

Conference Program

Intersections of Law and Culture

FRIDAY, OCTOBER 2

12:00 Registration
North Campus Villa

13:30- 15:00 Concurrent Sessions

Session I: Indigenous Cultures, North Campus 7

Chair: Johanna Fassl, Franklin College Switzerland, Art History

Australian Indigenous Peoples' Contact with the Justice System
Francisco Esparraga, The University of Notre Dame, Sydney, School of Law

Does International Law Address the Concerns of Indigenous People in the Development Discourse?
Vidyaranya Chakravarthy Namballa, University of Antwerp, Faculty of Law

Who Belongs in the Pacific? Sharing Aotearoa
Catherine Lane West-Newman, University of Auckland, Department of Sociology

Session II: Law, Gender and Identity in the Swiss Context, North Campus Conference Room

Chair: Priska Gisler, Collegium Helveticum, UZH/ETH Zurich, Science Technology Studies

Giù le mani dalla mia storia: Narrating Regional Identity Politics in Ticino
Sara Steinert Borella, Franklin College Switzerland, Comparative Literary and Cultural Studies

On Trial: Gendered Narratives in Court Decisions against Left Wing Terrorists in 1970s Switzerland
Dominique Grisard, University of Basel, Center for Gender Studies

Circumcision Discourses in Swiss Law at the Intersection of Migration and Gender
Caroline Wiedmer, Franklin College Switzerland, Comparative Literary and Cultural Studies

15:00-15:45 Coffee Break , North Campus Villa

16:00-17:30 Concurrent Sessions

Session III: Law and Literature, North Campus Conference Room

Chair: Elisabeth Holzleithner, University of Vienna, Faculty of Law

Legal Cultures and Scholarly Genres
Greta Olson, Freiburg University, Department of English

Iconological Subversion of the Law in P.D. James's *A Certain Justice*
Daniela Carpi, University of Verona, Department of English Studies

Between the Rational and the Marvelous: Edgar Allen Poe and the Forensic Origins of the Modern Detective Story
Christopher Neil Sargent, Carleton University, Department of Law

Session IV: Transnational and Comparative Legal Cultures, North Campus 2

Chair: Ford Shanahan, Franklin College Switzerland, Law

The Triangular Relationship Between the National Courts and the European Court of Justice – New Challenges for Comparative Law
Jule Mulder, University of Leeds, School of Law

Methods of Comparative Law: Comparative Law as Method Dealing with Contracts in Asia and Europe
Sandra Hotz, University of Zurich, Faculty of Law

Living Traditions: Literary Creativity as a Model for Legal Thinking
Sanne Taekema, Erasmus University Rotterdam, Erasmus School of Law

17:45 Welcome: Kris Bulcroft, Provost, Franklin College
Auditorium, Kaletsch Campus

18:00 Keynote Address: Deep Identity, Moral Luck and the Law: The Example of *The Reader*
Auditorium Kaletsch Campus

Melanie L. Williams, University of Exeter, School of Law

Melanie L. Williams is Professor of Literary Jurisprudence, and Founding Chair of the School of Law at the University of Exeter where she teaches Medical Law and Ethics, Law and Literature, Legal Theory, Jurisprudential and Feminist approaches to Criminal Law and Medical Law. She has a strong interest in the use of language and literary devices in law, as well as the use of literary sources to explore notions of 'legitimate' narrative, a focus which opens perspective upon ethico-legal doctrines and concepts. Recent publications include her two books *Secrets and Laws – Collected Essays : True Tales of Law, Ethics and Literature* UCL Press (2005), and *Empty Justice: One Hundred Years of Law, Literature and Philosophy* Cavendish Publishing (2002).

18:45 Reception
Holman Hall, Conference Room, Kaletsch Campus

SATURDAY, OCTOBER 3

8:00-12:00: Registration, North Campus Villa

8:30-10:00 Concurrent Sessions

Session I: Law and Literature, North Campus Conference Room

Chair: Caroline Wiedmer, Franklin College Switzerland, CLCS

The Literature that Reformed the Law
Gholamreza Sami Roodi, University of Kashan, (in absentia)

Through the Looking Glass: Reflections of the Hidden Curriculum in Cultural Phenomena
Varshini Murali, Abhinav Shrivastava, Nalsar University of Law, Hyderabad, India

Duties and Rights of Shakespeare's Magic and Non-Human Servants
Sidia Fiorato, University of Verona, Department of English

Session II: Law, Language and Methodology, North Campus 2

Chair: Priska Gisler, Collegium Helveticum, UZH/ETH Zurich, Science Technology Studies

Law and Economics of the European Multilingualism
Aurélien Portuese, University of Paris II Assas

On the Study Methods of our Time: Methodologies of Law and Literature in the Context of Interdisciplinary Studies
Jeanne Gaakeer, Erasmus University, Rotterdam, Law

The Importance of Law in the Context of a Changing Culture: Analysing Richard Hooker's Contribution to the English Reformation
Carla Larouco Gomes, University of Lisbon, Centre for English Studies

10:00-10:45 Coffee Break
North Campus Villa

10:45-12:45 Concurrent Sessions

Session III: Race, Gender and Law, North Campus Conference Room

Chair: Dominique Grisard, University of Basel, Center for Gender Studies

Regulating Sex Trafficking in Italy: Gender, Sexuality and “Race” in Policy and Practice
Isabel Crowhurst, Birkbeck, University of London, Institute for Social Research

The Great Difference(s)
Detlef Georgia Schulze, Independent Scholar, Berlin

Session IV: Property Rights and Copyright Law, North Campus 2

Chair: Jeanne Gaakeer, Erasmus University, Rotterdam, Law

Ownership and Bequeathal in Wills, Medieval and Modern
Valery Allen, John Jay College, CUNY, English Department

The Discursive Gap between the Legal Sciences and Art Studies: The Case of Polish Copyright Law
Emil Zubelewicz, Warsaw

One Test to Rule Them All, One Test to Bind Them: The Convergence of Transformation and Predominant Purpose as the Governing Standard for Copyright Fair Use, Rights of Publicity and Personality Fair Use, and the Censorship of Artistic Expression
Michael D. Murray, Valparaiso University, School of Law

The Abode of Chaos: Between Modernity and Postmodernity
Patrick Saveau, Franklin College, Comparative Literary and Cultural Studies

Session V: Law and the Production of Knowledge, North Campus 3

Chair: Richard Bulcroft, Franklin College, Switzerland, Sociology and CLCS

Instrumentalisation, Enablement, Normalisation of Life: Effects of Biotechnologies
Michelle Cottier, University of Basel, Law, Vagias Karavas, University of Lucerne

Juggling between “Dignity” and “Freedom of Research”: Ethics and Cultures in the Regulation of Research in Humans
Priska Gisler, Collegium Helveticum, UZH/ETH Zurich, Science Technology Studies

Placing Expert Knowledge in Criminal Procedure
Thomas Scheffer, Institute for European Ethnology, HU Berlin

Avoiding Culture Shock: Embracing a Bicultural Approach to Teaching all Entering Law Students
Julie Spanbauer, John Marshall Law School
Katerina Lewinbuk, South Texas College of Law

12:45-14:00 Lunch

North Campus Dining Hall

14:00-15:30 Concurrent Sessions

Session VI: Law, Judges and Visual Culture, North Campus Conference Room

Chair: Richard Sherwin, New York Law School

What Do Films Say About Legal Cultures? A Comparative Approach of Civil Law And Common Law Traditions Through Images
Harold Epineuse, Science Po, Institut des Hautes Etudes sur la Justice (IHEJ)

Every Picture Tells a Thousand Words: Judicial Images and News Journalism
Leslie Moran, Birkbeck, University of London, School of Law

Video Reports of French Courts

Barbara Villez, University of Paris 8, Department of English Studies

Session VII: Law and Memory, North Campus 2

Chair: Patrick Saveau, Franklin College Switzerland, CLCS

Intersections of Law and Tradition: Judicial Practices and Rhetoric of Memory in Gaza Strip
Christine Pirinoli, Haute école vaudoise de la santé, Lausanne

Favouring the Former Colonizer: Law, Ethnicity and Portuguese Immigration to Brazil
José Sacchetta Ramos Mendes, Universidade de São Paulo, Faculdade de Direito, Department of Philosophy and Theory of Law

Custom as a Source of Turkish Civil Law
Meral Gürbüz, Anadolu University, Faculty of Law

15:30- 16:15 Coffee break

North Campus Villa

16:15-17:45 Concurrent Sessions

Session VIII: Law and Literature, North Campus Conference Room

Chair: Melanie Williams, Exeter University, School of Law

In Love with Horses: Legal Confusion About Species
Dianne George, Carleton University, Department of Law

Theatrical Jurisprudence: Bertolt Brecht, and the Influence of the Street Scene
Marett Leiboff, University of Wollongong, Faculty of Law

Law and Science Fiction: A Methodology
Mitchell J. Travis, Keele University, Research Centre for Law, Gender and Sexuality

Session IX: Law, Culture and the Family, North Campus 2

Chair: Thomas Scheffer, Institute for European Ethnology, HU Berlin

Gay Marriage and the Family Ideology in Legal Culture
Soyoung Lee, Korea University

Spousal Violence in Eighteenth-Century Russia: at the Intersection of Culture and Law
Marianna Muravyeva, Herzen State Pedagogical University, St. Petersburg, History Department

The Law and Ideology in Contemporary Disputes over Marriage and Family Life
Rick Bulcroft, Franklin College Switzerland, Sociology

Culture and Autonomy: A Complex Relation
Elisabeth Holzleithner, University of Vienna, Faculty of Law

Session X: Law and Media Cultures, North Campus 3

Chair: Michelle Cottier, University of Basel, Faculty of Law

I Hereby Find You Guilty of Cheating: How Television Judges Give Personal Problems Legal Dimensions
Anna Krakus, New York University, Department of Comparative Literature

Law and Legal Practices in Dutch and American News Media
Gerben Kor, Vrije Universiteit Amsterdam, Freelance writer for film & television

“Main Theme” and the “Rules”: An Analysis of the Interaction between Films and Law in China
Jing Bian, SOAS, University of London, Department of Financial and Management Studies, Faculty of Law and Social Sciences

17:45-18:30 Aperitif
Holman Hall, Kaletsch Campus

18:30 Keynote address: “Law’s Life on the Screen”
Richard K. Sherwin, New York Law School
Auditorium, Kaletsch Campus

Richard K. Sherwin is an expert on the use of visual representations and visual persuasion in litigation and litigants’ public relations. He has written widely on the interrelationship between law and culture, including interdisciplinary works on law and rhetoric, discourse theory, political legitimacy, and the emerging field of popular legal studies. He gained nationwide attention with his well-received book, *When Law Goes Pop: The Vanishing Line Between Law and Popular Culture* (University of Chicago Press, 2000) which explores the impact of visual communication technologies on the theory and practice of law.

19:30 Conference Dinner

SUNDAY, OCTOBER 4

9:30 – 10:30 Registration
10:00-10:45 Morning Coffee
North Campus Villa

10:45-12:45 Concurrent Sessions

Session I: Pop Culture and Law, North Campus Conference Room
Chair: Sara Steinert Borella, Franklin College Switzerland

From Habermas to Get Rich or Die Tryin’: Hip Hop, the Telecommunications Act of 1996, and the Black Public Sphere
Akilah Folami, Hofstra University, School of Law

Thug Life: Hip Hop’s Curious Relationship with Criminal Justice
Andre Douglas Pond Cummings, West Virginia University, College of Law

Session II: Comparative Legal Practices, North Campus 2
Chair: Ford Shanahan, Franklin College Switzerland

Cesare Beccaria and His Theory of Law
James Jasper, Franklin College, Economics

Who Follows Who: Is the Law Mirroring the Culture or Vice versa? Family Law in California and Italy
Maria Federica Moscati, University of London, School of Law

Judicial Understanding of “Secular” in Law and Society: Examination of the Chamberlain Case in Canada
Janet Ebb Buckingham, Trinity Western University, Political Studies

The Gift or Das Gift: Competing Narratives of Foreign Corruption in the U.S. and Germany
Peter Urik Michalik, Debevoise & Plimpton, NY

Session III: Cultural Diversity and the Law, North Campus 3
Chair: Greta Olson, Freiburg University, Department of English

Cultural Diversity in Public International Law: The Trade-Culture Debate Revisited
Ana Lemes, University of Manchester, School of Law

The Dual Nature of Culture? UNESCO’s Cultural Diversity Convention
Ben Garner, University of Manchester, School of Social Sciences

A Gendered and Feminist Analysis of the Israeli Abortion and Prostitution Laws as Antithetical Premises about the Woman Subject

Delila Amir, Tel-Aviv University, Department of Sociology

The Legal and Social Concept of “Color-Blindness” in the United States and France
David Oppenheimer, University of California, Berkeley, Berkeley Law

12:45-14:00 Farewell Lunch
North Campus Dining Hall

14:00-15:00 Networking meeting, North Campus Conference Room