### 2ac – T – Restrictions

#### 1. We meet statutory restrictions.

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.26-7, accessed 9-15-13, TAP]

The creation of the Covert Operations Against American Citizens Court (COAACC) would help

AND

the use of electronic eavesdropping in the context of foreign intelligence gathering.121

#### 2. We meet judicial restrictions.

Guiora, University of Utah law professor, 2012

[Amos, Case Western Reserve Journal of Internal Law, vol 45, “Targeted Killing: When Proportionality Gets All Out of Proportion” http://law.case.edu/journals/JIL/Documents/45CaseWResJIntlL1&2.13.Article.Guiora.pdf, p.239, accessed 9-15-13, TAP]

The solution to this search for an actionable guideline is the strict ¶ scrutiny standard

AND

balance enabling the ¶ state to act sooner but subject to significant restrictions.

#### 3. Counter-interpretation – restriction means a limit and includes conditions on action.

Snow, COURT OF APPEALS OF ARIZONA judge, 8

(G. Murray, COURT OF APPEALS OF ARIZONA, DIVISION ONE, DEPARTMENT A, STATE OF ARIZONA, Appellee, v. JEREMY RAY WAGNER, Appellant., 2008 Ariz. App. Unpub. LEXIS 613, accessed 9-18-13, CMM)

P10 The term "restriction" is not defined by the Legislature for the purposes

AND

natural and obvious meaning, which may be discerned from its dictionary definition.").

P11 The dictionary definition of "restriction" is "[a] limitation or qualification

AND

dictate that the term "restriction" includes the ignition interlock device limitation.

### Case

#### No link – it can handle requests quickly.

It is fast

It can handle a lot of requests

McKelvey, Vanderbilt University JD Candidate, 2011

[Benjamin, Vanderbilt journal of transnational law editorial board executive development editor, Vol 44, “Due Process Rights and the Targeted Killing of Suspected Terrorists: The Unconstitutional Scope of Executive Killing Power” http://www.vanderbilt.edu/jotl/manage/wp-content/uploads/mckelvey-pdf.pdf, p.1379-80, accessed 9-15-13, TAP]

FISA is an existing legislative model that is applicable both in ¶ substance and structure

AND

is conducted only in lawful circumstances ¶ after a demonstration of sufficient evidence.

#### Escalation is likely – restraint is critical.

Cronin, Center for New American Security Asia-Pacific security program senior director, 9-7-12

[Patrick, “Averting Conflict in the South China Sea” <http://www.chinausfocus.com/peace-security/averting-conflict-in-the-south-china-sea/>, accessed 10-29-12, TAP]

Despite rising tensions over the South China Sea, conflict can and should be averted

AND

the South China Sea will only be harnessed when there is such cooperation.

### 2ac – Executive CP

#### 1. Perm – do both – shields the link

Chesney et al., University of Texas law professor, 2013

[Robert, Brookings Institute senior fellow, Jack Goldsmith, Harvard University law professor, Matthew Waxman, Columbia University law professor and CFR senior fellow, and Benjamin Wittes, Brookings Institution governance studies senior fellow, 2-25-13, “A Statutory Framework for Next-Generation Terrorist Threats,” http://media.hoover.org/sites/default/files/documents/Statutory-Framework-for-Next-Generation-Terrorist-Threats.pdf, p.8-9, accessed 9-26-13, TAP]

Congress could authorize the president to use force that is consistent with his ¶ extant

AND

defense regime is ¶ politically and legally more stable when backed by Congress.

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 the Constitution affords U.S.

AND

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

#### Public mistrust overwhelms ANY ACTION Obama can take – only congressional involvement solves.

Goldsmith, Harvard University law professor, 5-1-13

[Jack, “How Obama Undermined the War on Terror” <http://www.newrepublic.com/node/112964/print>, accessed 9-29-13, TAP]

These are unhappy developments for the president who in his first inaugural address pledged with

AND

, even if it means that secret war abroad is harder to conduct.

#### Obama announced new measures – takes out the DA but not the aff.

Zenko, CFR Douglas Dillon fellow, 5-23-13

[Micah, “How Barack Obama Has Tried to Open Up the One-Sided Drone War” <http://www.cfr.org/drones/barack-obama-has-tried-open-up-one-sided-drone-war/p30775>, accessed 8-14-13, TAP]

During a public online discussion in January 2012, Barack Obama answered a question about

AND

engage with the public, more than a decade after the operations began.

#### Controversial – will cause congressional sparring.

Bennett, Defense News, 5-24-13

[John, “White House Quietly Shifts Armed Drone Program from CIA to DoD” <http://www.defensenews.com/article/20130524/DEFREG02/305240010/White-House-Quietly-Shifts-Armed-Drone-Program-from-CIA-DoD>, accessed 8-15-13, TAP]

The White House has quietly shifted lead responsibility for its controversial armed drone program from

AND

the military and intelligence community, who already have sparred over the issue.

### 2ac – Yes Debt Ceiling DA

#### PC isn’t key

Kopan, Politico, 10-1-13

(Tal, “Robert Gibbs to Obama: ‘Sit back and watch’,” http://www.politico.com/story/2013/10/robert-gibbs-obama-government-shutdown-97653.html?hp=lh\_b4, accessed 10-1-13, CMM)

Former White House press secretary Robert Gibbs said Tuesday there’s nothing for the administration to

AND

shutdown for five or six days and Republicans will probably evaluate after that.”

#### Obama isn’t focused on the budget

Brown, Politico, 9-30-13

(Carrie Budoff, “Obama’s shutdown sales pitch,” http://www.politico.com/story/2013/09/barack-obama-government-shutdown-sales-pitch-97602.html?hp=l15, accessed 10-1-13, CMM)

Monday morning President Barack Obama met with Israeli Prime Minister Benjamin Netanyahu.

AND

reform in the House, and the start of Obama’s trip through Asia is still scheduled for Saturday.

#### Obama will lose the shutdown fight – ’95 doesn’t prove anything

\*says this prediction is media groupthink

Stevens, The Daily Beast, 10-1-13

(Stuart, “Don’t Listen to Shutdown Predictions,” http://www.thedailybeast.com/articles/2013/10/01/don-t-listen-to-shutdown-predictions.html, accessed 10-1-13, CMM)

There seem to be three basic assumptions governing much of the coverage of the ongoing

AND

, this is likely to be a moment he wish had not happened.

#### Obama can ignore the debt ceiling

Aaron, senior fellow at the Brookings Institution, 9-29-13

(Henry, “Our Outlaw President?,” http://www.nytimes.com/2013/09/30/opinion/obama-should-ignore-the-debt-ceiling.html, accessed 10-1-13, CMM)

Failure to raise the debt will force the president to break a law — the

AND

and tax laws, the president has no choice but to ignore it.

#### Congress was on lock-down – shooting drowns out debate.

Fox News, 10-3-13

[“Shots fired near Capitol after car chase starting at White House” <http://www.foxnews.com/politics/2013/10/03/us-capitol-in-lockdown-reports-shots-fired/>, accessed 10-3-13, TAP]

Shots were fired outside the U.S. Capitol after a car chase that

AND

The violence follows the mass shooting last month at the Washington Navy Yard.

#### Winners win on controversial issues

Hirsh, National Journal, 2-7-13

(Michael, “There’s No Such Thing as Political Capital,” http://www.nationaljournal.com/magazine/there-s-no-such-thing-as-political-capital-20130207?page=1, accessed 2-7-13, CMM)

Naturally, any president has practical and electoral limits. Does he have a majority

AND

right. He did. (At least until Vietnam, that is.)

#### 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.

#### But he doesn’t get involved in the fight.

Howell and Pevehouse, University of Chicago public policy professors, 2007

[William and Jon, Foreign Affairs. Sep/Oct2007, Vol. 86, “When Congress Stops Wars.” EBSCO, accessed 9-30-13, TAP]

After all, when presidents anticipate congressional resistance they will not be able to overcome

AND

Pace, so as to avoid a clash with Congress over his reappointment.

#### Congress won’t fight the plan.

Goldsmith, Harvard University law professor, 2012

[Jack, 11-9-12, “Counterterrorism Legal Policy in Obama’s Second Term” <http://www.lawfareblog.com/2012/11/counterterrorism-legal-policy-in-obamas-second-term/>, accessed 9-29-13, TAP]

One important consequence of President Obama’s re-election will be the further entrenchment,

AND

entrenched as a result of Obama’s election, compared to a Romney presidency.

#### Turn – the plan is popular.

Hosenball, Reuters, 2-8-13

[Mark, “Support grows for U.S. "drone court" to review lethal strikes” <http://www.reuters.com/article/2013/02/09/us-usa-drones-idUSBRE91800B20130209>, accessed 9-4-13, TAP]

During a fresh round of debate this week over President Barack Obama's claim that he

AND

. citizen alleged to be a "senior operational leader of Al Qaeda."

### 2ac – Security K

#### 2. Ethical policymaking must be grounded in 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.

#### Constructing prior questions doesn’t disprove the aff – it results in generalizations and inaction.

Owen, University of Southampton political theory professor, 2002

[David, Millennium Journal of International Studies, Vol 31 No 3, “Re-orienting International Relations: On Pragmatism, Pluralism, and Practical Reason” Sagepub, accessed 9-30-13, TAP]

Commenting on the ‘philosophical turn’ in IR, Wæver remarks that ‘[a]¶

AND

first¶ and second dangers, and so a potentially vicious circle arises.

#### Perm solves – can’t abandon the notion of security BUT it can be reframed – also no impact.

Nunes, University of Warwick research fellow, 2012

[João, Security Dialogue 2012 43: 345, “Reclaiming the political: Emancipation and critique in security studies” Sagepub, p.349-50, accessed 9-30-13, TAP]

In the works of these authors, one can identify a tendency to see security

AND

address these limitations, the next section revisits emancipatory¶ understandings of security.

#### They are good – key to prevent genocide – the alt collapses on itself.

Reinhard, University of California Los Angeles English and comparative literature professor, 2005

[Kenneth, The Neighbor: Three Inquiries into Political Theology, “Toward a political theology of the neighbor” <http://books.google.com/books?id=4BPpfkNnsBEC&pg=PA14&lpg=PA14&dq=Towards+a+Political+Theology+of+the+Neighbor&source=bl&ots=HwXQX9wIRW&sig=TsAuQgWofTcQbLdJcUi3zFPTGGQ&hl=en&sa=X&ei=Y_RJUsCyLIP64AP7jIH4Cg&ved=0CDUQ6AEwAQ#v=onepage&q=Towards%20a%20Political%20Theology%20of%20the%20Neighbor&f=true>, p.16-7, accessed 9-30-13, TAP]

One problem with this account of the political, where we divide the world into

AND

declare war on him is to attempt to resuscitate the enemy’s failing animus.