

8:30 a.m. Registration and Coffee

9:00 a.m. WELCOME AND INTRODUCTION

Rebecca H. White, Dean, University of Georgia School of Law
Ambassador C. Donald Johnson, Director, Dean Rusk Center

9:15 a.m. PANEL 1—CONCEPTUALIZING THE PROBLEMS OF SCARCITY

Panelists:

- Lincoln Davies, Professor, S.J. Quinney College of Law, University of Utah
- José A. Cuesta, Senior Economist, World Bank; Affiliated Professor, Georgetown Public Policy Institute, Georgetown University
- Barbara Deutsch Lynch, Visiting Associate Professor, The Sam Nunn School of International Affairs, Georgia Institute of Technology

Moderator:

- Harlan G. Cohen, Associate Professor, University of Georgia School of Law

10:45 a.m. Break

11:00 a.m. PANEL 2—THE REGULATION OF SCARCITY AND ITS IMPACT ON INTERNATIONAL REGIMES

Panelists:

- Gabriel Eckstein, Professor, Texas Wesleyan University School of Law
- Lillian Aponte Miranda, Associate Professor, Florida International University College of Law
- Kristen E. Boon, Professor and Director of International Programs, Seton Hall Law School

Moderator:

- Peter A. Appel, Alex W. Smith Professor of Law, University of Georgia School of Law

12:30 p.m. Lunch

1:00 p.m. KEYNOTE ADDRESS

Ertharin Cousin, Executive Director, United Nations World Food Programme

1:45 p.m. Break

2:00 p.m. PANEL 3—ADDRESSING THE PROBLEM OF SCARCITY IN THE FUTURE

Panelists:

- Anastasia Telesetsky, Associate Professor, University of Idaho College of Law
- Aparna Polavarapu, Associate Professor, University of South Carolina School of Law
- Felix Mormann, Associate Professor, University of Miami School of Law

Moderator:

- Diane Marie Amann, Emily and Ernest Woodruff Chair in International Law, University of Georgia School of Law

3:30 p.m. CLOSING REMARKS

Katie Croghan, Executive Conference Editor, *Georgia Journal of International and Comparative Law*



The 2013 *Georgia Journal of International and Comparative Law* Conference



The University of Georgia

CONFERENCE PRESENTED BY

Georgia Journal of International and Comparative Law

The Dean Rusk Center
for International Law and Policy

The University of Georgia School of Law

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Tuesday, February 5, 2013

8:30 AM.–3:45 P.M. • DEAN RUSK HALL
LARRY WALKER ROOM • 4TH FLOOR

International Law in a Time of Scarcity

Distinguished Keynote Speaker

UN World Food Programme Director Ertharin Cousin Ertharin Cousin began her tenure as the twelfth Executive Director of the United Nations World Food Programme on April 5, 2012. Cousin brings to the position more than twenty-five years of national and international non-profit, government, and corporate leadership experience focusing on hunger, food, and resilience strategies. Cousin guides the World Food Programme in meeting urgent food needs while championing longer-term solutions to food insecurity and hunger. As the leader of the world's largest humanitarian organization with approximately 15,000 staff serving about 100 million beneficiaries in 78 countries across the world, she is an exceptional advocate for improving the lives of hungry people worldwide, and travels extensively to raise awareness of food insecurity and chronic malnutrition.

In 2009, Ertharin Cousin was nominated by President Barack Obama and confirmed by the U.S. Senate to be the United States Ambassador to the United Nations Agencies for Food and Agriculture, and head of the U.S. Mission to the U.N. Agencies in Rome. During her nearly three years as the chief U.S. diplomatic voice for famine relief and hunger solutions, Cousin helped guide U.S. and international policy around some of the most devastating and life-threatening situations in the world. She advocated for aid strategies that integrate a transition from relief to development, including following the 2010 earthquake in Haiti, and for country-led sustainable agriculture programs, particularly in the aftermath of the 2010 flooding in Pakistan and in response to the 2011 drought in the Horn of Africa.

Ambassador Cousin received her J.D. in 1982 from the University of Georgia School of Law, where she studied international law under former Secretary of State Dean Rusk.

Distinguished Panelists

Kristen E. Boon specializes in public international law and international organizations at Seton Hall Law School. She has authored and co-authored articles on such topics as legislative reform in post-conflict zones, jus post bellum, the UN Security Council's evolving jurisdiction and the law of responsibility. Prior to joining Seton Hall she served as a clerk to Supreme Court of Canada Justice Ian Binnie and as a litigation associate with Debevoise & Plimpton in New York. Professor Boon writes on issues related to international law and post-conflict zones, and tracks developments in the law of international organizations for the international law blog *Opinio Juris*.

José Cuesta is a senior economist at the World Bank and an affiliated visiting professor at Georgetown University. Previously, he was a senior research economist at the Inter-American Development Bank. He also taught development economics at the Institute of Social Studies, The Hague, and worked as a research economist for the United Nations Development Programme in Honduras. He has advised multiple governments on social policies and has extensive operational experience from social development projects in Latin America. He is a founding member of the World Bank's Food Security and Nutrition Knowledge Platform. His research interests include development economics, poverty, food security, conflict and the analytics of public policy. He has published numerous articles on those topics in international academic journals and is editor of the *European Journal of Development Research*.

Lincoln L. Davies is a professor of law at the University of Utah S.J. Quinney College of Law. His research spans a broad array of energy and environmental topics, including renewable and alternative energy, carbon capture and sequestration, nuclear power, utility law, and regulatory and technology innovation. He is a leading authority on state renewable portfolio standards ("RPS") and assured water supply laws ("wet growth"). In 2012, Professor Davies was awarded the McCloy Fellowship in Environmental Policy to conduct comparative research on renewable energy policy in the United States and Germany. Prior to entering academia, he practiced in the Washington, D.C. office of Steptoe & Johnson LLP.

Gabriel Eckstein is a professor of law at Texas Wesleyan University School of Law, where he specializes in water and environmental law and policy at both the U.S. and international levels. He has served as an expert advisor and consultant on U.S. and international environmental and water issues to various organizations and programs, including the Geneva Initiative, the UN International Law Commission (UNILC), the UN Environment Programme (UNEP), the U.S. Agency for International Development (USAID), and various local water entities in the United States. Currently, he also serves as senior fellow for the Texas Tech University Center for Water Law & Policy, is director of the Internet-based International Water Law Project, and is on the executive board of the International Water Resources Association.

Barbara Deutsch Lynch is a visiting associate professor at the Georgia Institute of Technology's Sam Nunn School of International Affairs. Prior to her appointment at Georgia Tech, she was a visiting associate professor in the Department of City and Regional Planning at Cornell University. Her research focuses on Latin American societies; economic development, urbanization, and natural resource utilization; and global environmental policy. Professor Lynch has provided international consulting, research and technical assistance around the globe, including in Ecuador, Sri Lanka, and Haiti and has served as an advisor to the International Rivers Network and the Caribbean Natural Resources Institute.

Lillian Aponte Miranda is an associate professor of law at Florida International University, where she teaches courses on civil procedure, property, human rights, and indigenous peoples in international law. She began her legal career as a litigation associate at a leading Florida law firm, where she represented corporate clients in complex commercial disputes. She currently serves as co-chair of the American Society of International Law's Rights of Indigenous Peoples' Interest Group. Her scholarship engages the intersection of international law, human rights, and the rights of minorities and indigenous peoples.

Felix Mormann is an associate professor at the University of Miami School of Law and faculty fellow with Stanford University's Steyer-Taylor Center for Energy Policy and Finance. Previously, he was a research fellow and lecturer at Stanford Law School and a visiting scholar at the University of California, Berkeley (Boalt Hall). He has worked as a corporate and energy attorney in Europe and advised international high-tech clients for McKinsey & Company. His scholarship explores the regulatory and policy challenges along the path to an environmentally and economically sustainable energy future.

Aparna Polavarapu is an assistant professor at the University of South Carolina School of Law, where she is affiliated with the university's Rule of Law Collaborative and teaches in the areas of international human rights, transnational law, and rule of law. Most of her recent experience is in East Africa, where she has done fieldwork on women's rights in Uganda, Kenya, Rwanda, and Tanzania. Prior to coming to the University of South Carolina, she was a teaching fellow with Georgetown University Law Center's International Women's Human Rights Clinic. Her research examines women's ability to access justice and exercise their rights in East Africa, touching on areas of rule of law, gender equality, access to land, and customary/statutory law interaction.

Anastasia Telesetsky joined the University of Idaho College of Law in 2009, after eight years of practicing as an attorney in California, Washington, and abroad. Her practice focused on public international law and environmental law. She had the distinction of representing the Government of Ethiopia before the Ethiopia-Eritrea Claims Commission at the Permanent Court of Arbitration. As a Fulbright fellow and a Berkeley Human Rights Center fellow, she collaborated with communities in the Philippines and Papua New Guinea on developing culturally appropriate legal solutions to environmental protection problems.

Moderators

Harlan Cohen is an associate professor at the University of Georgia School of Law, where he teaches Public International Law, International Trade, International Human Rights, Foreign Affairs Law, and Global Governance. Professor Cohen is a member of the executive committee of the American Society of International Law's International Legal Theory Interest Group, and served as co-chair of the society's 106th Annual Meeting. He has been nominated to serve on the society's Executive Council. Along with his J.D. from New York University School of Law, Cohen holds an M.A. in international history from Yale, where he was a participant in the Grand Strategy Project and affiliated with International Security Studies.

Peter A. Appel is the Alex W. Smith Professor of Law at the University of Georgia School of Law. His research spans three primary areas: the use of law to promote sustainable commerce, wilderness preservation and the courts, and more traditional doctrinal scholarship in environmental and natural resources law. Prior to teaching environmental law, Professor Appel developed a practical understanding of environmental issues through his six years of service as an attorney with the Environment and Natural Resources Division of the U.S. Department of Justice.

Diane Marie Amann is the Emily and Ernest Woodruff Chair in International Law at the University of Georgia School of Law, where she teaches Public International Law, International Criminal Law and the Laws of War. Professor Amann has published widely in her field and currently serves as the International Criminal Court Prosecutor's Special Adviser on Children in Armed Conflict. Before entering academia, she was an Assistant Federal Public Defender, a solo federal criminal defense practitioner and a litigation associate at Morrison & Foerster. She also served as a judicial clerk for U.S. Supreme Court Justice John Paul Stevens, whose biography she is currently writing.