

# *INTERNATIONAL LAW WEEKEND*

19-21 OCT  
**2017**

*96th Annual Meeting of the American Branch of the  
International Law Association*

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## *International Law in Challenging Times*

*Presented by  
the American Branch of the International Law Association &  
the International Law Students Association*

*Thursday events will be held at the New York City Bar  
42 West 44th Street, New York City*

*Friday and Saturday panels will be held at Fordham University School of Law  
150 West 62nd Street, New York City*

Admission to ILW is free for students. For all others, there is a fee of \$50.

# ILW 2017

## Welcome

The American Branch of the International Law Association (ABILA) and the International Law Students Association (ILSA) welcome you to the annual International Law Weekend (ILW) conference in New York City. This exciting event brings together hundreds of practitioners, law professors, members of governmental and non-governmental organizations, and students.

The theme of ILW 2017 is “**International Law in Challenging Times.**” Can international law rise to the challenge? For decades, international law has provided legal solutions to global problems through the development of substantive areas of law, court systems, and a framework for modern international relations. Now we must ask, is this post-WWII regime still relevant? Can it meet the needs of the global community? The rapidly changing global landscape will test the adaptability and dynamism of international law. Unprecedented health crises, massive refugee outflows, climate change, gender inequality, and other global challenges require innovative solutions. This is an opportunity for international law to re-establish its strong connection with the global community it serves. Panels at ILW 2017 will examine current global challenges, potential solutions, and a broad range of dynamic issues in both public and private international law.

ILW begins Thursday evening, October 19, 2017 with a distinguished opening panel at the New York City Bar (42 W. 44th Street). The panel will include Martin Flaherty, Co-Director of the Leitner Center for International Law and Justice; Amb. Elinor Hammarskjöld, Director General for Legal Affairs of the Swedish Ministry for Foreign Affairs, Stockholm; Judge Theodor Meron, President of the Mechanism for International Criminal Tribunals (MICT); and D. Stephen Mathias, Assistant Secretary General of the United Nations for Legal Affairs (and head of the Office of the Legal Counsel). ABILA President David P. Stewart will moderate. A reception generously sponsored by Debevoise & Plimpton LLP will follow.

The conference continues Friday, October 20 and Saturday, October 21, 2017 at Fordham University School of Law (150 West 62nd Street). Friday’s activities feature a **keynote address by Sir Christopher Greenwood, Judge, International Court of Justice**. This event is open to all conference attendees. The conference will also include meetings of ILSA and ABILA members. Those interested in joining ILSA or ABILA are invited to attend.

On Friday evening, a reception will be generously hosted by the **Permanent Mission of the Republic of Bulgaria to the United Nations** (11 E 84th St, New York, NY 10028). Pre-registration is required for this event. For security reasons, only those who pre-registered may attend. Registered guests must bring photo identification to present at check-in. A nominal ABILA registration fee of \$10 will be charged to confirm participation. The ABILA registration fee will be applied to cover other costs of the International Law Weekend not related to the reception. The support of the Permanent Mission of the Republic of Bulgaria towards International Law Weekend is greatly appreciated.

A number of panels this year will be designated for **continuing legal education (CLE)**. CLE credit will be offered to all ILW attendees at no additional cost through the sponsorship and assistance of White & Case LLP, which is an accredited provider of New York and California CLE credit. Attorneys licensed in other states can apply for CLE credit in their own jurisdiction using the New York CLE certificate provided by White & Case.

Every year, the *ILSA Journal of International and Comparative Law* publishes an issue that contains articles written by speakers and panelists at International Law Weekend. This issue is titled “The International Practitioner’s Notebook.” Please email [ilsa.journal.novasoutheastern@gmail.com](mailto:ilsa.journal.novasoutheastern@gmail.com) to subscribe to the *Journal* or purchase this issue.

# Schedule

## At-a-Glance

Thursday, October 19, 2017 New York City Bar					
6:30pm	Opening Panel: The Challenges Facing International Law <i>Meeting Hall, Second Floor</i>				
8:00pm	Opening Reception sponsored by Debevoise & Plimpton LLP <i>Reception Area, Second Floor</i>				
Friday, October 20, 2017 Fordham University School of Law					
8:00am	Complimentary Coffee sponsored by International and Non-J.D. Programs, Fordham University School of Law <i>Soden Lounge</i>				
9:00am	<b>The Alien Tort Statute &amp; Corporate Liability: Take Two*</b> <i>Room 2-02C</i>	<b>From Crisis to Opportunity: Int'l Arbitration in the Financial Sector after Global Financial Crisis*</b> <i>Room 2-02B</i>	<b>The Use of Non-UN Sanctions for UN Purposes: An Old Debate Revisited*</b> <i>Room 2-02A</i>	<b>Fair Use &amp; Global Copyright Reform</b> <i>Room 2-01B</i>	<b>The Israeli Occupation of Palestine at 50: Challenges to the Law of Occupation &amp; Its Relevance</b> <i>Room 2-01A</i>
10:30am	Break				
10:45am	<b>Structural Constraints on Judicial Arbitrators' Independence?</b> <i>Room 2-02C</i>	<b>The Internationalization of Private Law, the Privatization of International Law*</b> <i>Room 2-02B</i>	<b>The Role of Customary International Law in Challenging Times</b> <i>Room 2-02A</i>	<b>Using International Law to Advance Women's Rights in the United States</b> <i>Room 2-01B</i>	<b>Int'l Water Conflict &amp; Cooperation: Grappling with the Allocation of Freshwater Between States in the Face of Climate Change</b> <i>Room 2-01A</i>
12:30pm	Box Lunch sponsored by the Leitner Center <i>Soden Lounge</i>				
12:30pm	ILSA Congress, Meeting of ILSA Members, <i>Room 2-01B</i>				
1:30pm	Keynote Address by Sir Christopher Greenwood, Judge, International Court of Justice, <i>Room 2-02A/B</i>				
2:45pm	Break				
3:00pm	<b>The New Restatement (Fourth), Foreign Relations Law of the United States*</b> <i>Room 2-02C</i>	<b>Ethical Challenges: Evolving Norms &amp; Practices for Arbitrator Disqualification*</b> <i>Room 2-02B</i>	<b>Pathways to Careers in International Law</b> <i>Room 2-02A</i>	<b>Sequencing Peace &amp; Justice in the Syrian Conflict</b> <i>Room 2-01B</i>	<b>Surveillance, Privacy &amp; Human Rights: Outlook for 2018</b> <i>Room 2-01A</i>
4:30pm	Break				
4:45pm	<b>Human Rights After Trump: Survival &amp; Resistance</b> <i>Room 2-02C</i>	<b>Challenges to Private International Law</b> <i>Room 2-02B</i>	<b>Outer Space in the New Administration &amp; Beyond: Commercial, Civil, and Growing Security Challenges</b> <i>Room 2-02A</i>	<b>The Future of the Law of Naval Warfare: The Launch of the ICRC's Updated Commentary to the Second Geneva Convention</b> <i>Room 2-01B</i>	<b>International Disaster Law: Where to Next?</b> <i>Room 2-01A</i>
6:30pm	Reception at the Permanent Mission of the Republic of Bulgaria to the United Nations 11 East 84th Street, New York, NY 10028   Pre-registration is required				

\* Designates a panel approved for CLE. Sign-in sheets will be available in the room.

# Schedule

## At-a-Glance

<b>Saturday, October 21, 2017</b> <b>Fordham University School of Law</b>					
8:00am	<b>Complimentary Coffee sponsored by International and Non-J.D. Programs, Fordham University School of Law</b> <i>Soden Lounge</i>				
8:00am	<b>ABILA Committee Chairs Meeting</b> <i>Room 4-02</i>				
9:00am	<b>Global Persecution of Lawyers*</b> <i>Room 2-02C</i>	<b>The Changing Paradigm of Investment Protections in Latin America: Implications for Investment &amp; Investor-State Arbitration*</b> <i>Room 2-02B</i>	<b>The Role of Complementarity in Ending Impunity</b> <i>Room 2-02A</i>	<b>Putting the Humanitarian in Humanitarian Intervention</b> <i>Room 2-01B</i>	<b>Emerging Voices: Morning Session</b> <i>Room 2-01A</i>
10:00am	<b>ILSA Board of Directors Meeting</b> <i>Room 4-03</i>				
10:30am	<b>Break</b>				
10:45am	<b>Accountability for International Crimes in Syria and Beyond: A New UN Approach*</b> <i>Room 2-02C</i>	<b>NAFTA: What does the Future Hold?*</b> <i>Room 2-02B</i>	<b>Defining Global Migration</b> <i>Room 2-02A</i>	<b>Habeas, PRBs, and Military Commissions: What Legal Redress Would New Captures Sent to Guantanamo Have?</b> <i>Room 2-01B</i>	<b>The Global Public/Private Divide: Surrogacy, Contracts and International Law</b> <i>Room 2-01A</i>
12:30pm	<b>Lunch Break</b>				
	<b>ALL RISE: Journeys to a Just World (Film)</b> <i>Room 2-01B</i>				
	<b>ABILA Board of Directors Meeting (Lunch Provided)</b> <i>Room 4-02</i>				
1:45pm	<b>International Humanitarian Law &amp; Islamic Law: Toward Normative Engagement in a Challenging Time*</b> <i>Room 2-02C</i>	<b>The Next Step for the ICC? A Crime of Aggression Primer</b> <i>Room 2-02B</i>	<b>Jessup Problem Panel</b> <i>Room 2-02A</i>	<b>International Recognition: Can the Normative be Practical?</b> <i>Room 2-01B</i>	<b>Emerging Voices: Afternoon Session</b> <i>Room 2-01A</i>
3:15pm	<b>Break</b>				
3:30pm	<b>ABILA Members Meeting</b> <i>Room 4-02</i>				
	<b>Careers in International Development</b> <i>Room 2-02A</i>				

\* Designates a panel approved for CLE. Sign-in sheets will be available in the room.

# Schedule

Thursday, October 19

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**6:30pm**

2<sup>nd</sup> Floor

Meeting Hall

New York City Bar

## **Opening Panel: The Challenges Facing International Law**

*The panel will feature a moderated discussion among the panelists on the many challenges facing international law (and international lawyers) today. Keeping the peace in a rapidly changing political landscape is of course one imperative, but we must also help to meet a range of other challenges including the imperative of economic development and the need to deal with unprecedented health crises, massive refugee outflows, accelerating climate change, persistent gender inequality and other difficult, dynamic issues which require innovative solutions from both public and private international law. Members of the audience will have an opportunity to pose their own questions to the panelists.*

Moderator:

- **David P. Stewart**, President, American Branch of the International Law Association; Professor from Practice, Director of the Center on Transnational Business and the Law, Georgetown Law

Panelists:

- **Prof. Martin Flaherty**, Leitner Family Professor at Fordham Law, Co-Director of the Leitner Center for International Law and Justice, and Chair of the Council on International Affairs of the New York City Bar Association
- **Amb. Elinor Hammar skjöld**, Director General for Legal Affairs of the Swedish Ministry for Foreign Affairs, Stockholm, and former Swedish Ambassador to Israel
- **D. Stephen Mathias**, Assistant Secretary General of the United Nations for Legal Affairs (and head of the Office of the Legal Counsel); formerly Director of the General Legal Division in the UN's Office of Legal Affairs; Counsellor for Legal Affairs at the United States Embassy in The Hague
- **Judge Theodor Meron**, President of the Mechanism for International Criminal Tribunals (MICT)

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**8:00pm**

2<sup>nd</sup> Floor

Reception Area

New York City Bar

## **Opening Reception sponsored by Debevoise & Plimpton LLP**

*The reception at the New York City Bar is open to all ILW attendees thanks to the generosity of Debevoise & Plimpton LLP.*

# Schedule

Friday, October 20

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**8:00am** Complimentary Coffee sponsored by International and Non-J.D. Programs, Fordham University  
*Soden Lounge* School of Law

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**9:00am** **The Alien Tort Statute & Corporate Liability: Take Two**

*Room 2-02C*

*Approved for  
CLE*

*This term, the Supreme Court will hear *Jesner v. Arab Bank* and decide whether the Alien Tort Statute supports corporate liability for certain violations of international law. If the answer is no, little may remain of the robust ATS litigation of the 1990s and 2000s. The panel will explore the significance of the case to human rights advocates, multinational business entities, victims of terrorism, and the U.S. government.*

Moderator:

- **Paul R. Dubinsky**, Professor, Wayne State University Law School; ABILA Vice-President

Panelists:

- **Kathryn Lee Boyd**, Principal, McKool Smith Hennigan, P.C., Los Angeles, CA
- **Kristin Linsley, Esq.**, Partner, Gibson Dunn & Crutcher (San Francisco office)
- **Elizabeth van Schaack**, Professor, University of Santa Clara Law School; Leah Kaplan Visiting Professor of Human Rights, Stanford Law School

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**9:00am** **From Crisis to Opportunity: International Arbitration in the Financial Sector after Global Financial Crisis**

*Room 2-02B*

*Approved for  
CLE*

*The changing regulatory environment and the nature of the financial disputes that have arisen following the Global Financial Crisis have led financial institutions to consider international arbitration as an important alternative to litigation. This panel will address the findings of the ICC Task Force on Financial Institutions and International Arbitration, regarding current perceptions and attitudes within the financial services sector towards arbitration, and will consider whether we are heading towards a new era in banking and financial dispute arbitration.*

Moderator:

- **Daniel Reich**, Counsel, Shearman & Sterling

Panelists:

- **William W. Park**, Professor, Boston University School of Law
- **Claudia Salomon**, Partner, Latham & Watkins
- **Edward Turan**, Counsel, Paul, Weiss, Rifkind, Wharton & Garrison
- **Henry Weisburg**, Partner, Shearman & Sterling

# Schedule

Friday, October 20

9:00am

Room 2-02A

Approved for  
CLE

## The Use of Non-UN Sanctions for UN Purposes: An Old Debate Revisited

*Building on the ongoing work of the ILA Study Group on Sanctions, this panel explores interlinkages between 'non-UN' sanctions and the UN. It discusses how UNSC or UNGA recommendations inform questions of legality, and whether factual determinations by the UNSC can serve as a basis for the imposition of non-UN sanctions. It also addresses how the periodical UNGA debates on 'unilateral economic measures' inform the continuing uncertainty concerning the permissibility of third-party countermeasures. Finally, it examines how non-UN sanctions rate in terms of effectiveness as compared to UN sanctions proper.*

Moderator:

- **David P. Stewart**, President, American Branch of the International Law Association Professor from Practice, Director of the Center on Transnational Business and the Law, Georgetown Law

Panelists:

- **Larissa van den Herik**, Professor of Public International Law, Leiden University, Grotius Centre for International Legal studies
- **Martin Dawidowicz**, Visiting Lecturer in Public International Law, Stockholm University; formerly Departmental Lecturer in Public International Law, Oxford University
- **Tom Ruys**, Professor of International Law, Ghent University, Ghent Rolin-Jaequemyns International Law Institute
- **Sue Eckert**, Adjunct Senior Fellow, Energy, Economics, & Security Program, Center for a New American Security

9:00am

Room 2-01B

## Fair Use and Global Copyright Reform

*In the past few years, countries from across the world have been busy exploring ways to modernize their copyright systems. One area that has garnered considerable policy, scholarly and media attention is whether fair use should be introduced into their systems. This timely roundtable will feature discussion among copyright law experts who have been involved in copyright reform in Australia, Brazil, Canada, Hong Kong, Israel, and the United States.*

Moderator:

- **Peter K. Yu**, Professor of Law and Director, Center for Law and Intellectual Property, Texas A&M University School of Law; Co-Director of Studies and Chair, Committee on International Intellectual Property, American Branch of the International Law Association

Panelists:

- **Jonathan Band**, Esq., Jonathan Band PLLC
- **Sean Flynn**, Professor, American University Washington College of Law
- **Ariel Katz**, Professor, University of Toronto Faculty of Law
- **Niva Elkin-Koren**, Professor, University of Haifa; Visiting Professor of Law, Columbia Law School
- **Allan Rocha de Souza**, Professor, Federal University of Rio de Janeiro and Federal Rural University of Rio de Janeiro

# Schedule

Friday, October 20

9:00am

Room 2-01A

## **The Israeli Occupation of Palestine at 50: Challenges to the Law of Occupation and Its Relevance**

*Long term occupations pose a challenge to international law. Is it relevant? Can the law of occupation help address these occupations and engage with their changing forms? On the fiftieth anniversary of Israel's occupation of the Occupied Palestinian Territory this panel will examine the relevance of the law of occupation to the Israeli occupations as well as to other situations. With on one hand relatively short but heavily "transformative" occupations (especially Iraq) and on the other hand long term occupations that may look more like conquest or annexation (de facto or de jure) such as the Israeli one (but also the occupations of Western Sahara, Northern Cyprus) - the question arises, is the law of occupation which envisages a short term conservationist regime still of relevance. Can it stand to today's challenges? The panel will address these questions with particular reference to the Israeli occupation of the OPT.*

Moderator:

- **Ruti Teitel**, Professor, New York Law School

Panelists:

- **Omar Dajani**, Professor, McGeorge School of Law, University of the Pacific
- **Kristen Boon**, Professor, Seton Hall Law School
- **Aeyal Gross**, Professor, Tel-Aviv University, Faculty of Law
- **Fionnuala Ní Aoláin**, Professor, University of Minnesota Law School

10:45am

Room 2-02C

## **Structural Constraints on Judicial Arbitrators' Independence?**

*Over the past decade, the burgeoning scholarship on international courts has examined the various ways that the increasing judicialization of international relations has enhanced the ability of international courts and arbitral tribunals to constrain the exercise of public power. Only recently, however, have scholars devoted attention to states' response to the expanded powers of international judges and arbitrators. This proposed panel builds on the emerging literature on "backlash" against arbitrators and international courts by examining new threats to judicial authority. To do so, panelists will identify and analyze recent efforts by states to constrain the powers of international courts and tribunals, as well as the strategies judges and arbitrators use to maintain their autonomy and independence.*

Moderator:

- **Mark Pollock**, Professor of Political Science and Law, Temple University

Panelists:

- **Jeffrey Dunoff**, Laura H. Carnell Professor of Law and Director of LL.M. in Transnational Law Program, Temple Law School
- **Timothy Feighery**, Partner, Arent Fox
- **Chiara Giorgetti**, Professor, University of Richmond Law School
- **Tafadzwa Pasipanodya**, Partner, Foley Hoag

# Schedule

Friday, October 20

10:45am

Room 2-02B

Approved for  
CLE

## **The Internationalization of Private Law, or the Privatization of International Law**

*This panel engages with the rise of the idea of private law as a mechanism of global governance, and tackles it from two simultaneously complementary and conflicting perspectives. The first perspective is the idea of private law being increasingly internationalized; the second perspective we address is the use of private law mechanisms for the resolution of disputes normally considered to be in the realm of public international law.*

Moderator:

- **Dr. Lucas Lixinski**, Senior Lecturer of Law, UNSW Sydney
- **Julian Arato**, Assistant Professor of Law, Brooklyn Law School

Panelists:

- **José E Alvarez**, Herbert and Rose Rubin Professor of International Law, NYU Law School
- **Dr. Cristián Gimenez Corte**, Private International Law at the Universidad Nacional del Litoral (Argentina) and Director of the Academic Council of the United Nations System
- **Dr. Jeanne Huang**, Senior Lecturer of Law, UNSW Sydney

10:45am

Room 2-02A

## **The Role of Customary International Law in Challenging Times**

*This panel will explore the role that customary international law can play in today's turbulent world. Customary international law is assuming increasing relevance in regulating many issues of global concern. The International Law Commission (ILC) is also engaged in a major project on the identification of customary international law. The panel will investigate both the current work of the ILC in clarifying customary international law's foundations and customary law's current and potential role in responding to contemporary global challenges, including those involving women's rights, environmental rights, and the settlement of investment-related disputes.*

Moderators:

- **Brian Lepard**, Harold W. Conroy Distinguished Professor of Law, University of Nebraska College of Law

Panelists:

- **Michael Wood**, Special Rapporteur of the International Law Commission on the Identification of Customary International Law and Barrister, 20 Essex Street, London
- **Anna Williams Shavers**, Cline Williams Professor of Citizenship Law, University of Nebraska College of Law
- **Kabir Duggal**, Adjunct Professor, Columbia Law School; Senior Associate, Baker McKenzie

# Schedule

Friday, October 20

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**10:45am**

Room 2-01B

## **Using International Law to Advance Women’s Rights in the United States**

*This panel explores how international law, particularly the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW), can be used to bolster and strengthen women’s rights under domestic law in the United States (US). The discussion will bring together constitutional law, human rights and women’s rights experts who will draw upon their experiences to discuss how CEDAW can be used to revitalize the women’s rights movement in the United States today.*

Moderators:

- **Tracy Higgins**, Professor of Law, Fordham University; co-director of the Leitner Center for International Law and Justice

Panelists:

- **Janet Benshoof**, President and Founder, Global Justice Center; Founder, Center for Reproductive Rights; Previous Director, ACLU’s Reproductive Freedom Project
- **Jamil Dakwar**, Director, Human Rights Program, American Civil Liberties Union
- **June Zeitlin**, Director, Human Rights Policy, The Leadership Conference on Civil and Human Rights, The Leadership Conference Education Fund

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**10:45am**

Room 2-01A

## **International Water Conflict and Cooperation: Grappling with the Allocation of Freshwater Between States in the Face of Climate Change**

*Climate change, combined with increasing populations and urbanization, is bringing new challenges to the management and cross-border sharing of freshwater resources in the international system. International law provides limited guidance and regulation, raising the likelihood of instability and conflict between and within States. This panel will discuss ways in which transboundary surface and groundwater disputes can best be addressed and prevented under existing legal frameworks, taking comparative lessons from both domestic and international dispute resolution. It will also consider ways in which the international community can strengthen governance regimes for the future so that water may serve as a bridge for diplomacy rather than a source of dispute.*

Moderator:

- **Kenneth Juan Figueroa**, Partner, Foley Hoag LLP

Panelists:

- **Matthew Draper**, Draper & Draper
- **Christina Hioureas**, Chair, United Nations Practice Group at Foley Hoag LLP
- **Mohamed Helal**, Assistant Professor of Law, Ohio State University, Moritz College of Law
- **Ibrahim Idris Ibrahim**, Consultant on Boundary and Trans-boundary Affairs, Ministry of Foreign Affairs of the Federal Democratic Republic of Ethiopia, Addis Ababa, Ethiopia

# Schedule

Friday, October 20

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**12:30pm**      **Box Lunch sponsored by the Leitner Center**  
*Soden Lounge*

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**ILSA Congress, Meeting of ILSA Members**  
*Room 2-01B*

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**1:30pm**      **Keynote Address:**  
**Sir Christopher Greenwood**, Judge, International Court of Justice  
*Room 2-02A/B*

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**2:45pm**      **Break**

# Schedule

Friday, October 20

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3:00pm

Room 2-02C

Approved for  
CLE

## **The New Restatement (Fourth), Foreign Relations Law of the United States**

*In May 2017, the American Law Institute approved the final sections on Treaties, Jurisdiction, and Sovereign Immunity of the new Restatement (Fourth) Foreign Relations of the United States. This panel will discuss each of these areas and where the new Restatement modifies the approach taken in the (Third) Restatement, completed in 1986. Recognizing the significance of these issues for practitioners, scholars and students, ample time will be given to questions and comments from the floor.*

Moderator:

- **Hon. Sidney H. Stein**, U.S. District Judge, Southern District of New York, Adviser on Sovereign Immunity

Panelists:

- **David P. Stewart**, Georgetown Law, Professor from Practice, Director of the Center on Transnational Business and the Law; Co-reporter
  - **Linda J. Silberman**, Professor, New York University School of Law (Adviser on Jurisdiction)
  - **Oona A. Hathaway**, Professor, Yale Law School (Adviser on Treaties)
  - **Edward T. Swaine**, Professor, George Washington University School of Law, Co-reporter (Treaties)
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3:00pm

Room 2-02B

Approved for  
CLE

## **Ethical Challenges: Evolving Norms & Practices for Arbitrator Disqualification**

*As advocates increasingly rely on arbitrator challenges as part of their toolkit, courts and institutions are reconsidering how best to ensure that challenges are decided fairly. This panel will address emerging issues in arbitration ethics by focusing on three themes: (i) reflections on contemporary standards of arbitrator impartiality and independence following recent high-profile challenges; (ii) the role of local courts in this critical stage of the arbitral process; and (iii) an assessment of the recent developments relating to greater transparency with respect to decisions on arbitrator challenges.*

Moderator:

- **Daniel Reich**, Counsel, Shearman & Sterling

Panelists:

- **W. Michael Reisman**, Professor, Yale Law School
  - **Margaret Moses**, Professor, Loyola University Chicago School of Law
  - **Robert Sills**, Partner, Orrick
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# Schedule

Friday, October 20

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**3:00pm**

Room 2-02A

## **Pathways to Careers in International Law**

*A unique forum that brings law students and new lawyers together with experienced practitioners to discuss possible careers in international law. Learn how to network with legal experts from around the world, practice in other legal systems and cultures, become active in international organizations and societies, and develop legal interpersonal skills. Sponsored by the ABA Section of International Law and International Law Students Association.*

Moderator:

- **Lesley Benn**, Executive Director, International Law Students Association

Panelists:

- **Jack M. Beard**, Professor, Space, Cyber & Telecommunications Law Program, University of Nebraska College of Law; Former DoD Associate Deputy General Counsel (International Affairs)
  - **Sara Blackwell**, Advisor, Shift
  - **Cedric Soule**, Senior Associate, King & Spalding LLP
  - **Vanessa Victoria Tiede**, Adviser, Permanent Mission of Austria to the United Nations
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**3:00pm**

Room 2-01B

## **Sequencing Peace & Justice in the Syrian Conflict**

*This panel will discuss how to sequence peace and justice in the Syrian peace process. It will address what role justice and accountability should play in ongoing negotiations; whether parties should include an accountability clause in any UN-mediated Syrian peace agreement; and whether such clauses should be default provisions in future peace agreements. Panelists will use their prior experience with accountability processes and the Syrian conflict to respond to these questions*

Moderator:

- **Paul Williams**, Rebecca I. Grazier Professor in Law and International Relations, American University, Washington College of Law

Panelists:

- **Margaret de Guzman**, Professor, Temple University Law School
  - **Michael Scharf**, Dean, Case Western Law School
  - **Milena Sterio**, Associate Dean, Cleveland-Marshall College of Law
  - **Marieke de Hoon**, Professor, Vrije Universiteit Amsterdam (tentative)
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# Schedule

Friday, October 20

3:00pm

Room 2-01A

## Surveillance, Privacy & Human Rights: Outlook for 2018

*Surveillance and privacy will be primary issues for international law in 2018. The European Union's General Data Protection Regulation will take effect. Transatlantic data transfer under the Privacy Shield agreement faces legal challenges. In late 2017, the U.S. Congress will decide whether to reauthorize section 702 of the FISA Amendments Act, which regulates much surveillance by the National Security Agency. In an interactive roundtable format, our distinguished panel will analyze these vital issues.*

Moderator:

- **Peter Margulies**, Roger Williams University School of Law

Panelists:

- **Brian Egan**, Partner, Steptoe & Johnson (former Legal Adviser, U.S. Department of State)
- **Faiza Patel**, Co-Director, Liberty & National Security Program, Brennan Center for Justice, New York University School of Law
- **Els De Busser**, Assistant Professor, Cyber Security Governance, Leiden University, Institute of Security and Global Affairs
- **Margaret Hu**, Assistant Professor of Law, Washington & Lee University School of Law
- **Becky Richards**, Civil Liberties and Privacy Officer, U.S. National Security Agency

4:45pm

Room 2-02C

## Human Rights After Trump: Survival and Resistance

*From the executive orders banning travel to the United States, to the imposition of an even more draconian global gag rule on abortion, to the rollback of civil rights by the new Attorney General, the Trump administration threatens human rights at home and abroad. Paradoxically, the new president has generated massive, if inchoate, support for human rights and galvanized the human rights community. More than 3 million people across the country protested the day after Trump's inauguration, while hundreds of sister protests occurred throughout the world. Protests have continued, while new legal challenges have been brought in a variety of areas. This panel, 'Human Rights After Trump: Survival and Resistance,' will offer strategies for maintaining human rights across a broad range of areas; including immigration, racial justice, women's rights, and national security; drawing on a newly-energized group of lawyers, teachers, and activists.*

Moderator:

- **Jonathan Hafetz**, Senior Staff Attorney, Center for Democracy, American Civil Liberties Union; Professor of Law, Seton Hall Law School.
- **Barbara Stark**, Professor of Law and John DeWitt Gregory Research Scholar, Hofstra Law School

Panelists:

- **Baher Azmy**, Center for Constitutional Rights
- **Bennett Capers**, Stanley A. August Professor of Law, Brooklyn Law School, Visiting Professor of Law, Boston University
- **Azadeh Shahshahani**, Project South, Atlanta

# Schedule

Friday, October 20

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4:45pm

Room 2-02B

## Challenges to Private International Law

*This panel is a variation on a perennial favorite of ILW. While the traditional panel reviews private international law developments over the past year, this one will address specific “challenges” that face the development of private international law on a global basis. Presentations will address: (1) challenges facing the creation of new international legal instruments in organizations such as UNCITRAL, UNIDROIT, OAS/CIDIP, and the Hague Conference on Private International Law; (2) challenges raised by recent judicial and arbitral decisions that affect private international law (particularly in the traditional PIL trilogy of jurisdiction, applicable law, and the recognition and enforcement of foreign judgments).*

Moderator:

- **Louise Ellen Teitz**, Professor of Law, Roger Williams Law School

Panelists:

- **Henry Gabriel**, Professor of Law, Elon University School of Law
  - **Tim Schnabel**, Attorney-Adviser, Office of the Legal Adviser, U.S. Department of State
  - **Burkhard Hess**, Executive Director, Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law
  - **Ronald A. Brand**, Professor of Law and Director, Center for International Legal Education, University of Pittsburgh School of Law
- 

4:45pm

Room 2-02A

## Outer Space in the New Administration and Beyond: Commercial, Civil, and Growing Security Challenges

*Commercial actors are investing in new space activities, including asteroid mining and on-orbit satellite servicing. Civil space plans raise the challenges of possible public-private partnerships and interactions with commercial activities. Threats posed by new weapon systems and the prospect of armed conflict in space raise critical questions regarding military uses of space. This panel focuses on the challenges of international and national regulation of outer space in light of these new activities and growing international security issues.*

Moderator:

- **Jack M. Beard**, Professor, Space, Cyber & Telecommunications Law Program, University of Nebraska College of Law; Former DoD Associate Deputy General Counsel (International Affairs)

Panelists:

- **Dennis J. Burnett**, LLC, Principal, National Security and Export Compliance Consulting; Adjunct Professor, University of Nebraska College of Law; Former Chief Counsel, Government and Regulatory Affairs, Kymeta Corporation
  - **Peter Hayes**, Senior Space Policy Analyst, Falcon Research Policy & Integration Division; Principal DoD Advisor Staff
  - **Joyeeta Chatterjee**, Project Manager, Aviation and Aerospace, Reed Smith LL.P. (London)
-

# Schedule

Friday, October 20

4:45pm

Room 2-01B

## The Future of the Law of Naval Warfare: The Launch of the ICRC's Updated Commentary to the Second Geneva Convention

*In May 2017, the International Committee of the Red Cross (ICRC) launched an updated version of its commentary on the Second Geneva Convention of 1949, which protects the wounded, sick, shipwrecked of the armed forces at sea as well as certain other persons and objects, including medical personnel and hospital ships. While military capabilities have evolved rapidly in the naval domain, the Second Geneva Convention has remained unchanged since its adoption, leaving many unanswered questions in an age when tensions in places like the South China Sea have increased the possibility of maritime conflicts. The panelists will discuss some of the key issues that were tackled in the updated Commentaries, and will give their unique perspectives on how the law of armed conflict should apply to armed conflict at sea in the future, in particular when it comes to the protection of victims.*

Moderator:

- **Nathalie Weizmann**, Senior Legal Officer, United Nations Office for the Coordination of Humanitarian Affairs

Panelists:

- **Philip Spoerri**, Head of Delegation to the United Nations in New York, International Committee of the Red Cross
- **Alexia Solomou**, Associate Legal Officer, International Court of Justice
- **Lt Col Jeffrey Biller**, Military Professor, Stockton Center for the Study of International Law
- **Lt Cdr Peter Barker**, Associate Director, Law of Coalition Warfare, Stockton Center for the Study of International Law
- **Julian Ku**, Professor of Law, Maurice A. Deane School of Law at Hofstra University

4:45pm

Room 2-01A

Co-hosted by the  
Disaster Law  
Interest Group of  
the American  
Society of  
International Law

## International Disaster Law: Where to Next?

*The panel will take stock of recent developments, and contemplate what the future might bring (including the possibility of the adoption of a treaty based on the ILC's 2016 draft articles on the protection of persons in the event of disasters), for international disaster law against the backdrop of other major developments, including the adoption of the Sendai Framework for Disaster Risk Reduction and the United Nations Sustainable Development Goals.*

Moderator:

- **Arnold Pronto**, Principal Legal Officer, Secretariat of the International Law Commission, Co-Chair of the Disaster Law Interest Group of the American Society of International Law

Panelists:

- **Eduardo Valencia Ospina**, Special Rapporteur on Protection of Persons in the Event of Disasters, International Law Commission (by video)
- **Giulio Bartolini**, Associate Professor of International Law, Roma Tre University
- **Marco Toscano-Rivalta**, Chief, New York Liaison Office, United Nations Office for Disaster Risk Reduction (UNISDR)
- **Alasan Senghore**, Head of Delegation to the United Nations, International Federation of Red Cross and Red Crescent Societies

# Schedule

Friday, October 20

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6:30pm

**Reception at the Permanent Mission of the Republic of Bulgaria**

(11 East 84th Street, New York, NY 10028)

*For security reasons, only those who pre-registered may attend. Registered guests must bring photo identification to present at check-in. The support and generosity of the Permanent Mission of Bulgaria towards International Law Weekend is greatly appreciated.*

# Schedule

Saturday, October 21

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**8:00am** Complimentary Coffee sponsored by International and Non-J.D. Programs, Fordham University  
Soden Lounge School of Law

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**9:00am** Global Persecution of Lawyers

Room 2-02C

Approved for  
CLE

*The panel will focus on several regions across the world and will compare tactics used to harass lawyers by their governments. These tactics violate international principles and pose a danger to the rule of law. They often include harassment, threats, governmental supervision, and, in extreme cases, targeted imprisonment or killing lawyers and judges for faithfully discharging their duties. The panelists will also discuss what we can do to assist these lawyers under threat.*

Moderator:

- **William A. Wilson III**, NYCBA-Task Force on the Independence of Lawyers and Judges - Chair, Partner at Wilson Williams LLC

Panelists:

- **Melissa Hooper**, Director of Human Rights and Civil Society, Human Rights First
  - **Nate Schenkkan**, Project Director for Nations in Transit, Freedom House
  - **Liu Wei**, Coordinator & Co-Founder, Public Interest Collaborative for Women Lawyers in China
  - **Javier El-Hage**, Chief Legal Officer, Human Rights Foundation
- 

**9:00am** The Changing Paradigm of Investment Protections in Latin America: Implications for Investment and Investor-State Arbitration

Room 2-02B

Approved for  
CLE

*Having experienced a wave of investment arbitrations, Latin American States have begun to react to the Investor-State Dispute Settlement (ISDA) regime by proposing often drastic changes in their treaties and multilateral agreements, and in some cases withdrawing from them all together. Venezuela withdrew from ICSID in 2012. Ecuador has denounced treaties with several countries, including Spain, Canada and the United States. Recently, the member countries of Mercosur signed a new Investment Protocol that limited certain investment protections, placed a greater emphasis on sustainable development, and replaced arbitration with a permanent commission. In this context, and under the shadow (or light) of proposed changes in CETA and TPP, Canada, the United States and Mexico will be renegotiating NAFTA. This panel will analyze these changes, and discuss their permanence or ephemerality. It will also address how these changes will affect (both in the short and long-term) investment, development and ISDS in Latin America.*

Moderator:

- **Kenneth Juan Figueroa**, Partner, Foley Hoag LLP

Panelists:

- **Analía Gonzalez**, Senior International Associate, Foley Hoag LLP (Uruguay/U.S./Mexico)
  - **Paulo Brancher**, Partner, Azevedo Sette Advogados (Brazil)
  - **Alvaro Galindo**, Counsel, Dechert LLP (Ecuador)
  - **Brooke Güven**, Researcher, Columbia Center on Sustainable Development
  - **Katia Fach**, Tenured Associate Professor, University of Zaragoza (Spain) (Skype)
-

# Schedule

Saturday, October 21

9:00am

Room 2-02A

## The Role of Complementarity in Ending Impunity

*Pivoting off the work of the ILA Committee on Complementarity, this Panel highlights the ILA's contributions to topics as diverse as the place of justice alternatives other than trials, the existence of national prosecutions, the domestication of the Rome Statute, regional initiatives such as the Malabo Protocol, ICC and enforcement matters, the catalyzing effects of complementarity as well as the domestic effects of the preliminary examination phase.*

Moderator:

- **Mia Swart**, Professor, University of Johannesburg

Panelists:

- **Leila Sadat**, James Carr Professor of International Criminal Law, Director of the Whitney R. Harris World Law Institute, Washington University
- **Mark Drumbl**, Professor of Law and Director, Transnational Law Institute, Washington and Lee University
- **Godfrey Musila**, Research Fellow, National Defence University

9:00am

Room 2-01B

## Putting the Humanitarian in Humanitarian Intervention

*The world is experiencing natural and man-made disasters at an alarming rate. From successive hurricanes to simultaneous famines, the current demand for humanitarian assistance is staggering. Often states exercise their sovereign powers to invite other states to contribute humanitarian assistance, but what happens when a state with humanitarian needs does not extend such an invitation, as may happen when those needs result from civil war? On the one hand, the modern international order is built on principles of sovereignty and non-intervention. On the other, the international order seeks to protect human rights, including economic and social rights. The result is debates over such things as the legality of humanitarian intervention. That debate has focused on the propriety of military intervention. But what if the intervention is not military? What if the intervention is about access to humanitarian assistance? This panel will explore the challenges to providing access to humanitarian assistance as a response to natural and man-made events, the current on-the-ground realities of this response, and the possibility that international law might support an intervention that is truly humanitarian.*

Moderator:

- **Lauren Boccardi**, Deputy Assistant General Counsel for the Bureau for Food Security, USAID

Panelists:

- **Benedetta Audia**, UN Office for Project Services (UNOPS), Corporate Legal Advisor
- **Amitabh Khardori**, USAID, Attorney Advisor
- **Eric Talbot Jensen**, Brigham Young University, J. Reuben Clark Law School
- **Matthew Wingerter**, Catholic Relief Services (CRS), Associate General Counsel

# Schedule

Saturday, October 21

9:00am

## Emerging Voices: Morning Session

Room 2-01A

*While international law is changing, the scholars and practitioners who study and implement the law are also changing. This panel consists of individuals who have worked in the field of international law for five years or less. Their presentations represent recent scholarship on the theory and practice of international law.*

Moderator:

- **Milena Sterio**, Professor of Law & Associate Dean for Academic Enrichment, Cleveland-Marshall College of Law

Presentations:

- **Elad Gil**, SJD Candidate, Duke University School of Law  
*Institutional Design and the Emerging International Law of Targeted Killings*
- **Ka Lok Yip**, PhD candidate, international law and international relations/political science, Graduate Institute of International and Development Studies (IHEID)  
*Who Neutralized Article 2(4)? Jus ad Bellum, Jus in Bello, and the Conflation between their Separation and Fragmentation*
- **Peter Tzeng**, former Law Clerk (UT), International Court of Justice  
*Non-State Actors as Respondents before International Judicial Bodies*

10:45am

## Accountability for International Crimes in Syria and Beyond: A New UN Approach

Room 2-02C

*How to achieve justice in Syria when the ICC is sidelined and the Security Council paralyzed? In December 2016, the General Assembly established an International, Impartial and Independent Mechanism (IIIM) to prepare possible prosecutions in national, regional or international courts. This panel, featuring diplomats, officials and activists directly involved in the IIIM's creation and operation, explores its mandate, challenges and the role of the General Assembly in the ongoing conflict. It also asks whether the IIIM serves as a model for a new generation of accountability mechanisms.*

Approved for  
CLE

Moderator:

- **Larry Johnson**, Columbia Law School, former UN Assistant-Secretary-General for Legal Affairs

Panelists:

- **Stephen Rapp**, Georgetown Law School, Former US Ambassador-at-Large for Global Criminal Justice
- **Catherine Marchi-Uhel**, Head of the International, Impartial and Independent Mechanism for Syria
- **Ambassador Christian Wenaweser**, Permanent Representative of Liechtenstein to the United Nations
- **Alex Whiting**, Professor of Practice, Harvard Law School and former ICC prosecutor
- **Mona Khalil**, Legal Advisor, Independent Diplomat

# Schedule

Saturday, October 21

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10:45am

## NAFTA: What does the Future Hold?

Room 2-02B

*The Trump Administration has evinced skepticism--even hostility--for NAFTA and has suggested that the United States may withdraw from or seek to renegotiate the terms of the treaty. Understanding the perspectives of the United States, Canada and Mexico in this environment is critical for international investment practitioners. This panel will aim to provide diverse perspectives from panelists with unique insights into the US, Mexican and Canadian positions based on prior or present experience working for each of those states. Although panelists will be encouraged to shape the discussion in light of their expertise, questions to be considered may include what would happen if the United States withdrew from NAFTA? Would another treaty come into force? Is the American position really a break with past administrations, or more of the same just in different packaging? What is the likelihood that any of these proposals go through?*

Approved for  
CLE

Moderator:

- **Christina Beharry**, Counsel, Foley Hoag LLP

Panelists:

- **Adam Douglas**, Counsel, Global Affairs, Trade Bureau, Canada
  - **Aristeo López**, Commercial and NAFTA Office, Secretariat of Economy, Mexico
  - **Ted Posner**, Partner, Weil
- 

10:45am

## Defining Global Migration

Room 2-02A

*Migration has been described as “the last bastion of sovereignty.” Massive global flows of human beings have been addressed almost entirely through discretionary state policies, with little constraint from the supranational level. Unlike all other major global issues, migration is not subject to robust international legal regimes. The only major international migration-related convention, the 1951 Refugee Convention, implicates only a fraction of migrant flows. This panel will explore the emergence of global migration law beyond the Refugee Convention and consider its application to the growing contradictions of state responses to unstoppable migration flows. The panel will address the existing dispersion of migration law through other international law fields, including human rights and humanitarian law, the law of the sea, international labor law, the law of trafficking, and trade law. The panel will consider the prospects for institutional and conceptual consolidation.*

Moderator:

- **Peter Spiro**, Weiner Professor of Law, Temple University Law School

Panelists:

- **Jacqueline Bhabha**, Professor of the Practice of Health and Human Rights, T.H. Chan School of Public Health, Harvard University
  - **Ralph Wilde**, Reader, Faculty of Laws, University College London
  - **Chantal Thomas**, Professor of Law, Cornell University Law School
  - **Jaya Ramji-Nogales**, Stern Professor of Law, Temple University Law School
-

# Schedule

Saturday, October 21

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**10:45am**      **Habeas, PRBs, and Military Commissions: What Legal Redress Would New Captures Sent to Guantanamo Have?**

Room 2-01B

*The detention facility at Guantanamo Bay has long been a controversial, seemingly unsolvable legal dilemma. Progress has been made with respect to the legal resources available to detainees, particularly after Boumediene guaranteed habeas to Guantanamo detainees, the Military Commissions Act was revised in 2009, and the Periodic Review Boards (PRBs) commenced in 2013, but challenges have remained for the remaining 41 detainees. The panelists will address these legal and political challenges, and how they may affect future captures brought to Guantanamo.*

Moderator:

- **Andrea Harrison**, Deputy Legal Advisor, International Committee of the Red Cross, Washington DC; Board of Directors, ABILA

Panelists:

- **Ashika Singh**, Debevoise and Plimpton; formerly State Department, Office of the Legal Advisor, Political and Military Affairs
- **Jason Wright**, Wright Law Firm; formerly defense counsel with the Office of the Military Commissions
- **Wells Dixon**, Senior Staff Attorney, Center for Constitutional Rights

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**10:45am**      **The Global Public/Private Divide: Surrogacy, Contracts and International Law**

Room 2-01A

*The panel will explore the current deliberations of The Hague Conference on Private International Law to draft a surrogacy convention. Given the rapid advance of medical science and the changing nature of the family, there has been an increase in transnational surrogacy contracting. While many of these arrangements have been concluded without controversy, in some cases, parentage issues and conflicts of law have arisen. Furthermore, a great deal has been written about the human rights and gender inequality implications of surrogacy. The Hague Conference has been holding meetings and discussing the possibility of drafting a surrogacy and parentage convention that will aid in resolving the conflicts that arise from these contracts. They have contemplated using the Adoption Convention as a model. But many questions remain unresolved. The panelists will explore the international legal problems that have arisen from the rapid increase in surrogacy contracts and consider possible solutions using transnational and international law. Panelists may also discuss linkages between surrogacy and regulation of other areas of reproductive rights and the uses of human rights law more generally to demonstrate how surrogacy may fit into a broader discussion.*

Moderator:

- **Cyra Akila Choudhury**, Professor of Law, FIU College of Law

Panelists:

- **Lisa Kelly**, Asst. Professor of Law, Queens University
- **Sital Kalantry**, Clinical Professor of Law, Cornell University
- **Yasmine Ergas**, Lecturer, SIPA, Columbia University
- **Seema Mohapatra**, Associate Professor of Law, Barry University
- **Ivana Isailovic**, Fellow, Harvard and New York University

# Schedule

Saturday, October 21

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12:30pm

Lunch Break

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12:30pm

ABILA Board of Directors Meeting (Lunch Provided)

Room 4-02

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12:30pm

ALL RISE: Journeys to a Just World (Film)

Room 2-01B

*How can international disputes be resolved in the courtroom rather than on the battlefield? ALL RISE brings this complex question into sharp and personalized focus through the journeys of passionate law students from Israel, Jamaica, Palestine, Russia, Singapore, and Uganda to compete in the world championships in Washington, DC, of the Philip C. Jessup International Law Moot Court Competition, the world's largest simulated court competition. These law students advanced through national competitions to the world championships in Washington, DC. Their hard work is put to the test, as they are grilled by volunteer judges from around the world, including sitting judges from the International Court of Justice, and we see them overcome pressure and personal challenges to persevere in the Jessup.*

*ALL RISE has been selected by the DOC NYC Film Festival, the Manchester Film Festival, where it received a Jury Award, and most recently at the United Nations Association Film Festival in California. It has also been selected for the American Film Showcase.*

*More information on ALL RISE can be found on the movie website: <http://allrisemovie.com>*

# Schedule

Saturday, October 21

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1:45pm

Room 2-02C

## International Humanitarian Law & Islamic Law: Toward Normative Engagement in a Challenging Time

*The so-called Islamic State in Syria and Iraq advances a conception of Islamic humanitarian law that is in stark contrast with core commitments of modern international humanitarian law. In light of its rise, there is an urgent need to focus more systematically on what Islamic humanitarian law is, where it comes from, and how it might be a source of engagement with a broader international humanitarian law regime. Our panel of experts on Islamic law and international law will explore these themes in greater depth.*

Approved for  
CLE

Moderator:

- **Abed Awad, Esq.**, Adjunct Professor, Rutgers Law School; Partner, Awad and Khoury, LLP

Panelists:

- **Bernard Freamon**, Professor Emeritus of Law, Seton Hall University School of Law
- **Mohammad Fadel**, Associate Professor & Canada Research Chair for the Law and Economics of Islamic Law, University of Toronto Faculty of Law

Commentary:

- **Adil A. Haque**, Professor of Law and Judge Jon O. Newman Scholar, Rutgers Law School
- 

1:45pm

Room 2-02B

## The Next Step for the ICC? A Crime of Aggression Primer

*Experts from the crime of aggression negotiations will discuss what is covered by the ICC's fourth crime, which may activate as early as December 2017. The panel will examine: the contents of the crime; the jurisdictional regime; as well as certain open issues of concern to a few states (issues of interpreting jurisdiction, and the crime's relationship to humanitarian intervention). Discussion will also explore how activation of this crime could alter (or not) the ICC's docket and/or the potential of activation to impact on state conduct.*

Moderator:

- **Jennifer Trahan**, Associate Clinical Professor, NYU, Center for Global Affairs; Chair, ABILA ICC Committee

Panelists:

- **Ambassador Jürg Lindenmann**, Deputy Head of the Directorate of International Law, Federal Department of Foreign Affairs of Switzerland
  - **Ambassador Christian Wenaweser**, Permanent Representative of Liechtenstein to the United Nations
  - **Roger S. Clark**, Board of Governors Professor, Rutgers Law School
  - **David Donat-Cattin**, Secretary-General, Parliamentarians for Global Action
-

# Schedule

Saturday, October 21

1:45pm

Room 2-02A

## 2018 Jessup Problem Panel

*A panel of experts will discuss some of the key topics of the 2018 Jessup Problem which addresses the validity of interstate arbitral awards, the capture of a marine vessel, the breach of nuclear disarmament obligations, and the conduct of naval warfare. This panel will be recorded and made available online for all Jessup participants after the conference.*

Moderator:

- **Lesley Benn**, Executive Director, ILSA

Panelists:

- **Lt Cdr Peter Barker**, Associate Director, Law of Coalition Warfare, Stockton Center for the Study of International Law
- **John Burroughs**, Executive Director, Lawyers Committee on Nuclear Policy; Director, UN Office of the International Association of Lawyers Against Nuclear Arms
- **Jennifer Permesly**, Counsel, International Litigation and Arbitration, Skadden, Arps, Slate, Meagher & Flom LLP

1:45pm

Room 2-01B

## International Recognition: Can the Normative be Practical?

*Which political entities should the international community recognize as member states, conferring on them the rights and powers of statehood and entitling them to participate in formulating, adjudicating, and implementing international law? What criteria should be used, and are they defensible? Although these issues are familiar in the realms of legal doctrine and of the empirical study of international relations, explicit normative theorizing on state recognition and its consequences has been neglected. This panel aims to bring normative theory to bear on matters ranging from the factors bearing on state recognition, such as effective control and self-determination, to the rights that follow from its conferral, such as state immunity.*

Moderator:

- **Brad Roth**, Professor, Dept. of Political Science & Law School, Wayne State University

Panelists:

- **Mikulas Fabry**, Associate Professor, The Sam Nunn School of International Affairs, Georgia Institute of Technology
- **Margaret E. McGuinness**, Professor, St. John's University School of Law; Co-Director, St. John's Center for International and Comparative Law
- **Christopher Naticchia**, Professor, Dept. of Philosophy, California State University, San Bernardino
- **Zoran Oklopcic**, Associate Professor, Dept. of Law and Legal Studies, Carleton University (Ottawa)

# Schedule

Saturday, October 21

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1:45pm

Room 2-01A

## Emerging Voices: Afternoon Session

*While international law is changing, the scholars and practitioners who study and implement the law are also changing. This panel consists of individuals who have worked in the field of international law for five years or less. Their presentations represent recent scholarship on the theory and practice of international law.*

Moderator:

- **Bart Smit Duijzentkunst**, Associate Legal Officer, United Nations

Panelists:

- **Joyce de Connick**, Ph.D. Researcher and Academic Assistant, Dept. European, Public and International Law, Ghent European Law Institute  
*International Organizations and Politicized Pragmatism in Transboundary Crises – The Unravelling of Effective Human Rights Responsibility?*
- **Eithne Dowds**, Lecturer in Law, School of Law, Queen’s University, Belfast  
*Feminist Perspectives on Complementarity at the International Criminal Court: Challenging the Public/Private Divide*
- **Stephen Smith Cody**, Research Fellow, Human Rights Center, University of California, Berkeley School of Law  
*The Patron Court: Legalism, Clientelism, and Cultural rContingency at the International Criminal Court*
- **Vladislava Stoyanova**, Assistant Professor, Faculty of Law, Lund University  
*Populism, Exceptionality and the Right of Migrants to Family Life under the European Convention on Human Rights*

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3:30pm

Room 2-02A

## Careers in International Development

*This roundtable discussion features practitioners with experience in international development within the U.S. Government and other organizations involved in development work. With unique and contrasting perspectives on pursuing a career in these fields, the speakers will provide students with invaluable advice and tips on courses of study, summer and academic year jobs to pursue, how to network, and likely and unlikely paths to a career in this field.*

*All participants are speaking in their personal capacity.*

Moderator:

- **Norman L. Greene**, Partner, Schoeman Updike Kaufman & Gerber LLP

Panelists:

- **Lauren Boccardi**, Deputy Assistant General Counsel for the Bureau for Food Security, USAID
- **Andrea Harrison**, Deputy Legal Advisor, International Committee of the Red Cross, Washington DC; Board of Directors, ABILA
- **David Kassebaum**, Assistant General Counsel, Millennium Challenge Corporation
- **Jennifer Tsai**, Senior Advisor, Research, Evaluation, and Learning Division, ABA Rule of Law Initiative

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***A special thanks to the Permanent Mission of the Republic of Bulgaria to the United Nations for hosting the Friday evening reception.***

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