### 2ac – T – Restrictions

#### 1. We meet – a drone court restricts the president’s war power authority to do targeted killings.

Benson, CNN, 2-9-13

[Pam, “Drone court considered” <http://security.blogs.cnn.com/2013/02/09/legislators-consider-new-court-to-oversee-drone-strike-decisions/>, accessed 9-3-13, TAP]

Should federal judges weigh in on a president's decision to pursue and kill terrorists overseas

AND

the hearing was to create a new court to oversee such presidential decisions.

#### 3. Counter-interpretation – restriction means a limit and includes conditions on action.

Snow, COURT OF APPEALS OF ARIZONA judge, 8

(G. Murray, COURT OF APPEALS OF ARIZONA, DIVISION ONE, DEPARTMENT A, STATE OF ARIZONA, Appellee, v. JEREMY RAY WAGNER, Appellant., 2008 Ariz. App. Unpub. LEXIS 613, accessed 9-18-13, CMM)

P10 The term "restriction" is not defined by the Legislature for the purposes

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natural and obvious meaning, which may be discerned from its dictionary definition.").

P11 The dictionary definition of "restriction" is "[a] limitation or qualification

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dictate that the term "restriction" includes the ignition interlock device limitation.

### 2ac – Solvency – AT: Circumvention

#### Won’t circumvent.

Johnson, former Pentagon general counsel, 3-18-13

[Jeh Charles, “Keynote address at the Center on National Security at Fordham Law School: A “Drone Court”: Some Pros and Cons” <http://www.lawfareblog.com/2013/03/jeh-johnson-speech-on-a-drone-court-some-pros-and-cons/>, accessed 9-3-13, TAP]

Further, as so-called “targeted killings” become more controversial with time, I believe there are AND

Branch who actually wouldn’t mind the added comfort of judicial imprimatur on their decisions.

#### Obama would comply with the court

Vladeck, American University law professor, 2009

[Stephen, “The Long War, the Federal Courts, and the Necessity / Legality Paradox” <http://digitalcommons.wcl.american.edu/cgi/viewcontent.cgi?article=1002&context=facsch_bkrev>, p.922-3, accessed 10-5-13, TAP]

Moreover, even if one believes that suspensions are unreviewable, there is a critical

AND

comply with a Supreme Court decision. But perhaps I am naïve.184

### 2ac – Solvency EXTN – AT: Rubber Stamp

#### Creation of the court is sufficient to solve credibility and shape norms.

Wexler, University of Illinois law professor, 2013

[Lesley, 5-8-13, “The Role of the Judicial Branch during the Long War: Drone Courts, Damage Suits, and FOIA Requests” <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2262412>, p.1-2, accessed 5-14-13, TAP]

Critics of the status quo would like greater transparency and accountability in regards to tar

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proposed the use of courts to foster either transparency or accountability or both.

### 2ac – Chinese Soft Power DA

#### Soft power not zero sum and Chinese soft power is down and fails.

Nye, Harvard University international relations professor, 4-29-13

[Joseph, “What China and Russia Don't Get About Soft Power” <http://www.foreignpolicy.com/articles/2013/04/29/what_china_and_russia_don_t_get_about_soft_power?page=full>, accessed 7-23-13, TAP]

China and Russia make the mistake of thinking that government is the main instrument of

AND

their civil societies. Unfortunately, that is not about to happen soon.

#### Chinese soft power is doomed to fail – CCP repression

Keck, assistant editor of The Diplomat, 13

(Zachary, 1-7-13, “Destined To Fail: China’s Soft Power Push,” http://thediplomat.com/2013/01/07/destined-to-fail-chinas-soft-power-offensive/?all=true, accessed 9-29-13, CMM)

In a little noticed event on New Year’s Day, China inaugurated its first non

AND

, modern China’s soft power will remain limited under the current political leadership.

### 2ac – Transparency CP

#### Links to politics.

McNeal, Pepperdine University law professor, 3-14-13

[Gregory, “The Politics of Accountability for Targeted Killings” <http://www.lawfareblog.com/2013/03/the-politics-of-accountability-for-targeted-killings/#.Ut69FtIo7tQ>, accessed 1-21-14, TAP]

Does any member of Congress actually care? It seems that the targeted killing policy

AND

change is possible absent sufficient energy to overcome the current state of affairs.

#### 3. Congressional codification is key to norms – CP accesses none of the prolif adv.

Maxwell, US Army colonel and judge advocate with the Army, 2012

[Mark David, National Defense University, Joint Force Quarterly, “Targeted killing, the law, and terrorists: feeling safe?” <http://www.thefreelibrary.com/Targeted+killing,+the+law,+and+terrorists%3A+feeling+safe%3F-a0289724330>, accessed 12-17-13, TAP]

The weakness of this theory is that it is not codified in U.S

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eschews what gives a state its greatest safety: the rule of law.

#### 4. Congressional codification is key drone program legitimacy – CP does not solve rollback.

Anderson, professor of international law at Washington College of Law, American University, 10-18-13

(Kenneth, “No Safe Havens?,” Hoover Digest, No. 4, Fall 2013 by Hoover Institution http://www.hoover.org/publications/hoover-digest/article/159096, accessed 10-19-13, CMM)

Without a hardheaded effort on the part of Congress and the executive¶ branch to

AND

Jack¶ Goldsmith have repeatedly warned, they might well be miscalculating now.

U.S. counterterrorism policy overall needs to be embedded in policies,¶ processes

AND

framework for the¶ long run, but effectively to outlaw the practice.

Republicans should not be enablers in this effort. They should not¶ mimic the

AND

future presidents,¶ among whom there will surely be a Republican or two.

#### 10. Links to politics.

Cooper, University of Vermont political science professor, 99

(Phillip J., Federal News Service, October 28, 1999, “Prepared Testimony of Phillip J. Cooper Gund Professor of Liberal Arts Department of Political Science University of Vermont before the House Committee on the Judiciary Subcommittee on Commercial and Administrative Law, p. Lexis)

There is certainly the danger that excessive use of broad application of executive orders can

AND

to be maintained throughout if the tasks of government are to be accomplished.

### AT: NoKo Prolif

#### North Korean prolif is inevitable – it would require the end of the war and the end of US security guarantees to South Korea.

Bush, Brookings Institution Center for East Asia policy studies director, 2-18-14

[Richard, “North Korea’s Nuclear Ambitions: Hiding in Plain Sight” <http://www.brookings.edu/blogs/up-front/posts/2014/02/18-north-korea-nuclear-ambitions-bush-pollack?utm_campaign=Foreign+Policy&utm_source=hs_email&utm_medium=email&utm_content=12201530&_hsenc=p2ANqtz--CXH57Jtt7OdNAQRLbYiOP2gTRtAER-dfWYcUiDAPY6orWz8EopsRegKb2c4-6Zl8U9d7jDjoc9ISqRXDBhw38HM86f-gfSSWqWCzw75MliRx4u9I&_hsmi=12201530>, accessed 3-13-14, TAP]

North Korea sometimes employs deceit in its continuing struggle with its adversaries (the United

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the power of the entire nation is the denuclearization of the entire Korean Peninsula

including South Korea; the key point here is to end the nuclear threat of

AND

deceitful or inscrutable at all. Its intentions are hiding in plain sight.

### AT: Bioterrorism

No impact- bio-weapons to difficult to build and disperse- history proves- AND- even if they could be effective the perceived barriers doom motivation

**Stratfor**, 12-21-200**7**, "Bioterrorism: Sudden Death Overtime?," <http://www.stratfor.com/analysis/bioterrorism_sudden_death_overtime>

First, it must be recognized that during the past several decades of the modern

AND

weapons have not been executed: The cost is higher than the benefit.

### 2ac – Politics – Patent Reform

#### No impact to patent trolls.

Merritt, EE Times, 3-12-14

[Rick, “Patent Data Missing in Troll Debate” <http://www.eetimes.com/document.asp?doc_id=1321364&_mc=MP_IW_EDT_STUB>, accessed 3-15-14, TAP]

SAN JOSE, Calif. — While the US Congress debates legislation aimed at addressing

AND

the litigant -- rather than the type of patent -- may be misplaced.

#### Obama isn’t pushing a bill – he is doing executive action which disproves PC and means XOs solve ALSO congress is gridlocked and reforms will fail.

Mershon and Byers, Politico, 2-19-14

[Erin and Alex, “White House pushes forward with patent reforms” <http://dyn.politico.com/printstory.cfm?uuid=02579809-C9C8-4ECD-9E88-3C9419AB5675>, accessed 2-21-14, TAP]

The White House on Thursday will unveil a handful of new actions designed to improve

AND

legislation through Capitol Hill, they say, is a must-do.

#### No bill yet – multiple versions and GOP opposition

Hattem, The Hill, 3-5-14

[Julian, The Hill, “Congress gets out club for patent ‘trolls’”, <http://thehill.com/blogs/hillicon-valley/technology/199954-lawmakers-look-to-push-patent-troll-bill>, accessed 3-15-14, AFB]

“When it comes to a patent bill, they say ‘Oh OK, the president liked it so we’re going to give it a look,’ ” he said at the event, which was sponsored by Politico. “So that sort of opened the door for a lot of members on the Democratic side, where we had stronger vote totals than we were necessarily expecting.”

But the patent reform bill from Leahy and Lee isn’t the only one up for consideration in the Senate.

Sen. Claire McCaskill (D-Mo.) last week introduced a bill that

AND

amid heavy lobbying from opponents, including software giants like Microsoft and Apple.

#### PC not key – it has been a priority since last June – Obama is all rhetoric.

Mershon, Politico, 1-28-14

[Erin, “Obama backs patent reform effort in State of the Union” <http://www.politico.com/blogs/politico-live/2014/01/obama-backs-patent-reform-effort-in-state-of-the-union-182139.html>, accessed 3-15-14, TAP]

Patent reform has been a priority for the president since last June, when he

AND

urged additional hearings to hear the views of universities and other interest groups.

#### Not pushing – it was one sentence of the SOTU.

Bachman, Ad Week tech news, 1-29-14

[Katy, “Obama Promotes Patent Reform in State of the Union Draws lots of cheers from audience” <http://www.adweek.com/news/technology/obama-promotes-patent-reform-state-union-155304>, accessed 3-15-14, TAP]

If you blinked, you might have missed President Obama's flyby support in his State of the Union for AND

to stay focused on innovation, not costly, needless litigation," Obama said Tuesday night.

#### Winners win on controversial issues

Hirsh, National Journal, 2-7-13

(Michael, “There’s No Such Thing as Political Capital,” http://www.nationaljournal.com/magazine/there-s-no-such-thing-as-political-capital-20130207?page=1, accessed 2-7-13, CMM)

Naturally, any president has practical and electoral limits. Does he have a majority

AND

right. He did. (At least until Vietnam, that is.)

#### Obama supports the plan.

Roberts, The Guardian, 5-24-13

[Dan, “Obama drone oversight proposal prompts concern over 'kill courts'” http://www.theguardian.com/world/2013/may/24/obama-drone-vetting-kill-courts, accessed 9-18-13, TAP]

The president has asked Congress to consider establishing a special court or oversight board to

AND

but raises serious constitutional issues about presidential and judicial authority," he said.

#### No PC – Obama approval rating is down

O’Connor, WSJ, 3-12-14

(Patrick, “WSJ/NBC News Poll: Obama's Approval Rating Hits New Low,” http://online.wsj.com/news/articles/SB10001424052702304250204579433533118580224?mg=reno64-wsj&url=http%3A%2F%2Fonline.wsj.com%2Farticle%2FSB10001424052702304250204579433533118580224.html, accessed 3-12-14, CMM)

President Barack Obama is struggling to overcome widespread pessimism about the economy and deep frustration

AND

, Mr. Obama's support is softening among blacks, Hispanics and women.

#### Major loses now – DOJ appointment

Bolton and Cox, The Hill, 3-5-14

(Alexander and Ramsey, “Senate vote a stinging defeat for Obama,” http://thehill.com/blogs/floor-action/senate/199979-senate-rejects-obama-nominee-who-defended-convicted-cop-killer, accessed 3-12-14, CMM)

The Senate rejected President Obama’s nominee to lead the Justice Department’s civil rights division on

AND

vote a “travesty” based on “wildly unfair” character attacks.

#### Drones are triggering fights.

Firestone, NYT, 1-22-14

[David, “On Drones, Keeping the Public in the Dark” <http://takingnote.blogs.nytimes.com/2014/01/22/on-drones-keeping-the-public-in-the-dark/>, accessed 1-23-14, TAP]

We don’t get to say this very often on The Times editorial page, but

AND

the country’s endless secret war against terrorists, and this time it won.

### 2ac – Social Sciences K

#### 6. The absolutism of their alternative results in tunnel vision – evaluate consequences.

Isaac, Indiana University James H. Rudy Professor of Political Science and Center for the Study of Democracy and Public Life director, Spring 2002

(Jeffrey C. “Ends, Means, and Politics,” Dissent Magazine Vol. 49 Issue 2, p32)

Power is not a dirty word or an unfortunate feature of the world. It

AND

not true believers. It promotes arrogance. And it undermines political effectiveness.

#### The world is getting better – all measures proves.

Beauchamp, Think Progress, 12-11-13

[Zack, “5 Reasons Why 2013 Was The Best Year In Human” <http://thinkprogress.org/security/2013/12/11/3036671/2013-certainly-year-human-history/>, accessed 1-20-14, TAP]

Between the brutal civil war in Syria, the government shutdown and all of the

AND

paid off. It’s up to us to make sure they continue to.

#### Threats are real.

Earl C. Ravenal 9, distinguished senior fellow in foreign policy studies @ Cato, is professor emeritus of the Georgetown University School of Foreign Service. He is an expert on NATO, defense strategy, and the defense budget. He is the author of *Designing Defense for a New World Order.*What's Empire Got to Do with It? The Derivation of America's Foreign Policy.” *Critical Review: An Interdisciplinary Journal of Politics and Society* 21.1 (2009) 21-75

The underlying notion of “the security bureaucracies . . . looking for new enemies

AND

or to a lack of sufficient imagination to exploit opportunities for personal profit.

#### 1) The environment is indestructible and resilient

Gregg Easterbrook, Brookings Economic and Governance Studies Fellow, ‘95

[*A Moment on the Earth*, 25-26]

In the aftermath of events such as Love Canal or the Exxon Valdez oil spill

AND

anything approaching the environmental damage nature inflicts on itself on a recurrent basis.

#### Alt fails – public apathy.

Margulies, Northwestern University law professor, and Herrine, New York University JD candidate, 2012

[Joseph and Luke, 44 Conn. L. Rev. 1491, “COMMENTARY: NATIONAL SECURITY: RESPONSE: Republican Virtue and Expert Discourse: A Response to Professor Rana” Lexis, accessed 1-20-14, TAP]

Aziz Rana's analysis of the elitist turn in American security discourse could not be timelier

AND

respective heads, of which only the briefest sampling can be offered here.

#### 5. Case turns the K, not the other way around

Joshua Goldstein, American University International Relations Professor, 2001, “War and Gender: How Gender Shapes the War System and Vice Versa,” p.411-412

I began this book hoping to contribute in some way to a deeper understanding of

AND

, war has in part fueled and sustained these and other injustices.9

So, "if you want peace, work for peace." Indeed, if

AND

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

#### The alt fails – critical analysis is insufficient and movements will never reach a critical mass.

Shaw, University of Sussex international relations professor, 2012

[Martin, Institut Barcelona d’Estudis Internacionals global political sociology professor, and University of Roehampton London international relations and human rights professor, “Twenty-First Century Militarism: A Historical-Sociological Framework” <https://docs.google.com/document/d/18fiBRAMCllbfvY3IG1rj3sWsKiln43j_dTL6I_2W2DA/edit>, accessed 1-20-14, TAP]

The potential of all these issues to generate substantial anti-militarist movements will depend

AND

action, but it is for the actors to define their practical possibilities.

#### NO IMPACT and the PERM solves – legal reforms dampen emergency powers.

O’Cinneide, University College London senior law lecturer, 2008

[Colm, “‘Dampening’: How Legal Mechanisms Can Offer a Partial Respite from the Counter-Terrorism Cycle” <http://epress.anu.edu.au/war_terror/mobile_devices/ch15s07.html>, accessed 9-30-13, TAP]

However, certain legal processes appear to have some capacity to slow down the excesses

AND

repression: the need for mobilisation in response may therefore also be diluted.

#### Focusing on method is bad – it leads to political paralysis

Fearon, Stanford Political Science Professor, and Wendt, Ohio State IR Professor, 2002

[James and Alexander, Handbook of International Relations, p. 68]

It should be stressed that in advocating a pragmatic view we are not endorsing method

AND

, but we certainly believe a conversation should continue on all three levels.

#### Social sciences aren’t irredeemable – you need to disprove each specific claim.

Houghton, University of Central Florida international relations professor, 2008

[David Patrick, “Positivism ‘vs’ Postmodernism: Does Epistemology Make a Difference?” <http://citation.allacademic.com//meta/p_mla_apa_research_citation/0/6/9/1/1/pages69111/p69111-21.php>, p.18-21, accessed 9-30-13, TAP]

As long ago as 1981, Yale Ferguson and Richard Mansbach effectively laid the influence

AND

, ought to be what divide the community of international relations scholars today.