

A Workshop on Clash of Values: Paternalism versus Liberalism

January 25-26, 2019

Emory University School of Law
1301 Clifton Rd, Atlanta GA 30322

Friday, January 25

5:00 – 7:00 pm Conceptualizing Terms: Vulnerability, Liberalism, and Paternalism

- ***Paternalism Viewed from the Perspective of Vulnerability Theory*** | [Graham Ferris](#) (Nottingham Trent University Law School)
- ***The Work of Paternalism in a Liberal Legal Order: Aboriginal Communities, James Douglas, and the Colony of Vancouver Island*** | [Laura Spitz](#) (University of New Mexico School of Law)
- ***Nudges, Tools, and Responsibility: The Example of the Sexual Division of Labor*** | [Nancy Hirschmann](#) (University of Pennsylvania, Department of Political Science)

7:00 – 8:15 pm DINNER

Saturday, January 26

9:00 – 9:30 am BREAKFAST

9:30 – 11:30 am Vulnerability and State Responsibility for Care

- ***Divide and Conquer: Neoliberalism's Dual Assault on Care*** | [Hila Keren](#) (Southwestern Law School)
- ***Serving Two Masters: A Vulnerability-Based Approach to Rectify the ADA's Persistent Failures Regarding Mental Health*** | [Michèle Alexandre](#) (University of Mississippi School of Law)
- ***The Right to Failure*** | [Alexander A. Boni-Saenz](#) (IIT Chicago-Kent College of Law)

11:30 am – 12:30 pm LUNCH

12:30 – 2:30 pm Paternalism and the Management of Dependency

- ***The Role of Government in Making American Families "Great" (Again): Evaluating Clashing Rhetoric, Policies, and Values in the 2016 and 2018 Elections*** | [Linda C. McClain](#) (Boston University School of Law)
- ***Parens Patriae and Paternalism*** | [Meredith Johnson Harbach](#) (University of Richmond School of Law)
- ***Parentalism and Liberalism: From the Family to the Welfare State*** | [Eileen McDonagh](#) (Northeastern University, Department of Political Science)

2:30 – 2:45 pm COFFEE

2:45 – 4:45 pm The Rhetorics and Politics of Responsibility

- ***Against the 'Safety Net'*** | [Matthew B. Lawrence](#) (Penn State University, Dickinson School of Law)
- ***Vulnerability from Consequence: Exploring Liberalism and Paternalism in the Discourse Surrounding Legalization of Cannabis Use*** | [Robert Rivers](#) (Director of Parliamentary Affairs, Senate of Canada)
- ***Coercion on All Sides: A Property Law Proposal to Democratize China's Agricultural Transformation*** | [Xiaoqian Hu](#) (Harvard University School of Law, SJD Candidate)

Workshop Conveners:

Aziza Ahmed, Martha Albertson Fineman, and Stu Marvel

Email [Rachel Ezrol](#) with questions.



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Human Condition Initiative**