

The Association for the Study of
Law, Culture and the Humanities
2005 Conference
March 11th - 13th, 2005

College of Liberal Arts
University of Texas at Austin
Austin, TX

ACKNOWLEDGEMENTS

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Law, Culture and Humanities
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The Department of English

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Jesse Damon

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Association for the Study of Law, Culture and the Humanities

Law, Culture and the Humanities
2005 Program
March 11th-12th, 2005
Austin, Texas

FRIDAY 7:30-8:30

BREAKFAST

Stephen F. Austin **Mezzanine**

FRIDAY 8:30- 9:00

WELCOME

Stephen F. Austin **Capital Ballroom**

**SUSAN SAGE
HEINZELMAN**

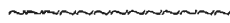
President, Association for the Study of Law, Culture and the Humanities

**DEAN RICHARD
LARIVIERE**

University of Texas College of Liberal Arts

**DEAN WILLIAM
POWERS**

University of Texas School of Law



FRIDAY 9-10:30

Session 1.1 (SFA Assembly A)

Moral Panic, Legal Consequences

Susan Bandes, Chair DePaul College of Law, sbandes@depaul.edu
Capturing the Friedmans: Moral Panic and its Legal Handmaidens

Katherine Franke
Discussant

Columbia University, kfranke@law.columbia.edu

Carol Sanger

Columbia University School of Law,
csanger@law.columbia.edu

Moral (Panic) Motherhood: The Case of Infant Safe Havens

Carol Vance

Columbia University, csv1@columbia.edu

Sex Panics: Theorizing Law and Culture

Session 1.2 (SFA Assembly B)
Beyond Law and Economics

David Brennen, Chair Mercer University School of Law, BRENNEN_DA@Mercer.edu
There's More to it Than Efficiency: A Normative Rational for the Charitable Income Tax Exemption

Sagit Leviner University of Michigan, sleviner@umich.edu
The Market, Taxation, and Economic Behavior

Robin Paul Malloy University of Syracuse, rpmalloy@law.syr.edu
Race, Markets, and Creativity

Robert Suggs University of Maryland, rsuggs@law.umaryland.edu
Poisoning the Well: Law & Economics and Racial Inequality



Session 1.3 (SFA Capital A)
Roundtable: Talking About Marriage: Feminism, Commitment and Scientific Discourse

Jane Cohen, Chair University of Texas Law School

Naomi Cahn George Washington University Law School,
ncahn@law.gwu.edu
Discussant

June Carbone University of Santa Clara Law School, jcarbone@scu.edu
Discussant

Jana Singer University of Maryland School of Law,
jsinger@law.umaryland.edu
Discussant



Session 1.4 (SFA Capital B)
Dis-Orienting the Censor: Logic of Censorship in Western/Indian Law

Robert A. Yelle, Chair University of Toronto, robertyelle@hotmail.com
Idols of the Tongue: Literalism versus Poetry in the Laws of Reformation England and Colonial India

Piyel Haldar Birkbeck College, p.haldar@bbk.ac.uk
Beyond Prohibition: Surplus Enjoyment and Orientalism

Ananya Vajpeyi WISCOMP, anya@bgl.vsnl.net.in
Respecting Freedom, Censoring Hatred: Hate Speech and the Freedom of Expression in Indian Law

Session 1.5 (Driskill Chisholm Trail)

Explorations in the Relationship between 'The Legal' and 'The Literary'

Logan Atkinson, Chair Carleton University, LoganAtkinson@pigeon.carleton.ca

Diana Majury Carleton University, dmajury@ccs.carleton
Truth, Fiction, Certainty: Law and Literature at Interplay

Marie-Claire Belleau Université Laval, Marie-Claire.Belleau@fd.ulaval.ca

Rebecca Johnson University of Victoria, rjohnson@uvic.ca
Emotion, Reason(s), and the Passions of Law: Theories and Methods for Unpacking the Noetic Space of Judicial Dissent

Neil Sargent Carleton University, nsargent@ccs.carleton.ca
Murder and Mayhem in Legal Method: or, the strange case of Sherlock Holmes v. Sam Spade

Session 1.6 (Driskill Citadel Rm. 1)

Gender Recognition, Regulation, and Rhetorics: Articulations of Transgender Rights

Paisley Currah, Chair Brooklyn College, pcurrah@brooklyn.cuny.edu
Gender Pluralisms: Under the Transgender Umbrella

Richard M. Juang Susquehanna University, juang@susqu.edu
Transgender Recognition

Dean Spade Sylvia Rivera Law Project, dean@srjp.org
"Compliance" is Gendered: Struggling for Gender Self-Determination in Hostile Economy

Session 1.7 (Driskill Citadel Rm. 2)

Aesthetics and Jurisprudence

Jennifer Culbert, Chair John Hopkins University, jculbert@jhu.edu

Peter Fitzpatrick School of Law Birkbeck, peter.fitzpatrick@clickvision.co.uk
Law Like Poetry

Christine Haight-Farley American University, cfarley@wcl.american.edu
Judging Art

Jason Pine University of Texas at Austin, jason.pine@mail.utexas.edu
Organized Crime and the Melodramatic Aesthetic in Naples

Session 1.8 (Driskill Jim Hogg)

Of Mice, Color, and Digital Bits: A Panel on the Propertization of Unlikely Things

Charlene Elliott, Chair Carleton University, Charlene_Elliott@carleton.ca
Owning Color: Communication and the Color Trademark Debate

Sheryl Hamilton Carleton University, shhamilt@connect.carleton.ca
Constituting the Biojuridical Subject: Biopatents, Property and Higher Life Forms

John Shiga Carleton University, jshiga@connect.carleton.ca
File-sharing, Copyright and the "Myth of Free Music"

FRIDAY 11-12:30

Sesion 2.1 (SFA Assembly A)

Dilemmas of Performing Legal Subjectivity

Ruti Teitel, Chair New York Law School, rteitel@nyls.edu

Mary Dudziak University of Southern California, mdudziak@law.usc.edu

Exporting American Dreams: Thurgood Marshall and the Constitution of Kenya

Katherine Franke Columbia Law School, kfranke@law.columbia.edu
Legal Subjectivity as Commodity

Renée Römkens Columbia University & Utrecht University,
r.romkens@fss.uu.nl
Legal Subjects behind the Veil in Afghanistan

Kim Schepple University of Pennsylvania Law School,
kimlane@law.upenn.edu
Discussant

Session 2.2 (SFA Assembly B)

Does Obscenity Cause Moral Harm?

Andrew Koppelman, Chair Northwestern University,
akoppelman@law.northwestern.edu
Does Obscenity Cause Moral Harm?

Lino Graglia University of Texas School of Law,
lgraglia@mail.law.utexas.edu
Discussant

John Deigh University of Texas School of Law,
jdeigh@mail.law.utexas.edu
Discussant

Session 2.3 (SFA Capital A)
Entextualizing American Indian Tribal Sovereignty

David Kamper, Chair University of Texas at Austin, kamper@mail.utexas.edu
Chair, Taking Sovereignty to the People for the People: Public Relations Campaigns and Tribal Sovereignty

James H. Cox University of Texas at Austin, jhcox@mail.utexas.edu
Sovereignty and Contemporary Native American Literary Studies

Justin Richland UCLA, richland@ucla.edu
Discourses of Determination in Hopi Tribal Jurisprudence

Matthew L. M. Fletcher University of North Dakota, fletcher@law.und.edu
Indian Lawyer As Abductee

Session 2.4 (SFA Capital B)
The Truth of Law

Sara Manaugh, Chair Columbia Law School, slm151@columbia.edu
Beyond a Metaphysical Doubt: Summary Judgment and the Myth of the Reasonable Juror

Darien Shanske Stanford Law School, dshanske@stanford.edu
Truth in Law, Truth in Equity

Ellen Rigsby St. Mary's, erigsby@stmarys-ca.edu
Swift Libel, Slow Limits: The Conundrum of Truth in Political Advertising Regulation

Tamara R. Piety University of Tulsa College of Law, tamara-piety@utulsa.edu
What is "Advertising" for Purposes of Commercial Speech?

Session 2.5 (Driskill Chisholm Trail)
Rethinking Commodification

Madhavi Sunder, Chair University of California at Davis School of Law,
msunder@ucdavis.edu

Martha Ertman University of Utah College of Law, ErtmanM@LAW.UTAH.EDU
What's Wrong with a Parenthood Market? A New & Improved Theory of Commodification

Sarah Harding Chicago-Kent College of Law, sharding@kentlaw.edu
Culture, Commodification, and Native American Cultural Patrimony

Margaret Jane Radin Stanford Law School, mjradin@standord.edu
The Subject and Object of Commodification

Session 2.6 (Driskill Citadel Rm. 1)

What's Left of Democracy?

Jodi Dean, Chair

Hobart and William Smith Colleges, idean@hws.edu

Another politics?

Hubertus Buchstein

Greifswald University, buchstei@uni-greifswald.de

Democracy' as a Performative

~~Thomas E. Dumm~~

~~Amherst College, tdumm@amherst.edu~~

~~Wolfman and the Remnants of Democracy~~

Lee Quinby

Hobart and William Smith Colleges, leequinby@aol.com

Democracy as Found Art: Recasting Cast-Offs

Session 2.7 (Driskill Citadel Rm. 2)

Political Love

Nasser Hussain, Chair

Amherst College, nhussain@amherst.edu

Auden's Law like Love

James Martel

San Francisco State University, jmartel@sfsu.edu

Arendt, Love and the Promise of Sovereignty - preedy in HA is not

st Aug & Willy
Jacqueline Stevens

University of California at Santa Barbara,
www.jacquelinestevens.org

A Critical Reading of 'Contracts' - over.

Session 2.8 (Driskill Jim Hogg)

Representing Women in Law and Film

Rebecca Johnson, Chair

University of Victoria, rjohnson@uvic.ca

Law and the Leaky Woman: The Saloon, the Liquor Licence and Narratives of Containment,

Angela Cameron

University of Victoria, Angela.Cameron@telus.net

Happily Ever After: Narratives of Legal and Restorative Responses to Intimate Violence in Film and Mass Media

Orit Kamir

University of Michigan, oritkami@umich.edu

The Rule-of-Law Films: How Law on Screen Constructs Guilt, Gender, Dignity and Honor

Jennifer Schulz

University of Manitoba, jenschulz@umanitoba.ca

Cooking for Consensus? Conflict Resolution and Film

FRIDAY 12:30-2:00

LUNCH

FRIDAY 2-3:30

**Session 3.1 (SFA Assembly A)
Creative Control and Cultural Heritage**

peter Yu, Chair Michigan State University, peter_yu@msn.com
Self-Determination and Intellectual Human Rights

Michael Landau Georgia State University, mlandau@gsu.edu
The Use of Reasonable Royalties and Attribution Rights to Promote the Progress of Science and the Useful Arts and Maintain a Cultural Heritage

Doris Long The John Marshall Law School, 7long@jmls.edu
Cultural Rights and the Diaspora

Mohsen Ahmed York University, mohsena@yorku.ca
Monocultures of the Law: Global Intellectual Property and the Transformation of Cultural Identity

Olufunmilayo B. Arewa Case Western Reserve University School of Law
Cultural Heritage, Cultural Identity and Cultural Mixture: Legal Representations of Culture in Local Knowledge Discourse



**Session 3.2 (SFA Assembly B)
The Rule of Law and the State of Terrorism**

Keith Bybee, Chair Syracuse University, kjbybee@maxwell.syr.edu

Jinee Lokaneeta University of Southern California, lokaneet@usc.edu
Torture in Abu Ghraib: "State of Exception" and Nature of Sovereign Power

Klaus Mladek Dartmouth College, klaus.mladek@dartmouth.edu
Has the State of Emergency Become Normal?

Ed Morgan University of Toronto, ed.morgan@utoronto.ca
Cannibal Holocaust: International Law Devours Its Own

Elizabeth Wilson Wilmer Cutler Pickering Hale and Dorr LLP, Elizabeth.Wilson@wilmerhale.com
The War on Terrorism and "The Water's Edge": Territorial Sovereignty and the U.S. Constitution after 9/11, Justice Kennedy's Approach

Association for the Study of Law, Culture and the Humanities

**Session 3.3 (SFA Capital A)
Identity, the Psyche and Legal Discourse**

Frank Rudy Cooper, Chair [Suffolk University Law School, fcooper@suffolk.edu](mailto:fcooper@suffolk.edu)
Blackness is Performed Under Threat

Larry Cata Backer [Pennsylvania State University, lcb11@psu.edu](mailto:lcb11@psu.edu)
*Cuba And The IMF: On The Psychology And Conflicting Visions Of
Globalized Capital Flows And The Obligations Of Debtor States*

Adele M. Morrison [Northern Illinois University College of Law,
amorrison@niu.edu](mailto:amorrison@niu.edu)
*Staying the Domestic Violence (Dis)Course:
(E)racing the Battered Woman, Battering the Raced Woman*

Reginald C. Oh [Appalachian School of Law, roh@asl.edu](mailto:roh@asl.edu)
Racial Double Binds

Angela I. Onwuachi-Willig [University of California, aonwuachi@ucdavis.edu](mailto:aonwuachi@ucdavis.edu)
Welfare Reform and the "Marriage Cure"

Reginald Robinson [Howard University School of Law,
trobinson@law.howard.edu](mailto:trobinson@law.howard.edu)
*The Two Bs or Not Two Bs: Can Existential Psychology Explain Race, Racism and the
Limits of Critical Race Theory?*



Session 3.4 (SFA Capital B)

Law's Culture and Cultural Difference in Understanding Gendered Violence
Sharmila Rudrappa, Chair [University of Texas at Austin, rudrappa@mail.la.utexas.edu](mailto:rudrappa@mail.la.utexas.edu)

Embodying Citizenship: The Public Presentation of Immigrant Women in American Courts
Sinikka Elliott [University of Texas at Austin, selliott@mail.la.utexas.edu](mailto:selliott@mail.la.utexas.edu)
Embodying Citizenship: The Public Presentation of Immigrant Women in American Courts

Vivian Newdick [University of Texas at Austin, viviann@mail.utexas.edu](mailto:viviann@mail.utexas.edu)
Indigenous Women's Rights in International Jurisprudence

Julie Lane [University of Texas at Austin, jlane6@austin.rr.com](mailto:jlane6@austin.rr.com)
"Rape is Not About Sex": Legal Representations of Rape

Session 3.5 (Driskill Chisholm Trail)

Property Rhetoric, Pollution Rhetoric and the Same-Sex Marriage Controversy
Madhavi Sunder, Chair University of California at Davis School,
msunder@ucdavis.edu

John Copeland Nagle Notre Dame Law School, nagle.8@nd.edu
The Forms and Rhetoric of Cultural Pollution

Marc Poirier Seton Hall University School of Law, poiriema@shu.edu
Property Rhetoric and the Same Sex Marriage Controversy

Session 3.6 (Driskill Citadel Rm. 1)

Legal, Moral, Ethical Questions and the Repatriation Movement
Lawrence Kaye, Chair Herrick, Feinstein LLP, lkaye@herrick.com

Bonnie Czegledi International Art & Cultural Heritage Law,
czegledi@artlaw.ca
The Restitution of Sacred Items and Human Remains to First Nations People

Patty Gerstenblith DePaul University College of Law, pgersten@dppaul.edu
Protecting Cultural Heritage in Iraq: Has the United States Done Enough?

Jennifer Anglim Kreder Northern Kentucky University, krederj1@nku.edu
Nazi-Looted Art: Should it be Returned at All Costs?

David Rudenstine Yeshiva University, rudenstn@ymail.yu.edu
The Case of the Parthenon Marbles

Session 3.7 (Driskill Citadel Rm. 2)

Psychosocial Dimensions of Democratic Politics
Steven Winter, Chair Wayne State University Law School, swinter@wayne.edu
Consuming Subjects

Anne Dailey University of Connecticut School of Law,
adailey@law.uconn.edu
Psychoanalysis and the Development of Democratic Citizens

Catherine Kellogg University of Alberta, ckellogg@ualberta.ca
Mourning and the Politics of Community

Susan R. Schmeiser American University, schmeiser@wcl.american.edu
Acting Guilty: Criminal Conduct and the Desire for Punishment

Session 3.8 (Driskill Jim Hogg)
The Law and Literature

Elizabeth S. Anker, Chair University of Virginia, esa4s@virginia.edu

Christopher Buccafusco University of Chicago, chrstphr@uchicago.edu
The Law and Literature and the Hypertext movements

Emily Clark Case Western Reserve University, Emily.clark@case.edu
Dramatic Authorship and Collaboration in the Law and Literature: The Emergence of the Singular, Dramatic Author

Lissa Lincoln The American University of Paris, lissalincoln@hotmail.com
The Trials and Tribulations of Literature: Legal Discourse in Albert Camus

Ticien Marie Sassoubre Boalt Hall School of Law, tsass@uclink.berkeley.edu
The Value of Irony: Rights, Duties, Liberties and Lawsuits in Washington Square

FRIDAY 3:45- 5:15

Session 4.1 (SFA Assembly A)
Law and Theater

Dennis Kezar, Chair Vanderbilt, kezardd@ctrvax.vanderbilt.edu
Law and Theater

Matthew Greenfield CUNY, m_a_greenfield@yahoo.com
Justice and Metatheatricality

Luke Wilson Ohio State University, wilson.501@osu.edu
Risk and Marine Insurance in Renaissance England

Session 4.2 (SFA Assembly B)

Questioning Transgression: Sites of Cultural Contest

Daniel Karpowitz, Chair Bard College, danielbenjamin@verizon.net

Henry Kamerling Queens University of Charlotte, kamerlih@queens.edu
Assimilation, Exclusion, and the End of Punishment

Lynn Mollenauer University of North Carolina, mollenauerl@uncw.edu
Sin and Crime in 17th-Century Paris: Magic, Sacrilege, and the Affair of the Poisons

Mysoon Rizk University of Toledo, mysoon@utoledo.edu
Dirty Work: Regulating Desire's Imagination in the Work of David Wojnarowicz

William Lewis Drake University, william.lewis@drake.edu
Discussant

Session 4.3 (SFA Capital B)

The Constitution of Community

Jennifer Culbert, Chair Johns Hopkins University, jculbert@jhu.edu
Corpses in Court: Dead Bodies and the Myth of Community

James Martel San Francisco State University, jmartel@sfsu.edu
Discussant

Jeremy Elkins Bryn Mawr College, jelkins@brynmawr.edu
The Metaphor of War in Domestic Social Policy

Andrew Norris University of Pennsylvania, anorris@sas.upenn.edu
~~*Rousseau, and Conversation of Politics*~~ *Staley Cwell & The Conversation of G.*

Session 4.4 (Driskill Chisholm Trail)

Coloring Law, Race and Sexuality

Peter Caster Huston-Tillotson College, pcaster@mail.utexas.edu
The American Correctional Association's Views of Black Criminality, 1968-2002

Nadine Ehlers Macquarie University, nehlers@netspace.net.au
Legal Technologies in 'Coloring' Sexuality, Or, 'A White Life for Two'

Rachel D. Godsil Seton Hall University School of Law, godsilra@shu.edu
Race Nuisance: Ideals and Practice in the Jim Crow Era

Eden Osucha Duke University, eko3@duke.edu
Personal Properties: The Intimate Bounds of Whiteness in Warren and Brandeis's 'The Right to Privacy' and Plessy v. Ferguson

Caroline Wigginton University of Texas, cwigginton@mail.utexas.edu
Divorce and Whiteness in Edith Wharton's 'The Custom of the Country'

Session 4.5 (Driskill Jim Hogg Rm.)

Law and History: Theory and Practice

Sylvia Schafer, Chair University of Connecticut, sylvia.schafer@uconn.edu

Matt Festa Locke Liddell & Sapp LLP (Houston),
MFesta@lockeliddell.com
The Application of a Usable Past: Reconciling the Professional Standards of History and Law

Elizabeth M. Sturgeon Northwestern University, esturgeon@charter.net
Ghostly Speech: Writing History and Practicing the Law in the Renaissance

Session 4.6 (Driskill Citadel Rm. 1)

Religion, Ethics, and the Law

Frank S. Ravitch, Chair Michigan State University College of Law,
fravitch@law.msu.edu

Playing With Paradigms: Manufactured Principles and the Religion Clauses

Robin Charlow Hofstra University School of Law, lawrdc@mail1.hofstra.edu

The Elusive Meaning of Equality for Religion

Gary S. Gildin Pennsylvania State University, gsq2@psu.edu

State Law Sanctuary for Religious Liberty of Non-Mainstream Faiths

Steven P. Goldberg Georgetown University Law Center,

goldberg@law.georgetown.edu

Lawrence v. Texas and the Many Faces of Morality in Law

Session 4.7 (Driskill Citadel Rm. 2)

The Rule of Rules?: Rethinking and Reclaiming the Rule of Law

Benjamin Yost, Chair University of California, bensy@berkeley.edu

Toward a Rethinking of Legal Duty

Jill Stauffer Amherst College, jstauffer@amherst.edu

Risk and the Rule of Law, for Better and for Worse

Shalini Satkunanandan University of California, shalini3@boalhall.berkeley.edu

Plato on Paideia under the Rule of Law

FRIDAY 5:15-6:30

PLENARY (Citadel Room - Driskill)

"Antigone's Law"

University of California, Berkeley,

Phillippe Nonet, JSP nonet@uclark4.berkeley.edu

Introduced and Moderated by

Roger Berkowitz Bard College, roger@rogerberkowitz.com

FRIDAY 6:30-8:00

RECEPTION (SFA Capital Ballroom)

Music by *Poor Man's Fortune*

FRIDAY 8:00

ESTHER'S FOLLIES

SATURDAY 7:30-9:00

BREAKFAST (Driskill Mezzanine; SFA Capital Foyer)

SATURDAY 8:00-9:30

Session 5.1 (SFA Assembly A)

The Law of Silence: Gestures, Combat, and Social Risk

Daphne O'Regan, Chair Michigan State, oreganda@law.msu.edu

Gesture, Violence, and the Basis of Persuasion

Mae Kuykendall Michigan State University College of Law,
kuykend1@law.msu.edu

Elite Discourse, Regular Folks, and the Silence Principle

Josephine Ross Boston College, rossjos3@law.msu.edu

Voice and Guilt or Innocence

Cynthia Lee Starnes Michigan State University, starnesc@law.msu.edu

Silent Caretakers; Disposable Mates

Session 5.2 (SFA Assembly B)

Teaching Law

Terri Leclercq, Chair University of Texas, TLeclercq@law.utexas.edu

Julie A. Helling Fairhaven College, Julie.Helling@wwu.edu

Law and Diversity Program: A Successful Interdisciplinary Pre-Law Program

Paisley Currah Brooklyn College, pcurrah@brooklyn.cuny.edu

Gender Recognition, Regulation, and Rhetorics: Articulations of Transgender Rights

Molly Stuart University of the Pacific, molly@mollystuart.com

Teaching Human Lawyers: Should We Care as Deeply About Their Personal and Moral Development as About Their Intellectual Growth?

Matthew Anderson University of New England, manderson@une.edu

Justice Imagined: Law, Literature, Utopia

Session 5.3 (SFA Capital A)
Ancient Legal Systems

Mahdi Abdelaziz mahdi71fr@yahoo.fr
Studies in the Nabataean Legal System

Olga Brusina Institute of Ethnology and Anthropology of the Russian
Academy of Sciences, Moscow, brusina@iea.ras.ru
*Misrepresentation of the Oral Customary Law of Central-Asian Nomads on Course of its
Written Fixation and Codification*

Joseph (Yossi) E. David Hebrew University, Jerusalem, yossid@pluto.mscc.huji.ac.il
*Judicial Analogy Between 8th to 12th Centuries: Jewish and Islamic Jurisprudential
Encounter*

Natalja Novikova Institute of Ethnology and Anthropology, Russian Academy of
Sciences, novn@orc.ru
Customary Law of Indigenous Peoples of Siberia: Speaking and Keeping Silence

Alexandra Dorskaya Russian State Pedagogical University, nyj@mail.ru

Natalya Ivanova Russian State Pedagogical University
Freedom of Conscience in Russia: Legal Regulation and Public Opinion

Session 5.4 (SFA Capital B)
Constitutions, Nations, Cultures & Legal Claims

Nan Goodman, Chair University of Colorado, tenax3@aol.com

Christopher R. Green University of Notre Dame, cgreen@nd.edu
Originalism and the Sense-Reference Distinction

John Strawson University of East London, john.strawson@virgin.net
*Imagining the Nation: The "Jewish National Home" in the selected legal and political
literature 1917-1937*

Cheryl Suzack University of Alberta, csuzack@ualberta.ca
Notes Towards Establishing a Property Interest in Native Culture

Maya Parson UNC Chapel Hill, parsonm@hotmail.com
The Purification of Politics: Law and the State in the Nicaraguan Imaginar

Session 5.5 (Driskill Chisholm Trail)

Jurisprudence & Science

**Marie-Andrée Jacob,
Chair**

Cornell University, mj84@cornell.edu

Gaia Bernstein, Chair

Seton Hall University School of Law, bernstga@shu.edu
Technological Diffusion Paradoxes: Information Technologies and Privacy

Elizabeth Joh

[University of California, Davis, eejoh@ucdavis.edu](mailto:eejoh@ucdavis.edu)
Abandoned DNA: Law, Identity, & Culture.

Bethany Spielman

[Southern Illinois University School of Medicine,
bspielman@siumed.edu](mailto:bspielman@siumed.edu)
Bioethics Testimony in Adjudication: Sorting Wheat from Chaff

Andrea Stone

University of Toronto, gogostone@sympatico.ca
*"Philosophy of the Negro Constitution": Juridical
Discourse in Antebellum Medical Literature*

Session 5.6 (Driskill Jim Hogg)

Mass Media and Health Care Law

Ross Silverman, Chair

[Southern Illinois University School of Medicine,
rsilverman@siumed.edu](mailto:rsilverman@siumed.edu)

Elizabeth Pendo

St. Thomas University School of Law, ependo@stu.edu
Telling Stories About Health Insurance: Using New Films in the Classroom

Tim Hall

University of Louisville Louis D. Brandeis School of Law,
hallt@louisville.edu
Using Film as a Teaching Tool in a Mental Health Law Seminar



**Session 5.7 (Driskill Maximilian)
Innocence, Guilt and Punishment**

Jodi Dean, Chair Hobart and William Smith Colleges, idean@hws.edu

Jeffrey Brand-Ballard The George Washington University, jbb@gwu.edu

Guilty by Association: Why Progressives Abandoned Consequentialist Theories of Legal Punishment

David R. Dow University of Houston Law Center, ddow@uh.edu
Why Is Innocence Relevant?

Melynda Price University of Michigan, melyndap@umich.edu
Litigating Salvation: Race, Religion and Innocence in the Cases of Karla Faye Tucker and Gary Graham Cases

Elizabeth Rapaport University of New Mexico, rapaport@law.unm.edu
Mad Women and Desperate Girls: Infanticide in Law and Myth

Diana Young Carleton University, diana.young@utoronto.ca
Reason, Intuition and Social Change in the Criminal Law

**Session 5.8 (Driskill Austin)
Narratives, Human Rights and Legal Claims**

Panu Minkkinen, Chair University of Leicester, panu.minkkinen@leicester.ac.uk

Elizabeth S. Anker University of Virginia, esa4s@virginia.edu
Narrative and Human Rights in J.M. Coetzee's Disgrace

Mark Antaki McGill University, mark.antaki@mcgill.ca
Humanitarian Interevention and a Law of Humanity

Maneesha Deckha University of Victoria, mdeckha@uvic.ca
Is Disney an Animal Rights Activist?: Animal Justice Narratives in Recent Children's Films

Lawrence Douglas Amherst College, lrdouglas@amherst.edu
Excesses of Jurisdiction

Andria Salucka University of Texas, asalucka@mail.utexas.edu
Framing Domestic Violence as Violating International Human Rights

SATURDAY 9:45-11:00

Session 6.1 (SFA Assembly A)

Law of the Image and the Image of Law

Richard Sherwin, Chair New York Law School, rsherwin@nyls.edu
Law of the Image and the Image of Law

Peter Goodrich Cardozo Law School, goodrich@ymail.yu.edu
Grammatology and the Videosphere

Alison Young Amherst College, ayoung@amherst.edu
in the cut: the screen of the crime

Session 6.2 (SFA Assembly B)

Citizens and Subjects

Naomi Mezey, Chair Georgetown University Law Center,
mezeyn@law.georgetown.edu

Drew Mosley Georgia State University, joudtm@langate.gsu.edu
Americans with Disabilities Act

Hamsa Murthy UC-Berkeley, hmmurthy@uclink.berkeley.edu
Ambiguities of Belonging: Law, Local Subjects, and Citizenship?

Session 6.3 (SFA Capital A)

Gender, Politics and Law

Debora Threedy, Chair University of Utah, threedyd@law.utah.edu

Susan Ayres Texas Wesleyan University School of Law,
sayres@law.txwes.edu
New-Found Religion: Mothers, God, and Infanticide

Elena Loizidou University of London, e.loizidou@bbk.ac.uk
Ethics and Politics in the work of Judith Butler

John Stannard Queen's University of Belfast, j.stannard@gub.ac.uk

Lorna Fox University of Durham, lorna.fox@durham.ac.uk
Big Boys Don't Cry: Law and Emotion in England

Mary Anne Case University of Chicago Law School, macase@law.uchicago.edu
On Not Having the Opportunity to Introduce Myself to John Kerry in the Men's Room

Session 6.4 (SFA Capital B)

Entrepreneurial Spirit and Prosperity: Some Interdisciplinary Perspectives on Fraud, Business Morality, Respectability and the Governance of Corporate Business

Gary Wilson, Chair Keele University, UK, g.m.wilson@law.keele.ac.uk
Entrepreneurial spirit and corporate development: "responsible risk takers", business practice, law and morality

John Locker Keele University, j.p.locker@crim.keele.ac.uk
"Exoneration" and "estrangement": Victorian responses to embezzlement and the 'respectable criminal'

George Robb William Paterson University, RobbG@wpunj.edu
The Culture of Fraud and Victorian Business Women

Sarah Wilson Keele University, UK, s.i.wilson@law.keele.ac.uk
The Victorian fraud trial: its innovation and its lasting significance for UK business culture

Session 6.5 (Driskill Chisholm Trail)

Mercy, Vengeance and Justice

Austin Sarat, Chair Amherst College, adsarat@amherst.edu

David Fisher North Central College, KY, dhfsbf19@ntsource.com
Understanding Acts of Mercy

Anna Kaladiouk Keene State College, akaladio@keene.edu

Harriet Murav University of Illinois at Urbana-Champaign,
hmurav@uiuc.edu
The Schwartzbard Trial: Justice, Vengeance, and the Jews

Teresa Godwin Phelps University of Notre Dame, Teresa.G.Phelps.1@nd.edu
"The Far Side of Revenge": New Modes of Victim/Survivor Storytelling

Session 6.6 (Driskill Jim Hogg)
War Crimes and the Law of War

Mark Antaki, Chair

McGill University, mark.antaki@mcgill.ca

Pascale Bos

University of Texas at Austin, pascale.r.bos@mail.utexas.edu

Advocacy at Times of War: Mass Rape and the Limits of Feminist (Legal) Scholarship

Saby Ghoshray

World Compliance Company, sabyghoshray@earthlink.net

Cultural Destruction in Military Conflicts: When does Collateral Damage Rise to the Level of War Crime?

Helen M. Kinsella

Stanford University, helenk1@stanford.edu

'For he today that sheds his blood with me, shall be my brother': Masculinity in the Laws of War

Ruth B. Philips

ruthphilips@prodiqy.net

Domesticating Military Sexual Assault: Reimagining Women, War Crimes and Family Violence

Session 6.7 (Driskill Maximilian)
Nineteenth Century Literature and Law

Harriet Murav, Chair

hlmurav@uiuc.edu

Leslie Bruce

University of Southern California, LJBruce@earthlink.net

'Mysteries and Agonies': Parallel Plots and Divergent Dissolutions in Margaret Oliphant's Salem Chapel

Randall Craig

University at Albany, rtc31@albany.edu

Rhetorical Homeopathy: the Defense of Lord Melbourne

Carol Hanbery MacKay

The University of Texas, mackay@mail.utexas.edu

Autodidacticism and Self-Representation: Annie Besant for the Defense

Larisa Tokmekoff-Castillo

UC Irvine, LTOKMAKO@uci.edu

Inheritance and Copyright in the Talfourd Act and in Charles Dickens's Martin Chuzzlewit

Session 6.8 (Driskill Austin)

Zoning out Politics: Neo-liberal Governance and the State

Peter Fitzpatrick, Chair School of Law, peter.fitzpatrick@clickvision.co.uk

Paul A. Passavant Hobart and William Smith Colleges, passavant@hws.edu
Protest, Police, and the Post-Fordist City

Kathleen Arnold University of Texas, San Antonio, karnol9798@cs.com
Domestic Warfare: the War on Drugs, the War on Terror, and Workfare

Maya Parson University of North Carolina, Chapel Hill,
parsonm@hotmail.com
The Purification of Politics: Law and the State in the Nicaraguan Imaginary

SATURDAY 11:15-12:45

Session 7.1 (SFA Assembly A)

Narrating Sovereignty: Stories of War-Making, Life-Saving and Other Accounts of Sovereign Power and Its Uses

Austin Sarat, Chair Amherst College, adsarat@amherst.edu
The Literary Life of Clemency: (With Apologies to Natalie Zemon Davis) Pardoners and Their Tales in the Contemporary United States

Nasser Hussain Amherst College, nhussain@amherst.edu
Co-Presenter: The Literary Life of Clemency

Paul Schiff Berman University of Connecticut, pberman@law.uconn.edu
Sovereignty and the Challenge of Pluralism

Ravit Reichman Brown University, Ravit_Reichman@Brown.edu
Neither Here nor There: The Consequences of Neutrality

Susan Sage Heinzelman University of Texas at Austin, sheinz@ccwf.cc.utexas.edu
Discussant

Session 7.2 (SFA Assembly B)
Law and Culture

Shemeem Abbas, Chair University of Texas at Austin, shemeem@mail.utexas.edu

Charlene Elliott Carleton University, Charlene_Elliott@carleton.ca
Canada's Great Butter Caper: A Legal Biography of Margarine

Dianne George Carleton University, dgeorge@ccs.carleton.ca
Dogs in Coertzee's Disgrace

Carie Little Hersh UNC Chapel Hill, chersh@email.unc.edu
Law, Culture, and the Dialectical Positioning of Pat Robertson

Jason A. Gillmer Texas Wesleyan University School of Law,
jgillmer@law.txwes.edu
Sex, Race and Mastery: A Slave Accused of Rape in the Antebellum South

Session 7.3 (SFA Capital A)

Roundtable: Author Meets Reader: Judging the Image: Art, Value, Law

Alison Young Amherst College, ayoung@amherst.edu
Author

Jennifer Culbert, John Hopkins University, jculbert@jhu.edu
Reader

William MacNeil, Griffith University, w.macneil@griffith.edu.au
Reader

Session 7.4 (SFA Capital B)

Marriage, Family and the Law

Nick Buccola University of Southern California, buccola@usc.edu
"The Right to Culture" and Same-Sex Marriage

Patrick Paul Garlinger Northwestern University, p-garlinger@northwestern.edu
Legal Recognition or State Regulation? Queer Theory and the Harm of Same-Sex Marriage

Melanie Methot University of Alberta, mmethot@ualberta.ca
Bigamy in the Northern Alberta Judicial District, 1880-1969: A Socially Constructed Crime that Failed to Impose Gender Barriers

Cynthia C. Siebel ccs@cenprowest.com
Mothers? Fathers? Other?: The Courts' Current Conundrums

Session 7.5 (Driskill Chisholm Trail)

The Discourses of Identity in Politics and Law

Larry Cata Backer, Chair Pennsylvania State University, lcb11@dsl.psu.edu

Thomas C. Folsom Regent University School of Law, thomfol@regent.edu
Nomophobia as a Threat to the Autonomous Self

Anna Kirkland University of Michigan, Anna.Kirkland@umich.edu
Why Do Antidiscrimination Laws Fail?

Matthew Sirolly University of Southern California, Sirolly@usc.edu
Minority Laws or Minority Rights? : Hannah Arendt and Robert Cover on Civil Disobedience and Grass Roots Social Change Amongst the Contradictions of an

Debra Thompson Carleton University in Ottawa, thompsonde@ainc-inac.gc.ca
Only Skin Deep?: Liminality, Multiraciality and the Politics of Identity



Session 7.6 (Driskill Jim Hogg)

Publicity, Public Trauma and Public Memory

Phil Barrish, Chair University of Texas, pbarrish@mail.utexas.edu

Rosanna Cavallaro Suffolk University Law School, rcavalla@suffolk.edu
From Objectivity to Indeterminacy in Detective Fiction: Wilkie Collins to Gabriel Garcia Marquez

Brian Havel DePaul University College of Law, bhavel@depaul.edu
In Search of a Theory of Public Memory: The State, The Individual, and Marcel Proust

Stacey Margolis University of Utah, s.margolis@english.utah.edu
The Right to Publicity: Henry James and the "Strange Logic" of Celebrity

Deborah Staines Macquarie University, Deborah.Staines@scmp.mq.edu.au
A Public Trauma: Lindy Chamberlain and the Chamberlain Case



11:15 -
12:45

Session 7.7 (Driskill Maximilian)

Legal Rhetorics

Marianne Constable, Chair University of California, Berkley, mc@socrates.berkeley.edu

Erin Dougherty - Columbia Law School, ecd2012@columbia.edu
Performance and Rhetorical Strategy in the Parole Hearing Testimony of Kathy Boudin

Terri LeClercq University of Texas at Austin, tleclercq@mail.law.utexas.edu
Revealing the Rhetoric Behind Supreme Court Decisions: Prisoners' Dilemma

12 **James Lupo** [Northwestern University School of Law, i-
lupo2@law.northwestern.edu](mailto:lupo2@law.northwestern.edu)
The Pathos of Advocacy: Rhetoric of Emotion in Lawrence v. Texas

12:17 **Eileen A. Scallen** William Mitchell College of Law, escallen@wmitchell.edu
Legal Audiences

Session 7.8 (Driskill Austin)

Law and Media

Timothy S. Hall, Chair University of Louisville, hallt@louisville.edu

Shulamit Almog University of Haifa, Israel, salmog@research.haifa.ac.il

Amnon Reichman University of Haifa, Israel, reichman@research.haifa.ac.il
Law, Liberty and Anarchy: The Clash of Virtues in The Third Man

Anne M. DePree University of Southern California, depree@usc.edu
The Effects of Concentration in the Film and Mass Media Industries: Consumers or Corporate America?

Peter Hutchings University of Western Sydney, p.hutchings@uws.edu.au
Cinema and Sovereignty

Hani Sarji St. John's University, hsarji@earthlink.net
Beyond Climax and Death: An Intersubjective Explanation for the Popular Representation of the Law as a Trial

Nicole A. Waligora-Davis Cornell University, naw22@cornell.edu
Overexposed: Forensics and Popular Television

SATURDAY 2:00-3:30

**Session 8.1 (SFA Assembly A)
Law, Labor and Capitalism**

Drew Mosley, Chair Georgia State University, jouidtm@langate.gsu.edu

John Balz University of Texas-Austin, jbbalz@mail.utexas.edu
What Hath Law Wrought? Birth Control, Capitalism, and the Meaning of Legal Victory

Daniel D. Barnhizer Michigan State University College of Law,
barnhize@law.msu.edu
Historical Perspectives on the Legal Concept of 'Inequality of Bargaining Power'

William B. Griffith George Washington University, wbg@gwu.edu
Do U.S. Labor Laws Protect Adequately the Human Rights of U.S. Workers?

**Session 8.2 (SFA Assembly B)
Women in Law**

Martha Umphrey, Chair Amherst College, mmumphrey@amherst.edu

Marian Mathison Desrosiers Salve Regina University, 52deerjump@comcast.net
Florence Kerins Murray, First Woman Judge in Rhode Island: Balancing Justice with Compassion

Gwen Hoerr Jordan University of Illinois at Chicago, gjorda2@uic.edu
"Women of Illinois: Wake up!": The Women's Bar Association of Illinois and Its Law Reform Movement, 1914-1939

Lisa Moore The University of Texas at Austin, lmoore@mail.utexas.edu
Amazons: Mary Pendarves Delany and the Ladies' Parliamentary Protest of 1739

Cynthia M. VanSickle McHenry County College, cvansick@mchenry.edu
Women in Court: Legal Speech Outside the Legal Apparatus in Mary Wollstonecraft's Maria, or the Wrongs of Woman and Elizabeth Gaskell's Mary Barton

**Session 8.3 (SFA Capital A)
The Ancient Quarrel and the Modern**

James Boyd White, Chair

Ramona Naddaff University of California at Berkeley,
rnaddaff@socrates.berkeley.edu
Exiling the Poets: The Production of Censorship in Plato's Republic

Joseph P. Tomain University of Cincinnati College of Law,
joseph.tomain@uc.edu
The Search for Justice in "The Republic"

Adam Sitze Syracuse University, asitze@syr.edu
A Problem of Translation in Aristotle

Session 8.4 (SFA Capital B)

Colonial and Post-Colonial Law

Nasser Hussain, Chair Amherst University, nhussain@amherst.edu

Amy L. Brandzel University of Minnesota, bran0386@umn.edu
Colonizing Race in Law, History and Hawaii

Charles Talcott The American University of Paris, ctalcott@ac.aup.fr
Postcolonial Literatures and the Deterritorialization of Colonial Law

Martin Wiener Rice University, wiener@rice.edu
An Empire of Law?: Interracial Violence and the 'Rule of Law' in British India

Molly O'Hagan Hardy University of Texas, mollyohardy@mail.utexas.edu
Breaking the Waves: Tactics of Civil Subversion in Irish Feminists Call for Reproductive Rights

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**Session 8.5 (Driskill Chisholm Trail)**

**Religion and Jurisprudence**

**Gary Gildin, Chair** Pennsylvania State University, [gsq2@dsl.psu.edu](mailto:gsq2@dsl.psu.edu)

**Barbara K. Bucholtz** University of Tulsa, [barbara-bucholtz@utulsa.edu](mailto:barbara-bucholtz@utulsa.edu)  
*The Palestrina Solution to the Religious Speech Problem In Higher Education*

**Mark Modak-Truran** Mississippi College School of Law, [mmodak@mc.edu](mailto:mmodak@mc.edu)  
*Reenchanting the Law: The Religious Dimension of Judicial Decision Making*

**Nikolaus Peterson** University of Southern California, [nnpeters@usc.edu](mailto:nnpeters@usc.edu)  
*Idolatry*

**Benjamin Berger** University of Victoria, [bberger@uvic.ca](mailto:bberger@uvic.ca)  
*On the Book of Job, Justice, and the Precariousness of the Criminal Law*

**Session 8.6 (Driskill Jim Hogg)**

**Communal Forms of Meaning**

**Jennifer Culbert, Chair** John Hopkins University, [jculbert@jhu.edu](mailto:jculbert@jhu.edu)

**Valerie Karno** University of Rhode Island, [vka8908u@postoffice.uri.edu](mailto:vka8908u@postoffice.uri.edu)  
*Shaming Law and the Politics of Community*

**Nancy Marder** Chicago-Kent College of Law, [nmarder@kentlaw.edu](mailto:nmarder@kentlaw.edu)  
*Rediscovering the Civil Jury*

**James McBride** Schulte Roth & Zabel LLP, [jim.mcbride@srz.com](mailto:jim.mcbride@srz.com)  
*The Pledge of Allegiance & the Newdow Opinions: A Juridical Comedy of Errors Amidst the Crisis in the Psychic Economy of the American Body Politic*

**Vincent D. Rougeau** University of Notre Dame, [Vincent.D.Rougeau.1@nd.edu](mailto:Vincent.D.Rougeau.1@nd.edu)  
*Empire of Personal Desire: American Law and the Destruction of Communal Forms of Meaning*

**Session 8.7 (Driskill Maximilian)  
Lawyer Activism and Social Justice: Roundtable**

**Anthony V. Alfieri, Chair** University of Miami School of Law, [aalfieri@law.miami.edu](mailto:aalfieri@law.miami.edu)

Discussant

**Sarah M. Buel** University of Texas School of Law,  
[sbuel@mail.law.utexas.edu](mailto:sbuel@mail.law.utexas.edu)

Discussant

**Eden Harrington**

University of Texas School of Law,  
[eharrington@mail.law.utexas.edu](mailto:eharrington@mail.law.utexas.edu)

Discussant

**Jose Roberto Juarez**

St. Mary's University of San Antonio, [bjuaraz@stmarytx.edu](mailto:bjuaraz@stmarytx.edu)

Discussant

**Gerald Torres**

University of Texas School of Law,  
[gtorres@mail.law.utexas.edu](mailto:gtorres@mail.law.utexas.edu)

Discussant

**Jeffrey J. Pokorak**

Suffolk University School of Law, [jpokorak@suffolk.edu](mailto:jpokorak@suffolk.edu)

Discussant

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**Session 8.8 (Driskill Austin)
Genocide and Law**

Kamala Visweswaran, Chair

Tawia Ansah tansah@fac.nesl.edu

Genocide and the Eroticism of Death: Law, Violence, and Moral Purity

Naomi Mezey

Georgetown University Law Center,
mezeyn@law.georgetown.edu

When Genocide is Ethnic

Alan S. Rosenbaum

Cleveland State University, asrpsr@sbcglobal.net

Some Philosophical Reflections on Rights, Genocide, & Terrorism

SATURDAY 3:45-5:15

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**Session 9.1 (SFA Assembly A)  
Secrets, Lies, Metaphors, and Memories**

**Kristin Brandser** University of Cincinnati College of Law,  
[brandsk@ucmail.uc.edu](mailto:brandsk@ucmail.uc.edu)

*Sex, Lies, and the Bankruptcy Code*

**Pablo Ghetti**

University of London, [p.ghetti@law.bbk.ac.uk](mailto:p.ghetti@law.bbk.ac.uk)

*From the Posthumous Memoirs of Humanity: 'Democracy to Come'*

**Robert L. Tsai**  
*Metaphor and Democracy*

University of Oregon School of Law, [rtsai@law.uoregon.edu](mailto:rtsai@law.uoregon.edu)

**Session 9.2 (SFA Assembly B)**

**Great Codes: Pelikan's Interpretation of the Bible and Constitution**

**John Valauri, Chair** Northern Kentucky University (Chase College of Law),  
[valauri@exchange.nku.edu](mailto:valauri@exchange.nku.edu)  
*Constitutional Orthodoxy, or, the Vindication of Tradition*

**Eugene Garver** Saint John's University (Philosophy), [egarver@csbsju.edu](mailto:egarver@csbsju.edu)  
*Spinoza vs. Pelikan On Constitutional Interpretation*

**Francis J. Mootz** Penn State Dickinson School of Law, [fimootz@psu.edu](mailto:fimootz@psu.edu)  
*Belief and Interpretation*

**Georgé, H. Taylor** University of Pittsburgh (Law), [taylor@law.pitt.edu](mailto:taylor@law.pitt.edu)  
*By What Authority?*

**Session 9.3 (SFA Capital A)**

**Literature, Contracts & Family Law**

**Hilary Schor, Chair** University of Southern California, [schor@usc.edu](mailto:schor@usc.edu)

**Anne Quema** Acadia University, [aquema@acadiau.ca](mailto:aquema@acadiau.ca)  
*Symbolic Violence in English Family Law and Sillitoe's The Loneliness of the Long-Distance Runner*

**Sarah Abramowicz** Columbia Law School, [sa92@columbia.edu](mailto:sa92@columbia.edu)  
*The Impossible Contract: Adoption and the Limits of Contract in Henry Maine's Ancient Law and Charles Dickens's Great Expectations*

**Session 9.4 (SFA Capital B)**

**Violence and the Gendered Body**

**Lisa Moore, Chair** University of Texas at Austin, [lmoore@mail.utexas.edu](mailto:lmoore@mail.utexas.edu)

**Elisabetta Bertolino** University of London, [elisabettaro@hotmail.com](mailto:elisabettaro@hotmail.com)  
*Female Genital Mutilation and the use of strategic essentialism*

**Jane Cohen** UT Law School, [jcohen@mail.law.utexas.edu](mailto:jcohen@mail.law.utexas.edu)  
*Complexities in the Field: Developing a "Best Practices" Response to Female Genital Modification on the Basis of Inter-Disciplinary Studies*

**Erika George** University of Utah College of Law,  
[GeorgeE@LAW.UTAH.EDU](mailto:GeorgeE@LAW.UTAH.EDU)  
*Virginity Testing, Violence and HIV/AIDS: The Politics of Culture and Advancing Human Rights in a Pluralistic Legal Culture*

**Session 9.5 (Driskill Chisholm Trail)**

**When East Meets West: Law, Religion and Culture**

**Shemeem Abbas** University of Texas at Austin, [shemeem@mail.utexas.edu](mailto:shemeem@mail.utexas.edu)  
*Risky Knowledge: Pakistan's Blasphemy Laws*

**Elizabeth Adjin-Tettey** University of Victoria, [eadjinte@uvic.ca](mailto:eadjinte@uvic.ca)  
*Double Burdens of Race and Culture for Indian Residential School Survivors*

**Elizabeth Bishop** University of Texas at Austin,  
[elizabeth\\_bishop@mail.utexas.edu](mailto:elizabeth_bishop@mail.utexas.edu)  
*Egypt's Labor Law Separates the Interest of Women from Workers*

**Ismail Mat** University of Brunei Darussalam, [ismatt\\_47@yahoo.com](mailto:ismatt_47@yahoo.com)  
*The Impact of Western Colonialism on the Application of the Shari'ah Law in the Muslim World*

**Sangay Mishra** University of Southern California, [skm@usc.edu](mailto:skm@usc.edu)  
*The Discourse on Hijab and Politics of French Secularism*

**Session 9.6 (Driskill Crystal)**

**Philosophy and Law**

**Matt Sirolly, Chair** University of Southern California, [MattSirolly@sbcglobal.net](mailto:MattSirolly@sbcglobal.net)

**Bradley Bryan** University of Victoria, [bwb@uvic.ca](mailto:bwb@uvic.ca)  
*Extending the Threshold of Indecision: Genetic Codes, Sovereign Commands*

**Panu Minkkinen** University of Leicester, [panu.minkkinen@leicester.ac.uk](mailto:panu.minkkinen@leicester.ac.uk)  
*Michel Foucault on Sovereignty and Law*

**Mark Strasser** Capital University Law School, [mstrasser@law.capital.edu](mailto:mstrasser@law.capital.edu)  
*Holmes's Path from Mill's Utilitarianism: A Reexamination of a Seminal Essay*

**Brian Talbot** USC School of Philosophy, [brian@bigfatgenius.com](mailto:brian@bigfatgenius.com)  
*How Much Responsibility?*

**Sagit Leviner** University of Michigan, [sleviner@umich.edu](mailto:sleviner@umich.edu)  
*Taxation: The Normative Component*

**Session 9.7 (Driskill Austin)**

**The Metaphors and Fictions of Literature and Law**

**Sara Wilson, Chair** Keele University, [s.j.wilson@law.keele.ac.uk](mailto:s.j.wilson@law.keele.ac.uk)

**Carl S. Bjerre** University of Oregon School of Law,  
[cbjerre@law.uoregon.edu](mailto:cbjerre@law.uoregon.edu)

*Metaphor, Mental Capacity, and the Rule of Law*

**Patricia Whiting** Carleton University, [pwhiting@magma.ca](mailto:pwhiting@magma.ca)

*From Antigone to Eddie Carbone: Western Theater and the Critique of the Rule of Law*

**Roger Sedarat** Borough of Manhattan Community College,  
[sedarat@yahoo.com](mailto:sedarat@yahoo.com)

*Creating Space: Property Rights in Emily Dickinson's New England*

**Matthew Anderson** University of New England, [manderson@une.edu](mailto:manderson@une.edu)

*Justice Imagined: Law, Literature, Utopia*

**Kathryn Milun** Arizona State University, [Kathryn.Milun@asu.edu](mailto:Kathryn.Milun@asu.edu)

*The Political Uncommons: Empty Space as the "Regional Metaphor" of the Global Commons in International Law*

**SATURDAY 5:30-6:30**

**Session 10.1 (SFA Assembly A)**

**Telling Stories: Narrative and Legal Discourse**

**Miriam A. Cherry** Samford University, [macherry@samford.edu](mailto:macherry@samford.edu)

*Melodrama and the Tale of the Whistleblower*

**Michael R. Smith** Mercer University School of Law, [smith\\_mr@mercer.edu](mailto:smith_mr@mercer.edu)

*Shared Stories: Exploring the Functions of Literary Allusion in Persuasive Discourse*

**Session 10.2 (SFA Assembly B)**

**Truth in Law: The Historiography of the Criminal Trial**

**Karl Shoemaker** University of Wisconsin, [kbschoemaker@wisc.edu](mailto:kbschoemaker@wisc.edu)

*The Devil as Advocate: The Litigious Career of Satan in the Middle Ages*

**Susan Sage Heinzelman** University of Texas at Austin, [sheinz@ccwf.cc.utexas.edu](mailto:sheinz@ccwf.cc.utexas.edu)  
*Queens on Trial*

**Adam Thurschwell** Cleveland State University,  
[Adam.Thurschwell@law.csuohio.edu](mailto:Adam.Thurschwell@law.csuohio.edu)

*In Favorem Vitae*

**Session 10.3 (SFA Capital A)**  
**Natural Law, Case Law & Code Law**

- Jeremy Elkins, Chair**      [Bryn Mawr College, jelkins@brynmawr.edu](mailto:jelkins@brynmawr.edu)
- Jacque Berben-Masi**      [University of Nice, masi.daniel@wanadoo.fr](mailto:masi.daniel@wanadoo.fr)  
*The Rule of Law vs "Natural" Order in Toni Morrison's LOVE*
- Jeffery L. Johnson**      Eastern Oregon University, [jjohnson@eou.edu](mailto:jjohnson@eou.edu)  
*Natural Law and Natural Selection*
- Joana Maria Madeira de Aguiar e Silva**      Escola de Direito da Universidade do Minho,  
[jmasilva@direito.uminho.pt](mailto:jmasilva@direito.uminho.pt)  
*Case Law vs. Code Law: A Matter of Principle or Just a Matter of Language?*

**Session 10.4 (SFA Capital B)**  
**Film: Thick Skin**

- Peter Rush**      Amherst College, [prush@amherst.edu](mailto:prush@amherst.edu)
- Nasser Hussain**      Amherst College, [nhussain@amherst.edu](mailto:nhussain@amherst.edu)  
*Discussant*

**Session 10.5 (Driskill Chisholm Trail)**  
**Roundtable: Mistakes and Misdemeanors Author Meets Readers**

- Mary White**  
*Author*
- Orit Kamir**      University of Michigan, [oritkami@umich.edu](mailto:oritkami@umich.edu)  
*Reader*
- Rebecca Johnson**      University of Victoria, [rjohnson@uvic.ca](mailto:rjohnson@uvic.ca)  
*Reader*
- Teresa Phelps**      Notre Dame, [Phelps.1@nd.edu](mailto:Phelps.1@nd.edu)  
*Reader*



**Session 10.6 (Driskill Austin)**  
**Reconceptualizing Intellectual Property**

**Peter K. Yu, Chair**

Michigan State University College of Law,  
[peter\\_yu@msn.com](mailto:peter_yu@msn.com)

**Ann Bartow**

University of South Carolina School of Law,  
[Bartow@law.sc.edu](mailto:Bartow@law.sc.edu)

*Property Without Metes or Bounds*

**Llewellyn Joseph  
Gibbons**

University of Toledo, [lgibbon@utnet.utoledo.edu](mailto:lgibbon@utnet.utoledo.edu)

*Trademarks: I Consume Therefore I am*

**Michael J. Madison**

University of Pittsburgh Law School,  
[madison@law.pitt.edu](mailto:madison@law.pitt.edu)

*Science, the Humanities and the Intellectual Property Apocalypse*

**Robin Paul Malloy**

Syracuse University Law School, [rpmalloy@law.syr.edu](mailto:rpmalloy@law.syr.edu)

*Discussant*

**SATURDAY 6:30-7:00**

**WRAP-UP AND CONCLUSIONS (SFA Capital Ballroom)**