# 1AC

### Warfighting

#### Power projection structurally fails because operations are guided by incoherent strategies disconnected from national political will

Smidt 9 – Lieutenant Colonel Michael L. Smidt, Acting Staff Judge Advocate in the United States Army, “The Proposed 2009 War Powers Consultation Act”, 3-19, www.dtic.mil/cgi-bin/GetTRDoc?AD=ADA500649

Shared Decisions Generate Greater Strategic Certainty

Although the primary AND available to the government is employed.

#### Libya removed all remaining checks on *unilateral* executive war-making --- ruins accountability and signal of unified resolve

Webb 13 – Jim Webb, Former U.S. Senator from Virginia and Secretary of the Navy in the Reagan Administration, “Congressional Abdication”, The National Interest, 3-1, http://nationalinterest.org/article/congressional-abdication-8138?page=show

The president followed no AND merely at the discretion of one individual.

#### That crushes unit cohesion, morale, and allied support --- Congressional approval’s key

Frye 2 – Alton Frye, Presidential Senior Fellow Emeritus and Director of the Program on Congress and Foreign Policy at the Council on Foreign Relations, “Applying the War Powers Resolution to the War on Terrorism”, Testimony Before the Senate Judiciary Committee, 4-17, http://www.cfr.org/terrorism/applying-war-powers-resolution-war-terrorism/p4514

4. CONSENSUS IS ESSENTIAL TO NATIONAL COHESION

The case for active. AND constitutional role in the war on terrorism.

#### “Flex” arguments are a wrong---Congressional authorization only improves operations

Streichler 8 – Stuart Streichler, Adjunct Faculty at Seattle University School of Law. Ph.D. at Johns Hopkins University; J.D. at the University of Michigan Law School; B.S. at Bowling Green State University, “Mad about Yoo, or Why Worry about the Next Unconstitutional War”, The Journal of Law & Politics, Winter, 24 J. L. & Politics 93, Lexis

When Yoo discusses the need for AND serious deliberations on vital questions of national security. n247

#### Effective power projection stops hotspot escalation to nuclear war

O’Hanlon 7 – Frederick Kagan, Resident Scholar at the American Enterprise Institute, and Michael O’Hanlon, Senior Fellow and Sydney Stein Jr. Chair in Foreign Policy Studies at the Brookings Institution, “The Case for Larger Ground Forces”, Stanley Foundation Report, April, http://stanleyfoundation.org/publications/other/Kagan\_OHanlon\_07.pdf

We live at a time when wars AND only prudent, it is also badly overdue.

#### Executive war power ruins global alliances

Schiffer 9 – Adam Schiffer, Ph.D., Assistant Professor of Political Science at Texas Christian University, and Carrie Liu Currier, Ph.D., Assistant Professor of Political Science at Texas Christian University, “War Powers, International Alliances, the President, and Congress”, http://apcentral.collegeboard.com/apc/public/repository/US\_Gov\_Balance\_of\_Power\_SF.pdf

The president’s advantages over Congress AND establish the legitimacy of American foreign policy.

#### Democratic alliances solve a laundry list of existential threats

Ikenberry 11 – G. John Ikenberry, Peter F. Krogh Professor of Global Justice at the School of Foreign Service at Georgetown University, “A World of Our Making”, Democracy: A Journal of Ideas, Issue #21, Summer, <http://www.democracyjournal.org/21/a-world-of-our-making-1.php?page=all>

Grand Strategy as Liberal Order Building

American dominance AND process of gaining it back.

### SOP

#### U.S. war powers are modeled internationally --- the precedent of unilateral executive authority encourages preemptive conflict in multiple hotspots

Sloane 8 – Sloane, Associate Professor of Law, Boston University School of Law, 2008 (Robert, Boston University Law Review, April, 88 B.U.L. Rev. 341, Lexis)

There is a great deal more AND in the twenty-first century.

#### Conflict’s likely in Taiwan, Georgia, and India/Pakistan --- U.S. signal’s key

Rehman 12 – Fehzan Rehman, International Relations at the University of Westminster, “Analyzing America’s National Security Strategy”, e-International Relations, 9-13, http://www.e-ir.info/2012/09/13/analyzing-americas-national-security-strategy/

Another implication on sovereignty, due to the NSS, AND against Taiwan for the promotion of its Chinese values.

#### Preemption ruins U.S. leverage to deescalate regional crises --- goes nuclear

Steinberg 2 – James B. Steinberg, Vice President and Director of Foreign Policy at the Brookings Institution, Michael E. O'Hanlon and Susan E. Rice, “The New National Security Strategy and Preemption”, Brookings Policy Brief Series, December, http://www.brookings.edu/research/papers/2002/12/terrorism-ohanlon

The Dangers of Legitimating Preemption

A final concern relates AND legitimating an easy and early recourse to preemption.

#### Global nuclear war

Obayemi, 6 -- East Bay Law School professor

[Olumide, admitted to the Bars of Federal Republic of Nigeria and the State of California, Golden Gate University School of Law, "Article: Legal Standards Governing Pre-Emptive Strikes and Forcible Measures of Anticipatory Self-Defense Under the U.N. Charter and General International Law," 12 Ann. Surv. Int'l & Comp. L. 19, Lexis]

The United States must abide by AND essence of the preamble to the United Nations Charter.

#### Only formal, structural checks restrain preemption

Damrosch 97 – Lori Fisler Damrosch, Professor of Law at the Columbia University School of Law, “Use of Force and Constitutionalism”, Columbia Journal of Transnational Law, 36 Colum. J. Transnat'l L. 449, Lexis

Structural-institutional explanations, AND restraint may fail to take effect.

**Contention 3---Philippines**

**Unitary war power causes escalating intervention in the Philippines**

Hayden 13 – Tom Hayden, Director of the Peace and Justice Resource Center, Former State Senator, “The Threat of an Imperial Presidency”, The Nation, 3-11, http://www.thenation.com/article/173289/threat-imperial-presidency

Civil libertarians, human rights advocates and peace advocates should insist on AND Special Forces and American military will be spread thin indeed from the jungles of the Philippines to the ghettos of Britain.

**Massive expansion’s coming in the short term**

Orendain 3-14 – Simone Orendain, Reporter at VOA, “Philippines Reaches Consensus on Temporary US Military Facilities”, Voice of America News, 2014, http://www.voanews.com/content/philippines-reaches-consensus-on-temporary-us-military-facilities/1870967.html

Philippine officials announced that they have AND Philippines’ south on a regular basis.

**Philippine deployments cause Chinese backlash and ADIZ creation in the South China Sea**

Traywick 14 – Catherine A. Traywick, Fellow at Foreign Policy and Contributing Editor at Hypen, “Will American Troops Return to Philippine Bases?”, Passport – Foreign Policy Blog, 1-30, http://blog.foreignpolicy.com/posts/2014/01/30/will\_american\_troops\_return\_to\_philippine\_bases

When Typhoon Haiyan cut AND ADIZ, this time in the South China Sea.

**SCS ADIZ collapses global trade**

Roy 13 – Bhaskar Roy, New Delhi based Strategic Analyst, “China: ADI Zone May not be Brilliant Tactics”, South Asia Analysis Group, Paper No. 5615, 12-5, http://www.southasiaanalysis.org/node/1420

During his last visit to China in November, AND similar position on the Senkaku Islands.

**Extinction**

Panzer 8 (Michael J., Faculty – New York Institute of Finance, Financial Armageddon: Protect Your Future from Economic Collapse, p. 137-138)

The rise in isolationism and AND beginnings of a new world war.

**Deployments wreck US/China relations and spark regional war**

Glaser 12 – John Glaser, Writer for The Washington Times, Al Jazeera, The American Conservative Magazine, and The Daily Caller, “US to Substantially Increase Military Presence in Philippines”, 12-18, http://antiwar.com/blog/2012/12/18/us-to-substantially-increase-military-presence-in-philippines/

The US is going to “substantially increase its AND Philippines and the security of the entire region.

**Escalation’s likely --- no defense**

**Buszynski, 12** (Leszek Buszynski, Visiting Fellow at the Strategic and Defence Studies Centre at the Australian National University, Spring, “The South China Sea: Oil, Maritime Claims, and U.S.—China Strategic Rivalry”, The Washington Quarterly, 35:2, pp. 139-156, Center for Strategic and International Studies, <http://csis.org/files/publication/twq12springbuszynski.pdf>)

The risk of conflict escalating from AND occupied from 1988—1992, the islands are occupied by the ASEAN claimants.

**Extinction**

**Lieven, 12** (Anatol Lieven is a professor in the War Studies Department of King’s College London and a senior fellow of the New America Foundation in Washington, June 12, “Avoiding a U.S.-China War”, The New York Times, <http://www.nytimes.com/2012/06/13/opinion/> avoiding-a-us-china-war.html?\_r=0)

In these disputes, Chinese AND crumbling states of Central America.

**US/China relations solve multiple scenarios for extinction**

Wenzhong 4 – Wenzhong, PRC Ministry of Foreign Affairs, 2-7-4 (Zhou, “Vigorously Pushing Forward the Constructive and Cooperative Relationship Between China and the United States,” <http://china-japan21.org/eng/zxxx/t64286.htm>) \*Language Modified

China's development needs a peaceful AND will see even greater accomplishments in China-US relations.

**Plan stops escalation over the South China Sea**

Kelly 13 – Robert E. Kelly, Professor of International Relations at Pusan National University, Interview with James Pach, 10/10, “The Diplomat Interviews”, The Diplomat, http://thediplomat.com/author-spotlight/2013/10/10/the-diplomat-interviews-robert-e-kelly-2/)

Your most recent feature for AND and public from the debate.

### Solvency

**The United States Federal Government should require a legislative policy trial prior to introducing Armed Forces of the United States into missions beyond self-defense pursuant to the National Command Authority Rules of Engagement.**

#### Plan’s the perfect balance that checks the Executive but preserves defensive capabilities

Lobel 8 – Jules Lobel, Professor at University of Pittsburgh Law School, “War Powers for the 21st Century: The Constitutional Perspective”, Testimony Before the Subcommittee on International Organizations, Human Rights and Oversight Committee on Foreign Affairs U.S. House of Representatives, 4-10, http://democrats.foreignaffairs.house.gov/110/lob041008.htm

III Revising the War Powers Resolution

I believe that AND limit to his power in this respect.22

#### Ex ante policy trials avoid circumvention

Buchanan 8 – Bruce Buchanan, Professor of Government at the University of Texas at Austin, “Presidential Accountability for Wars of Choice”, Issues in Governance Studies, Number 22, December, http://www.brookings.edu/~/media/research/files/papers/2008/12/30%20war%20buchanan/1230\_war\_buchanan.pdf

Implications

These cases of Korea, AND that followed Korea, Vietnam and Iraq.

#### The plan defines “hostilities” according to the military’s Rules of Engagement---this operationalizes the trigger for consultation, ensuring early notification for all offensive use of force

Corn 9 – Geoffrey S. Corn, Presidential Research Professor of Law at South Texas College of Law in Houston “Triggering Congressional War Powers Notification: A Proposal to Reconcile Constitutional Practice with Operational Reality”, August, http://works.bepress.com/cgi/viewcontent.cgi?article=1002&context=geoffrey\_corn

Proposing an ROE Linked Notification Provision.

This article is premised on the AND hostilities with any state or non-state opponent.

#### Obama will comply

Barron 8 – David J. Barron, Professor of Law at Harvard Law School and Martin S. Lederman, Visiting Professor of Law at the Georgetown University Law Center, “The Commander in Chief at the Lowest Ebb -- A Constitutional History”, Harvard Law Review, February, 121 Harv. L. Rev. 941, Lexis

In addition to offering important AND for most of our history of war powers development.

#### Plan overcomes barriers to enforcement

Lobel 9 – Jules Lobel, Professor of Law at the University of Pittsburgh. "Restore. Protect. Expand. Amend the War Powers Resolution". Center for Constitutional Rights White Paper, http://ccrjustice.org files CCR\_White\_WarPowers.pdf

The War Powers Resolution AND impeachable offense.

#### Even if initial non-compliance occurs, Court enforcement solves

Garcia 12 – Michael John Garcia, Legislative Attorney at the Congressional Research Service, “War Powers Litigation Initiated by Members of Congress Since the Enactment of the War Powers Resolution”, Congressional Research Service Report, 2-17, http://www.fas.org/sgp/crs/natsec/RL30352.pdf

The courts have made clear, AND politically and constitutionally charged thicket.

# 2AC

### Yes Nuclear Winter

#### Newest and most comprehensive studies confirm the nuclear winter theory

Raymo 4 (Chet, Author and Prof Physics at Stonehill College, Boston Globe, 10-14, Lexis)

A few weeks ago, AND winter could be initiated by the use of even a small fraction of the weapons available in nuclear arsenals.

### Mindset Shift

Get real – nuclear war would cause a scramble for survival, not a mindset shift

Falk 82 (Richard, Professor International Law and Practice, Princeton, Indefensible Weapons p. 238)

More decisive steps AND and ruthless struggle for physical survival.

3. Taboos – even limited use breaks down norms – halting disarmament and non-proliferation

Sauer 98 (Tom, Research Fellow at the JFK School of Government – Harvard University, Deterrence in the Post-Cold War Period, p.3)

Massive use of this AND the chance of a large scale nuclear war.

4. Command and Control – nuclear war collapses intelligence installations – vengeful commanders cause retaliatory strikes independent of mindset change

Sagan 84 (Carl, PhD – University of Chicago, Former Professor of Biology and Genetics – Stanford, Professor of Astronomy – Harvard, “Nuclear War and Climate Catastrophe”, Foreign Affairs, Lexis)

Nuclear war scenarios AND course possible as well.

5. Crackdown – nuclear war causes repression that crushes peace movements

Martin 82 (Brian, Associate professor in Science, Technology and Society — U of Wollongong, BULLETIN OF

PEACE PROPOSALS, v 13, n2, p. 149-159, http:/!www.uow.edu.au/arts/sts/bmartin/pubs/82bpp.htrnl)

In addition to the important AND and the peace movements of the world are largely unprepared.

6. Psychological debilitation – nuclear war destabilizes the international system so severely that consciousness change is impossible

Katz and Osdoby 82 (Arthur M., Consultant to the Joint Congressional Committee on Defense Production, and Sima R., Graduate Student, Dep’t PoliSci, Johns Hopkins U., Cato Policy Analysis, No. 9)

From a psychological point of view, AND The international situation would likely be unstable.

### AI

#### -- A-life is impossible – human brains are too complex

Drexler 86 (Engines of Creations “Thinking Machines”, http://www.foresight.org/EOC/E0QChapter5.html)

This is the idea of mental materialism – AND embody the mind itself.

#### -- Its conspiracy theory with no time-frame

Levy 92 (Steven, Writer – Macworld, Artificial Life, p. 41)

Given that, there seems AND those scientists are doing will be minimal.

### Nano

#### Laws of physics prevent nanotech runaway or gray goo

Easterbrook 4 (Gregg, Editor – New Republic, “We’re All Going to Die!” Wired, 11-7, http://www.wired.com/wired/archive/11.07/doomsday.html?pg=2&topic=&topic\_set=)

5. Runaway nanobots! Eric Drexler, AND a tenth of an inch per second, barely fast enough to chase a snail."

#### Nano impossible – just science fiction

Shachtman 3 (Noah, Wired News, “Support for Nanobots Shrinking”, 6-17, http://www.wired.com/news/technology/0,1282,59268,00.html)

That is if the little AND such a delicate task are too big, Smalley asserted in a [Scientific American](http://www.ruf.rice.edu/%7Esmalleyg/rick%27s%20publications/SA285-76.pdf) article (PDF).

### UN Legitimacy – 2AC

#### Plan’s key to UN legitimacy

McGuinness 9 – Margaret E. McGuinness, Associate Professor at the University of Missouri Law School, “The President, Congress and The Security Council: Counterterrorism And The Use Of Force Through The Internationalist Lens”, Willamette Law Review, 45 Willamette L. Rev. 417, Spring, Lexis

A. The Value of More Explicit Ex Ante Congressional Involvement in U.S./U.N. Counterterrorism Measures

A shift in thinking toward AND, may lead to congressionally imposed reversals that may prove more costly to the President.

#### Extinction – non-nuclear war scenarios

Tharoor 3 – Shashi Tharoor, Indian Minister of State for Human Resource Development, Member of Parliament, PhD. from The Fletcher School of Law and Diplomacy at Tufts University, Foreign Affairs, September / October, http://www.cfr.org/world/why-america-still-needs-united-nations/p7567

BEYOND LIMITS What about the AND a framework for them to work in partnership with the United States.

### Space Impact

#### Joint operations are critical to effective space leadership and deterrence – stops weaponization

David 97(Robert, Deputy Undersecretary of Defense, “INTERNATIONALIZATION OF SPACE: INCREASING COOPERATION WITH OUR ALLIES,” February 12, http://www.fas.org/spp/military/docops/defense/speech1.htm)

In military operations, U.S. forces often work or AND with you on this important subject.

#### That’s key to prevent satellite attacks

John J. Miller, National Review, July 15 2002(journalist and a former government official. He is the former Associate Deputy Director of National Intelligence for Analytic Transformation and Technology)

Space power is now in its AND American satellites from foreign enemies.

#### That causes extinction from eco collapse

Dunstan 9 – James, JD, Space and Technology Lawyer – Garvey Schubert Barer, and Berin Szoka, Senior Feelow – Progress and Freedom Foundation, Director – Space Frontier Foundation, and Member of the Commerical Space Transportation Advisory Committee – Federal Aviation Administration, “Beware Of Space Junk: Global Warming Isn’t the Only Major Environmental Problem”, http://techliberation.com/2009/1t2/18/beware-of-space-junk-global-warming-isnt-the-only-major-environmental-problem/

As world leaders AND surviving true climatic catastrophes.

### Restriction – 2AC

#### We meet – Plan restricts the President’s authority over initiation of hostilities

#### “Restriction” means limitation

Mattice 7 (Harry S., Jr., United States District Judge, “Wright v. Magellan Behavioral Health, Inc.”, 7-3, 2007 U.S. Dist. LEXIS 48718, Lexis)

In the instant case, the Court is required to interpret the word "restriction" as used by the parties in the Agreement. The parties apparently agree that the legal definition of restriction--"a limitation or qualification," Black's Law Dictionary 1341 (8th ed. 1999)--is a good place to start. Thus, the Court must determine whether the board's supervision requirement falls within this definition.

### Withdraw Funding CP – 2AC

#### Doesn’t solve, gets vetoed, and links to politics

Lobel 11 – Jules Lobel, Professor at University of Pittsburgh Law School and President of the Center for Constitutional Rights, “Battleground: War Powers and the Constitution”, Constitutional Spotlight Series, Issue 5, October, http://constitutioncenter.org/media/files/Spotlight\_WarPowers.pdf

Second, the argument AND believed that it should be more difficult to get into war than out of it, and relying solely on Congress’ appropriations power reverses that presumption.

#### Fund shuffling

Fisher, your author, 00 – Louis Fisher, Senior Specialist in Separation of Powers, Congressional Research Service, The Library of Congress. Ph.D., New School for Social Research, “Point/Counterpoint: Unchecked Presidential Wars”, University of Pennsylvania Law Review, May, 148 U. Pa. L. Rev. 1637, Lexis

Third, Yoo argues that when President AND fresh appropriations granted by Congress.

### Binding Veto Key – General – 2AC

#### CP’s weak-sauce involvement does nothing without a binding legal constraint

Weissman 8 – Stephen R. Weissman, Former Staff Director, Subcommittee on Africa, House Foreign Affairs Committee, and the author of A Culture of Deference: Congress's Failure of Leadership in Foreign Policy, “Congress at War”, Foreign Affairs, May/June, http://www.foreignaffairs.com/articles/64297/louis-fisher-ryan-hendrickson-and-stephen-r-weissman/congress-at-war

Holding hearings, imposing AND elections rather than passing significant legislation.

#### Doesn’t solve morale or cohesion---formal authorization’s key

Weingast 98 – Matthew S. Weingast, Adjunct Professor at the Joint Military Intelligence College, Associate on the National Security Team at Booz-Allen & Hamilton, M.S. in Strategic Intelligence from The Defense Intelligence College, Former Strategic Intelligence Officer for The Joint Chiefs of Staff, “The Strategic Necessity Perspective: A New Approach to Solving Old Constitutional War Powers Questions”, USAFA Journal of Legal Studies, 8 USAFA J. Leg. Stud. 109, Lexis

It is difficult for many people AND relevant and critical to today's war powers questions.

#### Doesn’t solve perception and lets Congress walk-back support for war

Schonberg 4 – Karl K. Schonberg, Assistant Professor of Government at St. Lawrence University, “Global Security and Legal Restraint: Reconsidering War Powers after September 11”, Political Science, 119(1), p. 140

But consultation cannot supplant AND only to further the perception, in Congress and the public alike, that the branches are not legally coequal in foreign affairs.

### Militarism – A2: Dudziak Temporality Link

#### Inter-state war focus enables structural transformation---alt is hopeless without the case

Miall '99 (Hugh, Et Al., Reader in Peace and Conflict Research and Director of the Institute for Peace Studies - U Lancaster, Contemporary Conflict Resolution: The Prevention, Management, and Transformation of Deadly Conflicts p.222-3)

We hope that this book AND the prevention or ending of war.

#### Dudziak links equally to the alt---it starts with “peace”, which is just the flip-side of the same coin because it posits it in opposition to discretely defined war

#### Temporality doesn’t further militarism---causes are complex and multifaceted

Posner ‘12

(Eric – Professor of Law at the University of Chicago Law School. An editor of The Journal of Legal Studies, he has also published numerous articles and books on issues in international law. REVIEW OF War Time: An Idea, Its History, Its Consequences by Mary Dudziak – New Republic Feb 6th – http://www.newrepublic.com/book/review/mary-dudziak-war-time)

MARY DUDZIAK’S TITLE has two words because she AND, then World War II does not support that point, either.

### Militarism – A2: Protests Alt

#### Democratic scrutiny without law backfires

Gustainis and Hahn 88 (J. JUSTIN CUSTAINIS (Ph.D., Bowling Green State University, 1981) is Associate Professor in the Department of Communication at the State University of New, DANF. HAHN(Ph.D., University of Arizona, 1968) is Professor of Communication Arts and Sciences at Queens College of the City University of New York, “While the Whole World Watched: Rhetorical Failures of Anti-War Protests,” ebsco)

The protest by some Americans AND were not rhetorically effective.

### Reps – IR – A2: Securitized Law – Rana

#### Rana is wrong – Even if Reps impact Law, Plan’s effect on ending secrecy overwhelms the turn

Cole 12

David Cole – Professor, Georgetown University Law Center. COMMENTARY: NATIONAL SECURITY: RESPONSE: Confronting the Wizard of Oz: National Security, Expertise, and Secrecy – Review of Aziz Rana, *“Who Decides on Security?”,* Connecticut Law Review – 44 Conn. L. Rev. 1627 – July, 2012 – lexis, lawrev section

(Note: Read both blue and yellow if Cole is not in the 1AC – read only blue if Cole is in the 1AC)

Rana's account of the epistemological AND likely to classify their actions, decisions, and considerations.

#### Rana’s *populist Alt fails* and he’s *too pessimistic about current order.*

Simon ‘12

Joshua Simon is a PhD Candidate in the Department of Political Science at Yale University. His dissertation, ‘The Ideology of Creole Revolution: Ideas of American Independence in Comparative Perspective’, proposes a unified account of the independence movements in the United States and Latin America. His work will appear in a forthcoming issue of History of Political Thought – *Review of Aziz Rana*, Cambridge, MA:Harvard University Press, The Two Faces of American Freedom – settler colonial studies vol2, #1 – http://www.academia.edu/2088000/Review\_of\_Aziz\_Rana\_The\_Two\_Faces\_of\_American\_Freedom

The absence of explicit comparisons AND regarding the United States, is an extraordinary accomplishment in its own right.

#### Perm best solves Rana’s K – this card rules.

Setty ‘12

SUDHA SETTY – Professor of Law, Western New England University School of Law. J.D. Columbia Law School, A.B. Stanford University. *Review of Aziz Rana, Who Decides on Security?*, 44 CONN L. REV. 1417, 1455–58 – CONNECTICUT LAW REVIEW – VOLUME 44 JULY 2012 NUMBER 5 Article Title “The Rise of National Security Secrets” – http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=2113640

Professor Aziz Rana urges a broad AND and decision-making power to better balance and strengthen our democracy.

#### Rana’s “bottom-up political” Alt can’t solve and reifies

O’Rourke ‘11

Anthony O’Rourke – Associate Professor of Law, State University of New York at Buffalo Law School. *Review of Aziz Rana,* Cambridge and London: Harvard University Press. The Two Faces of American Freedom. “THEORIZING AMERICAN FREEDOM” – Forthcoming, 110 MICH. L. REV. – 8/27/2011 – http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=1848303

This is not to say, however, AND that our forbearers had, but which are now alien to us?

#### Rana wrong – *underestimates Law; over-estimates cultural-political pressure* as an Alt.

O’Rourke ‘11

Anthony O’Rourke – Associate Professor of Law, State University of New York at Buffalo Law School. *Review of Aziz Rana,* Cambridge and London: Harvard University Press. The Two Faces of American Freedom. “THEORIZING AMERICAN FREEDOM” – Forthcoming, 110 MICH. L. REV. – 8/27/2011 – http://papers.ssrn.com/sol3/papers.cfm?abstract\_id=1848303

As Part II explains, however AND characterizes as “utopian” political theory.

### 2AC

#### No patent DA – Obama’s not pushing, won’t pass and legislation doesn’t solve trolls

Richard Lloyd, IAM Magazine, 2-27-2014 <http://www.iam-magazine.com/blog/Detail.aspx?g=a3dd8510-5551-4070-9ef1-3beb0470a94a>

One week on from AND succinctly with the frivolous litigation problem.

### AT: Impact – General

#### No impact – patent trolls are hype – best studies on the issue

Merritt, EE Times, 3-12-14 Rick, “Patent Data Missing in Troll Debate” http://www.eetimes.com/document.asp?doc\_id=1321364and\_mc=MP\_IW\_EDT\_STUB, accessed 3-15-14

While the US Congress debates AND -- rather than the type of patent -- may be misplaced.

#### Legislation not key – Court and FTC solve

Susanne M. Hopkins is a partner in Vorys' Cleveland and Washington, D.C., offices and a member of the firm's technology and intellectual property group. 3-18-2014 <http://www.crainscleveland.com/article/20140318/BLOGS05/140319786>

For patent trolls, the end AND the court's readiness to reset the patent rules.

#### Doesn’t solve innovation – the Senate bill is insufficient

Adi Kamdar at the Electronic Frontier Foundation specializing in patent, free speech, intermediary liability, and consumer privacy issues 3-20-2014 <https://www.eff.org/deeplinks/2014/03/thousands-speak-out-favor-strong-patent-reform-senate>

The Innovation Act was a AND we can wholeheartedly support.

### WunderThumper 1

#### Ukraine, jobless benefits, Obamacare and budget thump

Jamie Dupree is the Radio News Director of the Washington Bureau of the Cox Media Group and writes the Washington Insider blog. 3-23-2014 <http://www.wsbradio.com/weblogs/jamie-dupree/2014/mar/23/congress-back-three-week-session/>

After a week back home, the House AND , while the Senate approved a rival plan from Democrats on March 23 of 2013.

### 2AC CIR Thumper

#### Immigration thumps the DA

Politico, 3-26-2014 <http://www.politico.com/story/2014/03/barack-obama-democrats-immigration-105047.html>

President Barack Obama formally endorsed AND the House Democrats’ immigration bill have all said they won’t sign it.

### 2AC NSA Thumper

#### NSA thumps the link

Paul Waldman, WaPo, 3/25/14, NSA may give up on phone records. But they’re still watching., www.washingtonpost.com/blogs/plum-line/wp/2014/03/25/nsa-may-give-up-on-phone-records-but-theyre-still-watching/

At a presser today in the Netherlands, AND from a judge, using a new kind of court order.

### Pharmaceuticals

#### Pharmaceutical industry resilient

AP, 8 (Americas Pharma 8 (“Pharmaceuticals Remain Resilient In Economic Crisis”, 11-1, Lexis)

It has been the BMI Pharmaceuticals AND independently of the wider economy.

### Bioterrorism

#### No impact to bioterrorism—adequate defenses, no precedent, bioterrorists will fail

Epstein, 10 (Gerald R. – Senior Fellow at the Center for Strategic Research and International Studies and assistant director for national security at the White House Office of Science and Technology Policy, October, “Are Microorganisms Macrothreats?”, BioScience 60.9, p. 759-760, JSTOR)

It is impossible for AND, their recommendations would leave the country at greater risk.

#### The worst case scenario happened – no extinction

Dove, 12 (Alan Dove, PhD in Microbiology, science journalist and former Adjunct Professor at New York University, “Who’s Afraid of the Big, Bad Bioterrorist?” Jan 24 2012, [http://alandove.com/content/ 2012/01/whos-afraid-of-the-big-bad-bioterrorist/](http://alandove.com/content/%202012/01/whos-afraid-of-the-big-bad-bioterrorist/))

The second problem AND us than any actual bioterrorists.

#### Not statistically probable

Klotz and Sylvester, 9 (Lynn C. Klotz – senior science fellow with the Center for Arms Control and Non-Proliferation, Edward J. Sylvester – professor at the Walter Cronkite School of Journalism at Arizona State University, “Breeding Bio Insecurity: How U.S. Biodefense Is Exporting Fear, Globalizing Risk, and Making Us All Less Secure”, Ebrary, p. 151—154)

To us, biosecurity means safeguarding AND would mark an extremely successful bioweapons attack.

### Obama Good – 2AC

#### Huge bipartisan support for the plan

Gelb 5 – Leslie H. Gelb, President Emeritus of the Council on Foreign Relations and Anne-Marie Slaughter, Dean of the Woodrow Wilson School of International and Public Affairs, “Declare War”, The Atlantic, 11-1, http://www.theatlantic.com/magazine/archive/2005/11/declare-war/304301/?single\_page=true

Passing this legislation AND psychologically and then literally.

#### Ideology outweighs and no spillover

Edwards 3 – George C. Edwards, Distinguished Professor of Political Science at Texas A&M University and Former Director of the Center for Presidential Studies, “Riding High in the Polls: George W. Bush and Public Opinion”, [www.clas.ufl.edu/users/rconley/conferencepapers/Edwards.PDF](http://www.clas.ufl.edu/users/rconley/conferencepapers/Edwards.PDF)

Passing legislation was even more AND widely supported chief executive.

#### Fiat solves the link --- it’s instant --- no political effect

#### Obama will horse-trade restrictions for his agenda

McGinnis 93 – John O. McGinnis, Assistant Professor at the Cardozo School of Law and Former Deputy Assistant Attorney General in the Office of Legal Counsel, Department of Justice, “Constitutional Review by the Executive in Foreign Affairs and War Powers: A Consequence of Rational Choice in the Separation of Powers”, Law and Contemporary Problems, 56(4), p. 322-324

C. Bargaining in Foreign Policy Areas AND institutions such as OLC.

#### Plan splits the GOP

Corn 13 – David Corn, Reporter at Mother Jones, “Obama, Syria, and Congress: Why Did He Go There?”, Mother Jones, 9-6, http://www.motherjones.com/politics/2013/09/why-obama-sought-congressional-authorization-syria

With his decision to seek AND world and engaging in conspiratorial warmongering.

#### Key to the agenda

**Dickerson 13** (John, Slate, Go for the Throat!, 1/18, www.slate.com/articles/news\_and\_politics/politics/2013/01/barack\_obama\_s\_second\_inaugural\_address\_the\_president\_should\_declare\_war.single.html)

On Monday, President Obama AND a rift in the party that will leave it, at least temporarily, in disarray.

#### War powers backlash now

Nelson, 9/5 (Colleen, 9/5/2013, “Obama's Curbs on Executive Power Draw Fire,” <http://online.wsj.com/article/SB10001424127887323893004579057463262293446.html>))

President Barack Obama, AND noted that it is rare to see a president restrict his powers.

#### PC isn’t key and winners win

Hirsh 2-7 – Michael, Senior Editor at Newsweek Magazine and Chief Correspondent for the National Journal, “There's No Such Thing as Political Capital”, National Journal, 2013, Lexis

On Tuesday, in his State of the AND . It's a bandwagon effect."

# 1AR

#### Disease won’t burn out --- impact’s extinction

Guterl 12 – Fred Guterl, Executive Editor of Scientific American, Former Senior Editor at Newsweek, Professor at Princeton University, The Fate of the Species: Why the Human Race May Cause Its Own Extinction and How We Can Stop It, p. 1-2

Over the next AND risks to our own survival.

#### Emerging diseases will be deadly – international action’s key

Frieden 14

(Thomas R. – Director of the U.S. Centers for Disease Control and Prevention; Administrator of the Agency for Toxic Substances and Disease Registry; previously New York City health commissioner – “Why Global Health Security Is Imperative,” 2-13-14, <http://www.theatlantic.com/health/archive/2014/02/why-global-health-security-is-imperative/283765/>)

These threats come from three directions. AND means working with international partners.

#### They’ll be antibiotic-resistant – UN’s vital to solve

Boseley 13

(Sarah – health editor of the Guardian; has won a number of awards for her work on HIV/Aids in Africa, including the One World Media Award (twice) and the European section of the Lorenzo Natali prize, awarded by the European Commission – internally quoting Dame Sally Davies – chief medical officer of the UK – “New wave of 'superbugs' poses dire threat, says chief medical officer,” 3-10-13, <http://www.theguardian.com/society/2013/mar/11/superbugs-antibiotics-bacterial-diseases-infections>)

Antibiotic-resistant bacteria with AND World Health Organisation and G8, need to take this seriously."

#### Food shortages kill billions – it’s linear

Tomar 12

(Sudhakar – Managing Director of Hakan Agro DMCC, United Arab Emirates’s largest agribusiness trading organization with offices, factories, distribution hubs and farming operations in 30 countries; awarded with "Grain Asia” award for outstanding contribution to agri-commodities trade – “Global Food Crisis - How to feed 9 Billion mouths in 2050? Lessons for Sri Lanka,” National Food & Nutrition Security Conference Sri Lanka – 2012, http://www.nfnsc.lk/index.php/downloads/related-articles/12-related-articles/24-global-food-crisis-how-to-feed-9-billion-mouths-in-2050-lessons-for-sri-lanka)

Henry Kissinger, the US secretary AND the cities. This will go up to 70% in 2050.

## Ov

#### risk analysis is inherently political – psychological factors will make the negative’s extended internal link chains appear more credible than they actually are – do not be fooled – systematic evaluation of these scenarios will reveal their intellectual bankruptcy.

David M. **Berube**, Associate Professor of Speech Communication and Director of Debate at the University of South Carolina, **2000**

[“Debunking Mini-max Reasoning: The Limits Of Extended Causal Chains In Contest Debating,” *Contemporary Argumentation and Debate*, Volume 21, Available Online at http://www.cedadebate.org/CAD/2000\_berube.pdf, Accessed 04-05-2008, p. 64-69 *// BATMAN*]

For the kritik aficionado, this hints AND **Unfortunately, the cues are politically and culturally constructed and reflect** the **biases** mentioned above.

#### Tech K’s too sweeping. Denies Agency by ignoring that people can check the impact.

**Adria ‘8**

(Marco Adria – Director of the Graduate Program in Communications and Technology University of Alberta – The Journal of Community Informatics – Vol 4, No 1 (2008) – http://www.ci-journal.net/index.php/ciej/article/view/426/392)

**A totalizing view of technology AND**  description, from which strategies for action may be devised.

#### Technology K is wrong – too sweeping and denies human agency

Jones ‘99

Richard Wyn Jones is at Cardiff University, where he is currently a Professor of Politics. Professor Wyn Jones is the former Director of the Institute of Welsh Politics and professor in critical security studies at Aberystwyth University. Security, Strategy, and Critical Theory – 1999. ISBN 1-55587-335-9 (hc. :alk. paper) ON-LINE ED.: Columbia International Affairs Online, Transcribed, proofread, and marked-up in HTML, September 1999.

In the previous chapters AND such a narrow, such a restricted view of time not be a slave perspective in the Nietzschean sense?

# Nuclear War = Extinction – Nuclear Winter – 1st Line

#### ( ) Nuclear war causes extinction – newest evidence says nuclear winter makes Earth uninhabitable

#### Robock ‘11

[Alan – Prof Environmental Science @ Rutgers. “Nuclear Winter is a Real and Present Danger” Nature, Vol 473. Summer 2011 Ebsco//GBS-JV]

In the 1980s, discussion and AND START treaty is not enough.

# Ext. Nuclear Winter

#### ( ) More evidence – nuclear war causes extinction – nuclear winter is the only scientifically-credible outcome

#### Robock ‘9

[Professor of climatology at Rutgers University, Associate director of Rutger’s Center for Environmental Prediction, 30 year researcher in the area of climate change, doctorate in meteorology from MIT, published over 150 peer-reviewed papers on climate change [January 6, 2009, Alan Robock, “Nuclear winter” The Encyclopedia of Earth, http://www.eoearth.org/ article/Nuclear\_winter]

Nuclear winter is a term AND of a nuclear environmental catastrophe.

#### ( ) Ozone collapse causes extinction

#### Thomas ‘6

[William Thomas, Investigative Journalist, 8-7-2006, “Scientist Says Chemtrails, Shuttle Launches Endangering Earth,” Chem Trails, http://www.chemtrails911.com/docs/Space%20Shuttle%20Launch-Ozone%20Layer.htm]

A Canadian atmospheric scientist AND but the stratosphere itself.

#### ( ) Nuclear winter drops the temperature 20 degrees

#### Sagan and Turco ‘90

[Carl – Prof Biology at Stanford and Richard – Astrophysicist at Cornell. A Path Where No Man Thought: Nuclear Winter and the End of the Arms Race, 1990, Pg 23-4//GBS-JV]

<In a nuclear war, powerful nuclear AND discussion of the global climate and how nuclear winter works is given in Appendix A.)>

#### ( ) That’s sufficient to cause extinction

#### Sagan and Turco ‘90

[Carl – Prof Biology at Stanford and Richard – Astrophysicist at Cornell. A Path Where No Man Thought: Nuclear Winter and the End of the Arms Race, 1990, Pg 23-4//GBS-JV]

<Life on Earth is exquisitely dependent AND all life on Earth would be at risk.\* The margin of safety is thin.>

#### ( ) Also – the resultant dust causes extinction

#### Phillips ‘2k

[Alan. PhD of Physics. “Nuclear War Revisited” October 2000 [www.peace.ca/nuclearwinterrevisited.html](http://www.peace.ca/nuclearwinterrevisited.html) //GBS-JV]

Altogether, nuclear winter would be AND but it may not include us.)

#### ( ) More evidence – the 20degree drop causes extinction

#### Sagan and Turco ‘90

[Carl – Prof Biology at Stanford and Richard – Astrophysicist at Cornell. A Path Where No Man Thought: Nuclear Winter and the End of the Arms Race, 1990, Pg 24-6//GBS-JV]

A typical temperature of a point AND duration is much briefer.

## Aliens don’t exist –

## A) Modeling proves

Klotz 8 (Irene, Discovery News, “ET Likely Doesn’t Exist, Finds Math Model”, 4-21, Discovery News, http://dsc.discovery.com/news/2008/04/21/extra-terrestrial-life.html)

Earth-like planets have **AND**  less common. Intelligence is one step further, so it is much less common still," Watson said.

### Nano

## Chemistry needed to make replicating assemblers doesn’t exist

Smalley 3 (Dr. Richard E., Chemistry and Physics Prof – Rice U., Winner of the Nobel Prize, “Nanotech”, Chemical and Engineering News, 12-1, v. 81, No. 48, http://pubs.acs.org/cen/controversy/8148/8148counterpoint.html)

You still do not appear AND need something very much like an enzyme.

### Partic

## No risk of particle acceleration creating a black hole – and even if, no impact

New Scientist 99 (8-28, Lexis)

Within 24 hours, the laboratory AND consuming a proton or neutron would be difficult.”

# 2AR

#### Disease likely --- causes extinction

Torrey 5 – E. Fuller Torrey and Robert H Yolken, Directors Stanley Medical Research Institute, Beasts of the Earth: Animals, Humans and Disease, p. 5-6

The outcome of AND of eradicating the human race.