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Professor Williamson

English 1302-49

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Notes

I. Developing Arts Venture Plan

a. Morpheus

- i. Grew to 100 million users
- ii. Sued by nearly every record label
- iii. Their case went to the Supreme Court
 - 1. This potentially can be referenced once the three justices are brought up

II. America's Unpatriotic Acts: The Federal Government's Violation of Constitutional and Civil Rights

a. Civil rights violations

- i. Offers unique examples of civil rights violations
 - 1. Stripper example pg. 76

b. Department of Justice

- i. They were holding seminars starting merely six months after the Patriot Act was passed explaining how to stretch the new wiretapping provisions to extend them beyond terror cases

III. Enemy Combatants and Guantanamo: The Rule of Law and Law of War of Post-9/11

- a. A new enemy unseen before
 - i. This enemy is nameless, faceless, etc.

- b. This war on terror will go on indefinitely

IV. How the USA PATRIOT Act redefines Domestic Terrorism

- a. Domestic Terrorism

- i. Definition

- 1. Anything dangerous to human life

- ii. This broad definition allows individuals to be investigated under the Patriot Act, which means that their property could be seized, email, phone, and financial records received, and houses entered all without a warrant.

V. U.S. Campaign Produces Few Convictions on Terrorism Charges

- a. Bush quoted

- i. “Federal terrorism investigations have resulted in charges against more than 400 suspects, and more than half of those charged have been convicted.”

- b. The fact that of the 200 or so convicted, only 39 were charged with terrorist related charges.

- c. This demonstrates that the Patriot Act is being used, more often than not, for non-terrorism related convictions.

- d. This can show a weakness in the Patriot Act, showing privacy of individuals can be exploited to non-terrorist for simple violations.

VI. Meet the Napster

- a. +25 million users in first year
- b. Redefined the way music was shared

VII. Common Sense

- a. “Vanishing liberties”
- b. Brings up quotes from Scalia
 - i. “The Constitution just sets minimums.”
 - ii. “The protections will be ratcheted down to the constitutional minimum.”

VIII. House Vote Drops Patriot Act Provision

- a. More evidence that only 39 of the 400 suspects were convicted with the Patriot Act on terrorism cases.

IX. Now free, attorney Brandon Mayfield turns furious

- a. Mayfield Case
 - i. Jailed for two weeks without charges and labeled a terrorist on the basis of a misidentified fingerprint
- b. Effects
 - i. Lowered confidence in the Patriot Act
 - ii. Ruined the reputation for Mayfield

X. The Patriot Act: An Over Reaction to Terrorism

- a. Perceived threats to national security are often over exaggerated
- b. Fourth amendment is violated by the Patriot Act
- c. New power to determine the fate of immigrants by authorizing the indefinite detention of non-citizens

d. Argues wiretapping

XI. Protecting What Matters: Technology, Security, and Liberty since 9/11

a. Many pros and cons to Patriot Act

i. Pros

1. Provides an increase in security for us

ii. Cons

1. There is an inverse relationship between security and privacy

2. There have been many cases that have gained media attention where the Patriot Act has gone too far

3. There is not enough oversight in the act that allows it to be taken too far

a. You can be detained and withheld your right to speak to a lawyer

b. Your house can be broken into by the government without a warrant and without notice before or after to the homeowner

c. Any connection, even indirectly, can cause all of your personal information (email, phone, financial documents, etc.) to be shared to the agencies without a court order

XII. Patriot Acts

a. Professors at Cal State Monterey Bay and San Jose State University

- b. Policies of repression in the name of national security during times of international crisis
- c. International crisis that the increase in security is nothing new
- d. World War II and Vietnam War exam

XIII. Transcript: Senate Hearing on TSA, Full-body Scanners

- a. Senate Hearing on full-body scanners
- b. Use this quote in introductory paragraph
 - i. "I want to assure and reassure the public [that] we are concerned about your safety, your security, and your privacy. Let us work together in partnership to ensure that we can have the best way forward."

XIV. Material Support: The United States V. The Lackawanna Six." *Studies In Conflict & Terrorism*

- a. "In December 2003, six American-Yemenis were sentenced for terms of seven to ten years for their role in providing material support to Al Qaeda"
- b. "Controversy over constitutionality, basic rights and due process that, in combination with the facts of the case"

XV. *Charges in 'Portland Cell' Case*

- a. Guilty pleas
- b. Money laundering
- c. "Conspiracy to provide material support and resources to al Qaeda"

XVII. *USA TODAY/CNN/Gallup Poll Results*

a.

XVI.	Too far	About right	Not far enough	No opinion
2004 Feb 16-17	26	43	21	10
2003 Nov 10-12	25	45	20	10
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2003 Aug 25-26	22	48	21	9
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