

Notre Dame Law School

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NDLS Communicator

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3-27-2023

### NDLS Communicator: Week of 03.27.23

Notre Dame Law School

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Faculty in the News

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## NDLS Communicator

### Week of 3.27.23

Good afternoon! Please read below for the latest Law School news and events.

## The Latest News



**Paolo Carozza** was asked to serve as an expert witness before Inter-American Commission on Human Rights Court in the Beatriz et al. v. El Salvador case. The case relates to the alleged violations of the rights of Beatriz and her family due to the prohibition of the voluntary termination of pregnancy in El Salvador, which allegedly prevented her from the possibility of accessing a legal, early and timely termination when dealing with of a situation of alleged risk to life, health and personal integrity; as well as the non-viability of the fetus outside the womb. Paolo testified about the international legal standards that should be applied and how to address the relevance of the principle of human

dignity to the case.

Watch the testimony [here](#). His testimony starts about the 1:47 (he switches to English after the first few minutes).

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**Emily Bremer** wrote, "Pre-APA Vacatur: One Data Point," for the Yale Journal on Regulation. Read her article [here](#).

Emily also has a new paper, "Power Corrupts," that she wrote for a Hoover Institute conference on the legitimacy of administrative law and the erosion of trust in U.S. institutions. Read the paper [here](#).

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**Mary Ellen O'Connell** was one of the ND experts quoted in "The invasion of Iraq: Perspectives on war 20 years later." Read more [here](#).

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**Nicole Garnett** wrote, "As Private-School-Choice Spreads, Implementation Is Imperative" for Education Next. Read her piece [here](#).

**Nicole** was quoted in the National Catholic Review article, "Jewish parents challenge California ban on special education funds at religious schools." Read more [here](#).

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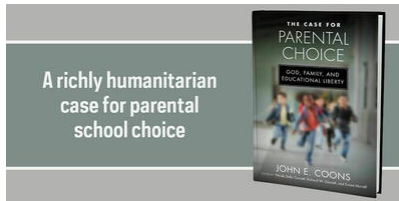


**Diane Desierto** will present at the United Nations Commission on International Trade Law (UNCITRAL) Working Group III Academic Forum event, "Investor Accountability" on March 28.

Lexology provided a summary Diane's Herbert Smith Freehills Singapore Management University Asian Arbitration Lecture 2022

that she gave last November. Read "Inside Arbitration: the era of reconciliation - how Arbitration will tackle climate and Human Rights disputes" [here](#).

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The University of Notre Dame Press has published "The Case for Parental Choice: God, Family, and Educational Liberty" by John E. Coons, a leading advocate for parental choice over their children's schooling. **Nicole Garnett** and **Rick Garnett** are two of the editors of the book. More information is [here](#).

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## Religious Liberty Clinic News



### Notre Dame Defends Religious Freedom in Oak Flat Oral Argument

A group of Western Apaches and a diverse coalition of legal and religious experts, including **Stephanie Barclay**, urged the government in federal court to protect Native American sacred sites on the same basis as other religious groups. Students from the RLI student cohort assisted with preparation for the argument. Read more [here](#).

Watch **Stephanie Barclay**'s portion of the argument [here](#). Starts at 44 minute mark.

Oak Flat media coverage that included **Stephanie Barclay** and the Religious Liberty Initiative.

- The Economist, "[A fight in Arizona over sacred land and a mine raises big issues](#)"
- Associated Press, "[Apaches tell court copper mine would harm sacred sites](#)" (republished on numerous news sites)
- Religion News Service, "[Court rehears case to protect Oak Flat, an Apache sacred site in Arizona](#)"

- Arizona Republic, "[Judges weigh religious rights issues in a hearing over proposed Resolution copper mine](#)"

See more about the case and media coverage [here](#).

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Religious Liberty Initiative's book event with **Lord Alton** was covered by Catholic Herald, "[Lord Alton: we need less talk and more action from leaders to stop genocide](#)"

## Student News



**Leo O'Malley and Olivia Rogers** won first place at the 73rd Annual Seigenthaler-Sutherland Cup National First Amendment Moot Court Competition. See more [here](#).

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2L **Anne Daly** helped a woman win asylum at the Chicago Immigration Court through the NIJC externship.

## Alumni News



Judge Edward Leavy '53 J.D., senior judge on the U.S. Court of Appeals for the Ninth Circuit, died on March 12 after a remarkable life and legal career. He was 93. Read more [here](#).

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Dear faculty and staff,  
We want to share your scholarship and other news and accomplishments with the ND Law community. If you have a new research piece, receive an award, or have anything else to share please let us know. You can email news [here](#).

## Events

### **Monday, March 27**

Catholic Social Teaching and the Law: Nuclear Disarmament with Maryann Cusimano Love, Catholic University of America, 12:30 p.m. in 1130 Eck Hall of Law

JLEPP "Veritas" Speaker Series: The Humility in St. Augustine's Ethical and Political Thought with Dr. Mary Keys, 12:30 p.m. 1310 Biolchini.

Law and Economics seminar with Monika Leszczyńska, Maastricht/Columbia, 12:30 p.m., 2130 Eck Hall of Law

Big Changes for LRAP Lunch-n-Learn, 12:30 p.m., 1140 Eck Hall of Law

### **Tuesday, March 28**

Faculty Colloquium, Jack Beermann, Boston University, 12:30 p.m., 2130 Eck Hall of Law

A Conversation on the Iranian Women's Rights Movement with Arzoo Osanloo, professor in the Department of Law, Societies, and Justice and the director of the University of Washington's Middle East Center, 12:30 p.m., 3130 Eck Hall of Law

Department of Justice Tax Division Panel, 12:30 p.m., 1310 Biolchini.

IPLS Presents- International IP: Global Approach to Protection with international professors Tanya Aplin and Frederick Mostert, 12:30 p.m., 3140 Eck Hall of Law

To Speak Freely: Freedom of Expression in the Digital Age, 12:30 p.m., Oak Room, South Dining Hall

Panelists include **Paolo Carozza**, **Diane Desierto**, and **Rick Garnett**.  
More information is [here](#).

### **Wednesday, March 29**

Faculty Meeting, 12:30 p.m., 2130 Eck Hall of Law.

The Global Water Crisis and the Importance of Human-Rights-Based Approaches to Water Stewardship in Mining and Other Industries, 2-3:15 p.m. in 3140 Eck Hall of Law

*The Sustainability and Human Rights Initiative (SHRI) team discusses their framework for a human-rights-based approach to water stewardship. Professor Gabriela Sacco from ND's Institute for Global Dialogue and the Culture of Encounter will share stewardship challenges in the Amazon. Speakers include ND faculty **Diane Desierto**, Ellis Adams, and Marc Muller.*

### **Thursday, March 30**

HLSA: Judge Luis Felipe Restrepo, 12:30 p.m., 1130 Eck Hall of Law

Carson v. Makin, Parental Choice, and Religious Liberty  
12:30 p.m., 3140 Eck Hall of Law

*A panel of school choice and religious liberty experts will discuss the implications of the Supreme Court's recent decision in Carson v. Makin.*

3:30 p.m. – 4:45 p.m.

*At this virtual book launch, **Marcus Cole**, Jack Coons, and other scholars and advocates will discuss the book, "The Case for Parental Choice" and the state of the current school choice movement. [Join us via Zoom](#)*

5:00 p.m.

*The Institute for Justice's Short Circuit podcast will feature an episode on The Case for Parental Choice. **Nicole Garnett** and **Rick Garnett** will participate.*

More information is [here](#).

### **Friday, March 31**

Lunch Hour with Monalisa, an ND alum who is an expert in human trafficking, 12:30 p.m., 319 Stayer Center

## Around the Watercooler

### Happy Birthday!



***Tina Jankowski--April 2***

*We would like to celebrate your birthday too! We need your permission first, so please fill out the form [here](#).*

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*We would love to share more news, milestones, and accomplishments of our Law School colleagues. Drop us a note [here](#).*

## Have a great week!



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Contact Denise Wager with suggestions, comments, and content.  
dwager@nd.edu



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