of Southern California
- Governing the Global Public Square; Rebecca Hamilton, American University, Washington College of Law
- The Contribution to Customary International Law by Territories under International Administration; William Worster, The Hague University of Applied Sciences

Panel 4: International Arbitration
- Taxpayer Participation in International Tax Arbitration; Gilda Almeida, University of Miami Law School
- Arbitration History and Provision Adaptation in the Investment Treaty Network; Cree Jones and Weijia Rao, University of Chicago Law School
- Guyana v. Venezuela: Can due process failings nullify an inter-state arbitral award?; Philipp Kotlab, Three Crowns LLP

3:15 – 3:30 p.m.  Coffee Break

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3:30 – 5:00 p.m.  
**Research Forum Session VI**

Panel 1: **Individuals under International Law during and after Armed Conflict**
- *Precautions to Minimize Civilian Damage in Urban Warfare*; Antonio Coco, University of Oxford
- *Conforming Guantanamo Detention with International Law*; David Glazier, Loyola Law School Los Angeles
- *Wars Without Prisoners: Denying quarter in the age of drone warfare*; Ofilio Mayorga, Foley Hoag LLP

Panel 2: **Gender and International Law**
- *Gendering the ISIL Phenomenon: Human Trafficking and the Half-Told Narratives of the UN Security Council*; Faye Bird, University of Reading Faculty of Law
- *Gendering Sanctions: A smarter sanctions framework for women’s rights under international law*; Jennifer Ismat, St. John’s University School of Law
- *#SheTradesGlobally: Transnational Frameworks involved in the Promotion of a Gender-Positive Trade Environment*; Maria Panezi, Centre for International Governance Innovation

Panel 3: **Human Rights Treaties at the National Level**
- *International Public and Private Law Configurations for Protecting Borrowers, Dwellers, and the Homeless: Reforming Spain*; Kristen Barnes, University of Akron School of Law
- *Bypassing ASEAN Direct Recourse to International Human Rights Norms by Courts and Human Rights Commissions in Southeast Asia*; Melissa Loja, National University of Singapore
- *From Local to Global: Lessons from the domestic implementation of the Women’s Convention*; Shruti Rana, Indiana University of Bloomington

Panel 4: **International Legal Theory**
- *Nationalism and Early International Rights*; Leon Castellanos-Jankiewicz, Asser Institute, The Hague
- *Provocations for a Material International Law*; Jessie Hohmann, Queen Mary, University of London
- *An Analysis of the Territorial Expansion and Colonialism in International Law*; Seo Hee Lee, Korea University School of Law

5:00 – 6:00 p.m.  
**Closing Reception**