

# **ABA Annual Meeting Programs in National Security Law**

Sponsored by the ABA Standing Committee on Law and National Security

and cosponsored by the Section of International Law, Section of Administrative Law and Regulatory Practice, Government and Public Sector Lawyers Division, General Practice, Solo and Small Firm Division, and Law Student Division

**\*\* Program Tickets not required -- Complimentary CLE Credit Available**

## ***Cyber Security, Law and Liability—Thieves, Spies and Hostile Armies***

San Francisco Moscone Center West ·747 Howard St., San Francisco, CA 94103· Room 2022

**Friday, August 6, 2010 -- 3:45 p.m. to 5:15 p.m.**

Are we skating on stilts? Computers and networks have brought the entire world into our homes and law offices and it turns out that the world is full of thieves, spies, and hostile armies. What are the risks of cyber-insecurity, and what can we do about them? Moderator: **Harvey Rishikof**, Chair, Standing Committee on Law and National Security. Panelists: **Stewart A. Baker**, Partner, Steptoe & Johnson, and former Assistant Secretary for Policy Department of Homeland Security; **Elizabeth Rindskopf Parker**, Dean and Professor of Law, University of the Pacific McGeorge School of Law; and **Robert Knake**, International Affairs Fellow, Council on Foreign Relations

## ***New Standards in International Law: Anticipatory Self Defense and WMD Programs - The Use of Lethal Force***

San Francisco Moscone Center West ·747 Howard St., San Francisco, CA 94103· Room 2020

**Saturday, August 7, 2010 -- 8:30 a.m. to 10:00 a.m.**

Is a new legal standard emerging for justifying preemptive strikes on suspected WMD facilities? What constitutes a WMD facility? What constitutes necessity? What is an “imminent” WMD threat? What are the obligations under the UN Charter? What does one do about non-state programs being conducted without a state’s knowledge or acquiescence? Join us for a discussion of the issues raised by recent events and the deluge of daily news reports on suspected WMD programs around the world. The panel will cut across two thematic fronts: The academic and theoretical arguments as well as the practical experience of senior government officials who have had to wrestle with these very issues. Moderator: **CDR Chris Bidwell**, National Security Counselor, Defense Threat Reduction Agency, Ft. Belvoir, VA. Confirmed Panelists Include: **Col. W. Renn Gade**, USA, U.S. Department of Defense; **Ruth Wedgwood**, Professor of International Law and Diplomacy, Johns Hopkins University, Washington, DC; **Leonard (Sandy) Spector**, Deputy Director, James Martin Center for Nonproliferation Studies, Washington DC; **Orde Kittrie**, Professor of Law, Arizona State University, Tempe AZ. With remarks by: **Harvey Rishikof**, Chair, ABA Standing Committee on Law and National Security

## ***Careers in National Security Law***

San Francisco Marriott Marquis, Golden Gate Hall, C1, B2 Level, 55 Fourth Street, San Francisco, CA

**Saturday, August 7, 2010 -- 10:30 a.m. to 12:15 p.m.**

The practice area of national security law grows increasingly important for government and private sector organizations. A panel of experts and employers from government, academia, and the private sector will discuss the issue of finding work in this growing area of law. Moderator: **Andrew Borene**, Manager, Intelligence Community Programs, LexisNexis and Young Lawyers Division Liaison to the to the ABA Standing Committee on Law and National Security. Welcome by: **Harvey Rishikof**, Chair, ABA Standing

Committee on Law and National Security. Panelists: **Lt. Colonel James Durant**, Deputy Department Head, Department of Law, USAF; **Professor Michael Greenberger**, Director, Center for Health and Homeland Security, University of Maryland; **Jeff Mustin**, USAF, Texas Tech University, 3L and former Assistant Director of Operations, 524<sup>th</sup> Fighter Squadron and veteran, Operation IRAQI FREEDOM and a **Representative** from the Office of General Counsel, Central Intelligence Agency

## **Additional ABA Annual Meeting Programs of Interest in National Security Law – tickets required**

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### ***Balancing Liberty and Security at the Airport***

*Sponsored by the Section of International Law and*

*Co-sponsored by the ABA Standing Committee on Law and National Security*

**CLE offered -- Tickets Required - See ABA program book under International Law Section for ticket prices**

**San Francisco Moscone Center West · 747 Howard St., San Francisco, CA 94103· Room 2006**

**Sunday, August 8, 2010 -- 2:00 p.m. to 3:30 p.m.**

How much intrusion on freedom is required to protect it? Since the failed terrorist attempt to destroy a passenger aircraft in the skies over Detroit on Christmas Day 2009, a new security method has been introduced to prevent a similar event. The installation of imaging scanners in airports to detect weapons, explosives, or contraband that could be smuggled through conventional metal detectors can also penetrate clothing. Proponents argue that this technology is essential to detect terror and counter crime, and that it offers an alternative to an intrusive physical pat-down. Others consider the scanner images to be a virtual strip search that is easily surmounted by real terrorists. These efforts have renewed the tension between national security and personal freedoms such as privacy. The program will be designed as a briefing session to the Homeland Security Secretary to present the audience with the complexity that is inherent in the challenge to reconcile fundamental liberties, such a personal privacy, and government oversight to achieve national security in an environment of ever-evolving threats. The program will address the following questions: Is the loss of privacy proportionate to the identified risk and need to mitigate it? Will the use of this technology even work? Is there a less invasive way to achieve the same end? Are there more acceptable alternatives? Moderator: **Professor Stephen Saltzburg**, The George Washington University Law School. **Panelists: Stewart A. Baker**, Steptoe & Johnson, *former* first Assistant Secretary for Policy, Department of Homeland Security, **Nicole Ozer**, Director, Liberty and Technology Project, American Civil Liberties Union of Northern California, **Charles Slepian**, The Foreseeable Risk Analysis Center, **Susan Kohn Ross**, Mitchell Silberberg & Knupp LLP, and **Cyndee Todgham Cherniak**, Lang Michener, LLP