

23RD ANNUAL REVIEW OF THE FIELD OF NATIONAL SECURITY LAW

CO-SPONSORED BY THE

AMERICAN BAR ASSOCIATION
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CENTER ON NATIONAL SECURITY AND THE LAW, GEORGETOWN LAW

OCTOBER 31, 2013 - NOVEMBER 1, 2013
RITZ-CARLTON HOTEL
1150 22ND STREET, NW, WASHINGTON, DC

THURSDAY, OCTOBER 31, 2013

7:30 a.m. Registration and Continental Breakfast

8:00 – 8:30 a.m. **Conference Overview and Welcome**

James McPherson

Chair

ABA Standing Committee on Law and National Security

William Hubbard

President-Elect

American Bar Association

8:30 – 10:30 a.m. Panel I – Executive Updates on Developments in National Security Law

Moderator

Harvey Rishikof

Chair, Advisory Committee

ABA Standing Committee on Law and National Security

Discussants

Brad Wiegmann

Deputy Assistant Attorney General

National Security Division U.S. Department of Justice

Rajesh De

General Counsel

National Security Agency

Robert Eatinger

Senior Deputy General Counsel Central Intelligence Agency

BG Richard C. Gross

Legal Counsel to the Chairman Joint Chiefs of Staff

Robert Litt

General Counsel

Office of the Director of National Intelligence

Robert Taylor

Principal Deputy General Counsel U.S. Department of Defense

10:30 - 10:45 a.m.

Break

10:45 a.m. − 12:30 p.m.

Panel II – Legislative Updates on Developments in National Security Law

Moderator

Benjamin Powell

Partner WilmerHale

Discussants

Darren Dick

Majority Staff Director

House Permanent Select Committee on Intelligence

David Grannis

Majority Staff Director

Senate Select Committee on Intelligence

Jack Livingston

Minority Counsel

Senate Select Committee on Intelligence

Daniel Silverberg

Minority General Counsel

House Committee on Foreign Affairs

12:30 - 1:15 p.m.

Luncheon Break

1:15 - 2:15 p.m.

Keynote Discussion - Critical National Security Cases to Watch

Introduction

William Banks

Director

Institute for National Security and Counterterrorism

Syracuse University College of Law

Discussants

Pratik Shah

Co-head, Supreme Court Practice Akin, Gump, Strauss, Hauer & Feld

Former Assistant to the Solicitor General, U.S. Department of Justice

Miguel Estrada

Co-Chair, Appellate and Constitutional Law Practice Group Gibson, Dunn & Crutcher

2:15 - 2:30 p.m.

Break

2:30 - 4:15 p.m.

Panel III - Do We Need a New AUMF?

Moderator

Major General Charles J. Dunlap, Jr., USAF (Ret.)

Professor of the Practice of Law Executive Director, Center on Law, Ethics and National Security Duke University School of Law

Discussants

Curtis A. Bradley

William Van Alstyne Professor of Law, Professor of Public Policy Studies, and Senior Associate Dean for Faculty & Research Duke University School of Law

Jennifer C. Daskal

Adjunct Professor Fellow, Center on Law and National Security Georgetown University Law Center

Deborah Pearlstein

Assistant Professor of Law Cardozo School of Law

Stephen I. Vladeck

Professor of Law & Associate Dean for Scholarship American University Washington College of Law

5:00 p.m.

Young Lawyers Networking Reception

6:00 p.m.

Dinner with Keynote Address - Ritz-Carlton Hotel Ballroom

Cybersecurity: Countdown to Action

Melissa Hathaway

President

Hathaway Global Strategies, LLC

FRIDAY, NOVEMBER 1, 2013

8:00 a.m. Continental Breakfast

8:15 – 8:30 a.m. **Call to Order**

Harvey Rishikof

Chair, Advisory Committee

Standing Committee on Law and National Security

8:30 – 10:15 a.m. Panel IV – International Organized Crime and National Security

Moderator:

John Norton Moore

Walter L. Brown Professor of Law Director, Center for National Security Law University of Virginia School of Law

Discussants

M.E. "Spike" Bowman

Distinguished Fellow

Center for National Security Law University of Virginia School of Law

Tom Fuentes

Former Special Agent in Charge Office of International Operations Federal Bureau of Investigation

Douglass B. Maynard

Deputy Commissioner for Legal Matters New York City Police Department

Luz Estella Nagle

Professor of Law

Stetson University College of Law

10:15 – 10:30 a.m. **Break**

10:30 a.m. – 12:15 p.m. **Panel V – Cybersecurity: Future Challenges**

Moderator

Mary DeRosa

Distinguished Visitor from Practice

Georgetown Law

Discussants

Leonard Bailey

Special Counsel for National Security

Computer Crime and Intellectual Property Section

U.S. Department of Justice

Steven R. Chabinsky

Senior Vice President, Legal Affairs & Chief Risk Officer

CrowdStrike, Inc.

Laura Donohue

Professor of Law Georgetown Law

James Lewis

Senior Fellow and Director

Technology and Public Policy Program Center for Strategic & International Studies

Daniel W. Sutherland

Associate General Counsel

National Protection and Programs Directorate

Office of the General Counsel

U.S. Department of Homeland Security

12:15 – 1:00 p.m.

Luncheon Break

1:00 - 2:00 p.m.

Keynote Address - National Security Law as a Practice Area

Jeffrey H. Smith

Partner

Arnold & Porter, and Former General Counsel Central Intelligence Agency

2:00 - 2:15 p.m.

Break

2:15 - 4:00 p.m.

Panel VI – Ethical Issues Facing Lawyers Practicing National Security Law

Moderator

Albert C. Harvey

Partner

Thomason, Hendrix, Harvey, Johnson & Mitchell

Discussants

James Baker

Chief Judge

U.S. Court of Appeals for the Armed Forces

Col. J.P. "Dutch" Bialke, USAF

Staff Judge Advocate

Third Air Force, Ramstein AB, Germany

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