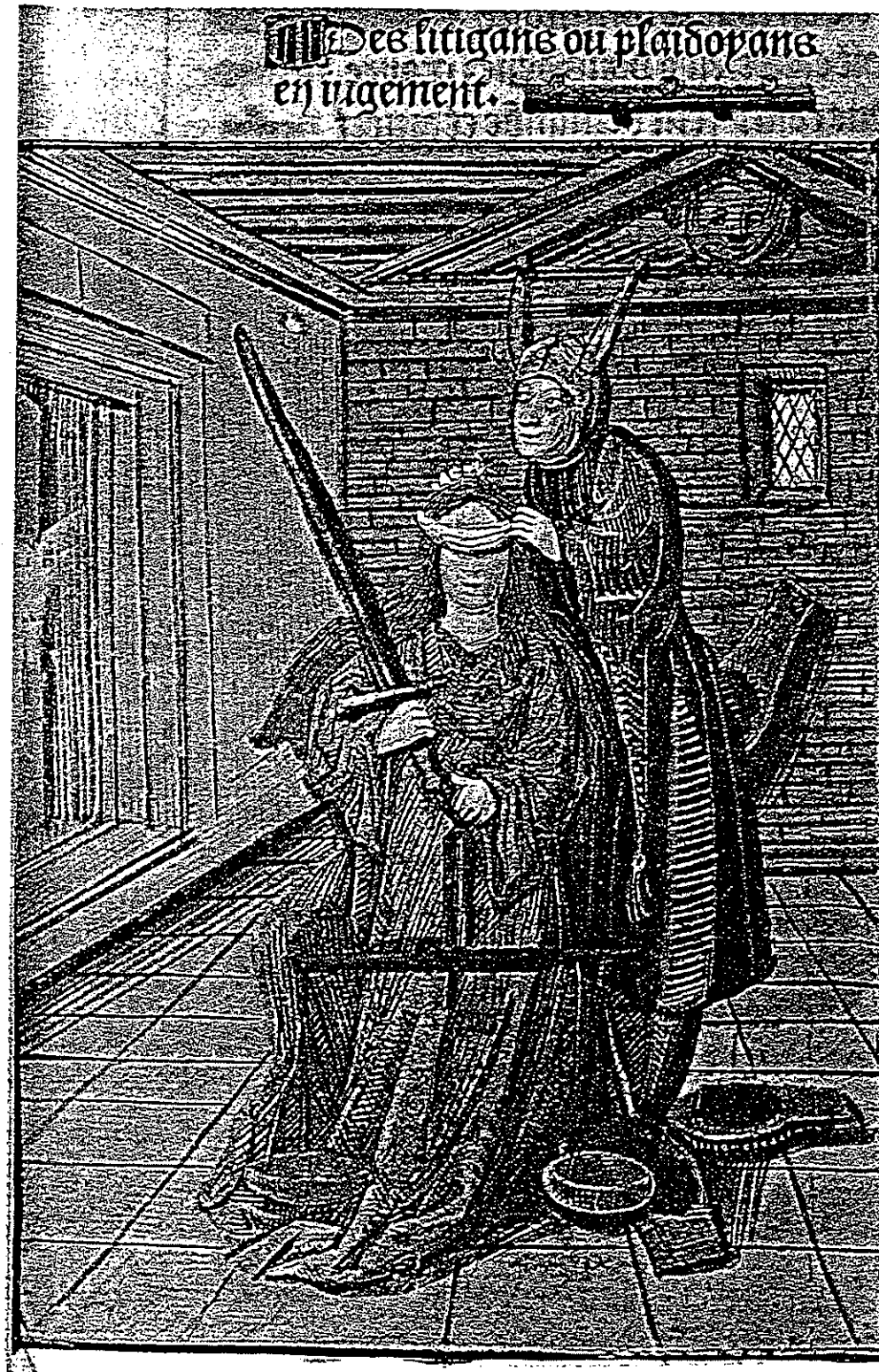


THE ASSOCIATION FOR
THE STUDY OF LAW,
CULTURE, AND THE
HUMANITIES

SIXTH ANNUAL
CONFERENCE



*Association for the Study of Law, Culture, and the Humanities
Sixth Annual Conference*

Benjamin N. Cardozo School of Law
New York University
New York, New York

March 7th, 8th, & 9th, 2003

FINAL PROGRAM

Organizing Committee:

Anita Allen-Castellitto

Nahum Chandler

Marianne Constable (Secretary)

Peter Fitzpatrick

Hendrik Hartog

Susan Sage Heinzelman

William MacNeil

Austin Sarat

Sylvia Schafer

Hilory Schor

Madhavi Sunder

Robin West

2003 LAW, CULTURE, AND THE HUMANITIES FINAL PROGRAM

Friday, March 7th
Cardozo School of Law

8:00 a.m. – 3:30 p.m. Registration (Breakfast from 8:00-9:00 a.m.): *3rd floor lounge*

9:00-9:30 a.m. Welcome & Introductions: *3rd floor lounge*

Dean David Rudenstine
Cardozo School of Law
New York, NY

Austin Sarat
Amherst College
Amherst, MA

Peter Goodrich
Cardozo School of Law
New York, NY

9:30-11:30 a.m. (Sessions 1-10)

1 The Medicalised Body In Law And Culture: *RM 538*

Chair

Ruth Fletcher
Keele University
North Staffordshire, UK

Marie Fox
University of Manchester
UK

Michael Thomson
Keele University
North Staffordshire, UK

Vicki Toscano
Cornell University
Ithaca, NY

Legal Forms and Reproductive Norms

Short Changed? The Law And Ethics Of Male Circumcision

Short Changed? The Law And Ethics Of Male Circumcision

Retribution And Pregnant Women Who Take Drugs

Friday, March 7th 9:30-11:30 a.m.

2 Competing Accounts: Narrative And The Limits Of Law: *RM 425*

Chair

Ravit Reichman
Yale University
New Haven, CT

Ravit Reichman
Yale University
New Haven, CT

Matthew Anderson
University of New England
Portland, ME

Patricio Boyer
New Haven, CT

Dan Friedman
Yale University
New Haven, CT

Chaya Halberstam
Yale University
Branford, CT

Private Stories In Public: Arendt's Eichmann

Narrative And The Limits Of Form In Glaspell's A Jury Of Her Peers

Rhetoric And The Limits Of The Law --The Case Of The Brevissima

Resistance To The Limits Of Judgment

The Limits Of Legal Discourse In Mishnah Ta'anit (Fasting)

3 Family Values: *RM 1008*

Chair

Nina Pillard
Georgetown University Law Center
Washington, DC

Anne C. Dailey
University of Connecticut Law
Hartford, CT

Nomi Stolzenberg
University of Southern California
Los Angeles, CA

Family And Medical Leave Act

On Raising Citizens

Spiritual Custody

Friday, March 7th 9:30-11:30 a.m.

4 Women's Right To Pray: The Case Of The Women Of The Wall: *RM 407*

| | | |
|------------------|---|---|
| Chair/Discussant | Reva Siegel Yale University Law School New Haven, CT | |
| | Janet Dolgin Hofstra University Hempstead, NY | Orthodox Practice, Enlightenment Values And The Women Of The Wall |
| | Pnina Lahav Boston University Boston, MA | Up Against The Wall: Women's Legal Struggle To Pray At The Western Wall |
| | Carol Weisbrod University of Connecticut Hartford, CT | Women Of The Wall: Theoretical And Comparative Perspective |

5 Characterizing Blame In Law And Literature: The Allocation Of Responsibility For Violence Within The Family: *RM 205*

| | | |
|-------|--|---|
| Chair | Leigh B. Bienen Northwestern University Chicago, IL | Killings By Men And Women, Patterns Of Violence By Gender And Race In The Chicago Historical Homicide Study, 1870-1930 |
| | Marianne Constable University of California Berkeley, CA | The "New Unwritten Law": Husband-Killing In Chicago, 1870-1930 |
| | Stephen Gillers New York University New York, NY | Hamlet v. Claudius --The Case For The Defense |
| | The Honorable Ilana Diamond Rovner U.S. Court of Appeals for the Seventh Circuit Chicago, IL | "If Only I had Killed Him/Her" --Cases Involving People In Extreme Emotional States, And The Consequences. Reflections By A Federal Trial And Appellate Court Judge |
| | Catharine R. Stimpson New York University New York, NY | Mothers Who Kill |

Friday, March 7th 9:30-11:30 a.m.

6 Marriage, Divorce, And Gender Equality: *RM 1101*

Chair

Joanna Grossman
Hofstra University
Hempstead, NY

Escaping The Confines Of Marriage: Women and Divorce at the Turn of the
Twentieth Century

Ariela Dubler
Columbia Law School
New York, NY

In The Shadow Of Marriage: Single Women And The Legal Construction Of The Family

Carolyn Frantz
New York University
New York, NY

On Marital Property: Can A Marital Community Be Egalitarian?

Linda McClain
Hofstra University, School of Law
Hempstead, NY

Equality Among Families: What Place For Marriage?

7 From Law To The Image: *RM 1158*

Chair

Valerie Karno
University of Rhode Island
Kingston, RI

The Virgin Returns: Justice And Iconography In Portraiture Of Elizabeth The First

Anne Bottomley
University of Kent
Kent, England

Looking For Law In Lantana: Reading American Law On The Great Southern Landscape

Kirsty Duncanson
University of Melbourne
Victoria, Australia

Free Content And The Commodification Of Law

Daniel M. Filler
University of Alabama
Tuscaloosa, AL

Free Content And The Commodification Of Law

David A. Hoffman
Cravath, Swain & Moore
New York, NY

Friday, March 7th 9:30-11:30 a.m.

Regina Elisabeth Rauxloh
Warwick University
Coventry, England

Goodies And Baddies - German Police In East And West Television

8 Love, Languor, Loneliness, Law: 5 SEMINAR (5th floor)

Chair/Discussant Marinos Diamantides
Birkbeck College, University of London
London, UK

Maria Aristodemou
Birkbeck College
University of London, England

Love

Simon Critchley
University of Essex
Colchester, UK

Languor

Thomas L. Dumm
Amherst College
Amherst, MA

Loneliness

9 Media Representations Of Identity Groups: RM 1147

Chair/Discussant Frank Rudy Cooper
Villanova University School of Law
Villanova, PA

Intersectionality, Multidimensionality and Critical Cultural Theory

Leonard Baynes
St. John's University Law School
Jamaica, NY

Racial Transformation and Realignment Since September 11th

Shubha Ghosh
University of Buffalo
Buffalo, NY

Gandhi & The Life Of The Law

Angela Harris
University of California
Berkeley, CA

Terms of Redemption

Friday, March 7th 9:30-11:30 a.m.

Tucker Culbertson
University of California
Berkeley, CA

Law, Culture and Coloniality

Imani Perry
Rutgers - Camden Law School
Camden, NJ

TBA

10 Rights And Race: Readings In History, Law And Literature: 3rd floor lounge

Chair/Discussant

Keith J. Bybee
Syracuse University
Syracuse, NY

Katherine Franke
Columbia University
New York, NY

Tim Libretti
Northeastern Illinois UCarniversity
Chicago, IL

Joshua M. Price
State University of New York
Binghamton, NY

Dilemmas Of Citizenship: Rights As Governance

Refocusing Reading On The Invisible: Identifying Unspoken
Racial Contracts As The Grounds For Meaning In Arthur
Millers' FOCUS And Colson Whitehead's THE INTUITIONIST

Rhetorics Of Provocation: Dreams, Methodology, And The
Critical Race Theorists

Friday 11:30-1:30 p.m. **Lunch Break**
Boxed Lunch Served: 3rd floor lounge

Friday 1:30-3:30 p.m. (Sessions 11-23)

11 Reading Race: Seeking Alternative Evidentiary Grammars: 3rd floor lounge

Chair

Nahum Chandler
Johns Hopkins University
Baltimore, MD

Friday, March 7th 1:30-3:30 p.m.

Sue Farquhar
Virginia Polytechnic Institute &
Blacksburg, VA

The Subject As Citizen: Ethics, Law And Literature Of Early Modern France

Blair Murphy-Kelley
North Carolina State University
Raleigh, NC

Negroes Everywhere Are Walking: The History Of Segregation Law, Black Protest,
And The Fight Against Segregated Streetcars In Richmond, Virginia

Megan Sweeney
Georgetown University
Washington, D.C.

Salting Our Wounds, Healing The Social Body: Reading And The Project
Of Critical Resistance

Nicole Waligora-Davis
Cornell University
Ithaca, NY

Legal Fictions: Evidentiary Protocols Of Race

12 The Constitution Of The Political Subject: *RM 303*

Co-Chair Denise Ferreira da Silva
University of California
San Diego, CA

Before Transparency: Reason And The Racial Subject

Co-Chair Veronique Voruz
University of Leicester
Leicester, UK

Reading Critiques Of Political Power

Costas Douzinas
Birkbeck College
London, UK

The Free And The Subjected (Legal) Subject

Stewart Motha
University of London
London, UK

War, Law And The Abandoned Political Subject

13 Renaissance Literature And Law: *5 Seminar (5th floor)*

Chair Peter Goodrich
Cardozo Law School
New York, NY

Friday, March 7th 1:30-3:30 p.m.

Daniela Carpi
University of Verona
Italy

The Crisis Of The Concept Of Aesthetics In *Othello*

María Drakapoulou
University of Kent
Cantebury, UK

Women And Law In The Renaissance

Lorna Hutson
University of California
Berkeley, CA

From Penitent To Suspect: Law, Reformation, And Drama

Discussant

Rudiger Campe
Johns Hopkins University
Baltimore, MD

Discussant

Stephanie Lysyk
Vancouver, B.C.

14 *Unforgiven* As Jurisprudential Text: Or, Variations On A Theme By Eastwood: RM 538

Chair/Discussant

Ruth Buchanan
University of British Columbia
Vancouver, B.C.

Maneesha Deckha
University of Victoria
Victoria, B.C.

Personhood, Property, And Punishment: Parallels Between *Unforgiven* And *People v. Marjorie Knoller* In The Construction Of Human Identities And Animal Bodies

Rebecca Johnson
University of Victoria
Victoria, Canada

On Bars, Breasts And Babies: Some Reflections On *Unforgiven*, Liquor Licensing Laws, And The Spaces Of Citizenship

Orit Kamir
University of Michigan
Ann Arbor, MI

Cinematic Jurisprudence: Deterrence And Retribution, Dignity And Honor In Clint Eastwood's *Unforgiven*

15 Disability And The Law: RM 204

Chair

Jill Elaine Hasday
University of Chicago
Chicago, IL

Friday, March 7th 1:30-3:30 p.m.

Jill Elaine Hasday
University of Chicago
Chicago, IL

Mitigation And The Americans With Disabilities Act

Anita Silvers
San Francisco State University
San Francisco, CA

Group Identity And The Civil Rights Paradigm: The Cultural Idealization Of Protected Classifications

Aviam Soifer
Boston College
Newton, MA

Disabling The ADA: Essences, Better Angels, And Unprincipled Neutrality Claims

Michael Stein
William and Mary Law School
Williamsburg, VA

Group Identity And The Civil Rights Paradigm: The Cultural Idealization Of Protected Classifications

16 Professional Modernism: Contract And Obligation In Twentieth-Century Culture: *RM 1147*

Chair

Drayton Nabers
Vanderbilt University
Nashville, TN

Abigail Cheever
University of Richmond
Richmond, VA

"Condor Is An Amateur": The Professionalization Of Company Men In *Three Days Of The Condor*

Deak Nabers
Vanderbilt University
Nashville, TN

"Their Job, My Way": Chandler's Professional Style Fall 2002

John D. Rockefeller V
Johns Hopkins University
Baltimore, MD

Ethics, Contracts, And Professionalism: Fitzgerald, Hammett, Faulkner, And Chandler

Matthew Sewell
Rollins College
Winter Park, FL

These Starved And Broken Pieces: The Professional Ethics Of Paterson

17 Questions Of Responsibility?: Popular Representations Of Criminality And Respectability: *RM 206*

Chair

Anupama Rao
Barnard College
New York, NY

Friday, March 7th 1:30-3:30 p.m.

Shani D'Cruze
Manchester Metropolitan University
Stoke-Trent, UK

'Dad's Back': Mapping Masculinities And Moralities In Margery Allingham

Judith Rowbotham
Nottingham Trent University
Nottingham, UK

Pressing Observations: Crime Reporting In Fact And Fiction, c1850-1939

Sarah Wilson
University of Leeds
Leeds, UK

Conviction By Media?: Respectability, Criminality, And Some Victorian Perspectives
On Press Reporting And Trials Of Serious Fraud

18 Law And Education, Education In Law: *RM 1008*

Chair

Anita L. Allen-Castellitto
University of Pennsylvania
Philadelphia, PA

Barbara K. Bucholtz
University of Tulsa, College of Law
Tulsa, OK

Academic Freedom Under Siege: Will The Religious Right's Newly - Minted First
Amendment Rights In Higher Education Provide It With The Power To Foreclose
Open Discourse In The University Curriculum?

Isobel M. Findlay
University of Saskatchewan
Saskatoon, SK

"Education Is Now Our Buffalo": Re-Imagining Postcolonial Legal Studies

Tamara R. Piety
University of Tulsa College of Law
Tulsa, OK

Something Fishy: Using Moby-Dick To Teach Law

19 New Perspectives/New Contexts In Studying Law And Literature: *RM 423*

Chair

Jane B. Baron
Temple University
Philadelphia, PA

Ayelet Benyishai
University of California at Berkeley
Berkeley, CA

Obsessed With Truth: Fiction, Law And The Realist Novel

Friday, March 7th 1:30-3:30 p.m.

Adam Gearey
Birkbeck Law School
London, UK

The Strange Death of Christopher Okigbo: Sovereignty, Biafra, Poetry

Ambreena Manji
University of Warwick
Coventry, UKAnn

Law And African Literature: Class And Colonialism In Sembene Ousmane's
'*Les Bouts De Bois De Dieu*'

Fernando Gomez
Stanford University
Stanford, CA

The Big Sixteenth Century: Law And Literature In The Hispanic Atlantic
(Or About Historicity And Foreignness)

20 Knowing Selves: RM 407

Chair/Discussant

Ellen Rigsby
St. Mary's College of California
Moraga, CA

David Gurnham
University of Warwick
Coventry, UK

The Indeterminacy Of The Principle Of The 'Individual' In Legal Judgment:
An Analysis Of The Case Of The Conjoined Twins

Joseph Jenkins
University of California
Los Angeles, CA

Inheritance Law As Constellation In Lieu Of Redress: A Detour Through
Exceptional Terrain

Yofi Tirosh
University of Michigan Law School
Ann Arbor, MI

Language, Law, And The Poetics Of Identity

21 Crime, Criminal Law, And Criminal Punishment As Subjects Of Humanistic Inquiry?: RM 425

Chair

Elizabeth Rapaport
University of Mexico
Albuquerque, NM

Deborah Denno
Fordham University School of Law
New York, NY

The Foundations Of Mens REA: A Revision

Anna Kaladiouk
University of California
Davis, CA

A "Theory Which Has In It Nothing Scholastic": Punishment And Moral
Responsibility In Leo Tolstoy And Gabriel Tarde

Friday, March 7th 1:30-3:30 p.m.

Chia-Wen Lee
Indiana University Law School
Bloomington, IN

Making America Though Crime And Justice: The Politics Of National Identity
In American Racism

Leo Zaibert
University of Wisconsin-Parkside
Kenosha, WI

Punishment And Its Justifications

22 Cultural Studies, Identity, And Criminal Law: *RM 424*

Chair/Discussant Frank Rudy Cooper
Villanova University
Villanova, PA

Camille Nelson
Saint Louis University Law School
Saint Louis, MO

The Construction of Fear: Rape, Race And Jack In The Box

Devon Carbado
UCLA Law School
Los Angeles, CA

The Racial Productivity of Fourth Amendment Law

Kenneth Nunn
University of Florida Law School
Gainesville, FL

TBA

Beatriz Rodriguez
Duke University
Durham, NC

TBA

23 Judging And Writing *RM 211A*

Chair/Discussant Keith J. Bybee
Syracuse University
Syracuse, NY

Alexandra D. Lahav
Stanford Law School
Stanford, CA

Historicism And Judicial Reasoning

Penelope Pether
American University
Washington, DC

Take A Letter, Your Honor: The Scandal Of Private Judging In The US Courts

Friday, March 7th 1:30-3:30 p.m.

Gareth Williams
Birkbeck College
London, UK

Reading Sartre And Derrida Together: The Act Of Writing And The Act Of Judging

Friday, March 7th
New York University

4:00-6:00 p.m. - Plenary: New York University
Hemmerdinger Hall, The Silver Center (SC)

24 Law and Romance

Chair

Nomi Stolzenberg
University of Southern California
Los Angeles, CA

Jerome Bruner
New York University
New York, NY

Peter Goodrich
Cardozo Law School
New York, NY

Cheryl Mills
New York University
New York, NY

Hilory Schor
University of Southern California
Los Angeles, CA

Kendall Thomas
Columbia Law School
New York, NY

6:00-8:00 p.m. Reception: New York University
Hemmerdinger Hall

Saturday, March 8th
New York University

8:00 a.m. – 5:00 p.m. Registration (Breakfast 8:00 – 8:30 a.m.): *Hemmerdinger Hall*

8:30-10:00 a.m. (Sessions 25 – 32)

25 Theoretical Chains? Legal Scholarship And Social Activism: A Roundtable *IWSN RM 404*

Chair

Keally McBride
Temple University
Philadelphia, PA

Alexandra Juhasz
Pitzer College
Claremont, CA

Chris Sturr
Harvard University
Cambridge, MA

26 In Through The Out Door: The Return Of Custom, Caste, And Canon In Colonial And Post-Colonial India *IWSN RM 205*

Chair/Discussant

Anupama Rao
Barnard College
New York, NY

Karuna Mantena
Harvard University
Cambridge, MA

Ananya Vajpeyi
National Law School of India
Bangalore

Robert Yelle
Southern Illinois University
Carbondale, IL

Conceptualizing 'Custom' In Late Colonial India: Henry Maine And The Theoretical
Origins Of Indirect Rule

Caste Out Of Law: The Return Of The Pre-modern In Indian Legal Discourse

Images Of Law And Its Others: Law, Religion, And Idolatry In British India

Saturday, March 8th 8:30-10:00 a.m.

27 Through A Glass - Darkly? *IWSNRM 101*

Chair

Stewart Motha
Birkbeck College, University of London
London, UK

Anne Bottomley
University of Kent
Canterbury, England

Nathan Moore
University of Kent
Canterbury, UK

Thanos Zartaloudis
Birkbeck College, University of London
London, UK

What Does It Mean, To Me To Be A Feminist Scholar?

Concepts And Localities: Deleuze, Badiou And The Form Of Law

The Singular Ethics Of Agamben, Badiou And Nancy: Reflections On A Line Of Experimentation For Critical Legal Thought

28 Legal Contours Of Race *IWSN RM 207*

Chair

Joseph Pugliese
Macquarie University
Australia

Joseph Pugliese
Macquarie University
Australia

James N. Brown
London, Ontario
Canada

Nadine Ehlers
Macquarie University
Australia

Patricia M. Sant
London, Ontario
Canada

Whiteness In The Body Of Law: Racial Schemata And The 'Typical Body' Charts Of Forensic Pathology

The Monstrous Hybridism Of East And West? And Other Reasons For 'Passing'

Hidden In Plain Sight: Liminal Threats To Epistemological And Juridical Racial Dictates

The Monstrous Hybridism of East And West? And Other Reasons For 'Passing'

Saturday, March 8th 8:30-10:00 a.m.

29 Other Founding Moments Of Modernity *IWSN RM 206*

Chair

Karl Blaine Shoemaker
University of Wisconsin
Madison, WI

Karl Blaine Shoemaker
University of Wisconsin
Madison, WI

Mark Antaki
McGill University
Montreal, Canada

Bernadette Meyler
University of California
Irvine, CA

Sanctuary

TBA

Substitute Chancellors: The Role Of The Jury In The Contest
Between Common-Law And Equity

30 A Case Study In The "Case Method": Applying Legal Pedagogy In The Undergraduate Humanities Classroom *SC RM 405*

Chair/Discussant

David Abraham
University of Miami
Coral Gables, FL

Elizabeth Losh
University of California
Irvine, CA

Lynn Mally
University of California
Irvine, CA

John Seckinger
University of California
Irvine, CA

Courtrooms, Classrooms, And The Necessity Defense: The Contested Space Of Legal
Argument As Simulacrum

Pedagogical Challenges

Finding A Problem--The Necessity Defense In Case Law

31 The Place For Ethics In Legal Decisions *IWSN RM 405*

Chair/Discussant

Panu Minkkinen
University of Helsinki
Finland

Saturday, March 8th 8:30-10:00 a.m.

Bradley Bryan
Boalt Hall School of Law
Berkeley, CA

Bio-ethics as Response and Imperative: Availability, Provisionality, and Technique

Karin van Marle
University of Pretoria
Pretoria

Attentiveness As Ethical Politics

Benjamin Yost
University of California, Berkeley
Berkeley, CA

Abolition And The Problem Of Kant

Discussant

David Seymour
Lancaster University
UK

32 The City SC RM 806

Chair/Discussant

Frank Rudy Cooper
Villanova University
Villanova, PA

Delario Lindsey
Boston College
Boston, MA

Amadou Diallo: World Cities as Safe Spaces

Discussant

David Grazian
University of Pennsylvania
Philadelphia, PA

TBA

Discussant

Jerome Hodos
University of Pennsylvania
Philadelphia, PA

10:30 a.m. -12:30 p.m. (Sessions 33 – 44)

33 Socio-Cultural Approaches To International Law SC RM 201

Chair

Paul Schiff Berman
University of Connecticut
Hartford, CT

Saturday, March 8th 10:30 a.m. – 12:30 p.m

Laura Dickinson
University of Connecticut
Hartford, CT

International Law And Critical Legal Theory

Mark A. Drumbl
Washington and Lee University
Lexington, VA

Collective Denial Of Shared Disaster

Discussant

Sally E. Merry
Wellesley College
Wellesley, MA

34 Law And The Gothic Imagination *IWSN RM 206*

Chair

Bruce Carolan
Dublin Institute of Technology
Dublin, Ireland

Leslie J. Moran
Birkbeck College, University of London
London, UK

Fear And Terror In The Legal Imagination: Law's Violence And The Sublime

Lee Quinby
Hobart and William Smith Colleges
Geneva, NY

The Gothic Fearscape Of "Homeland Security"

Claire Valier
Keele University
UK

Memento Mori. The Haunting Visual Of Penal Modernity

35 Crime, Law, And Justice On Contemporary TV *IWSN RM 207*

Chair

Elayne Rapping
State University of New York
Buffalo, NY

Signs Of The Times: "Oz" And The New Trend Toward Prison-Centered TV Series

Laurie Ouellette
Queens College, CUNY
Flushing, NY

"Justice With Attitude": Judge Judy, Neoliberalism And Everyday Citizenship

David Schmid
University of Buffalo
Buffalo, NY

Cheerleading For The FBI: Respect For Law And Order In X-Files, Millennium,
and Profiler

Saturday, March 8th 10:30 a.m. – 12:30 p.m.

36 The End(s) Of The Rule Of Law *IWSN RM 101*

Chair/Discussant

Felipe Gutteriez
University of California
Berkeley, CA

Jennifer Culbert
Johns Hopkins University
Baltimore, MD

Sarah Jain
Stanford University
Stanford, CA

Miriam Ticktin
Columbia University
New York, NY

The End Of An Error: Reflections On The Innocence Project And The Rule Of Law

An Ethics Of Product Design? Contract And Ethics In American Injury Law

From The Rule Of Law To An Ethics Of Benevolence: *Sans Papiers* And The Political Economy Of Compassion In France

37 Interpreting Nietzsche's Destruction Of Legal Argumentation *SC RM 206*

Chair/Discussant

Marianne Constable
University of California
Berkeley, CA

Francis J. Mootz III
Pennsylvania State University,
Carlisle, PA

P. Christopher Smith
University of Massachusetts-Lowell
Lowell, MA

Mariana Valverde
University of Toronto
Ontario, Canada

Richard Weisberg
Cardozo School of Law
New York, NY

Responding To Nietzsche: The Constructive Power Of Destruction

From Strife To Understanding: Pathological Argument In Nietzsche And Gadamer

Nietzsche And The Criminal Law

Nietzsche's Strong Program For Due Process And Interpretive Stability In Law

Saturday, March 8th 10:30 a.m. – 12:30 p.m.

38 Immanence/Transcendence And Law *SC RM 207*

Chair/Discussant Sundhya Pahuja
Birkbeck & The University of Melbourne
Australia

Thomas L. Dumm
Amherst College
Amherst, MA

Madness, The Absence Of Law

Jill Stauffer
University of California
Berkeley, CA

Sovereignty's Immanence And Transcendence: Traces Of Order And Anarchy In
Positive Law

39 Inside The Black Box: The Sources Of Civil Society *SC RM 208*

Chair/Discussant Anthony Sebok
Brooklyn Law School
Brooklyn, NY

Faith Stevelman Kahn
New York Law School
New York, NY

The Legal Structures Of Corporate And Market Governance And The Intellectual
Inheritance Of Civil Society Theory

Linda McClain
Hofstra University
Hempstead, NY

Gardening, Engineering Or Philosophy: How Do Families Become 'Seedbeds
Of Virtue?'

Dana Brakman Reiser
Brooklyn Law School
Brooklyn, NY

Do Ends Drive Means? The Relationship Between The Law Of Non-Profits And
The Production Of Social Capital

40 Aliens, Strangers, Detainees: At (Or Beyond) The Limits Of The Law? *IWSN 319*

Chair Sylvia Schafer
University of Connecticut
Storrs, CT

Timothy J. Deines
Michigan State University
East Lansing

Shares Of Sovereignty: On Living Out And Out-Living A Concept

Saturday, March 8th 10:30 a.m. – 12:30 p.m.

William B. Griffith
George Washington University
Washington, DC

Vindicating The Rights-Claims Of Aliens Resident In The U.S.: Towards A
Philosophical Perspective

Sara Manaugh
Columbia Law School
New York, NY

Marking Time: The Detainee In The New American Legal Order

41 Legal Readings Of "Classic" Literary Texts *IWSN RM 405*

Chair/Discussant Melissa Ganz
Yale University
New Haven, CT

Sarah Abramowicz
Columbia University
New York, NY

From Lawyer To Detective In The Victoria Novel

John Cyril Barton
University of California
Irvine, CA

The Rhetoric Of Judicial Reform: Hawthorne's The House Of The Seven Gables
And The Death Penalty

Wendy Jones
Cornell University
Ithaca, NY

Marriage, Liberalism And The Law In Thackeray's The Newcomers

42 Rhetoric And Persuasion *SC RM 808*

Chair/Discussant Harriet Murav
University of Illinois
Urbana

Philip N. Meyer
Vermont Law School
South Royalton, VT

Making The Narrative Move: Observations Based Upon Reading Gerry Spence's
Closing Argument In The Estate Of Karen Silkwood v. Kerr Mc-Gee

Frances Ranney
Wayne State University
Detroit, MI

From Hermeneutic To Heuristic, Interpretation To Invention: An Argument For
A Non-literary Rhetoric Of Law

Richard K. Sherwin
New York Law School
New York, NY

Visual Spin: Bush v. Gore, A Case Study In Managing Political And Legal Crisis

Saturday, March 8th 10:30 a.m. – 12:30 p.m.

Anita Soboleva
OSI-Russia
Moscow

Topical Jurisprudence: Reconciliation Of Law And Rhetoric

43 Possession I WSN RM 112

Chair/Discussant

Peter Goodrich
Cardozo School of Law
New York

Tatiana Flessas
University of Reading
Reading

Hunter To Prey

Marinos Diamantides
Birkbeck College, University of London
London, UK

The Significant Separation of Ethics And Politics From Levinas To Badiou

Desmond Manderson
McGill University
Montreal

Possessed By Law

Jeanne Shroeder
Cardozo School of Law
New York, NY

The Sins Of The Possessive: The Case Of Martha Stewart

44 Regulating Intimacy: Author Meets Readers, Roundtable SC RM 405

Jean L. Cohen
Columbia University
New York, NY

Regulating Intimacy: A New Legal Paradigm

Elizabeth M. Schneider
Brooklyn Law School
Brooklyn, NY

Morris B. Kaplan
Purchase College
Purchase, NY

Paul A. Passavant
Hobart and William Smith Colleges
Geneva, NY

Saturday, March 8th 10:30 a.m. – 12:30 p.m.

Jodi Dean
Hobart and William Smith Colleges
Geneva, NY

12:30-2:00 p.m. **Lunch: Hemmerdinger Hall**

2:00-4:00 p.m. (Sessions 45- 54)

45 Trial Performances *SC RM 808*

Chair/Discussant Austin Sarat
Amherst College
Amherst, MA

Lawrence Douglas
Amherst College
Amherst, MA

Jessica Silbey
Amherst College
Amherst, MA

Martha Merrill Umphrey
Amherst College
Amherst, MA

Images Of Eichmann

Judges As Film Critics, Part II: From Personal Injury To Expert Testimony

Performativity And Spectacle: Trials And The Production Of Culture

46 Ethnographies Of The Rule Of Law *IWSN RM 101*

Chair Teemu Ruskola
American University Law School
Washington, D.C.

Teemu Ruskola
American University Law School
Washington, D.C.

John Hagan
American Bar Foundation &
Chicago, IL

"American Common Law Of China" As Model Of Rule Of Law

The Force of Law in Prosecuting Crimes of War

Saturday, March 8th 2:00-4:00 p.m.

Ronald Levi
American Bar Foundation
Chicago, IL

The Force of Law in Prosecuting Crimes of War

Annelise Riles
Cornell Law School
Ithaca, NY

Collateral Knowledge: The Emergence Of Legal Thinking About The Markets

AnnJanette Rosga
University of Colorado
Boulder, CO

"Operation Mirage": Trafficking, Human Rights And Criminal Justice

Discussant

Bryant Garth
American Bar Foundation
Chicago, IL

47 What Film Can Teach Us About Law? IWSN RM 112

Chair/Discussant

Christopher Harding
University of Wales
Ceredigion, Wales

Eyal Diskin
Harvard Law School
Cambridge, MA

Bias Crimes --A Study Of Law And Film

Felipe Gutierrez
University of California
Berkeley, CA

Love, Law And Freedom In Run, Lola, Run

Naomi Mezey
Georgetown University Law Center
Washington, D.C.

A Fervent And A Frightened Prayer: The Relationship Between Law And Justice
In American Popular Culture

Mark C. Niles
American University
Washington, D.C.

"A Fervent And A Frightened Prayer": The Relationship Between Law And Justice
In American Popular Culture

Elizabeth Pendo
St. Thomas University School of Law
Miami, FL

"Damaged Care": Images Of The Health Care System In Popular Film

Saturday, March 8th 2:00-4:00 p.m.

48 Human Rights, Transitional Justice, And New Legal Forms *SC RM 405*

| | | |
|------------------|---|--|
| Chair/Discussant | William MacNeil Griffith University Queensland, Australia | |
| | Mark Antaki McGill University Montreal | Humanity As Globality: Crimes Against Humanity As Universal Crimes |
| | Alexandra Huneus University of California Berkeley, CA | How The Passage Of Time Alters Legal Justice: A Study Of The Resurgence Of Litigation Over Pinochet-Era Political Crimes |
| | Noelle Claire McAfee University of Massachusetts Lowell, MA | Testimonies In The Public Sphere: On The Truth And Reconciliation Process |
| | Jonathan K. Stubbs University of Richmond Richmond, VA | Race And International Human Rights: One Family Or Competing Clans Under The International Covenant On The Elimination Of All Forms Of Racial Discrimination |

49 Law Confronts Religion And Religious Controversies *IWSN RM 207*

| | | |
|------------------|--|--|
| Chair/Discussant | Anita L. Allen-Castellitto University of Pennsylvania Philadelphia, PA | |
| | Erik Anderson Furman University Greenville, SC | Reconciliation Through Pluralism: Toward A Post-Enlightenment Conception Of Public Reasoning |
| | Joan DelFattore University of Delaware Newark, NJ | The Great Voucher Debate: Should Religious Schools Receive Public Funding? |
| | Kathryn A. Lee Eastern University St. Davids, PA | The Religious Imagination And The Other: Judge John T. Noonan And Immigration |
| | Timothy Lytton Albany Law School Albany, NY | Divine Authority, Personal Autonomy, And The Rule Of Law: The Rabbinic Turn And The Binding Of Isaac |

Saturday, March 8th 2:00-4:00 p.m.

Zehava Zevit
Harvard University
Cambridge, MA

God Talk Or Religion?: Shifting Paradigms And New Baseline Communities In
Establishment Clause Jurisprudence

50 Professional Identity In Fact And Fiction *SC RM 206*

Chair TBA

Peter Karsten
University of Pittsburg
Pittsburg, PA

Crises Of Conscience: Thoughts On Moral Dilemmas Faced By Professionals In
The United States And Australia During The Nineteenth Century

W. Bradley Wendel
Washington and Lee Law School
Lexington, VA

TBA

Juan Pablo Molina
Harvard University
Cambridge, MA

Colonising The Radical: Alternative Legal Practice As A Suppression Of Resistance?

Andrew Williams
University of Warwick
Coventry, UK

Colonising The Radical: Alternative Legal Practice As A Suppression Of Resistance?

Dicle Kogacioglu
Columbia University Law School
New York, NY

Civility and Its Discontents: Exploring the Legal Consciousness of Court Personnel in Turkey

51 Islam And The Law/Law In Islamic Nations *SC RM 207*

Chair Nahum Chandler
Johns Hopkins University
Baltimore, MD

Eli Alshech
Institute for Advanced Study
Princeton, NJ

Privacy In Early Islamic Legal Thought: A Mechanism For Maintaining Social Order
Or A Means Of Protecting The Individual

Dilek Doltas
Bogazici University
Istanbul, Turkey

The Question Of Constitutional Versus Islamic Law: Historical, Autobiographical And
Fictional Accounts Of An Uprising In Late Ottoman

Saturday, March 8th 2:00-4:00 p.m.

Bernard K. Freamon
Seton Hall University
Newark, NJ

The 'Ulama' And The Abolition Of Slavery In 19th Century Egypt: The Role Of
The Modernists

52 Regulating Artistic & Cultural Production *SC RM 208*

Chair

Susan Sage Heinzelman
University of Texas
Austin, TX

Kristy Ganoc
Bowling Green State University
Bowling Green, OH

Strippers, Censorship, And New York City: Forms Of Censorship Of Public
Erotic Expression In The 1990's

Kathleen McConnell
Bowling Green State University
Bowling Green, OH

The Influence of Copyright Law in Cassette-taped Recording Projects in the Pacific
Northwest

Lara Nielsen
Hampshire College
Amherst, MA

The US Rejoins UNESCO: Speculations On Managing Cultural Labor

Sara Ramshaw
Birbeck College, University of London
London, UK

"Too Much Running Wild": Cixous, Jass, And The NYC Cabaret Identification Card
System, 1940-1967

Discussant

Paul Schiff Berman
University of Connecticut
Hartford, CT

53 Law And Pluralism: Group Identity And The Legal Process *SC RM 201*

Chair/Discussant

Nasser Hussain
Amherst College
Amherst, MA

Hester Lessard
University of Victoria
British Columbia

What's In A Name?: Narratives About Parenthood, Nationhood, Law And Social Power

Cees Maris
University of Amsterdam
The Netherlands

Honour Killing: A Reflection On Gender, Culture And Violence

Saturday, March 8th 2:00-4:00 p.m.

Sagit Mor
New York University
New York, NY

Can The Disabled Unite? --The Place Of Disabled Veterans In Group Differentiation
And Group Formation Processes Within The Disability Community in Israel

David Taylor
University of South Africa
Gauteng

"The Bastards Stole My Culture!" The Illegitimacy Of Illegitimacy: Destroying Culture
And Constructing Identities

54 Re-presenting Murder *IWSN RM 405*

Chair

Catherine Robertson
New School Online University
Ohio

Jean Marie Lutes
Manhattan College
New York, NY

Writing for the "pity platoon": Newswomen on Trial

Catherine Robertson
New School Online University
Ohio

Murder Trials and the Performative

Jonathan Veitch
New School University
New York, NY

"How do we seize history" – Julian Barnes, *Flaubert's Parrot*

4:30-6:30 p.m. (Sessions 55 – 63)

55 Revenge And The Law: Philosophic And Literary Inquiries *IWSN RM 206*

Chair

Roger Berkowitz
Amherst College
Amherst, MA

Gratitude And Punishment

Roger Berkowitz
Amherst College
Amherst, MA

Jennifer Ballengee
Towson University
Towson, MD

The Antidote To Crime: The Spectacle Of Suffering And The Idea Of Justice

Saturday, March 8th 4:-30-6:30 p.m.

David H. Fisher
North Central College
Naperville, IL

Revenge as Desire, Revenge as (Legal) Duty: Aeschylus and Kadare

Linda Meyer
Quinnipiac University Law School
Hamden, CT

The New Revenge

Discussant

Jennifer Culbert
Johns Hopkins University
Baltimore, MD

56 The Pursuit Of Justice *IWSN RM 101*

Chair/Discussant

Hilory Schor
University of Southern California
Los Angeles, CA

Catherine Kellogg
University of Alberta
Edmonton, Alberta

Mourning Terminable And Interminable: Deconstruction, Law, Representation

James McBride
Schulte Roth & Zabel LLP
New York, NY

A Girardian Reading Of Herman Melville's *Billy Budd, Sailor*

William Smith
University of Warwick
Coventry, UK

Civil Disobedience As Cultural Criticism

57 Responses To Nietzsche's Destruction Of Legal Argumentation *IWSN RM 207*

Chair

Francis J. Mootz III
Pennsylvania State University,
Carlisle, PA

Larry Catá Backer
Pennsylvania State University
Carlisle, PA

On Death And Transfiguration: Law After Deconstruction

Eugene Garver
St. John's University
Collegeville, MN

Deliberative Democracy And Rhetorical Deliberation

Saturday, March 8th 4:-30-6:30 p.m.

Michael Pantazakos
Cardozo School of Law
New York, NY

Unorthodox Orthodoxy: The Common Ground Between Nietzsche's Hermeneutic
And The Greet Church

John T. Valauri
Northern Kentucky University
Highland Heights, KY

Nietzsche And Aristotle On Becoming What You Are

58 The Places And Spaces Of Law *IWSN RM 319*

Chair/Discussant

Katherine Franke
Columbia University
New York, NY

Elizabeth Archuleta
The University of New Mexico
Albuquerque, NM

Law, Land, And Sacred Space In The Poetry Of Simon Ortiz

Debra Lyn Bassett
Michigan State University
East Lansing, MI

Ruralism

Valerie Karno
University of Rhode Island
Kingston, RI

Counter-Cultural Legal Geography: Gary Snyder, The Indian Civil Rights Act Of
1968, And The Problem Of Jurisdiction

Wessel le Roux
University of South Africa
Pretoria

Architectural Dissonance And Legal Transformation In Post-Apartheid South Africa

59 Finding Legal Meaning In The Past *IWSN RM 405*

Chair/Discussant

Elizabeth Dale
University of Florida
Gainesville, FL

Penny English
Middlesex University
London, UK

Archaeology, Law, And Identity

Helen Irving
University of Sydney
Australia

Living History Or Dead Hands?: The Use And Misuse Of History In Interpreting The
Australian Constitution

Saturday, March 8th 4:-30-6:30 p.m.

David Saunders
Griffith University
Brisbane

Juridifications And Religion In Early Modern Europe: The Challenge Of A Contextual
History Of Law

Ruth Warat
Charlotte, NC

The Source Of Legal Legitimacy In Maimonides: Revelation And The Exemplary

60 In And Beyond The Post-Modern Moment: New Challenges For Law *SC RM 201*

Chair/Discussant

Paul Schiff Berman
University of Connecticut
Hartford, CT

Tihanov Galin
University of Lancaster
Lancaster, UK

The Break-Through Of Time Into The Play. Schmitt, Brecht, Mueller, And The
Machine Of History

Joan Meyler
John Jay College of Criminal Justice
New York, NY

Interpretation, Meaning, And The Question Of Reference

James Raymond
Attorney at Law
New York, NY

Stanley Fish And Osama Bin Laden: Philosophical Cousins

61 Re-Reading 'Canonical' Texts: Legal And Political Theory *SC RM 206*

Chair/Discussant

W. Bradley Wendel
Washington and Lee Law School
Lexington, VA

James R. Martel
San Francisco State University
San Francisco, CA

The Kingdom Of Darkness: Hobbes, Demonology And The Political Strategies
Of Rhetoric

Mark Strasser
Capital University Law School
Columbus, OH

Mill On Morality And The Law

Ian Ward
Newcastle Law School
UK

Anarchy, Liberty And Humanity: William Godwin And The Promise Of Enlightenment

Saturday, March 8th 4:-30-6:30 p.m.

62 Globalization And It's Challenge *SC RM 208*

Chair/Discussant

William MacNeil
Griffith University
Queensland, Australia

Matthew Jude Egan
University of California
Berkeley, CA

Harriet Murav
University of Illinois
Urbana, IL

James Tunney
University of Abertay
Dundee, Scotland

Spying, Betrayal And The Politics Of Nationalism And/Or Corporate Identity:
Trying To Keep Scientific And Technical Secrets

Sorokin's Suits And The Boundaries Of The National Body

World Trade Law And Culture And Heritage: The Need For An Holistic Approach

63 Affirmative Action I *WSN RM 112*

Chair/Discussant

Emily M. S. Houh
Northern Kentucky University
Highland Heights, KY

Sumi Cho
Dupaul Law School
Chicago, IL

Pamela Edwards
City University of New York Law School
Flushing, NY

John David Skrentny
University of California
San Diego, CA

Strict Scrutiny's Racial Imaginary

Racial Diversity In Law School Faculty Hiring: The Legal Academy's Failing Grade

Who are America's Minorities, and How Was That Decided?

Sunday, March 9th
Cardozo School of Law

9:00-11:00 a.m. (Sessions 64 – 73)

64 A Roundtable On The Science Of Law: *RM 1008*

Chair

Roger Berkowitz
Amherst College
Amherst, MA

Simon Cole
University of California
Irvine, CA

Shai Lavi
Tel Aviv University
Israel

Michael Lynch
Cornell University
Ithaca, NY

Annelise Riles
Cornell Law School
Ithaca, NY

Susan Silbey
Massachusetts Institute of Technology
Cambridge, MA

65 Defining Moments: The Construction Of Law In Media-Saturated, Emotionally Charged Contexts: *RM 1147*

Chair

Susan Bandes
DePaul College of Law
Chicago, IL

Susan Bandes
DePaul College of Law
Chicago, IL

Media And The Emotional Content Of Capital Punishment

Neal Feigenson
Quinnipiac University School of Law
Hamden, CT

Moral Emotions, The Media, And 9/11

Sunday, March 9th 9:00-11:00 a.m.

Stephan Landsman
DePaul University
Chicago, IL

Juries And Defining Moments In The Law --The Arthur Anderson Trial

Nancy Marder
Chicago-Kent College of Law
Chicago, IL

September 11th: A Catalyst For Changing The Voir Dire Process?

Discussant

Catherine Fisk
Loyola Law School
Los Angeles, CA

66 Corporate Responsibility: Ethical And Legal Regulation: *RM 538*

Chair

Michael Kessler
The University of Chicago
Chicago, IL

Michael Kessler
The University of Chicago
Chicago, IL

Only Ethics Can Save Us? Legal Or Ethical Solutions To The Crisis In Corporate America

Jeffrey Brand-Ballard
The George Washington University
Washington, D.C.

Individualism, Accountability, And Collective Legal Subjects

Jonathan Rothchild
University of Chicago
Chicago, IL

Legal Regulation And Corporate Responsibility: Defending The Place Of Ethics

Michael Skerker
University of Chicago
Chicago, IL

Is 'Business, Just Business'? Professional Ethics, Law, And Society

67 Historicizing Gender, Status Relations, And The State: Gender In American Civil And Political Rights: *RM 424*

Chair

Serena Mayeri
Yale University
New Haven, CT

Serena Mayeri
Yale University
New Haven, CT

The Invisible Woman: Gender In The Discourse Of Affirmative Action, 1964-1980

Sunday, March 9th 9:00-11:00 a.m.

Rebecca Rix
Yale University
New Haven, CT

From A Republic Of Households To A Family-Based Republic: Independence, Individual
Citizenship, And A Republican Form Of Government, 1870-1910

Anders Walker
Yale University
New Haven, CT

Black Bastards and Unwed Whores: Mississippi's Campaign to De-legitimate Common
Law Marriage and Reconfigure Segregation Along Moral Lines, 1954-1964

68 Foundations: 5 SEMINAR (5th floor)

Chair

Leonard V. Kaplan
University of Wisconsin
Madison, WI

Leonard V. Kaplan
University of Wisconsin
Madison, WI

From A To Z: Pragmatism, Politics And The Liberal State

Vincent Rinella
SCAN, Inc.
Wyndmoor, PA

From A To Z: Pragmatism, Politics And The Liberal State

Larry M. Solan
Brooklyn Law School
Brooklyn, NY

Cognitive Foundations Of The Blame Game

Andy Weiner
University of Wisconsin
Madison, WI

A God on Earth Thou Art: Richard II and the Nature of Kingship

Discussant

Gabriel Ricci
Elizabethtown College
Elizabethtown, PA

69 Law And Difference: RM 423

Chair/Discussant

Matthew Jude Egan
University of California
Berkeley, CA

Roxanne Fay
Massachusetts Institute of Technology
Cambridge, MA

At Odds: Flourishing And Accommodating Pluralism In A Liberal Society

Sunday, March 9th 9:00-11:00 a.m.

Molly H. Mann
York University
Canada

Family, Law, And The State: Reviewing The Canadian Charter Of Human Rights
And Freedoms Through A Hegelian Model Of Recognition

Lucy Anna Scott
UK

Rethinking Constitutional Theory Through Languages Of Cultural And Historical
Difference

Lasse Thomassen
University of Essex
UK

Towards Radical Theorization Of Inclusion And Exclusion: Difference, Antagonism
And Heterogeneity

70 Sovereignty And The Limits Of Sovereign Power?: *RM 205*

Chair/Discussant

Paul Schiff Berman
University of Connecticut
Hartford, CT

Tawia Ansah
New England School of Law
Boston, MA

Christopher Harding
University of Wales
Ceredigion, Wales

Panu Minkinen
University of Helsinki
Finland

John Strawson
University of East London
London, UK

War: Rhetoric And Norm-Creation In Response To Terror

Who Designed The Westphalian System? Probing The Epistemology Of The
Pre-Westphalian Debates

Sovereignty, Law, Philosophy

Speaking Of The Enemy: The Bush Administration's Legal
Discourses On Iraq

71 Being 'Hated' For Who You Are: Beyond The Anti-Discrimination Principle: *3rd Floor Lounge*

Chair/Discussant

Katherine Franke
Columbia University
New York, NY

Maria Mercedes Gomez
Columbia Law School
New York, NY

Discrimination And Exclusion: Toward An Interdisciplinary Approach To Hate Crimes
Law

Sunday, March 9th 9:00-11:00 a.m.

Anna R. Kirkland
University of California
Berkeley, CA

Legal Categories of Personhood Meet Group Identities: Law's Choices as Politics?

Yofi Tirosch
University of Michigan Law School
Ann Arbor, MI

Language, Law, And The Poetics Of Identity

72 Interpretive Practices/Interpretive Dilemmas: RM 425

Chair TBA

Hila Keren
The Hebrew University of Jerusalem
Israel

Beyond The Text: A Feminist Challenge To Contract Interpretation

Joana Maria Madeira de Aguiar e Silva
Unversidade Do Minho
Gualtar, Braga

Deconstruction And Decodified Interpretation: The Illusion Of Sacred Text

Angel Oquendo
University of Connecticut
Hartford, CT

Political Dilemmas

73 Evil: What Good Is It?: RM 303

Mark Reinhardt
Williams College
Williamstown, MA

Nazism, Slavery, and the Politics of Testimony in Art and Law

Andrew Norris
University of Pennsylvania
Philadelphia, PA

Choosing Evil

Jodi Dean
Hobart and William Smith Colleges
Geneva, NY

The Comfort of Evil

Discussant Adam Thurschwell
Cleveland State University
Cleveland, OH

Discussant

Simon Critchley
Center for Theoretical Studies

11:30-12:00

Wrap-up – Conclusion: *3rd Floor Lounge*

