## 1ac

### New – Pakistan

Contention 1 - Pakistan

#### Taliban attacks are escalating.

Cheney, World Politics Review, 6-28-13

[Catherine, “Pakistani Taliban Attempt to Show Strength by Attacking Foreigners” <http://www.worldpoliticsreview.com/trend-lines/13060/pakistani-taliban-attempt-to-show-strength-by-attacking-foreigners?utm_source=Weekly+Headlines&utm_campaign=2e94105ac4-WPR_Weekly_062813&utm_medium=email&utm_term=0_6e36cc98fd-2e94105ac4-62727697>, accessed 7-4-13, TAP]

The Tehrik-e Taliban Pakistan (TTP), commonly known as the Pakistani Taliban

AND

none of the Pakistani government’s periodic counterinsurgency campaigns have resulted in durable gains.

#### Success collapses the Pakistani state.

Curtis, Heritage Foundation senior research fellow, 7-15-13

[Lisa, “Pakistan Makes Drones Necessary” <http://nationalinterest.org/print/commentary/pakistan-makes-drones-necessary-8725>, accessed 8-12-13, TAP]

It is no secret that the drone strikes often benefit the Pakistani state. On

AND

will remain of vital strategic interest for Washington for many years to come.

#### That makes nuclear terrorism and loose nukes inevitable.

Rafiq, Middle East Institute adjunct scholar, 7-19-13

[Arif, Vizier Consulting LLC president, “The Battle for Islamabad” <http://www.foreignpolicy.com/articles/2013/07/18/the_battle_for_islamabad_pakistan_taliban_syria?page=full>, accessed 8-14-13, TAP]

The Pakistani Taliban are heading to Syria. At least that's what a number of

AND

nuclear-armed state to take over and plenty of Shiites to kill.

#### Loose nukes trigger extinction.

Pitt, New York Times and internationally best-selling author, 9

[William Rivers, “Unstable Pakistan threatens the world” http://www.arabamericannews.com/news/index.php?mod=article&cat=commentary&article=2183, accessed 9-17-13, TAP]

As familiar as this sounds, it did not take place where we have come

AND

to be gravely serious about addressing the situation. So should we all.

#### Success against Pakistani terrorism is critical to Afghanistan stability.

Miller et al, Washington Post, 1-19-13

[Greg, Ellen Nakashima, and Karen DeYoung, “CIA drone strikes will get pass in counterterrorism ‘playbook,’ officials say” <http://www.washingtonpost.com/world/national-security/cia-drone-strikes-will-get-pass-in-counterterrorism-playbook-officials-say/2013/01/19/ca169a20-618d-11e2-9940-6fc488f3fecd_print.html>, accessed 7-4-13, TAP]

The decision to allow the CIA strikes to continue was driven in part by concern

AND

carve-out “will undoubtedly be predicated on facts on the ground.”

#### Conflict spills over to Central Asia

Lal, PhD and political Scientist at RAND, 6

(Rollie, “Central Asia and its Asian Neighbors”   
<http://www.rand.org/pubs/monographs/2006/RAND_MG440.pdf>, pages 19-21, accessed 12-24-10, CMM)

The relationship between the Central Asian states and their neighbors is complex and heavily influenced

AND

. This agreement has facilitated Uzbekistan’s access to needed ports for export.13

#### It goes nuclear.

Ahrari, Prof of National Security @ the Armed Forces Staff College, 1

(M. Ehsan, August, “Jihadi Groups, Nuclear Pakistan and the New Great Game,” http://www.au.af.mil/au/awc/awcgate/ssi/jihadi.pdf, pg 41, accessed 12-24-10, CMM)

South and Central Asia constitute a part of the world where a well-designed

AND

partners for the United States, thus representing a gain for all concerned.

#### Unaccountable executive results in groupthink – that triggers massive policy errors.

Chehab, Georgetown Law Center, 12

[Ahmad, 3-30-12, “Retrieving the Role of Accountability in the Targeted Killings Context: A Proposal for Judicial Review” http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=2031572, p.30-3, accessed 9-15-13, TAP]

The practical, pragmatic justification for the COAACC derives largely from considering social psychological findings

AND

and other associated deficiencies are inevitable features in Executive Branch decision-making.

#### Restrained drone use is key to effective counter-terror

Cronin, George Mason University public policy professor, 13

[Audrey Kurth, Foreign Affairs, Jul/Aug 2013, Vol 92 Issue 4, “Why Drones Fail” Ebsco, accessed 6-30-13, TAP]

Like any other weapon, armed drones can be tactically useful. But are they

AND

States risks multiplying its enemies and heightening their incentives to attack the country.

#### Alternatives fail – Pakistan rejects them.

Bergen, New America Foundation national security studies program director, and Tiedemann, NAF national security studies program research fellow, 11

[Peter and Katherine, George Washington University political science doctoral student, Foreign Affairs, July-Aug 2011, “Washington's Phantom War Subtitle: The Effects of the U.S. Drone Program in Pakistan” Lexis, accessed 5-21-13, TAP]

The military alternatives to drone strikes in the tribal areas -- U.S.

AND

met with outcries from Pakistani officials concerned about violations of the country's sovereignty.

## 2ac

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

#### High approval rate does not make something a rubber stamp.

Chehab, Georgetown Law Center, 2012

[Ahmad, 3-30-12, “Retrieving the Role of Accountability in the Targeted Killings Context: A Proposal for Judicial Review” http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=2031572, p.30, accessed 9-15-13, TAP]

Although not a required form of analysis, these factors nonetheless suggest a rigorous review

AND

of American efforts to target alleged terrorists and reduce likelihood of collateral damage.

### 2ac – Executive CP

And Congress is critical to preventing ambiguity.

Anderson, American University law professor, 2009

[Kenneth, 5-11-09, “Targeted Killing in U.S. Counterterrorism Strategy and Law” <http://www.brookings.edu/~/media/research/files/papers/2009/5/11%20counterterrorism%20anderson/0511_counterterrorism_anderson.pdf>, p.31-3, accessed 9-22-13, TAP]

What Should Congress Do? ¶ Does this analysis offer any practical policy prescriptions for

AND

a certain ¶ deformation of the IHL concept of hostilities and armed conflict.

#### 3. Doesn’t solve – Group think – inter-branch process is key to effective drone use – they solve none of the Pakistan advantage.

Chehab, Georgetown Law Center, 2012

[Ahmad, 3-30-12, “Retrieving the Role of Accountability in the Targeted Killings Context: A Proposal for Judicial Review” http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=2031572, p.22-5, accessed 9-15-13, TAP]

The argument put forth here, therefore, is that in light of the protections

AND

and cause executive officials to avoid making them in the first place.”111

#### 6. No solvency – Obama will ignore the CP.

Friedersdorf, The Atlantic, 5-24-13

[Conor, “A Skeptical Celebration of President Obama's Shifty Terrorism Speech” <http://www.theatlantic.com/politics/archive/2013/05/a-skeptical-celebration-of-president-obamas-shifty-terrorism-speech/276205/>, accessed 7-6-13, TAP]

All things considered, Thursday's developments were an improvement on the status quo. Obama

AND

if only in the ways that Obama says that he has constrained himself.

#### 9. 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.

### 2ac – Flexibility DA – Short

#### 2. Non-unique – large-scale crackdown is inevitable – that crushes flexibility – only the plan solves.

Zenko, CFR Center for Preventive Action Douglas Dillon fellow, 2013

[Micah, Council Special Report No. 65, January 2013, “Reforming U.S. Drone Strike Policies”<http://www.foreignpolicy.com/articles/2013/04/16/clip_the_agencys_wings_cia_drones?page=full> p.3, accessed 6-20-13, TAP]

Existing practices carry two major risks for U.S. interests that are¶

AND

U.S. officials to openly address concerns and¶ counter misinformation.

#### 3. Presidential powers low and more Congressional backlash coming.

Rothkopf, Foreign Policy CEO, 8-31-13

[David, “The Gamble” https://www.google.com/search?q=rothkopf&oq=rothkopf&aqs=chrome..69i57j0l3.1891j0&sourceid=chrome&ie=UTF-8, accessed 9-16-13, TAP]

Obama has reversed decades of precedent regarding the nature of presidential war powers -- and

AND

the imperial presidency than anything his predecessors or Congress have done for decades.

#### 4. No unique link – the legwork for strikes already exists.

Adelsberg, Yale University JD candidate, 2012

[Samuel, 6 Harv. L. & Pol'y Rev. 437, “SHORT ESSAYS: Bouncing the Executive's Blank Check: Judicial Review and the Targeting of Citizens” Lexis, accessed 9-15-13, TAP]

A major concern for the military and intelligence community would likely be the effect of

AND

that list could be put through the GTP with hearings before the CTRC.

#### 5. Legal challenges to drone use are inevitable – drone court confirms flexibility.

Chehab, Georgetown Law Center, 2012

[Ahmad, 3-30-12, “Retrieving the Role of Accountability in the Targeted Killings Context: A Proposal for Judicial Review” http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=2031572, p.22-5, accessed 9-15-13, TAP]

Judges are also both knowledgeable in the vagaries of the law and accustomed to dealing

AND

reinstate American moral legitimacy in its use of force against global terrorism.114

### 2ac – Flexibility – Iran Prolif – Georgetown

#### 3. No link uniqueness – Syria – and more backlash coming.

Rothkopf, Foreign Policy CEO, 8-31-13

[David, “The Gamble” https://www.google.com/search?q=rothkopf&oq=rothkopf&aqs=chrome..69i57j0l3.1891j0&sourceid=chrome&ie=UTF-8, accessed 9-16-13, TAP]

Obama has reversed decades of precedent regarding the nature of presidential war powers -- and

AND

the imperial presidency than anything his predecessors or Congress have done for decades.

#### No deal coming – hard liners, Khameni, and lack of concessions block.

Pollack, Brookings Institution senior fellow, 9-22-13

[Kenneth, former CIA analyst and NSA official, “Short of a Deal, Containing Iran Is the Best Option” <http://www.nytimes.com/2013/09/23/opinion/short-of-a-deal-containing-iran-is-the-best-option.html?emc=edit_tnt_20130922&tntemail0=y&_r=0&pagewanted=print>, accessed 9-22-13, TAP]

WASHINGTON — THIS week, Iran’s new president, Hassan Rouhani, will address the

AND

recent statements from the leadership offer hope that their position may be softening.

#### No deal – US negotiating fails.

Mousavian, Guardian, 9-18-13

(Hossein, “US-Iran talks are an opportunity for reconciliation that must not be wasted,” 9-18-13, <http://www.theguardian.com/commentisfree/2013/sep/18/us-iran-talks-opportunity-reconciliation>, accessed 9-23-13) PM

At the same time there is room for doubt. While Iran played a constructive

AND

The Missed Opportunities of the Rouhani and Obama Years".

#### No deal – Israel spoils.

Reuters 9-20-13

(“No time left for negotiations with Iran: Israeli minister,” 9-20-13, <http://www.reuters.com/article/2013/09/20/us-iran-nuclear-israel-idUSBRE98J08Y20130920>, accessed 9-23-13) PM

**Steinitz said Netanyahu had learned a lesson from Syria**, where the world

AND

**Iran from obtaining a nuclear weapon**," he said.

#### Deal fails – Iran will cheat.

Pace and Jakes, AP, 9-20-13

(Julie and Lara, “U.S., Iran Talk Nicely, but Nuke Progress Uncertain,” 9-20-13, [http://swampland.time.com/2013/09/20/u-s-iran-talk-nicely-but-nuke-progress-uncertain/m accessed 9-23-13](http://swampland.time.com/2013/09/20/u-s-iran-talk-nicely-but-nuke-progress-uncertain/m%20accessed%209-23-13)) PM

U.S. officials have also said that enrichment would need to be suspended

AND

: “These Iranians are not going to be pushovers in the negotiations.”

#### No impact – containment solves.

Zenko, Fellow in the Center for Preventive Action at the Council on Foreign Relations, and Cohen, Fellow at the Century Foundation, 12

(Micah, and Michael, “Clear and Present Safety: The United States Is More Secure Than Washington Thinks,”

Foreign Affairs. New York: Mar/Apr 2012. Vol. 91, Iss. 2; pg. 79, 15 pgs, accessed 3-2-12, CMM)

Of course, the gravest concerns about Iran focus on its nuclear activities.Those

AND

of the Cold War, the risk of a nuclear attack has increased."

### 2ac – Debt Ceiling

#### Either a last minute deal resolves or debt default inevitable – Obama not key

Marcus, Real Clear Politics, 9-20-13

(Ruth, “On Debt Ceiling, a Different Feel,” http://www.realclearpolitics.com/articles/2013/09/20/on\_debt\_ceiling\_a\_different\_feel\_120005.html, accessed 9-21-13, CMM)

Be afraid. Be very, very afraid.¶ This is my chilling, and

AND

existent. The ability to quickly concoct a mini-bargain is limited.

#### Shutdown inevitable – that thumps the link.

Linkins, Huff Post, 9-17-13

(Jason, “Boehner's Government Shutdown Calculus: Let Calamity Be The Cure,” http://www.huffingtonpost.com/2013/09/17/john-boehner-government-shutdown\_n\_3942752.html?utm\_hp\_ref=politics, accessed 9-19-13, CMM)

The growing clamor around the Beltway is that everyone should batten down the hatches and

AND

, in the end, a shutdown is in Boehner's interest, too.

Disease won’t cause extinction – empirics prove

Posner, senior lecturer at U Chicago Law School, ‘5

(Richard, judge on the Seventh Circuit Court of Appeals, “Catastrophe: the dozen most significant catastrophic risks and what we can do about them,” 1-1-05, <http://goliath.ecnext.com/coms2/gi_0199-4150331/Catastrophe-the-dozen-most-significant.html>, accessed 11-15-10) PM

Yet the fact that Homo sapiens has managed to survive every disease to assail it

AND

through gene splicing into a far more lethal pathogen than smallpox ever was.

#### 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.

#### Obama is bleeding PC – only wins can right the ship.

Metzler, US News and World Report, 9-13-13

[Rebekah, “Obama's Plunging Approval Threatens Fall Agenda: Syria, other crises have sapped Obama's political capital” http://www.usnews.com/news/articles/2013/09/13/obamas-plunging-approval-threatens-fall-agenda, accessed 9-18-13, TAP]

Benghazi. The Internal Revenue Service's targeting of tea party groups. The stagnant economy

AND

depends on how quickly he can right the ship, the experts said.

#### Media spin is wrecking Obama now – only the plan overcomes

Byers, Politico, 9-16-13

(Dylan, “Media doesn't hold back on President Obama,” http://dyn.politico.com/printstory.cfm?uuid=159E273B-2B0D-4F6D-96DC-01AB2CE1EF35, accessed 9-19-13, CMM)

President Barack Obama is damaging his presidency, weakening America’s standing in the world,

AND

bad coverage on the merits,” one senior-level Washington reporter said.

### 2ac – Liberal Legalism

#### 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.

#### Only the perm solves – legal reform is key

Lobel, Assistant Law Prof at Univ. of San Diego, ‘7

(Orly, “THE PARADOX OF EXTRALEGAL ACTIVISM: CRITICAL LEGAL CONSCIOUSNESS AND TRANSFORMATIVE POLITICS,” 2007, [http://www.harvardlawreview.org/media/pdf/lobel.pdf](http://www.harvardlawreview.org/media/pdf/lobel.pdfm), accessed 9-23-13) PM

In all of these cases, it is the act of engagement, not law

AND

, and in turn serve to facilitate and ¶ stabilize the process.185

#### Cooption and alt fails

Lobel, Assistant Law Prof at Univ. of San Diego, ‘7

(Orly, “THE PARADOX OF EXTRALEGAL ACTIVISM: CRITICAL LEGAL CONSCIOUSNESS AND TRANSFORMATIVE POLITICS,” 2007, [http://www.harvardlawreview.org/media/pdf/lobel.pdf](http://www.harvardlawreview.org/media/pdf/lobel.pdfm), accessed 9-23-13) PM

NOTE – They use globalization activism as an example of extra-legal resistance

A similar process can be described with regard to the literature on ¶ globalization.

AND

— may ¶ bring about its own destruction by fracture and diffusion.184

## 1ar

### Politics

#### No impact to shutdown – and it blocks debt default which is worse.

Klein Washington Post, 9-12-13

(Ezra, “A government shutdown just became a bit more likely. That might be a good thing.,” http://www.washingtonpost.com/blogs/wonkblog/wp/2013/09/12/a-government-shutdown-just-became-a-bit-more-likely-that-might-be-a-good-thing/, accessed 9-12-13, CMM)

We’re a bit closer to a government shutdown today. And that may not be such a bad thing. Here’s the deal:

1) House Republicans pulled their bill to fund the government. The House was

AND

much better equilibrium by the time the debt ceiling needs to be raised.