# GMU KM---AFF---Districts---Round 7---v JMU LM

## 1AC Signature Strikes

### 1AC---Terrorism

#### Contention \_\_ : Terrorism

#### Low value targeting in Yemen causes resentment

Greenfield 13 The Case Against Drone Strikes on People Who Only 'Act' Like Terrorists, DANYA GREENFIELD, AUG 19 2013, deputy director of the Rafik Hariri Center for the Middle East at the Atlantic Council, where she leads the Yemen Policy Group, http://www.theatlantic.com/international/archive/2013/08/the-case-against-drone-strikes-on-people-who-only-act-like-terrorists/278744/

The problem with signature strikes is that they open the door to a much higher

AND

not necessarily planning an imminent act of terror or hold a leadership position.

#### High value targeting is key to effective operations

Emker 13 Analyzing the US Counterterrorism Strategy in Yemen, Stacey Emker, Master’s candidate at the Whitehead School of Diplomacy and International Relations, JANUARY 14, 2013, https://blogs.shu.edu/diplomacy/2013/01/analyzing-the-us-counterterrorism-strategy-in-yemen/

The United States has placed great emphasis on fighting the militant Islamic group based in

AND

, debilitating AQAP represents the first step in improving the overall security situation.

By targeting AQAP’s local leadership, the U.S. can eliminate the individuals

AND

of President Hadi to target only key, local Yemeni leaders of AQAP.

#### Restraint is key to sustainability of the drones program

Zenko 13 Reforming U.S. Drone Strike Policies, Micah Zenko, Douglas Dillon fellow in the Center for Preventive Action (CPA) at the Council on Foreign Relations (CFR). Previously, he worked for five years at the Harvard Kennedy School and in Wash- ington, DC, at the Brookings Institution, Congressional Research Ser- vice, and State Department’s Office of Policy Planning, Council Special Report, No. 65 January 2013

The choice the United States faces is not between unfettered drone use and sacrificing freedom

AND

the human intelligence networks on the ground that are critical for identifying targets.

#### Alternatives to drones are worse in Yemen

Byman 13 Why Drones Work: The Case for Washington's Weapon of Choice, Daniel L. Byman, July/August 2013, Research Director, Saban Center for Middle East Policy, Senior Fellow, http://www.brookings.edu/research/articles/2013/06/17-drones-obama-weapon-choice-us-counterterrorism-byman

Critics of drone strikes often fail to take into account the fact that the alternatives

AND

even if achieved, they still might not reduce the allure of jihad.

#### Yemeni instability destabilizes entire Mid-East and bolsters AQAP’s capability---specifically kills MEC’s arms control negotiation

Dr. Ahmed Saif 12 is Executive Director of the Sheba Centre for Strategic Studies

AND

\_Conference.pdf, DOA: 2-18-14, Y2K

Yemen’s ongoing domestic crisis has profound regional and global implications. This is due to

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which the region’s state actors might contemplate as part of the envisioned MEC.

#### Middle East arms control solves US-Russia relations

Michael Elleman 12 is senior fellow for regional security cooperation at the International Institute for Strategic Studies, May 2012, “Banning Long-Range Missiles in the Middle East: A First Step for Regional Arms Control,” <http://www.armscon-trol.org/act/2012_05/Banning_Long-Range_Missiles_In_the_Middle_East_A_First_Step_For_Regional_Arms_Control>, DOA: 2-12-14, y2k

The international community, perhaps led by China, Russia, the United States,

AND

be a long and tortuous path to a WMD-free Middle East.

#### Relations prevent nuclear conflict

Allison & Blackwill 11 Allison Graham is Director of the Belfer Center for Science and International Affairs @ Harvard’s Kennedy School—AND—Robert Blackwill is Henry A. Kissinger Senior Fellow for U.S. Foreign Policy @ CFR, “10 reasons why Russia still matters,” Politico, <http://www.politico.com/news/stories/1011/67178.html>, DOA: 7-23-13, y2k

That central point is that Russia matters a great deal to a U.S

AND

.S. success, or failure, in advancing our national interests.

#### Nuclear terrorism causes extinction---it’s probable

Martin E. Hellman 8 Professor @ Stanford, “Risk Analysis of Nuclear Deterrence” SPRING 2008 THE BENT OF TAU BETA PI, <http://www.nuclearrisk.org/paper.pdf>

The threat of nuclear terrorism looms much larger in the public’s mind than the threat

AND

assume that preventing World War III is a necessity—not an option.

#### AQAP will target commercial aviation

Ben Brandt 11 is a director at Lime, a political risk consultancy based in the United Arab Emirates. Prior to joining Lime, he worked as a threat analyst for a major U.S. airline, as well as at the New Jersey Office of Homeland Security and Preparedness. Mr. Brandt holds an MA in Security Studies from Georgetown University. “Terrorist Threats to Commercial Aviation: A Contemporary Assessment,” Nov 30, 2011, <http://www.ctc.usma.edu/posts/terrorist-threats-to-commercial-aviation-a-contemporary-assessment>, DOA: 2-11-14, y2k

Aviation-Related Plots Since 9/11 and the Regulatory Response A number of

AND

air carrier, particularly if backup facilities were to be targeted as well.

#### That shuts down the industry---robust research concludes

Chris Kjelgaard 7 is NBC Staff, “New Terror Attack Could be Costly for Airliners,” 8-30-7, <http://www.nbcnews.co-m/id/20515498/#.UvrrGvldW4I>, DOA: 2-11-14, y2k

The terrorist attacks on the U.S. commercial aviation system on Sept.

AND

I think everyone understands the industry is in some ways very fragile financially."

#### Commercial airlines are key to CRAF---solves WMD attacks and irregular warfare

Lieutenant Colonel Michael W. Grismer 11 Jr., USAF, is assigned to the J3 East Division U.S. Central Command Branch of the U.S. Transportation Command at Scott Air Force Base, Illinois, “Transforming the Civil Reserve Air Fleet,” JFQ / issue 63, 4th quarter 2011,

The expeditionary nature of U.S. warfare today relies on rapid global reach

AND

today, with 32 airlines committing more than 1,100 aircraft.10

### 1AC---China

#### Contention 2: Norms

#### SQ collapses norms on violence---now is key

Whibley 13 The Proliferation of Drone Warfare: The Weakening of Norms and International Precedent, James Whibley received a M.A. in International Relations from Victoria University of Wellington, New Zealand in 2012, His research is soon to be published in Intelligence and National Security, February 6th, 2013,

http://journal.georgetown.edu/2013/02/06/the-proliferation-of-drone-warfare-the-weakening-of-norms-and-international-precedent-by-james-whibley/

If drones are destined to proliferate, the more important issue may become whether American

AND

, then surely China or Russia possessing such a program would be terrifying.

#### Establishing high-value target norms is key---sets a better precedent that restricts use of force

David L. Knoll 12 is a freelance defense analyst. He is a doctoral candidate in International Relations at the Fletcher School of Law & Diplomacy at Tufts University. “Will America's Addiction to Drone Strikes Backfire? The over-use of armed UAVs sets a dangerous precedent as more nations acquire the technology.” 10-23-12, <http://thediplomat.com/2012/10/ok-drone-the-global-proliferation-of-uavs/> DOA: 2-11-14, y2k

In the first Persian Gulf War, a small group of Iraqi soldiers famously surrendered

AND

contribute to rather than detract from U.S. and global security.

#### Empirics prove drones norms would be effective

Zenko 13 Reforming U.S. Drone Strike Policies, Micah Zenko, Douglas Dillon fellow in the Center for Preventive Action (CPA) at the Council on Foreign Relations (CFR). Previously, he worked for five years at the Harvard Kennedy School and in Wash- ington, DC, at the Brookings Institution, Congressional Research Ser- vice, and State Department’s Office of Policy Planning, Council Special Report, No. 65 January 2013

History shows that how states adopt and use new military capabili- ties is often

AND

should be informed by comparable efforts in the realms of cyber and space.

#### Causes Asian conflict

Brimley 13 How China sparked a dangerous unmanned arms race, Shawn, Ben Fitzgerald, Ely Ratner, Brimley, Fitzgerald and Ratner are respectively vice-president, and director of the technology and national security program, and deputy director of the Asia program at the center for a new Americansecurity, 9-24-13, The Drone War Comes to Asia,

http://www.foreignpolicy.com/articles/2013/09/17/the\_drone\_war\_comes\_to\_asia#sthash.fOkGdqaz.qCLo6uBb.dpbs

It's now been a year since Japan's previously ruling liberal government purchased three of the

AND

political leadership, these technologies could very well lead the region into war.

#### China-Japan conflict causes extinction

Kevin R. Baker 12 is Member of the Compensation Committee of Calfrac, Chair of the Corporate Governance and Nominating Committee, served as President and Chief Executive Officer of Century Oilfield Services Inc. from August 2005 until November 10, 2009, when it was acquired by the Corporation. He also has served as the President of Baycor Capital Inc., 9/17/2012, “What Would Happen if China and Japan Went to War?”, http://appreviews4u.com/2012/09/17/what-would-happen-if-china-and-japan-went-to-war/

China is not an isolationist country but it is quite nationalistic. Their allies include

AND

maybe 20 years at best, if there are ample supplies of course.

### 1AC---Solvency

#### Congressional ban pressures Obama and mobilizes public resistance against signature strikes

Naiman 12 Robert Naiman is policy director at Just Foreign Policy and president of Truthout's board of directors. “A Reformist Strategy to Downsize the Drone Strike Policy,” 11-27-12, <http://truth-out.org/opinion/item/12987-a-reformist-strategy-to-downsize-the-drone-strike-policy>, DOA: 8-13-13, y2k

I want to talk about what Congress could do about drone strikes in the next

AND

strikes could be a price imposed for confirmation of the next CIA head.

#### That checks intervention

Howell & Pevehouse 8 William G. Howell is an award-winning American political scientist and Sydney Stein Professor in American Politics at the University of Chicago Harris School of Public Policy Studies—AND—Jon C. Pevehouse is Associate Professor of Political Science at the University of Wisconsin–Madison, “While Dangers Gather : Congressional Checks on Presidential War Powers,” 2008, Princeton, NJ, USA: Princeton University Press, 2008. DOA: 12-26-13, y2k

Congressional dissent also may influence the public’s willingness to back the president during the lead

AND

for the operation and adjusted its strategic decision making to minimize public backlash.

#### Congress will enforce restriction---most recent defense appropriation proves

Jon Bellinger 1/26 is a partner in the international and national security law practices at Arnold & Porter LLP in Washington, DC. He is also Adjunct Senior Fellow in International and National Security Law at the Council on Foreign Relations. He served as The Legal Adviser for the Department of State from 2005–2009, as Senior Associate Counsel to the President and Legal Adviser to the National Security Council at the White House from 2001–2005, and as Counsel for National Security Matters in the Criminal Division of the Department of Justice from 1997–2001. “Congressional Control of Intelligence Programs (sometimes),” 1-26-14, <http://www.lawfareblog.com/2014/01/congressional-control-of-intelligence-programs-sometimes/> DOA: 1-31-14, y2k

In the last ten days, an interesting controversy has bubbled up over congressional control

AND

fund the program, even as they distance themselves from the program now.

#### Oversight capabilities are effective

Sorcher 13 Sara Sorcher is National Journal Staff, “National Security Insiders: It's Possible for Congress to Oversee Drone Program.” 3-30-13, <http://www.nationaljournal.com/insiders-polls/nationalsecurity/national-security-insiders-it-s-possible-for-congress-to-oversee-drone-program-20130311>, Accessed Date: 7-8-13 y2k

Sixty-one percent of National Journal's National Security Insiders say it's possible for members

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, and these skills will be applicable to ensuring accountability of drone strikes.”

#### Power of the purse checks the president

Flower & Beavers 9/29 Ruth Flower is the legislative director at the Friends Committee on National Legislation—AND—Beavers is the program assistant for foreign policy at FCNL. “Congress must rein in president's war power,” 9-29-13, <http://thehill.com/blogs/congress-blog/foreign-policy/325205-congress-must-rein-in-presidents-war-power#ixzz2ghGMnqpX>, DOA: 10-3-13, y2k

Lastly, Congress should utilize its most potent tool – the “power of the

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that even decisions of war are subject to the consent of the governed.

## 2AC

### Circumvention --- 2AC

#### Plan solves signing statements---channels public opinion

Harvard Law Review 12, "Developments in the Law: Presidential Authority," Vol. 125:2057, [www.harvardlawreview.org/media/pdf/vol125\_devo.pdf-http://www.harvardlawreview.org/media/pdf/vol125\_devo.pdf](http://www.harvardlawreview.org/media/pdf/vol125_devo.pdf-http://www.harvardlawreview.org/media/pdf/vol125_devo.pdf), DOA: 1-1-14, y2k

Political checks thus can work to restrain the President by prompting executive self-binding

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practices.147 Only time, and perhaps public opinion, will tell.

No Signing Statements

Amira 9 (Dan Amira, Reporter at NY Mag, "Obama Won’t Abuse His Signing Statements Like Some People", New York Magazine,<http://nymag.com/daily/intelligencer/2009/03/obama_wont_abuse_his_signing_s.html>, Last Accessed 1/25/13) ELJ

President Obama issued a directive yesterday that all his predecessors' signing statements — namely,

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who was a constitutional law professor, so far is acting like one.

### MPX: ECS --- Brink

#### SCS conflict is probable- recent trends heighten escalation

Chellaney 1/14 Which global conflicts will dominate in 2014? Jan 14, 2014, Brahma Chellaney, leading strategic thinker and an analyst of international geostrategic trends, Professor of Strategic Studies at the New Delhi-based Centre for Policy Research, an independent think-tank; a member of the Board of Governors of the National Book Trust of India; and a nonresident affiliate with the International Centre for the Study of Radicalization at King's College London. He has been a Fellow at the Norwegian Nobel Institute, which through the Nobel Committee awards the Nobel Peace Prize annually. He was formerly a member of the Policy Advisory Group headed by the External Affairs Minister of India, http://www.moneycontrol.com/news/economy/which-global-conflicts-will-dominate-2014-\_1024277.html

The three potential flashpoints for international conflict in 2014—East Asia, South Asia

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Japanese-controlled Senkaku Islands, it increases the chance of armed conflict.

### MPX: Threat High --- 2AC

#### Nuclear terrorism is feasible --- high risk of theft and attacks escalate

Vladimir Z. Dvorkin 12 Major General (retired), doctor of technical sciences, professor, and senior fellow at the Center for International Security of the Institute of World Economy and International Relations of the Russian Academy of Sciences. The Center participates in the working group of the U.S.-Russia Initiative to Prevent Nuclear Terrorism, 9/21/12, "What Can Destroy Strategic Stability: Nuclear Terrorism is a Real Threat," belfercenter.ksg.harvard.edu/publication/22333/what\_can\_destroy\_strategic\_stability.html

Hundreds of scientific papers and reports have been published on nuclear terrorism. International conferences

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a common understanding of these threats and develop a strategy to combat them.

### 2AC T – Signature Strike

#### Signature strikes allow for specific targeting---solves your offense.

William 13 Williams, University of Massachusetts Dartmouth Islamic studies professor 5-31-13 Brian Glyn, “Inside the Murky World of 'Signature Strikes' and the Killing of Americans With Drones” http://www.huffingtonpost.com/brian-glyn-williams/nside-the-murky-world-of-\_b\_3367780.html, accessed 1-7-14, y2k

An explanation of the difference between a "signature strike" and "personality strike

AND

vehicles of militants or compounds, eavesdropping on cell phone conversations, etc.).

#### AND-Meets Obama’s definition

Sledge 13 Matt Sledge is Huffington Post Staff, “Drone 'Signature Strike' Witness Responds To Obama Speech: 'I Don't Trust A Single Word,'” 06/19/2013, <http://www.huffingtonpost.com/2013/06/19/drone-signature-strike_n_3421586.html>

Such so-called "signature strikes" are one of the most controversial practices

AND

that drones sometimes make mistakes, but said their work must carry on.

#### Counter-interpretation---Targeted killing is the premeditated killing of suspected terrorist targets

Zilinskas 8 Justinas Žilinskas is Member at International Humanitarian Fact-Finding Commission Lithuania Education Management, “TARGETED KILLING UNDER INTERNATIONAL HUMANITARIAN LAW,” DOA: 9-18-13, y2k

2.3. Targeted Killing 2.3.1. Two elements This

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/persons) suspected of terrorism, with explicit or implicit governmental approval’.

#### 1) Signature strikes are the core aff---their interpretation over-limits and jacks aff ground.

Heller 12 Kevin Heller is Senior Lecturer @ Melbourne Law School, “‘One Hell of a Killing Machine’: Signature Strikes and International Law,” Melbourne Legal Studies Research Paper No. 634, DOA: 8-21-13, y2k

The available evidence indicates that the vast majority of drone strikes conducted by the CIA

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killed in signature strikes reminds him ‘of body counts in Vietnam’.11

#### 2) Limits explosion is inevitable---definition of targeted killing doesn’t exist---you should prefer real-world and contextual interpretation.

Sell 12 Daniel Sell, B.A. in History, Capital University, 2004; M.A. in Slavic & East European Studies, The Ohio State

University, 2008; J.D. Candidate, Capital University Law School, May 2013, “The United States’ Policy of Targeted Killing and the Use of Force: Another Exception to the United Nation’s Use of Force Regime, <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2167770>, DOA: 9-16-13, y2k

A. Defining “Targeted Killing” One overarching problem that exists when writing on

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gunships, drones, the use of car bombs, and poison.”33

### 2AC---CP---XO

#### Object fiat is a voter- avoids the core question of pres powers by fiating away obama’s behavior in the squo- justifies the end war cp which means the neg wins every debate- it’s not in the lit which is key

Hansen 12 Victor, Professor of Law, New England Law, New England Law Review, Vol. 46, pp. 27-36, 2011, “Predator Drone Attacks”, February 22, 2012, <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2009313>, PDF

Any checks on the President’s use of drone attacks must come domestically. In the domestic arena the two options are either the courts or Congress. As discussed above, the courts are institutionally unsuited and incapable of providing appropriate oversight. Congress is the branch with the constitutional authority, historical precedent, and institutional capacity to exercise meaningful and effective oversight of the President’s actions.

#### Cant solve norms

Mark David Maxwell 12, Colonel, Judge Advocate with the U.S. Army, Winter 2012, TARGETED KILLING, THE LAW, AND TERRORISTS, Joint Force Quarterly, http://www.ndu.edu/press/targeted-killing.html

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

AND

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

#### US drone usage sets a precedent for Russian drone attacks against Chechnya

Sexton 12 Buck Sexton served in the CIA, including assignments in the Counterterrorism Center and Office of Iraq Analysis. He is currently an editor for TheBlaze.com and appears nightly on GBTV.com. “Drawbacks of drone war mania,” 2-3-12, L/N, DOA: 8-16-13, y2k

We've set the stage for even more undeclared, borderless conflicts. America's lethal drone

AND

Our capability to effect violence abroad has outpaced our discussion of its desirability.

#### Causes Chechnya insurgency

Cohen 12 Ariel Cohen, Ph.D., is Senior Research Fellow in Russian and Eurasian Studies and International Energy Policy in the Douglas and Sarah Allison Center for Foreign Policy Studies, a division of the Kathryn and Shelby Cullom Davis Institute for International Studies, at The Heritage Foundation. “A Threat to the West: The Rise of Islamist Insurgency in the Northern Caucasus and Russia’s Inadequate Response,” 3-26-12, <http://www.heritage.org/research/reports/2012/03/a-threat-to-the-west-the-rise-of-islamist-insurgency-in-the-northern-caucasus>, DOA: 8-16-13, y2k

Russia’s Northern Caucasus is turning into one of the most volatile, lawless regions in

AND

to mitigate the rising Islamist threat and the effects of misguided Russian policies.

#### Causes nuclear war

Pandita 1 K.N. Pandita is Kashmir University Center of Central Asian Studies Professor, "Chechnya: impending nuclear flash point," http://www.kashmir-information.com/KNPandita/article9.html, DOA: 8-16-13, y2k

Only two days ago, Moscow announced that Russian Federation had formulated a new security

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to Russia if the latter decides to use nuclear weapons in Chechyn war.

Can’t solve sustainability

Goldsmith 13 How Obama Undermined the War on Terror, Jack Goldsmith teaches at Harvard Law School and is a member of the Hoover Institution Task Force on National Security and Law, MAY 1, 2013, http://www.newrepublic.com/article/112964/obamas-secrecy-destroying-american-support-counterterrorism

As a result, much of what the administration says about its secret war—

AND

for which he alone is today responsible, is increasingly viewed as illegitimate.

#### Cant solve effective targeting decisions

Chehab 12 Ahmad, Georgetown University Law Center, Retrieving the Role of Accountability in the Targeted Killings Context: A Proposal for Judicial Review

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

AND

to erroneous and ideologically tainted policy positions, the notion of giving the Presiden

t unchecked authority in determining who is eligible for assassination can only serve to increase

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choices and evaluate available alternatives than when subject to little to no review.

#### Links to politics---Congress will backlash to executive power

Hallowell 13 Billy Hallowell, writer for The Blaze, B.A. in journalism and broadcasting from the College of Mount Saint Vincent in Riverdale, New York and an M.S. in social research from Hunter College in Manhattan, “HERE’S HOW OBAMA IS USING EXECUTIVE POWER TO BYPASS LEGISLATIVE PROCESS” Feb. 11, 2013, <http://www.theblaze.com/stories/2013/02/11/heres-how-obamas-using-executive-power-to-bylass-legislative-process-plus-a-brief-history-of-executive-orders/>

“In an era of polarized parties and a fragmented Congress, the opportunities to

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the U.S., effectively blocking Obama’s plan to shutter the jail.

### 2AC---DA---Patent

#### Won’t pass the Senate

Hattem 2/21 Julian Hattem, Feb 21, 2014 Company accused of being the world's largest ‘patent troll’ starts PAC, The Hill, http://thehill.com/blogs/hillicon-valley/technology/198911-worlds-biggest-patent-troll-starts-pac

The Obama …to gain steam in the Senate.

#### Obama isn’t pushing

[GNSS](http://news.gnom.es/), 2014 gnomes national news service, White House Announces Patent Reform Actions, <http://news.gnom.es/news/white-house-announces-patent-reform-actions>

The House passed the bipartisan Innovation Act aimed at defending the patent rights of inventors

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patent lawsuit to pay the winning party’s legal fees, with certain exceptions.

#### PC low

Herald Review 2/20 “The smaller and larger Obama presidency,” <http://herald-review.com/news/opinion/editorial/columnists/the-smaller-and-larger-obama-presidency/article_da84109d-279a-5001-9723-2d6b9faa73dc.html>, DOA: 2-21-14, y2k

Of all the time-honored failings for which we criticize sitting presidents -- by

AND

a branch of government, it has grown under Republicans and Democrats alike.

#### No focus link---they will multitask

Hoekstra 9/16 Republican Pete Hoekstra represented Michigan's 2nd congressional district from 1993 to 2011 in the House of Representatives. He is the former chairman of the House Permanent Select Committee on Intelligence. “Why can't Congress master the simple art of multi-tasking?” 9-16-13, <http://www.foxnews.com/opinion/2013/09/16/why-cant-congress-master-simple-art-multi-tasking/#ixzz2f4J3IupC>, DOA: 9-16-13, y2k

It’s almost surreal to imagine a time when a government so sharply divided between Republicans

AND

more prosperous America. It happened before, and it can happen again.

#### Plan’s key to bipart

Herb 12 Jeremy Herb, congressional correspondent for the Hill, 6-13-2012, “Lawmakers want legal justification for drone strikes,” The Hill, http://thehill.com/blogs/defcon-hill/operations/232523-lawmakers-want-legal-justification-for-drone-strikes

A group of more than two dozen anti-war lawmakers wants the White House

AND

in April, has been a tactic used for drone attacks in Pakistan.

#### K2 agenda

GHMI 1/1 GateHouse Media Illionois, “Opportunities for bipartisanship,” 1-1-14, <http://www.eastpeoriatimescourier.co-m/article/20131230/OPINION/131239984/1007/OPINION/?tag=2#ixzz2pIMaB98f>, DOA: 1-2-14, y2k

Congress left for its holiday recess with a modest nod toward bipartisanship: For the

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party leaders would make a New Year’s resolution to give bipartisanship a chance.

#### No patent troll problems in the squo

Mossoff 13 Oct 4, 2013 (Adam, GAO Report Confirms No “Patent Troll” Litigation Problem, http://cpip.gmu.edu/2013/10/04/gao-report-confirms-no-patent-troll-litigation-problem/)

At long last, an important and positive step has been taken in this regard

AND

extrapolated its conclusion that current concerns expressed about patent licensing companies were misplaced.

#### Reforms only change legal regulation---not sufficient

Gross 1/28

[Grant Gross, Reporter and computer correspondent, Obama touches on NSA, patent reform in State of the Union address, <http://www.computerworld.com/s/article/9245845/Obama_touches_on_NSA_patent_reform_in_State_of_the_Union_address?taxonomyId=17>, accessed 1/28/14]jap

Obama also …businesses.

#### Changing substantive requirement is key

Seymore 2013

[Sean B. Seymore, Professor of Law, Vanderbilt University Law School. J.D., University¶ of Notre Dame, 2006; Ph.D. (Chemistry), University of Notre Dame, 2001;¶ M.S.Chem., Georgia Institute of Technology, 1996; B.S., University of Tennessee,¶ 1993., The Presumption of Patentability, Minnesota Law Review. 2012, Vol. 97 Issue 3, p990-1046. 57p., ebsco]jap

The U.S. Patent and Trademark Office (Patent Office) has¶

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would, at least in theory, improve the quality of issued patents.

#### US econ is on the up- many indicators

Lahart 1/15 U.S. Economy Turns Onto Road to Wellville, U.S. Economy Turns Onto Road to Wellville, JUSTIN LAHARt, Jan. 15, 2014, http://online.wsj.com/news/articles/SB10001424052702304419104579322640716735138

The U.S. economy looks like it has reached escape velocity. But

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Fed's preferred price measure, regained its precrisis high in the third quarter.

#### No econ impact

Jervis 11 Robert Jervis, Professor in the Department of Political Science and School of International and Public Affairs at Columbia University, December 2011, “Force in Our Times,” Survival, Vol. 25, No. 4, p. 403-425

Even if war is still seen as evil, the security community could be dissolved

AND

times bring about greater economic conflict, it will not make war thinkable.

### 2AC---K

#### Permute – do the plan and non-mutually exclusive parts of the alternative – political pressure with legal reform solves – the alternative alone is likely to lead to pure majoritarian tyranny

Cole, 12– professor of law at Georgetown (David, “Are We Stuck with the Imperial Presidency?” 6/7,

<http://www.nybooks.com/articles/archives/2012/jun/07/are-we-stuck-imperial-presidency/?pagination=false>)

Despite its limitations, Posner and Vermeule’s book underscores a critically important point about modern

AND

We cannot survive as a constitutional democracy true to our principles without both.

#### External checks are effective---even if the world of emergency power

Aziz Z. Huq 12, Assistant Professor of Law, University of Chicago Law School, "Binding the Executive (by Law or by Politics)", May 25, [www.law.uchicago.edu/files/file/400-ah-binding.pdf](http://www.law.uchicago.edu/files/file/400-ah-binding.pdf)

Paulson ’ s genuflection and Obama ’ s reticence, I will contend here,

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political actors’ exertions and legal rules will prove effective in limiting such discretion.

#### Legal norms don’t cause wars and the alt can’t solve

David Luban 10, law prof at Georgetown, Beyond Traditional Concepts of Lawfare: Carl Schmitt and the Critique of Lawfare, 43 Case W. Res. J. Int'l L. 457, <http://scholarship.law.georgetown.edu/cgi/viewcontent.cgi?article=1620&context=facpub>, DOA: 1-25-14, y2k

Among these associations is the positive, constructive side of politics, the very foundation

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would be a political decision. It would simply be a bad one.

#### Threats are real and alternative fails---responding through experts knowledge is good

Cole 12 **–** professor of law at Georgetown (David, “Confronting the Wizard of Oz: National Security,

Expertise, and Secrecy” 44 Conn. L. Rev. 1617-1625 (2012), <http://scholarship.law.georgetown.edu/facpub/1085>)

Rana is right to focus our attention on the assumptions that frame modern Americans’ conceptions

AND

about security threats; it is also at least in part objectively based.

#### Paradigm focus forecloses pragmatic engagement- having “good enough knowledge” is a sufficient condition for action

Kratochwil 8 professor of international relations, European University Institute, Friedrich, “The Puzzles of Politics,” pg. 200-213

The lesson seems clear. Even at the danger of “fuzzy boundaries”, when

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Besides, “timing” seems to be quite recalcitrant to analytical treatment.

#### Legalism is key to prevent violence---our norms advantage proves

Schureman 6—William E. Scheueman is Professor of Political Science @ Indiana University, Constellations, 13(1), p. 116

Schmitt offers three reasons in support of this view. First, he implicitly relies

AND

such conflicts before an international court or tribunal probably would have failed.22

#### Political constraints fail – weak media, governmental secrecy and the existence of a wide array of war powers abuses

**Giraldi, 12** - Philip Giraldi, a former CIA officer, is executive director of the Council for the National Interest (“Defending the Indefensible” 9/13, <http://www.theamericanconservative.com/articles/defending-the-indefensible/>

Posner is comfortable with the only restraint on executive power being the somewhat amorphous consent

AND

Americans (possibly excluding University of Chicago law professors) has fallen sharply.