

**Association for the Study of Law, Culture & the Humanities**  
**10<sup>th</sup> Annual Conference: March 23 & 24**  
**Georgetown University Law Center**

**Friday, March 23**

8:00 – 8:30 a.m.

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Registration, continental breakfast, Welcome (McDonough 3<sup>rd</sup> Floor Atrium)

8:30 – 10:15 a.m.

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- 1.1 Justice's Personae: Constituting Legal Subjects (588)
- 1.2 The Death Penalty: History Philosophy, and Practice (Hotung 5021)
- 1.3 On the Seductive Power of Myopic Authority: Law, Culture, and the Problem of Fundamentalism (337)
- 1.4 Food, Law, and Culture I (220)
- 1.5 Attribution and Authenticity in Cultural Work (342)
- 1.6 Reconfiguring the Language of Rights I (492)
- 1.7 Lying, Deception, and the Problem of Pretexting (Hotung 5013)
- 1.8 The Promise of Constitutionalism (347)

10:30 a.m. – 12:15 p.m.

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- 2.1 Studies of Law at the Intersection of History and Theory (342)
- 2.2 What Law Tells Us About History (337)
- 2.3 Law and Ontology (347)
- 2.4 Food, Law, and Culture II (220)
- 2.5 Trauma, Suffering, and Law (Hotung 5021)
- 2.6 Reconfiguring the Language of Rights II (492)
- 2.7 Embodied Law (Hotung 5013)
- 2.8 Regulation of Black Voices (437)
- 2.9 The Rhetoric of the Family (588)

12:15 – 2:00 p.m.

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Lunch on your own (see list of local restaurants in back of program)

2:00 – 3:45 p.m.

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- 3.1 Roundtable on Law, Geography, and Culture: Perspectives on Place, Space, and Scale (588)
- 3.2 Dividing Lines: Interrogating the Division between the Public and the Private in the Work of Hannah Arendt (Hotung 5013)
- 3.3 International Criminal Tribunals (Hotung 5021)
- 3.4 Law's Construction of Identity (342)
- 3.5 Reading Contemporary Literature and Law (337)
- 3.6 Infanticide: Portraits and Discourses (220)
- 3.7 Binding Inheritances: Psychoanalysis and Jurisprudence (492)
- 3.8 Bonds of Law (347)

4:00 – 5:45 p.m.

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- 4.1 Interpreting Cases, Creating Law (347)
- 4.2 Law and Representations of Injustice (Hotung 5021)
- 4.3 On Crime, Punishment, and the Constitution: Ethics and Intertextuality (342)
- 4.4 Law, Film, and Violence (492)
- 4.5 Questioning the Rule of Law (337)
- 4.6 Constructing Moral Subjects: Coercion, Belief, and Guilt (220)
- 4.7 Metaphors of Power/Power of Metaphor (588)
- 4.8 Local Customs, Legal Cultures (Hotung 5013)

6:00 – 7:15 p.m.

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Plenary: Ten Years of Law, Culture and the Humanities: The State of the Field (Hart Auditorium, 1<sup>st</sup> Floor McDonough)

7:15 p.m.

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Gala Reception (Sport and Fitness Lobby)

### **Saturday, March 24**

8:00 – 8:30 a.m.

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Continental Breakfast (McDonough 2<sup>nd</sup> Floor Atrium)

8:30 – 10:15 a.m.

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- 5.1 Fear, Zero Tolerance, and Security: Institutions of Modern Citizenship (Hotung 5021)
- 5.2 Unmasking the State: Indigeneity, Power, and Structural Openings in the Guyana Postcolony (337)
- 5.3 Discourses of Parenting (588)
- 5.4 Detecting the Law (492)
- 5.5 Ethics of Regulation (210)
- 5.6 Reading Race and Law (344)
- 5.7 Justifying the Commons (342)
- 5.8 The Possibilities of Democracy in Late Modernity (Hotung 5013)

10:30 a.m. – 12:15 p.m.

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- 6.1 Trial Narratives (210)
- 6.2 The Badges and Incidents of Slavery: Past, Present, and Future (492)
- 6.3 Immigrants and Foreigners (337)
- 6.4 Gender of the Law (344)
- 6.5 Images of Religion and Terrorism (Hotung 5013)
- 6.6 Kinship Markets: A Roundtable (342)
- 6.7 Translating the Colonial (588)
- 6.8 The Laws of Thomas Hobbes (Hotung 5021)

12:15 – 2:00 p.m.

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Lunch provided (McDonough 2<sup>nd</sup> Floor Atrium)

2:00 – 3:45 p.m.

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- 7.1 Roundtable: Slavery, Reconstruction, Law, and Historical Memory (588)
- 7.2 Speaking of Death (342)
- 7.3 Corporation as Citizen (Hotung 5013)
- 7.4 Identity, Law, and the Social (344)
- 7.5 Image, Language, and Transgression (492)
- 7.6 Expanding the Limitations of Possibility in Law (337)
- 7.7 Global Legal Pluralism (Hotung 5021)
- 7.8 Negotiations of Law and Literature (210)

4:00 – 5:45 p.m.

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- 8.1 Technologies of Law (588)
- 8.2 Roundtable: Picture Ethics in Law and Other Disciplines (Hotung 5013)
- 8.3 Authenticity and Identity Politics (342)
- 8.4 Literature and Power (344)
- 8.5 Legal Performances (Hotung 5021)
- 8.6 Establishment and Equality (210)
- 8.7 Conspiracy, Democracy, and Law (492)
- 8.8 Animals and Other Non-Humans (337)

6:00 p.m.

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Closing Remarks (Hotung 2000)

Association for the Study of Law, Culture & the  
Humanities

## Panel Schedule

Friday, March 23

8:30 – 10:15 a.m.

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**1.1 Justice's Personae: Constituting Legal Subjects**  
(Room: 588)

<b>Chair</b>	Ravit Reichman	Brown University
	Patricio Boyer	University of Notre Dame <i>To Be is To Be Legal: The Spanish Legal Tradition and the Legal Subject</i>
	Tal Kastner	Princeton University <i>The Tortured Body and the Body of Law</i>
	Lisa Silverman	University of Wisconsin – Milwaukee <i>Justice and Photography After the Holocaust: Madame d'Ora's Slaughterhouse Series</i>
	Gaëlle Vassogne	University Stendhal Grenoble 3 <i>The Legal Status of the Czechoslovak Jews After 1918</i>
	Barry Wimpfheimer	Northwestern University <i>Constituting the Rabbinic Legal Subject</i>
<b>Discussant</b>	Chaya Halberstam	Indiana University

**1.2 The Death Penalty: History Philosophy, and Practice** (Room: Hotung 5021)

<b>Chair</b>	Susan Rozelle	Seattle University School of Law <i>The Principled Executioner: Capital Juries' Bias and the Benefits of True Bifurcation</i>
	David Fisher	North Central College



**Chair** Christopher Buccafusco University of Chicago  
*The Culture of Hospitality: Social Norms and Intellectual Property in the Culinary Profession*

Patrick Baude Indiana University School of Law  
*Memory and the Twenty-First Amendment*

Charlene Elliott Carleton University  
*Margarine, A Legal Biography*

Jonathan Guttoff Roger Williams University School of Law  
*Royal Fish and Great Fish: The Distinction Between Sturgeon and Salmon 400 Years Before Brunch*

**1.5 Attribution and Authenticity in Cultural Work (Room: 342)**

**Chair** Catherine Fisk Duke University School of Law  
*The Evolving Relationship Between Attribution and Authenticity*

Mark Rose University of California – Santa Barbara  
*Cultural Work*

Susan Scafidi Fordham University Law School  
*Intellectual Property, Cultural Creativity, and Human Rights: The Use of Attribution as a Balancing Mechanism*

Matthew Stahl Muhlenberg College  
*Creative Work and the Employment Relation in Liberal Society: Authorship “versus” Appropriation*

**1.6 Reconfiguring the Language of Rights I (Room: 492)**

**Chair** Rose Cuison Villazor Southern Methodist University School of Law

*The Exclusion of Undocumented Immigrants from Rental Properties: A Property as Personhood Analysis*

Olati Johnson

Columbia University Law School  
*Integration, Reconstructed*

Serena Mayeri

University of Pennsylvania Law School  
*Civil Rights on Both Sides: Schenck v. Pro-Choice Network of Western New York*

Law

Frank Ravitch

Michigan State University College of  
*Masters of Illusion: Neutrality, Religion, and the Transformation of Majoritarian Rule Into a Right*

**1.7 Lying, Deception, and the Problem of Pretexting**  
(Room: Hotung 5013)

**Chair**

Josephine Ross

Howard University School of Law  
*Only Police Are Allowed to Lie*

Julian Cook

University of Georgia School of Law  
*Subterfuge in the Plea Bargaining*

Process

Anthony Paul Farley

Boston College  
*Delusions & Dreams in Supreme Court Jurisprudence*

Maria Grahn-Farley

Harvard Law School  
*Lawyer, Liar: The Role of the Lawyer*

in the

*Production of War Crimes*

Reginald Leamon Robinson

Howard University School of Law  
*Lies and Self-Deception on the Board: A Critical Analysis of HP and the End of Director Independence*

**1.8 The Promise of Constitutionalism** (Room: 347)

Roshan de Silva Wijeyeratne

Griffith University--Australia

*Memory, Ontology and the Ashokan  
Personae: The Agony of Proximity in  
Sri Lankan Constitutional History*

Wessel le Roux

UNISA  
*Memorial Constitutionalism*

Mariela Vargova

The New School for Social Research  
*Intertextuality and the Possibility for  
Justice: Equality and Emancipation in  
Constitutional Discourse*

Friday

10:30 a.m. – 12:15 p.m.

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**2.1 Studies of Law at the Intersection of History and Theory (Room: 342)**

<b>Chair/ Discussant</b>	Sylvia Schafer	University of Connecticut
	Daniel Erskine	Practitioner <i>The Trial of Queen Caroline and the Impeachment of President Clinton: Law as a Weapon for Political Reform</i>
	Jennet Kirkpatrick	University of Michigan <i>Outside and In: Frontier Vigilantism and Law, 1840-1900</i>
	Elizabeth McCartney	Penn State University <i>Defining Citizenship: Emblem and Politics in Early-Modern France</i>

**2.2 What Law Tells Us About History (Room: 337)**

<b>Chair</b>	TBA	
Belfast	Heather Conway	School of Law, Queen's University, <i>Death, Law, and Cultural Diversity: Conflicts of Law and Custom</i>
	David Fisher	North Central College <i>Hecuba's Laws: Ghost, Guests, Geist</i>
	Kelly Farrell	Augustana College <i>Women's Status in Neo-Babylonian Law: Litigation Texts as a Source of History</i>
	F. Rachel Magdalene	Augustana College <i>Alfred the Great and the Law of Exodus: The Afterlife of Biblical Law in Early Medieval England</i>

**2.3 Law and Ontology (Room: 347)**

<b>Chair</b>	Mark Modak-Truran	Mississippi College <i>Prolegomena to a Process Theory of Natural Law</i>
	Larry Backer	Penn State – Dickinson School of Law <i>On Faith, Reason, and Law</i>
	Jay Mootz	Penn State – Dickinson School of Law <i>After Natural Law</i>
	John Valauri	Chase College of Law <i>Back to the Future: Aristotle, Law, and Interpretation</i>

## **2.4 Food, Law, and Culture II (Room: 220)**

<b>Chair</b>	Christopher Buccafusco	University of Chicago
	Amy Dillard	University of Baltimore School of Law <i>“Sloppy Joe, Slop, Sloppy Joe”: How USDA Commodities Dumping Destroyed the National School Lunch Program</i>
	Morgan Holcomb	University of Minnesota Law School <i>Agriculture and Tax Policy</i>
	James Smith	University of Georgia School of Law <i>The Problem of Social Cost in a Genetically Modified Age</i>

## **2.5 Trauma, Suffering, and Law (Room: Hotung 5021)**

<b>Chair</b>	Panu Minkkinen	University of Leicester <i>The Expressionless: Benjamin, Levinas and Suffering</i>
	Matthew Anderson	University of New England <i>Law and Trauma in the Book of Job</i>
	Katherine Elder	University of San Francisco <i>The Politics of Affect in Leslie Marmon Silko’s Almanac of the Dead and Filártiga v. Peña-Irala</i>
	Mina Suk	Johns Hopkins University <i>The Miraculous, the Sacred, and the Divine: The Theological Language of</i>

*Sovereignty in Schmitt, Agamben, and Benjamin*

**2.6 Reconfiguring the Language of Rights II (Room: 492)**

<b>Chair</b> Law	Rose Cuison Villazor	Southern Methodist University School o
	Laura Appleman	Willamette University College of Law <i>Narrating Gay Rights in the Legal Context: Interpretive Uncertainty from the Wilde Trials to Same-Sex Marriage</i>
	Melissa Murray	University of California – Berkeley <i>Husband, Father, and Rapist? The Intersection of Criminal Law and Family Law in State v. Koso</i>
	Patricia Seith	Columbia University Law School <i>From Economic Dependent to Economic Actor: Tracing the Legal Construction of Women’s Economic Ability</i>

**2.7 Embodied Law (Room: Hotung 5013)**

<b>Chair</b>	Andrea Stone	University of Toronto <i>Lawful Pleasures: Sex and a Politics of the American Responsibility</i>
	Elizabeth Loeb	New York University <i>Cutting it Off: Agency and Amputation Within U.S. Law</i>
	Anna Kirkland	University of Michigan <i>Examining Ideologies of Legal Protection: The Case of the Fat Acceptance Movement</i>

**2.8 Regulation of Black Voices (Room: 437)**

<b>Chair</b>	Jeannine DeLombard	University of Toronto <i>True Characters? Property and Personhood in Black Gallows Literature</i>
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I. Capers  
Hostra Law School  
*To Kill a Mockingbird: Reading Back,  
Reading Black*

Akilah Folami  
St. John's University  
*From Habermas to "Get Rich or Die  
Tryin": Hip Hop, the  
Telecommunications Act of 1996, and  
the Black Public Sphere*

**2.9 The Rhetoric of the Family (Room: 588)**

**Chair** Carla Spivack  
Oklahoma City University School of Law  
*Discourse of Power, Discourse of  
Marriage in John Webster's Duchess of  
Malfi*

Sarah Abramowicz  
Columbia University  
*Childhood and the Limits of Contract*

Kerry Abrams  
University of Virginia  
*The Rhetoric of Same-Sex Marriage*

Peter Brooks  
Yale University  
*The Rhetoric of Same-Sex Marriage*

Friday

2:00 p.m. – 3:45 p.m.

2:00 – 3:45 p.m.

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**3.1 Roundtable on Law, Geography, and Culture: Perspectives on Place, Space, and Scale (Room: 588)**

<b>Chair</b>	Hari Osofsky	University of Oregon School of Law
	Paul Schiff Berman	University of Connecticut Law School
	William W. Buzbee	Emory Law School
	Rebecca Hardin	University of Michigan
	Tayyab Mahmud	Seattle University
Law	Reginald Oh	Texas Wesleyan University School of
	Russell Powell	Seattle University

**3.2 Dividing Lines: Interrogating the Division between the Public and the Private in the Work of Hannah Arendt (Room: Hotung 5013)**

<b>Chair</b>	Mark Antaki	McGill University Faculty of Law
	Jeremy Arnold	Johns Hopkins University <i>The Best is Never to Have Been Born: Arendtian Natality and Wrongful Life</i>
	Leora Bilsky	Amherst College <i>Dilemmas of Citizenship in Hannah Arendt's Writings: Between the Imposter and the Refugee</i>
	Jennifer Culbert	Johns Hopkins University <i>Discriminating Justice: Reflections on "Reflections on Little Rock"</i>
<b>Discussant</b>	Stewart Motha	The University of Kent

**3.3 International Criminal Tribunals (Room: Hotung 5021)**

**Chair**  
University

Chikeziri Igwe

Osgoode Hall Law School of York

*The Politics of Terrorism: The Prospect of Prosecuting Terrorists at the International Criminal Court*

Miranda Barton

University of Texas – El Paso  
*The Evolution of International War Crimes Tribunals*

Sara Kendall

University of California – Berkeley  
*Reading Jurisdiction in International Criminal Courts*

Amy Sepinwall

Georgetown University  
*Crimes Against Humanity and Collective Responsibility*

**3.4 Law's Construction of Identity (Room: 342)**

**Chair**

Debra Thompson

University of Toronto  
*Métis Identities and the Law*

Nadine Ehlers

Ohio State University  
*'Coloring' Sex: Legal Constructions of Heteronormativity as 'White'*

Simone Glanert

Cornell University  
*The Constitution of the Legal Self: Rawlsian Justice, Gadamerian Hermeneutics, and Derridean Deconstruction Compared*

Sean Goggin

National University of Ireland, Galway  
*The Protection of Cultural Diversity in International Law*

Champaign

Octavian Ticu

University of Illinois – Urbana-

*"Assisted" Ethno-Genesis of the Moldovans: The Soviet Legacy and Present Politics*

**3.5 Reading Contemporary Literature and Law**  
(Room: 337)

<b>Chair</b> Law	Renee Newman Knake	Michigan State University College of  <i>Beyond Atticus Finch: Lessons on Ethics and Morality from Lawyers in Postcolonial Literature</i>
Minho	Joana Aguiar e Silva	Escola de Direito da Universidade do  <i>Blindness, Insight, and Justice: Readings on Saramago</i>
	Marc Charron	Université du Québec en Outaouais <i>Legally Binded and Linguistically Bounded: Don Quixote and the Law in Translation</i>
	Heidi Libesman	University of Toronto <i>Reading Between the Lines: Reflections on Bernhard Schlink's The Reader</i>

**3.6 Infanticide: Portraits and Discourses** (Room: 220)

<b>Chair</b> Law	Susan Ayres	Texas Wesleyan University School of  <i>Rural and National Narratives of Neonaticide</i>
	Leslie Middleton	University of Arkansas – Little Rock <i>Myth and Reality When a Mother Murders her Children</i>
	Elizabeth Rapaport	University of New Mexico School of Law <i>Men Who Commit Infanticide: A Statistical and Psychological Portrait</i>

**3.7 Binding Inheritances: Psychoanalysis and  
Jurisprudence** (Room: 492)

<b>Chair</b>	Martha Umphrey	Amherst College <i>Law's Bonds; or, the Suffering of Captain Vere</i>
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Anne Dailey	University of Connecticut Law School <i>Imagination</i>
Ravit Reichman	Brown University <i>Owning, Owing, Mourning</i>
Susan Schmeiser	University of Connecticut Law School <i>Punishing Guilt</i>
Adam Sitze	Amherst College <i>Unswerving Law</i>

### **3.8 Bonds of Law (Room: 347)**

**Chair**

Chapin Cody	Drexel University College of Law <i>Sincerity and Contract Theory</i>
Melina Bell	Washington and Lee University <i>Liberty, Opportunity, and Capacity: A Critique of the Lexical Priority of Rawls's First Principle</i>
Sara Coelho	Cornell Law; Weil Gotshal and Manges <i>Law as Communication: The Role of Language in the Formation, Application, and Evolution of the Law</i>
Elizabeth Glazer	Hofstra University School of Law <i>Are Associations Greater than the Sums of their Parts? Shifting the Focus of their Missions to</i>

*of Associations  
their Members*

Friday

4:00 p.m. – 5:45 p.m.

4:00 – 5:45 p.m.

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**4.1 Interpreting Cases, Creating Law (Room: 347)**

<b>Chair</b>	Elton Fukumoto	Syracuse University College of Law <i>The Rhetoric of the Landmark Decision: The Case of Rice v. Cayetano</i>
	Linda Myrsiades	West Chester University <i>A Narrative Reading of the 1780 Court Martial of Dr. William Shippen</i>
	Virginia Raymond	University of Texas – Austin <i>Dangerous Innocence: Plyler v. Doe at Twenty-Five</i>
	Adam Reinherz	University of Chicago <i>Individual Determination and the Meaning of Law</i>

**4.2 Law and Representations of Injustice (Room:  
Hotung 5021)**

<b>Chair</b>	Martha Umphrey	Amherst College
	Irit Dekel	New School or Social Research <i>Publics, Spheres and Moral Careers at the Holocaust Memorial in Berlin</i>
	Lena Foljanty	Greifswald University <i>Injustice – Merely a Blurry Footnote to the Natural Law Debate in Postwar Germany?</i>
University	Jennifer Hamilton	Baylor College of Medicine and Rice  <i>The Case of the Genetic Ancestor: Law, Race, and Past Injustices</i>
	Christiane Wilke	Carleton University <i>Reconsecrating the Temple of Justice: The Language of Law and Humanity in Trials of German Judges</i>

**4.3 On Crime, Punishment, and the Constitution:  
Ethics and Intertextuality (Room: 342)**

<b>Chair</b>  Law	Adam Thurschwell	Cleveland-Marshall College of Law
	Thomas Crocker	University of South Carolina School of <i>Sharing</i>
	Amy Dillard	University of Baltimore School of Law <i>Death Shall Have No Dominion: Why Atkins and Roper Require Courts and Prosecutors to Find Capital Defendants Death-Eligible Before the Trial Begins</i>
	Penelope Pether	Villanova University School of Law <i>A Constitutional Crisis of Ontology? Attenuation and the Semiotics of Hudson v. Michigan</i>

**4.4 Law, Film, and Violence (Room: 492)**

<b>Chair</b>	Naomi Mezey	Georgetown University Law Center <i>Law's Visual Afterlife: Thoughts on Law, Film, and Translation Theory</i>
	William MacNeil	Griffith Law School - Australia <i>First Rule About Fight Club – No Talking About Fight Club!: The Perverse Core of Legal Positivism</i>
	Austin Sarat	Amherst College <i>Fathers in Law: Violence and Reason in Twelve Angry Men</i>
	Jessica Silbey	Suffolk University Law School <i>Criminal Performances: Film, Autobiography, and Confessions</i>

**4.5 Questioning the Rule of Law (Room: 337)**

<b>Chair</b>	Anne Kornhauser	Princeton University <i>Dictatorship, Anarchy, and the Duty to Obey the Law: Lessons from Postwar American Political Thought</i>
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Jeremy Elkins	Bryn Mawr College <i>Two Conceptions of the Rule of Law</i>
Julen Etxabe	University of Michigan <i>Robert Cover on Hard Cases</i>
William Rose	Albion College <i>Theorizing the Exception: On John Yoo's Constitutional Politics</i>

**4.6 Constructing Moral Subjects: Coercion, Belief, and Guilt (Room: 220)**

**Chair**  
University

Eugene Garver	College of Saint Benedict, Saint John's  <i>"Visualize World Peace or I'll Shoot You": The Coercion of Belief</i>
Julie Cooper	Syracuse University <i>Amour-propre, Amour de soi, and Autobiography in the Texts of Jean-Jacques Rousseau</i>
Lissa Lincoln	The American University of Paris <i>Law's Genealogy of Guilt</i>

**4.7 Metaphors of Power/Power of Metaphor (Room: 588)**

**Chair**

Martha Ertman	University of Utah College of Law <i>Contractual Metaphors of Marriage: As Natural as Status</i>
Jessie Allen	New York University <i>Shamanism, Realism, and the Doctrine of Proximate Cause</i>
Erika George	University of Utah College of Law
Alice Ristoph	University of Utah College of Law <i>Political Anthropomorphism</i>
Debora Threedy	University of Utah College of Law <i>NAGPRA Metaphors: Who Owns the</i>

*Past*

**4.8 Local Customs, Legal Cultures (Room: Hotung 5013)**

**Chair** TBA

Elizabeth Adjin-Tetty University of Victoria, British Columbia  
*Sentencing Aboriginal Offenders:  
Balancing Offenders' Needs, Victims  
and Society's Interests and  
Decolonization of Aboriginal Peoples*

Shawn Boyne University of Wisconsin  
*The Objectivity of German Prosecutors:  
Localities, Politics, and Practice*

Center Christine Hegel City University of New York Graduate  
*Local Politics and Lawyering in Egypt*

6:00 – 7:15 p.m.

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**Plenary Session: Ten Years of Law, Culture, and Humanities: The State of the Field** (Hart Auditorium)

<b>Chair</b>	Susan Sage Heinzelman	University of Texas – Austin
	Jack Balkin	Yale Law School
	Marianne Constable	University of California – Berkeley
	Austin Sarat	Amherst College
	Robin West	Georgetown University Law Center

Saturday  
8:30 a.m. – 10:15 a.m.

## Saturday, March 24

8:30 a.m. – 10:15 a.m.

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### **5.1 Fear, Zero Tolerance, and Security: Institutions of Modern Citizenship** (Room: Hotung 5021)

**Chair**

Jeremy Elkins

Bryn Mawr College

Roger Berkowitz

Bard College

*The Vigilante and the Questionable Activity of Just Citizenship*

Kateri Carmola

Middlebury College

*Citizenship in the Age of the Global Private Military Firm*

Keally McBride

University of Pennsylvania

*The Fear of God and the Construction of Secular Citizenship*

### **5.2 Unmasking the State: Indigeneity, Power, and Structural Openings in the Guyana Postcolony** (Room: 337)

**Chair**

Janette Bulkan

Yale University

*Timber Tags, Make-Believe Brochures, Legal Forms and the Counterfeit: Affective Interactions Between Technology, Forestry Regulatory Agencies and People in Guyana*

University

Arif Bulkan

Osgoode Hall Law School, York

*Litigation vs. Negotiation: Assessing Guyana's Indigenous Titling Procedures in the Context of Commonwealth Jurisprudence*

Tanya Chung Tiam Fook

York University

*Articulating Decolonized Collaborative Conservation Through Amerindian Knowledges*

Mark Plew  
Boise State University  
*Observations Regarding Legal  
Protections of Archaeological Sites and  
Remains in Guyana*

Alissa Trotz  
University of Toronto  
*Trafficking in Persons: Indigenous  
Women Within the Discursive  
Strategies of the Guyana Post-Colony*

### **5.3 Discourses of Parenting (Room: 588)**

#### **Chair**

Brenda Cossman  
University of Toronto  
*The “Opt-Out Revolution” and the  
Changing Narratives of Motherhood*

Starr-Renee Corbin  
University of Texas – Austin  
*Federal Child Care Programs: The  
Social Anxieties and American Liberal  
Ideals Behind Federal Child Care  
Assistance*

Leslie J. Harris  
Lake Forrest College  
*Laws as Father: The  
Family/Government Metaphor in  
Nineteenth Century Child Custody Law*

Diana Young  
Carleton University Department of Law  
*Reasonable Parenting, Caretaking and  
Control*

### **5.4 Detecting the Law (Room: 492)**

#### **Chair**

Simon Stern  
Harvard Law School  
*Detecting Doctrines: The Detective  
Story and the Case Method*

Stephanie Chong  
University of Toronto  
*The “Virtuous Ideal”: A Comparison of  
Cultural Representations of Lawyers  
and Judges in France and North  
America*

Law  
Mark Niles  
American University, Washington College of

*Self-Fulfilling Prophecy: The Minority Report, "Pre-Crime," and the Ideological Content of Science Fiction*

George Pavlich

University of Alberta  
*Sovereign Exclusions*

## **5.5 Ethics of Regulation (Room: 210)**

**Chair**

Kimberley Leighton

Tufts University  
*From 'Sordid and Irrelevant' to 'Medically Necessary': Disclosure Ethics and the Regulation of Family Background*

Brian Beaton

University of Toronto  
*Regulated Breathing: Obscene Telephone Calls in the Vietnam Era*

Law

Pamela Bridgewater

American University, Washington College of  
*Reconstructing Rationality: Critical Economic Legal Theory and Reproductive Actors*

Martin Doris

University of Glasgow School of Law  
*Consumer Protection Running Rampant? Online Gambling in the EU and the US Experience*

## **5.6 Reading Race and Law (Room: 344)**

**Chair**

Stephen West

Catholic University of America  
*Reconstruction Remembered: Historical Memory and Constitutional Rights During the Jim Crow Era*

Mark Golub

Scripps College  
*'Infected With the Malady They Professed to Despise': Albion W. Tourgée and the Rhetorical Origins of Colorblind Constitutionalism*

Edlie Wong

Rutgers University

*The Case of Manuel Pereira and the Transatlantic Campaign to Repeal the South Carolina Negro Seamen's Act*

**5.7 Justifying the Commons (Room: 342)**

<b>Chair</b>	Marc Poirier	Seton Hall University School of Law <i>The Public Trust Doctrine and Infrastructure Theory: Why Open Access? To Which Resources?</i>
	Irus Braverman University	University of Toronto, Harvard  <i>Tree Wars in the Palestinian Occupied Territories: The Rise, Fall, and Resurrection of Article 78 of the Ottoman Land Code</i>
Law	Brett Frischmann	Loyola University – Chicago, School of  <i>Intellectual Infrastructure and Cultural Environment</i>
	Frank Pasquale	Seton Hall University School of Law <i>The Cultural Economics of Copyright's Commons</i>
	Hilary Soderland	American Bar Foundation <i>The Effect of Law on the American Cultural Landscape: The Federal Regulation of Archaeology</i>

**5.8 The Possibilities of Democracy in Late Modernity (Room: Hotung 5013)**

<b>Chair</b>	Steven Winter	Wayne State University School of Law <i>Democracy, Autonomy, Self-</i>
<i>Governance</i>	Jodi Dean	Hobart and William Smith College
	Gary Minda	Brooklyn Law School <i>Democracy and the Workplace</i>

Law

Ezra Rosser

American University, Washington College of

*Obligations of Privilege*

Saturday

10:30 a.m. – 12:15 p.m.

10:30 a.m. – 12:15 p.m.

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**6.1 Trial Narratives (Room: 210)**

**Chair** TBA

- Alice Diver University of Ulster School of Law  
*The Witch-Trial: Blueprint for the Control of Social Deviance?*
- Nan Goodman University of Colorado – Boulder  
*Free Liberty to Keep Away From Us: Anne Hutchinson's Banishment*
- Garen Murray GTU/UCB  
*True Crime, Trial Transcripts, and "Truth": Imbrications of Legal & Popular Representations of Condemned Women*

**6.2 The Badges and Incidents of Slavery: Past, Present, and Future (Room: 492)**

- Chair** William Carter Case Law School  
*Judicial and Congressional Enforcement of the Thirteenth Amendment Right to be Free of the Badges and Incidents of Slavery*
- Kristina Brittenham Lavelly & Singer, P.C., Los Angeles  
*The Invisible Badge: Marking Black Bodies Through Unconscious Bias and Hostility*
- Law Jason Gilmer Texas Wesleyan University School of  
*Black, White, and Brown: Texas Interracial Cases in the 19th and early 20th Centuries*
- Law Reginald Oh Texas Wesleyan University School of  
*A Denial of Liberty and Equality: Racial Segregation as a Badge and Incident of Slavery*

Law                      Aric Short                      Texas Wesleyan University School of  
*Housing Harassment Through the Lens  
of the Thirteenth Amendment*

### **6.3                      Immigrants and Foreigners (Room: 337)**

**Chair**                      Kalyani Ramnath                      National Law School of India University  
*Bar Dancers, Borders, and the Brave  
New World – Culture and Chaos in  
Immigration as an International  
'Problem'*

                                 Daniel Fredrick                      Eckerd College  
*The Rhetoric of USCIS (United States  
Citizen and Immigration Services): An  
Analysis of the Immigration Forms or  
Permanent Residency*

                                 Sylvia Schafer                      University of Connecticut  
*Figurations of Equivalence: Foreigners,  
Illness, and the Legislation of  
Reciprocity in  
France, 1870-1912*

### **6.4                      Gender of the Law (Room: 344)**

**Chair**                      TBA

                                 Gillian Calder                      University of Victoria, Faculty of Law  
*Reimagining Equality: Dancing with  
Dichotomies*

                                 Sharon Cowan                      University of Edinburgh, School of Law  
*Reimagining Equality: Dancing with  
Dichotomies*

University                      Ruthy Lazar                      Osgoode Hall Law School, York  
*Negotiating Sex: Consent in the Legal  
Discourse on Sexual Assault in  
Marriage*



## 6.7 **Translating the Colonial** (Room: 588)

### **Chair**

Charles Talcott

The American University of Paris  
*Un-translating Law: Justice in  
Postcolonial Literatures*

Elizabeth Anker

Wake Forest University  
*Midnight's Children and the  
Ambivalences of Human Rights*

Tawia Ansah

New England School of Law  
*Law and the Postcolonial in Werner  
Herzog and Giorgio Agamben: Grizzly  
Man Meets Homo Sacer*

Samera Esmeir

University of California – Berkeley  
*Colonial Humanity in the Age of*

*Empire*

## 6.8 **The Laws of Thomas Hobbes** (Room: Hotung 5021)

### **Chair**

George Pavlich

University of Alberta

Peter Fitzpatrick

Birkbeck College School of Law, University of

London

James Martel

San Francisco State University

**Discussant** Jill Stauffer

Haverford College

Saturday  
2:00 p.m. – 3:45 p.m.

2:00 – 3:45 p.m.

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**7.1 Roundtable: Slavery, Reconstruction, Law, and Historical Memory (Room: 588)**

**Chair** Ariela Gross University of Southern California Law School

Hill Adrienne Davis University of North Carolina – Chapel Hill

Cheryl Harris UCLA Law School

Richard Primus University of Michigan

Norman Spaulding Stanford Law School

**7.2 Speaking of Death (Room: 342)**

**Chair** Marianne Constable University of California – Berkeley

Shai Lavi Tel Aviv University Faculty of Law  
*Death of Embryos and the Eternal Life of Stem Cells*

Linda Meyers Quinnipiac University  
*“The Meaning of Death”*

Austin Sarat Amherst College  
*Pardon Tales in the Killing State: Narrating the Present, Remembering the Future*

Susan Schmeiser University of Connecticut Law School  
*Suicide by Execution*

**7.3 Corporation as Citizen (Room: Hotung 5013)**

**Chair** Jodi Short University of California – Berkeley  
*Replacing the Regulators: Legal Practices and the Rise of Corporate Self-Regulation*

Sheryl Hamilton Carleton University



- Megan Davis                      George Washington University  
*(Im)Possible Marriage and Family: Or  
Lessons for Queer and Feminist Legal  
Theory from Disability Theory*
- Sam Halabi                              Latham & Watkins, LLP  
*Expanding the Limitations of Possibility  
in Law*
- Saru Matambanadzo                  UCLA Women's Studies  
*Desiring the Impossible: Unbinding  
Bodies and Binaries in Law*

**7.7                      Global Legal Pluralism (Room: Hotung 5021)**

- Chair**                      Paul Schiff Berman                      Princeton University  
*A Pluralist Approach to International  
Law*
- Elena Baylis                              University of Pittsburgh Law School  
*Parallel Courts*
- Janet Levit                                  University of Tulsa College of Law  
*Bottom-Up Transnational Lawmaking:  
The Case of Trade Finance*

**7.8                      Negotiations of Law and Literature (Room: 210)**

- Chair**                      Melissa Ganz                                  Yale University  
*Rash Promises and Coerced Vows:  
Richardson's Clarissa and the Problem  
of Contract*
- Ayelet Ben-Yishai                      University of Haifa  
*Between Law and Legitimacy:  
Narrative Form in the Victorian Novel*
- Randall Craig                              University at Albany, SUNY  
*Wollstonecraft and Norton: Natural  
and Positive Law in the Debate Over  
Child Custody Rights*
- Catherine Frank                          University of New England  
*Divorce, Disestablishment, and Home  
Rule: Phineas Finn and the Facts of  
Union*



Saturday  
4:00 p.m. – 5:45 p.m.

4:00 – 5:45 p.m.

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**8.1 Technologies of Law (Room: 588)**

<b>Chair</b>	Nancy Marder	Chicago-Kent College of Law <i>Cyberjuries: A New Role as Online Mock Juries</i>
	David Caudill	Villanova University School of Law <i>Images of (Courtroom) Expertise in Film</i>
	Bradley Chilton	Appalachian State University <i>Oral, Print, Digital: The Cultures of Legal Research</i>

**8.2 Roundtable: Picture Ethics in Law and Other Disciplines (Room: Hotung 5013)**

Neal Feigenson	Quinnipiac University School of Law
Christina Spiesel	Quinnipiac University School of Law
Loret Steinberg	Rochester Institute of Technology

**8.3 Authenticity and Identity Politics (Room: 342)**

<b>Chair</b>	Robin Barnes	University of Connecticut <i>Reviewing the Outrageous: Uncovering Ghettos &amp; the Fabulous in the Free Expression and Association Debate</i>
	John Kang	St. Thomas University <i>Deconstructing the Ideology of White Aesthetics</i>
	Reginald Robinson	Howard University School of Law <i>Grey Men, Sacred Sex, and Death of the Authentic Female Being: An Analysis of Odier's Tantric Quest and Adultery in Traditional Marriages</i>

## **8.4 Literature and Power (Room: 344)**

<b>Chair</b>	Elizabeth Harris	University of Southern Mississippi <i>Lesbian Baiting and the Oath of the Round Table</i>
	Desmond Manderson	McGill University <i>DH Lawrence an the New Romantics</i>
	Carla Spivack	Oklahoma City University School of Law <i>The Woman is Out: A New Look at the Law in Shakespeare's Hamlet</i>
	Elliot Visconsi	Yale University <i>Vinculum Fidei: Citizenship Law and The Tempest</i>

## **8.5 Legal Performances (Room: Hotung 5021)**

<b>Chair</b> Law	Keith Fisher	Michigan State University College of <i>Lawyering As Performance Art</i>
	Lara Nielsen	New York University <i>Citizen Artists, Pornographies of the Real, and Theatres of Rights and Globalization</i>
Belfast	Sara Ramshaw	School of Law, Queen's University – <i>Deconstructin(g) Jazz Improvisation: Derrida and the Law of the Extemporary</i>

## **8.6 Establishment and Equality (Room: 210)**

<b>Chair</b>	John Valauri	Chase College of Law <i>Justice Rutledge's Appendix: Establishment, Equality, and the Administrative State</i>
	Marie Ashe	Suffolk University Law School <i>Fundamentalism in "Religious Pluralism"</i>

Frederick Gedicks  
*Christianity'* Brigham Young University Law School  
*Tolerance, Equality, and 'Judeo-*

Jane Rutherford DePaul University College of Law  
*Competing Definitions of Equality and  
Neutrality in the Establishment Clause*

## **8.7 Conspiracy, Democracy, and Law (Room: 492)**

### **Chair**

Nasser Hussain Amherst College

Jodi Dean Hobart and William Smith College  
*Credibility and Lost Democracy*

Mark Fenster University of Florida  
*An Impossibly Transparent Narrative:  
The Lives of The 9/11 Commission  
Report*

James Martel San Francisco State University  
*Ritual, Politics and Conspiracy in  
Walter Benjamin*

Australia Alison Young University of Melbourne – Victoria,  
*Witnessing and Trauma: Judgment  
and Legal Ethics in the Wake of  
September 11*

## **8.8 Animals and Other Non-Humans (Room: 337)**

### **Chair**

Maneesha Deckha University of Victoria Faculty of Law  
*Animal Justice, Cultural Justice: A  
Posthumanist Response to Cultural  
Rights in Animals*

Marie Fox University of Keele  
*Policing the Human: The Legal  
Regulation of Trans-Species Hybrids*

