

**AMINTAPHIL: AMERICAN SECTION OF THE INTERNATIONAL
ASSOCIATION FOR PHILOSOPHY OF LAW AND SOCIAL PHILOSOPHY**

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NEWSLETTER #4, 2005 - 06

June 8, 2006

**2006 CONFERENCE, NOVEMBER 2 – 5, WASHINGTON
UNIVERSITY, ST. LOUIS MISSOURI**

TOPIC: COERCION, JUSTICE AND DEMOCRACY

PAPER DEADLINES are as follows:

Principal Papers: Sept. 1
Commentaries: Oct. 10

HOTEL The Knight Center, Washington University.
Rate: \$109 per night
Phone: 314 933-9400
Deadline for the AMINTAPHIL rate: **September 10, 2006**
When calling for your reservation, request the rate for the
AMINTAPHIL Conference, sponsored by the Philosophy
Department at Washington University

FEES

Registration: \$100. This includes the AMINTAPHIL Banquet which will be held on Saturday, November 4. Spouses and partners are welcome to attend the dinner for an additional \$50.

Optional Box Lunches for Friday, November 3 and Saturday, November 4 will be available at \$12.50 per day (\$25 for both days). Participants may wish to consider this, since eating places on campus are likely to be busy on Friday, and may be closed on Saturday. The nearest restaurants off campus are 3 – 4 blocks away.

Those getting box lunches may like to take the opportunity to ‘dine’, weather permitting, in Forrest Park on the edge of the Washington University campus.

Fees should be mailed to the Executive Secretary by October 1. Fees may be paid after that, but participants are urged to realize that the tasks of managing the conference and banquet will be easier on the organizers if fees are paid in a timely manner.

A registration form is included with both the electronic and hard copies of this newsletter. You can use it when you mail your check.

SUBMISSION OF PAPERS AND COMMENTARIES

Please save your papers and commentaries in Rich Text Format (rtf). To save as rich text, select the "save as" option in your word processing program, and choose "rich text document" from the "file type" drop-down menu. The title will have an .rtf suffix.

Then, send the paper as an attachment to Bruce.Landesman@mail.hum.utah.edu. I will send you a reply, letting you know I have received the paper. Please contact me if you do not receive a relatively quick reply.

After I have received your paper, it will be placed on the password protected part of the AMINTAPHIL web page. To access papers on the page, go to the AMINTAPHIL site, <http://www.philosophy.utah.edu/AMINTAPHIL/>, and then to the 2006 conference page. Click on "Members can view submitted papers here". You will be asked for a User name and Password. Here they are:

Username: Amphil
Password: SL2006

Please note that paper and commentary deadlines (September 1 and October 10) have typically been treated by AMINTAPHIL as 'soft' deadlines. No one is prevented from attending because of a late paper, and every effort will be made to place late papers on the program. **Please realize, however, that participants need time to read the papers, and the Program Committee needs time to put together the final program. Late papers cause problems for other participants and the committee. Please make every effort to meet the deadlines.**

Length Guidelines: As a guideline, principal papers should be no longer than 5000 words (about 20 pages) and commentaries no longer than 2500 words (about ten pages). There is no penalty for shorter papers and commentaries.

TENTATIVE CONFERENCE SCHEDULE

Thursday, November 2

Session I: 7 – 10 p.m.

Friday, November 3

Session II: 9 a.m. – noon

Session III: 1:30 – 4:30 p.m.

Saturday November 4

Session IV: 9 a.m. – noon

Session V: 1:30 – 4:30 p.m.

Sunday, November 5

Session VI: 9 a.m. - noon

Rapporteur Summaries, Business Meeting

The Executive Committee will meet for lunch on Saturday.

As papers and commentaries arrive, the Program Committee will assign them to particular sessions. The more detailed program will be posted on the web site as assignments are made.

Please see the last pages of this newsletter for program sub-topics.

DUES: Dues for the current year are \$30. Those of you who have not yet submitted your 2005 – 06 dues will receive a Second Dues Notice with the hard copy of this newsletter.

BOOK FLYERS: A number of book announcements and flyers are included with the hard copy of this newsletter. If you would like your book announcement to be included with the next newsletter, please send it to the Executive Secretary.

IVR 2007: The 2007 IVR conference will be held in Cracow, Poland from August 1 – 6. The topic is “Law and Legal Cultures in the 21st Century: Diversity and Unity”. The 2007 conference web page can be found at <http://www.law.uj.edu.pl/ivr2007/>.

NEW MEMBERS: Please encourage your younger faculty colleagues in the relevant disciplines to consider joining AMINTAPHIL. An application form can be found on the web page.

STUDENT MEMBERS: With regard to student members, our web page reads as follows:

Advanced Graduate students in the relevant disciplines are eligible for membership if they are working on their dissertations or already have an advanced degree in a relevant subject.

The Executive Committee has discussed how to interpret this as well as the question of participation by graduate students from the host institution and other institutions in the host city. We have reached a tentative consensus, as follows:

To be eligible for membership, a student should be significantly beyond the Master’s Degree stage. The phrase, “working on their dissertations” should be taken as a rough criterion of advanced status and should be applied with common sense.

Students of the host institutions who are not eligible for membership are welcome to attend the conference as observers, space permitting. The same is true for students in

the local area, but in case of space limitations, preference will be given to students of the host institution. Students helping out with the arrangements for the meeting are also welcome to attend as observers. The host institution will be responsible for making sure that the number of observers is compatible with the space available.

We will debate the question if student memberships at our business meeting.

RECENT/FORTHCOMING PUBLICATIONS BY MEMBERS

David A Reidy and Mortimer Sellers eds., *Order in a Divided World*, Rowman and Littlefield, 2005. This is the volume from the 2002 AMINTAPHIL meeting. It may be ordered by members for a 15% discount at <http://www.rowmanlittlefield.com>.

Steven Lee ed., *Intervention, Terrorism, and Torture: Contemporary Challenges to Just War Theory*, Springer Science and Business Media B.V., June, 2006. This is the volume from the 2004 AMINTAPHIL meeting. It will be mailed to members when available.

Carol Gould, *Globalizing Democracy and Human Rights*, Cambridge University Press, 2004.

Larry May, *Crimes Against Humanity: A Normative Account*, Cambridge University Press, 2005,

Virginia Held, *The Ethics of Care: Personal, Political and Global*, Oxford University Press, 2005.

Lawrence Houlgate, *Children's Rights, State Intervention, Custody and Divorce: Contradictions in Ethics and Family Law*, The Edwin Mellen Press, 2005.

Marilyn Friedman, ed., *Women and Citizenship*, Oxford University Press, 2005

David Reidy, *On the Philosophy of Law*, Wadsworth, July, 2006.

David Reidy and Rex Martin, eds., *Rawls's Law of Peoples: A Realistic Utopia?*, Blackwell, May, 2006.

George Rainbolt, *The Concept of Rights*, Springer, April, 2006.

Stuart Green, *Lying, Cheating and Stealing: A Moral Theory of White Collar Crime*, Oxford University Press, March, 2006

Larry May, *War Crimes and Just Wars*, Cambridge University Press, forthcoming, Autumn, 2006.

Program Outline, AMINTAPHIL, St. Louis, Nov. 2 - 5, 2006. Coercion, Justice and Democracy

- I. General Conceptual Issues.
- II. Evaluative Conceptual Issues.
- III. Normative Issues - Theoretical.
- IV. Normative Issues - Applied.

I. General Conceptual Issues.

- A. What is Coercion? Moralized vs. Nonmoralized Accounts.
- B. Coercion by the State.
- C. Coercion by Groups (corporations, cultural or religious groups, advocacy and nongovernmental organizations, etc.).
- D. Coercion by Individuals.
- E. Coercion and Context: Domestic vs. International.

II. Evaluative Conceptual Issues.

- A. Conceptualizing/Mapping the Moral Issue(s).
 - 1. Coercion: The Right and The Good.
 - 2. Coercion: Substantive Values and Procedural Values.
- B. Particular Evaluative Concepts Relevant to the Moral Assessment of Coercion: Justice, Democracy, Common Good, Freedom, Equality, Fraternity, Reciprocity, Respect, Rights, Constitutionalism, Tolerance, Paternalism, Virtue, Republicanism, Legitimacy, Consent, Rule of Law, Neutrality, Self-Determination, Obligation.

III. Normative Issues - Theoretical.

- A. The Domestic Context.
 - 1. When and Why is Coercive State Action vis a vis Citizens Morally Permissible?
 - a. Democratic States;
 - b. Nondemocratic States;
 - c. Civil Disobedience, Resistance and Rebellion
 - 2. When and Why is Coercive Action by Nonstate Actors Morally Permissible?
 - a. Groups as Actors;
 - b. Individuals as Actors;
 - c. Disobedience, Resistance, etc.
- B. The International Context.
 - 1. When and Why is Coercive State Action vis a vis Other States Morally Permissible?
 - a. International Organizations as Actors and Other Multilateral Actions;
 - b. Unilateral State Action;
 - c. Disobedience, Resistance, etc.
 - 2. When and Why is Coercive Action Against States by Nonstate Actors Morally Permissible?
 - a. Nongovernmental Organizations and Advocacy Groups as Actors;
 - b. Commercial Corporations as actors;

- c. Other Groups (Militias, Organized Populations, etc.) as Actors;
- d. Disobedience, Resistance, etc.

C. Theoretical Frameworks: Past and Present.

- 1. What can we learn from the theoretical treatment of these issues by:
Augustine, Aquinas, Grotius, Pufendorf, Hobbes, Wolff, Locke, Vattel,
Rousseau, Kant, Hegel, Marx, Mill, Dewey, Rawls, Walzer, Nozick,
Dworkin, Simmons, Sandel, Buchanan, Edmundson, Young, Richardson,
et al.

IV. Normative Issues – Applied.

A. The Domestic Case: Democratic and Nondemocratic Contexts.

- 1. Coercive State Action.
 - a. Criminal Law and Punishment
 - b. Military Conscription
 - c. Taxation, Public Goods and Redistribution
 - d. Property Rights, Regulation and Eminent Domain
 - e. Compulsory Education
 - f. Vaccinations, Quarantine and Public Health
 - g. Police, Security and Law Enforcement
 - h. Adjudication and Judicial Review
 - i. Other: Marriage law, Contract law, etc.
- 2. Coercion by Nonstate Actors.
 - a. Spouses, Parents and Family
 - b. Churches and Clergy
 - c. Private Schools and Teachers
 - d. Property Owners and Commercial Corporations
 - e. Other groups: unions, political parties, advocacy groups,
hospitals, etc.
 - f. Other individuals: employers, physicians, pharmacists, males,
etc.

B. The International Case

- 1. Coercion by States through International Organizations and Multilateral Action
 - a. UN Security Council and United Nations Generally
 - b. World Bank and IMF
 - c. WTO
 - d. NAFTA, CAFTA, EC and other trade associations
 - e. EU, ASEAN and other multifaceted regional federations and
associations
 - f. NATO and other military alliances
 - g. Coalitions of the Willing
- 2. Unilateral Coercion by States
 - a. War, Sanctions and Other Interventions
 - b. Borders, Deportation and Immigration Control
 - c. Hegemony and Imperialism
- 3. Coercion and Nonstate Actors
 - a. Corporations and the Global Economy
 - b. Nonstate Militias and Terrorism
 - c. Nongovernmental Organizations and Advocacy Groups –

Amnesty, Human Rights Watch, EarthFirst, GreenPeace, PETA,
antiglobalization

REGISTRATION FORM

2006 AMINTAPHIL CONFERENCE

WASHINGTON UNIVERSITY, ST. LOUIS

NOVEMBER 2 – 5, 2006

TOPIC: COERCION, JUSTICE AND DEMOCRACY

NAME _____

EMAIL ADDRESS _____

Registration: _____ \$100 _____

Dinner Guest(s) @ \$50 each _____

Box Lunch Friday (\$12.50) _____

Box Lunch Saturday (\$12.50) _____

TOTAL INCLUDED _____

Please mail this form and your check to:

Bruce Landesman
Executive Director, AMINTAPHIL
Philosophy, Univ of Utah
260 Central Campus Dr Rm 341
Salt Lake City, UT 84112-9156

Please submit this by October 1, 2006.

Registration after that date will be accepted without penalty, but on-time registration will help with conference planning and is appreciated.