# 1nc

**1NC T MUST BE QPQ**

**Economic engagement must be conditional**

Shinn 96 [James Shinn, C.V. Starr Senior Fellow for Asia at the CFR in New York City and director of the council’s multi-year Asia Project, worked on economic affairs in the East Asia Bureau of the US Dept of State, “Weaving the Net: Conditional Engagement with China,” pp. 9 and 11, google books]

In sum, conditional engagement consists of a … of Containment: A critical Appraisal of Postwar American National Security Policy. New York: Oxford University Press, (1982). This is also cited in Fareed Zakaria, “The Reagan Strategy of Containment,” Political Science Quarterly 105, no. 3 (1990), pp. 383-88).

**1NC DA**

**Patent reform compromise will pass**

**Byers, 4/10/14** (Alex, Politico, “Scoop: ECPA reform backers trying to turn heat on SEC — Hill still working on how to proceed on NSA 509” <http://www.politico.com/morningtech/>)

SENATORS DECLARE TENTATIVE PATENT DEAL, BUT NO DETAILS SHARED YET — Lawmakers ran out

AND

the day lawmakers return, and Senators will vote in committee that week.

**The plan is unpopular**

David **Pozen**, January **2007**. JD Candidate, Yale Law. “Tax Expenditures as Foreign Aid,” Yale Law Journal, 116 Yale L.J. 869.

Few issues in global politics are as contentious as foreign aid - how much rich

AND

public fisc. This is not private aid; it is privatized aid.

**Obama’s PC is key**

**Lengell, 4/4/14** (Sean, Washington Examiner, “Lawmakers look to stop patent abuse”, <http://washingtonexaminer.com/lawmakers-look-to-stop-patent-abuse/article/2546745>)

Momentum is building on Capitol … House I think is a positive sign of something actually happening this year," said Beth Provenzano, a lobbyist for the National Retail Federation, which is pushing for the legislation.

**Delay crushes the bill**

**Wild, 2/23/14** (Joff, “Concerns in Senate and approaching election could stymie patent litigation reform moves” Intellectual Asset Management Magazine, <http://www.iam-magazine.com/Blog/Detail.aspx?g=0fe92d4e-915d-4f15-925e-60b452f2e093>)

The window of opportunity for the … passed by the House of Representatives by a 325 to 91 margin in December 2013.

**Patent reform key to green tech innovation**

**Gerschel-Clarke, 13** – independent design strategist specialising in the societal aspects of design and a contributing writer at Sustainable Brands (Adam, The Guardian, “Are patent trolls strangling sustainable innovation?” 11/14, <http://www.theguardian.com/sustainable-business/patent-trolls-sustainable-innovation>)

Disputes over intellectual property have risen … the influence of incumbent manufacturers and trolls on emerging green technologies by limiting the breadth of patents and regulating licences on basic technologies.

**Green tech innovation is key to US primacy, preventing resource wars and climate change**

**Klarevas 09** – Professor of Global Affairs

Louis, Professor at the Center for Global Affairs – New York University, “[Securing American Primacy While Tackling Climate Change: Toward a National Strategy of Greengemony](http://www.huffingtonpost.com/louis-klarevas/securing-american-primacy_b_393223.html)”, Huffington Post, 12-15, http://www.huffingtonpost.com/louis-klarevas/securing-american-primacy\_b\_393223.html

By not addressing climate change more aggressively and creatively, the United States is squandering

AND

means of leverage that can be employed to keep potential foes in check.

**Warming causes extinction**

**Sify 2010** – Sydney newspaper citing Ove Hoegh-Guldberg, professor at University of Queensland and Director of the Global Change Institute, and John Bruno, associate professor of Marine Science at UNC (Sify News, “Could unbridled climate changes lead to human extinction?”, <http://www.sify.com/news/could-unbridled-climate-changes-lead-to-human-extinction-news-international-kgtrOhdaahc.html>, WEA)

The findings of the comprehensive report: 'The … unprecedented in nearly a million years'.

'This is causing fundamental and comprehensive changes to the way marine ecosystems function,' Bruno warned, according to a GCI release.

These findings were published in Science

**1NC CP**

**Text: The United States federal government should provide a 39-cent tax credit for every dollar that American businesses invest in decentralized solar energy assistance to Mexico.**

**1NC K**

**The aff’s focus on decentralization has been coopted by the individualizing imperative of increased consumption – devolving energy to localities merely distributes consumptive potential, rather than creating true political engagement**

**Bluhdorn 07** – (May 2007, Ingolfur, PhD, Reader in Politics/Political Sociology, University of Bath, “Self-description, Self-deception, Simulation: A Systems-theoretical Perspective on Contemporary Discourses of Radical Change,” Social Movement Studies, Vol. 6, No. 1, 1–20, May 2007, google scholar)

According to NSMT, the transition from the old … and the struggle for the largest possible **share of any available opportunities or resources.**

**The impact is extinction and destrution of the biosphere – only a discursive rejection of accepted economic truth can open new paths to sustainable growth.**

**Rees 11** – (April 2011, William E. Rees, PhD in population ecology, FRSC, professor of ecological economics and human ecology at the University of British Columbia School of Community and Regional Planning, “Toward a Sustainable World Economy,” Institute for New Economic Thinking, Annual Conference, Crisis and Renewal: International Political Economy at the Crossroads, http://ineteconomics.org/sites/inet.civicactions.net/files/BWpaper\_REES\_040811.pdf)

All cultural narratives, worldviews, religious … but also to **wreck the biophysical basis of its own existence**. The question is, based on the evidence, should we be considering rejecting the neo-liberal ‘conjecture’ and replacing it with (at least for starters) something resembling the ecological economics framework?

**The alternative is to make the unserious nature of this simulation evident – the aff’s commitment to false change must be rejected and problematized as a prerequisite to effective environmental policies.**

**Bluhdorn 07** – (2007, Ingolfur, PhD, Reader in Politics/Political Sociology, University of Bath, “Sustaining the Unsustainable: Symbolic Politics and the Politics of Simulation,” Environmental Politics, Vol. 16, No.2, 251-275, April 2007)

Lastly then one might ask: Does it make a difference? Does it really

AND

these practices is **one essential precondition of developing the capacity to transcend it**.

**1NC MEXICO DA**

**Chinese influence in Mexico is high but the plan crushes China’s influence**

**Regenstreif 13** – Gary Regenstreif, 6/12/2013. “The looming U.S.-China rivalry over Latin America,” Reuters, http://blogs.reuters.com/great-debate/2013/06/12/the-looming-u-s-china-rivalry-over-latin-america/.

Though the U.S. and Chinese presidents heralded a “new model” of cooperation at their weekend summit, a growing … and energy because of the expected reforms that would open the oil industry to foreign investment.

**Chinese influence is key to its economy**

**Arnson et al 09** – (Cynthia Anderson, Mark Mohr, Riordan Roett, writers for Woodrow Wilson International Center for Scholars, “Enter the Dragon? China’s Presence in Latin America”, http://www.wilsoncenter.org/sites/default/files/EnterDragonFinal.pdf) (JN)

China’s role in Latin America is, above all, based on trade, despite

AND

region. Thus, Latin America represents a substantial market for Chinese goods.

**Chinese economic decline causes great power war**

**Kane 01 –** [Thomas Kane, PhD in Security Studies from the University of Hull & Lawrence Serewicz, Autumn, <http://www.carlisle.army.mil/usawc/Parameters/01autumn/Kane.htm>]

Despite China's problems with its food supply, the Chinese do not appear to be

AND

China's government might try to ward off its demise by attacking adjacent countries.

**1NC DEVELOPMENT – IMPACT FRAMING**

**Extinction outweighs – prioritizing structural violence makes conflict inevitable**

**Boulding 78 –** professor of economics and director of the Center for Research on Conflict Resolution at the University of Michigan (Ken Boulding, Journal of Conflict Resolution, June 1978, “Future Directions in Conflict and Peace studies,” Vol. 22 No.2 pp. 342-354)//CC

Galtung is very legitimately interested in problems of world poverty and the failure of development

AND

, increases with every improvement in technology, either of war or of peacex

**War turns structural violence, not vice versa**

**Goldstein 01 –** professor of international relations at American University (Joshua Goldstein, 2001, “War and Gender,” p. 412)//CC

First, peace activists face a dilemma in thinking about causes of war and working

AND

on injustice as the main cause of war seems to be empirically inadequate.

**Adaptive ethics are necessary to reflect actual moral experience – a dogmatic adherence to principle guarantees that it will never be politically useful or change society**

**Minteer et al, 04** – (Ben, Journal of Agricultural and Environmental Ethics, 17: 131-156, ebsco)

In this paper, we have attempted to provide the outlines of a pragmatic contextualist

AND

it wishes to make meaningful and enduring contributions to these critical public processes.

**Consequences outweigh**

**Issac 02** – Professor of political science at Indiana-Bloomington, Director of the Center for the Study of Democracy and Public Life, PhD from Yale (Jeffery C., Dissent Magazine, Vol. 49, Iss. 2, “Ends, Means, and Politics,” p. Proquest)

As a result, the most important political questions are simply not asked. It … political effectiveness.

**Reject complexity theory – predictions are effective, solves action and bias arguments**

**Kurasawa 04 –** assistant professor of Sociology at York University and Faculty Associate of the Center for Cultural Sociology at Yale University (Fuyuki Kurasawa, Constellations, 2004 “Cautionary Tales: The Global Culture of Prevention,” Vol. 11 No. 4)//CC

In the first instance, preventive foresight is an intersubjective or dialogical process of address

AND

a position to ‘move up’ and become institutionalized via strong publics.7

**Low probability is not a reason to reject our impacts. True policy makers must evaluate magnitude. We have an obligation to consider future generations.**

**Sunstein '7** (Cass R. Felix Frankfurter Professor of Law at Harvard Law School. Clerked for Justice Thurgood Marshall of the U.S. Supreme Court; "Worst-Case Scenarios" Harvard University Press 2007 **pg.138-9**)

A Catastrophic Harm Precautionary Principle, of the modest kind just sketched, raises … **amplification” of such harm.** Regulators should choose cost-effective measures to reduce those risks and should attempt to compare the expected value of the risk with the expected value of precautionary measures.

**1NC BUEN VIVIR**

**Corporations will exploit the technology for profit and preclude sustainable development – the AFF’s band aid solution only furthers the root cause of environmental injustice**

Parr 13 – (Adrian, Assoc. Prof. of Philosophy and Environmental Studies @ U. of Cincinnati, “THE WRATH OF CAPITAL: Neoliberalism and Climate Change Politics”)

A rising powerful transnational industry is emerging around the research and development of new technologies

AND

ﬂourishing of nonhuman species, eco- logical cycles, and future lives.

**Decentralization is just a tactic to diffuse power and vilify institutions—clean energy policy under this guise empowers corporate forces – turns case**

**MacNeil '12** Robert, Thesis submitted to the Faculty of Graduate and Postdoctoral Studies In partial fulfillment of the requirements For the PhD degree in Political Science School of Political Studies Faculty of Social Sciences University of Ottawa © Robert MacNeil, Ottawa, Canada, 2012 "Neoliberal Climate Policy in the United States: From Market Fetishism to the Developmental State" http://www.ruor.uottawa.ca/en/bitstream/handle/10393/23587/Macneil\_Robert\_2012\_thesis.pdf?sequence=1

On the pull side, the project looks at four particularly prominent selectivities used by

AND

literature, as well as understand its dialectical relationship with the policy process.

**Solar technology can’t create social equity or local integration**

**Glover et al 2006** – \*Policy Fellow at the Center for Energy and Environmental Policy, University of Delaware, \*\*Directs the Urban Studies and Wheaton in Chicago programs, selected to the Chicago Council on Global Affairs Emerging Leaders Program for 2011-2013, \*\*\*2007 Nobel Peace Prize winner, Distinguished Professor of Energy & Climate Policy at the University of Delaware, Head of the Center for Energy and Environmental Policy (Leigh Glover, Noah Toly, John Byrne, “Energy as a Social Project: Recovering a Discourse”, in “Transforming Power: Energy, Environment, and Society in Conflict”, p. 1-32, http://www.ceep.udel.edu/energy/publications/2006\_es\_energy\_as\_a\_social\_project.pdf, WEA)

The Sustainable Energy Quest¶ The problems of the conventional energy order have led some

AND

a way that would seamlessly¶ tie it to the modernization project.¶ 20

**Reps don’t affect reality – material structure are more important and they cede the political**

**Tuathail 96 –** [Gearoid, Department of Georgraphy at Virginia Polytechnic Institute, Political Geography, 15(6-7), p. 664, science direct]

While theoretical debates at academic conferences are important to academics, the discourse and concerns

AND

needs to always be open to the patterned mess that is human history.

**Maximizing all lives is the only way to affirm equality**

**Cummiskey 90** – Professor of Philosophy at Bates (David Cummiskey, 1990, “Kantian Consequentialism,” pp. 145-146)//CC

We must not obscure the issue by characterizing this type of case as the sacrifice

AND

consideration of conduct, one's own subjective concerns do not have overriding importance.

# 2nc

**CP**

**Privatization actually solves better – government action empirically fails in the context of the AFF**

ESMAP 09, March 19, The Energy Sector Management Assistance Program (ESMAP) is a global knowledge and technical assistance program administered by the World Bank, “Fighting Poverty through Decentralized Renewable Energy: Unlocking the Domestic Private Sector,” http://www.esmap.org/sites/esmap.org/files/ESME\_ESMAPCambodia.pdf)//DR. H

\*No link to most solvency deficits – they’ll usually be about large corporations.

Decentralized energy services remain at the forefront in the fight against poverty. Small and medium size enterprises (SME) are driving this effort to … the economic scaling-up of local SMEs and the investments needed to supply these energy services.

**AT: PERM DO CP**

**a. “Its” is exclusive --- means that a private actor’s agreement cannot be part of the government’s economic engagement.**

Douglas F. Brent 10**,** attorney, June 2, 2010, “Reply Brief on Threshold Issues of Cricket Communications, Inc.,” online: <http://psc.ky.gov/PSCSCF/2010%20cases/2010-00131/20100602_Crickets_Reply_Brief_on_Threshold_Issues.PDF>) **Italics and bold in the original**

AT&T also argues that Merger Commitment 7.4 only … other carrier’s agreement). Thus, the merger commitment applies to each agreement that an individual carrier may have with AT&T. It necessarily follows then, that Cricket’s right to extend its agreement under Merger Commitment 7.4 is separate and distinct right from another carrier’s right to extend its agreement with AT&T (or whether such agreement has been extended).

**BUEN VIVIR**

**Solar technology can’t create social equity or local integration**

**Glover et al 2006** – \*Policy Fellow at the Center for Energy and Environmental Policy, University of Delaware, \*\*Directs the Urban Studies and Wheaton in Chicago programs, selected to the Chicago Council on Global Affairs Emerging Leaders Program for 2011-2013, \*\*\*2007 Nobel Peace Prize winner, Distinguished Professor of Energy & Climate Policy at the University of Delaware, Head of the Center for Energy and Environmental Policy (Leigh Glover, Noah Toly, John Byrne, “Energy as a Social Project: Recovering a Discourse”, in “Transforming Power: Energy, Environment, and Society in Conflict”, p. 1-32, http://www.ceep.udel.edu/energy/publications/2006\_es\_energy\_as\_a\_social\_project.pdf, WEA)

The Sustainable Energy Quest¶ The problems of the conventional energy order have … renewable¶ energy options. The aim of producing more with advancing ecological efficiency in order to consume more with equally advancing consumerist satisfaction underpins the sustainable energy future in a way that would seamlessly¶ tie it to the modernization project.¶ 20

**Fourth, solar energy co-opts interrogation of the dominant structures of the energy regime**

Byrne and Toley 06 – (John – Head of the Center for Energy and Environmental Policy – It’s a leading institution for interdisciplinary graduate education, research, and advocacy in energy and environmental policy – John is also a Distinguished Professor of Energy & Climate Policy at the University of Delaware – 2007 Nobel Peace Prize for his work on the Intergovernmental Panel on Climate Change (IPCC), Toley – Directs the Urban Studies and Wheaton in Chicago programs - Selected to the Chicago Council on Global Affairs Emerging Leaders Program for 2011-2013 - expertise includes issues related to urban and environmental politics, global cities, and public policy, “Energy as a Social Project: Recovering a Discourse,” p. 1-32)

Small-is-Beautiful Solar 18 The second fastest growing renewable energy option—

AND

future in a way that would seamlessly tie it to the modernization project.

# 1nr

**AT: KRITIK OF PTX**

**They should lose for shrugging off political tradeoffs—our method for engaging politics is better**

**Elshtain ’93** (Jean Bethke, Centennial Prof. Pol. Sci. – Vanderbilt U., Social Research, “Politics Without Cliché”, 60:3, Fall, Ebsco)

When I was in graduate school in the late 1960s, it was in vogue

AND

of politics without cliché, hence of political conflict and debate without end.

**Political capital theory is real –**

**a) empirical studies prove political capital is key**

**Beckmann & McGann 08** – [Matthew N. Beckmann, PhD and Associate Professor, Political Science School of Social Sciences at UC Irvine; Anthony J. McGann, Assistant Professor in the Political Science School of Social Sciences at UC Irvine, “NAVIGATING THE LEGISLATIVE DIVIDE POLARIZATION, PRESIDENTS, AND POLICYMAKING IN THE UNITED STATES,” Journal of Theoretical Politics 20(2): 201–220]

In his seminal work on the presidency, Richard Neustadt (1960) cited the

AND

its conditional nature should provide more discriminating results and permit more judicious inferences.

**b) framing issue – their studies don’t take out our disad, even if capital only works at the margin it’s still key**

**O’Geen and Lebo 11** – \*Assistant Professor of Political Science at Davidson College, \*\*Associate Professor of Political Science at Stony Brook University (July, Andrew and Matthew, The Journal of Politics, 73.3, “The President’s Role in the Partisan Congressional Arena”, http://ms.cc.sunysb.edu/~mlebo/The%20Presidents%20Role%20in%20the%20Partisan%20Congressional%20Arena.pdf, WEA)

Presidential Success

The seminal work of Neustadt (1960) provides the foundation for most empirical examinations of presidential inﬂuence in Congress. Writing about power in political ofﬁce, Neustadt was interested in … investigation of the causes of success to an interest in its

**2NC PC KEY – SPECIFIC**

**It requires a strong push from Obama with Democrat hold-outs in the Senate – it’s working, but only because of Obama’s prioritization**

**Meyers, 3/5/14** (Jessica, “Lawmakers: Patent reform will advance” Politico, <http://www.politico.com/story/2014/03/patent-reform-104278.html>)

Two lawmakers immersed in patent ... That timing, Berman said, “concerns me greatly.”

**Sustained Obama leadership will get it done**

**Kravets, 3/20/14 –** WIRED senior staff writer (David, “History Will Remember Obama as the Great Slayer of Patent Trolls” Wired, <http://www.wired.com/threatlevel/2014/03/obama-legacy-patent-trolls/>)

But Obama will leave another gift to posterity, one not so obvious, one that won’t be felt until years after his term ends: The history ebooks will remember the 44th president for setting off a chain of reforms that made predatory patent lawsuits a virtual memory. Obama is the patent ... concern, has seen its share prices slashed in half over the past three years.

**2NC WILL PASS**

**Second – their evidence doesn’t account for Obama’s sustained leadership on a floor vote – which brings it over the finish line**

**Hattem, 3/5/14** (Julian, “Congress gets out club for patent ‘trolls’” The Hill, http://thehill.com/blogs/hillicon-valley/technology/199954-lawmakers-look-to-push-patent-troll-bill)

Proponents of a bill to prevent … on the issue to hop on board, according to Rep. Jared Polis (D-Colo.).

**Their uniqueness evidence refers to delays over markup of the bill in the Senate Judiciary Committee. These are about negotiations over details that will be resolved over the recess – a final bill will still come out of committee**

**Wilhelm, 4/9/14** (Alex, “Senate Patent Reform Bill Delayed Yet Again” TechCrunch, <http://techcrunch.com/2014/04/09/senate-patent-reform-bill-delayed-yet-again/>)

A bi-partisan Senate bill .., the act could clear committee by early May.

**All major details have been agreed to in the Judiciary Committee – they just ran out of time before a final vote and were negotiating over language of fee-shifting only**

**Ruger, 4/10/14** (Todd, “Senate Again Delays Patent Reform Action” Legal Times, http://www.nationallawjournal.com/legaltimes/home/id=1202650554406/Senate%20Again%20Delays%20Patent%20Reform%20Action?mcode=1202615034968&curindex=2&back=NLJ&slreturn=20140311081857)

The Senate Judiciary Committee … in principle."

**Star this evidence – reports that negotiations are failing are from patent reform opponents – Senate staff think they’re still on track**

**Volz, 4/8/14** (Dustin, National Journal, “The Fellowship of the Patent Troll Hunters Is Breaking”

<http://www.nationaljournal.com/tech/the-fellowship-of-the-patent-troll-hunters-is-breaking-20140408>

But reform advocates quickly … specific provision—are suggesting the sky is falling on negotiations entirely.

**CLIMATE CHANGE INEV**

**Not inevitable – even if temporarily over the tipping point, can be brought back down**

**Dyer 9 – PhD in ME History**

Gwynne, MA in Military History and PhD in Middle Eastern History former @ [Senior Lecturer](file:///E:\wiki\Senior_Lecturer) in War Studies at the [Royal Military Academy Sandhurst](file:///E:\wiki\Royal_Military_Academy_Sandhurst), Climate Wars

There is no need to despair. The slow-feedback effects take a long

AND

so let us focus here on how to stop it rising past 450.

**Not inevitable – cuts solve**

**Somerville 11 – Professor of Oceanography @ UCSD**

Richard Somerville, Distinguished Professor Emeritus and Research Professor at Scripps Institution of Oceanography at the University of California, San Diego, Coordinating Lead Author in Working Group I for the 2007 Fourth Assessment Report of the Intergovernmental Panel on Climate Change, 3-8-2011, “CLIMATE SCIENCE AND EPA'S GREENHOUSE GAS REGULATIONS,” CQ Congressional Testimony, Lexis

Thus, atmospheric CO2 concentrations are already at levels predicted to lead to global warming

AND

about what steps will be required to keep climate change within that limit.