I affirm and value morality.

I fiat constitutional change because questions of legality are irrelevant in the real world **Engelhardt**[[1]](#footnote-1)

Is the Libyan … discover the right one.

First, adopt a parliamentary model to account for moral uncertainty. This entails minimizing existential risks. **Bostrom 9** writes[[2]](#footnote-2)

It seems people …deem centrally important.

**Second**, is no act omission distinction in context of governments **Sunstein &** **Vermule[[3]](#footnote-3)**

In our view, … fully discourage it.

The lack of an act-omission distinction necessitates util. The nature of the government means that it must minimize side constraint violations so some common good must be maximized.

**Third** is morality and experience are necessarily intertwined – this makes experiential reason inevitable. **Blackburn**[[4]](#footnote-4)

What is true … of concern and care.

Thus, look to utilitarianism because humans experience pain as bad and pleasure as good. **Nagel**[[5]](#footnote-5)

**Whenthe** objective **…** badness of my pain.

**Fourth**, Maximizing life comes prior to any other ethical evaluation. **Rasmussen**[[6]](#footnote-6)

In so far as … which makes valuation possible.

**Fifth,** Utilitarianism is the only epistemically accessible theory to governments. **Goodin[[7]](#footnote-7)**

Consider, first, the …various possible **choices**.

The standard is **maximizing expected well-being**

**Feldman[[8]](#footnote-8)** clarifies the standard.

Reflection on cases ….the subjectivist consequentialist.

Adv 1 is Terrorism

Terrorists have the potential to make a comeback now **Economist on September 28th 13**[[9]](#footnote-9)

Above all, **the …** that of ideas.

Terrorism is likely to be nuclear **Freilich 10[[10]](#footnote-10)**

According to reports since 2003, the threat of nuclear terrorism is growing. For example, the 2003 US National Strategy for Combating Terrorism warned that the risk of nuclear terrorism has … longer be ignored.

And this means extinction **Myhryold[[11]](#footnote-11)**

The novelty of … in the end.

And, monitoring terrorist increases the amount of information about plots **Rice and Saul summarize Ashcroft[[12]](#footnote-12),** two warrants

Two reasons seem …fair adjudication of guilt.

Monitoring uniquely key to prevent terrorist attacks, empirically proven. **Ruzenski[[13]](#footnote-13)**

The USA Patriot … government agents involved.i1

Adv 2 is Corporations

ACP gives corporations unfair advantages in the court **Richter**[[14]](#footnote-14)

Corporate America has … appears poised for success

Corporations that get away with fraud in court cause economic harm and death to Americans **Mokhiber[[15]](#footnote-15)**

20. Corporate crime inflicts … violations of federal laws.

Fraud causes economic busts **Hunter[[16]](#footnote-16)**

Professor William Black … Professor William Black

Economic decline causes great power wars—multiple studies Royal**[[17]](#footnote-17)**

Less intuitive is … ancillary to those views.

1. Dumb Question of the Twenty-first Century: Is It Legal? By TOM ENGELHARDT • May 31, 2011 The American Conservative [↑](#footnote-ref-1)
2. Bostrom, Nick (*Existential*ist of a different sort). “Moral uncertainty – toward a solution?” 1 January 2009. <http://www.overcomingbias.com/2009/01/moral-uncertainty-towards-a-solution.html> [↑](#footnote-ref-2)
3. IS CAPITAL PUNISHMENT MORALLY REQUIRED?ACTS,OMISSIONS, AND LIFELIFE TRADEOFFS Cass R. Sunstein\* and Adrian Vermeule 1/9/2006 10:51:05 AM [↑](#footnote-ref-3)
4. Simon Blackburn. “Ruling Passions.”Oxford University Press. 1999. [↑](#footnote-ref-4)
5. Thomas Nagel, Professor of Philosophy and Law @ New York University, “The View from Nowhere”, 1986 (161) [↑](#footnote-ref-5)
6. Douglas Den Uyl and Douglas Rasmussen, Professors of Philosophy, Bellarmine College and St. John's University, READING NOZICK, Jeffrey Paul, ed., 1981, p245. (PDNSS1794) [↑](#footnote-ref-6)
7. (Robert, philsopher at the Research School of the Social Sciences, Utilitarianism as Public Philosophy. P. 62-63) [↑](#footnote-ref-7)
8. FRED FELDMAN ACTUAL UTILITY, THE OBJECTION FROM IMPRACTICALITY, AND THE MOVE TO EXPECTED UTILITY [↑](#footnote-ref-8)
9. Al-Qaeda returns The new face of terror The West thought it was winning the battle against jihadist terrorism. It should think again Sep 28th 2013 [↑](#footnote-ref-9)
10. Freilich 10 Chuck, The author was a Deputy National Security Adviser in Israel and is now a Senior Fellow at the Harvard Kennedy School, where he has just completed a book on national security decision making processes in Israel. He is also an Adjunct Professor at New York University, Peer Reviewed Lit, the Research Staff Includes: BESA Center Director: Prof. Efraim Inbar Research Associates: Dr. Yaeli Bloch-Elkon, Dr. Zeev Bonen, Prof. Stuart A. Cohen, Dr. Gil Feiler, Prof. Hillel Frisch, Prof. Eytan Gilboa, Eng. Aby Har-Even, Dr. Tsilla Hershco, Prof. Arye L. Hillman, Dr. Mordechai Kedar, Dr. Avi Kober, Mr. Yaakov Lifshitz, Dr. Ze'ev Maghen, Prof. Amikam Nachmani, Dr. Jonathan Rynhold, Maj. Gen. (res.) Emanuel Sakal, Prof. Shmuel Sandler, Dr. Max Singer, Prof. Gerald Steinberg Director of Public Affairs: David Weinberg Program Coordinator: Hava Waxman Koen Publication Editor (English): Rebecca Goldberg Publication Editor (Hebrew): Alona Briner Rozenman, “The Armageddon Scenario: Israel and the Threat of Nuclear Terrorism”, The Begin-Sadat Center for Strategic Studies AND the International Advisory Board, April 2010. [↑](#footnote-ref-10)
11. Nathan Myhrvold, 13, July 2013, Myhrvold is chief executive and founder of Intellectual Ventures and a former chief technology officer at Microsoft*.* “Strategic Terrorism: A Call to Action,” <http://www.lawfareblog.com/wp-content/uploads/2013/07/Strategic-Terrorism-Myhrvold-7-3-2013.pdf> [↑](#footnote-ref-11)
12. (Paul R. Rice, Professor @ AUWCL and Benjamin Parlin Saul, Is the War on Terrorism a War on Attorney-Client Privilege?, Summer 2002, [↑](#footnote-ref-12)
13. Ruzenski 05(Katherine Ruzenski, J.D. Candidate, St. John's University, June 2005, NOTE: BALANCING FUNDAMENTAL CIVIL LIBERTIES AND THE NEED FOR INCREASED HOMELAND SECURITY: THE ATTORNEY-CLIENT PRIVILEGE AFTER SEPTEMBER 11TH) [↑](#footnote-ref-13)
14. (Liesa L. Richter, Associate Professor of Law, University of Oklahoma College of Law, THE POWER OF PRIVILEGE AND THE ATTORNEY- CLIENT PRIVILEGE PROTECTION ACT: HOW CORPORATE AMERICA HAS EVERYONE EXCITED ABOUT THE EMPEROR'S NEW CLOTHES, Wake Forest Law Review, Vol. 43, 2008 [↑](#footnote-ref-14)
15. Russel Mokhiber Twenty Things You Should Know About Corporate Crime June 15th 2007 http://www.alternet.org/story/54093/twenty\_things\_you\_should\_know\_about\_corporate\_crime [↑](#footnote-ref-15)
16. Recession & They Are Able To Do It Now With Impunity” – One-On-One With Professor William Black – Greg Hunter Sunday, August 12, 2012 22:07 [↑](#footnote-ref-16)
17. RoyalDirector of Cooperative Threat Reduction at the US Dept. of Defense, 10

    [Jedidiah, “Economic Integration, Economic Signaling and the Problem of Economic Crisis,” Economics of War and Peace: Economic, Legal, and Political Perspectives, 2010 p. 205-224]bg [↑](#footnote-ref-17)