

Conference Information

2011 Meeting

International Political Science Association
RC 09 (Comparative Judicial Studies)

The Judicialization of Politics from International and Comparative Perspectives

**Irvine, California, USA
July 21-23, 2011**

Hosts:

Professor Charles Anthony Smith (University of California, Irvine)
Professor Diana Kapiszewski (University of California, Irvine)

Co-Conveners:

Professor James Kelly (Concordia University)
Professor Charles Anthony Smith (University of California, Irvine)
Professor Diana Kapiszewski (University of California, Irvine)

Treasurer:

Matthew Hennigar (Brock University, St. Catharines, Canada)

Conference Location:

Social and Behavioral Sciences Gateway Building 1517
University of California, Irvine

Registration Fee: \$125 USD

Registration Date: June 21, 2011 (one month before the conference)

Index

1. Conference Program..... Pages 3-8
2. Hotels and Restaurants..... Pages 9-11
3. Registration Date and Method of Payment... Pages 12-13
4. Flying to University of California-Irvine.....Page 13

1. Conference Program

Thursday July 21, 2011

Room: Social and Behavioral Sciences Gateway Building 1517

8:30 – 9:00 Conference Registration

9:00 – 9:15 Introductions and Greeting

9:15 – 11:00 *The Judicialization of Politics in Democratic and Authoritarian Asia*

Chair **TBA**

Papers **Chin-shou Wang** (National Cheng Kung University, Taiwan) – “The Rise of Judicial Politics in Taiwan”

Dante B. Gatmaytan (University of the Philippines), **Sopfia Guira** (University of the Philippines), **Cielo Magno** (University of the Philippines) – “The Queen’s Court: Supreme Court Voting and Loyalty to the Arroyo Administration”

Dominic J. Nardi, Jr. (University of Michigan) – “Constitutional Review under Authoritarian Regimes: Preliminary Cross-National Tests and Cases from Southeast Asia”

Stephanie Balme (Sciences Po, France) – “Practicing the Judiciary in China: Conflicts between Political and Professional Accountability”

Sung-Wook Paik (University of Maryland, College Park) – “Do Constitutional Courts Save or Kill Democratic Politics? Revisiting the Korean Constitutional Court’s Decision in the Capital Relocation Case”

11:00 – 11:15 Coffee Break

11:15 – 1:00 *Judicialization, Environment, and Identity: Canada in Comparative Perspective*

Chair **TBA**

Papers **C. L. Ostberg** (University of the Pacific), **Matthew E. Wetstein** (Delta College) – “The Judicialization of Postmaterial Values: Environmental Disputes in Two North American High Courts”

Greg Flynn (McMaster University, Canada) – “The Policy Impact of the Judicialization of Multi-Venue Disputes: Cross-Border Environmental Problems between Canada and the United States”

Vuk Radmilovic (University of Toronto, Canada) – “Statutory Invalidation, Remedial Discretion, and Strategic Judicial Behavior: Supreme Court of Canada under External Constraints”

Emmanuelle Richez (McGill University, Canada) – “The Tension between Nation-Building and Diversity Management Objectives in Canadian Constitutional Jurisprudence”

Dave Snow (University of Calgary, Canada) – “The Judicialization of Assisted Reproductive Technology Policy in Canada and Australia”

1:00 – 2:15 Lunch

2:15 – 4:15 *Causes and Consequences of Rights Protection*

Chair **TBA**

Papers: **Mary Volcansek** (Texas Christian University), **Charles Lockhart** (Texas Christian University) – “Explaining Support for Human Rights Protections: A Judicial Role?”

Juan Mayoral (European University Institute, Italy) – “Supranational Delegation as a Strategy for National Courts: The Case of Social Security Rights”

Erin Delaney (Columbia University) – “Mediating Diversity: Courts and Rights in Federal Systems”

Daniel Brinks (University of Texas, Austin) and **Varun Gauri** (World Bank) – “The Distributive Impact of Social and Economic Rights Litigation”

Shawn Schulenberg (Marshall University) “The Construction and Enactment of Same-Sex Marriage in Argentina”

4:15 – 4:30 Coffee Break

4:30 – 6:15 *Constitutions and Courts in Latin America: Regional Perspectives*

Chair **TBA**

Papers: **Royce Carroll** (Rice University) and **Lydia Tiede** (University of Houston) – “Conflict on Chile’s Constitutional Tribunal”

Mónica Castillejos-Aragón (UC Berkeley) – “The Transformation of the Mexican Supreme Court Into an Arena of Political Contestation”

Druscilla Scribner (University of Wisconsin, Osh Kosh) “Decriminalization of Abortion: Strategic Litigation at the Inter-American Court”

Friday, July 22, 2011

Room: Social and Behavioral Sciences Gateway Building 1517

8:45 – 9:15 RC Business Meeting

9:15 – 11:00 *The Effect of Processes on Judicialization*

Chair **TBA**

Papers: **Pablo José Castillo Ortiz** (Spanish National Council for Scientific Research) – “Who is Afraid of Karlsruhe? The Judicial Politics of National Courts and the Processes of Ratification of EU Treaties”
Sebastián Linares (University of Salamanca, Spain), **Elena Martínez Barahona** (University of Salamanca) – “Judicial Selection Mechanisms: Unraveling the Effects on Ideology and Professionalism”
Mary Clark (American University) – “Judicial Recusal Practices in the U.K. and U.S. Supreme Courts and their Implications for the Judicialization of Politics”
David Brown (University of Colorado), **Andrew Whitford** (University of Georgia), **Jeff Yates** (Binghamton University) – “Perceptions of the Rule of Law: Evidence about the Impact of Judicial Insulation”
Alison Dundes Renteln (University of Southern California) – “An Analysis of Domestic Implementation of the Bangalore Principles of Judicial Conduct”

11:00 – 11:15 Coffee Break

11:15 – 1:00 *International Rights Protection*

Chair **TBA**

Papers: **Walter Carnota** (University of Buenos Aires, Argentina) – “Conventionality Control, the Inter-American Court of Human Rights, and Domestic Courts: An Interaction”
Jeffrey Staton (Emory University) and **Alexia Romero** (Stanford University) – “Doctrinal Vagueness on the Inter-American Court of Human Rights”
Wayne Sandholtz (UC Irvine) – “International Law, Constitutions, and Human Rights”
Heidi Haddad (UC Irvine) – “Judicial Institution Builders: NGOs and International Criminal and Human Rights Courts”
Michael C. Tolley (Northeastern University) – “Judicialization of Politics in Europe: Keeping Pace with Brussels, Luxembourg and Strasbourg”

1:00 – 2:30 Lunch

2:30 – 4:15 *Brazil's Supremo Tribunal Federal*

Chair **TBA**

Papers: **Ênio Saraiva Leão** (Federal University of Pernambuco, Brazil) – “Judicial Control of Public Policy and its Consequences on Brazilian Foreign Policy After 1988”

José Mário Wanderley (Catholic University of Pernambuco, Brazil),

Danilo José Pacheco (Catholic University of Pernambuco, Brazil), **Louise**

Dantas (Catholic University of Pernambuco, Brazil) – “Watching the Watchmen: Brazilian Supreme Court’s Chief Justice Role in Checking Lower Courts’ Judicial Activism”

Matt Ingram (University of Massachusetts, Dartmouth) and **Scott**

Desposato (UC San Diego) – “Judicial Ideology in New Democracies: Ideal Points of Justices on Brazil’s High Court”

4:15 – 4:30 Coffee Break

4:30 – 6:15 *Brazilian Justice Institutions: Beyond the High Court*

Chair **TBA**

Papers: **Sídia Porto Lima** (Federal University of Pernambuco, Brazil) – “Judicial Activism and Electoral Structure: An Essay about Legislative Activity by the Electoral Tribunal in Brazil”

Ernani Carvalho (Federal University of Pernambuco, Brazil) and **Natália Leitão** (Federal University of Pernambuco) – “Procuracy Office and Independence”

Lígia Mori Madeira (Federal University of Rio Grande do Sul, Brazil) – “Getting Access to Justice in Context of Judicialization of Politics: A Study of the Role and Effectiveness of the Public Defender’s Performance in Brazil”

Eliezer Gomes da Silva (Universidade Estadual do Norte do Paraná), Brazil) – “The Brazilian Ministério Público, Law, and Democracy: Another Look at the Topic, ‘Judicialization of Politics’”

Azul Aguiar (Italian Institute of Human Sciences, Italy) – “Reforms to the Public Prosecutor’s Office in Brazil, Mexico, and Chile

8:00 RC 09 Dinner

Restaurant TBA

(location TBA)

Saturday, July 23, 2011

Room: Social and Behavioral Sciences Gateway Building 1517

9:15 –11:00 *Judicialization in Africa and the Middle East*

Chair **TBA**

Papers: **Rachel Ellett** (Beloit College) – “Judicial Supremacy in Regional Courts: A Comparative Analysis of the Caribbean and East African Courts of Justice”
Joseph Isanga (Ave Maria School of Law) – “Constitutional Courts and the Judicialization of Politics in Sub-Saharan Africa”
Abolfazl Masoumi (University of Ottawa, Canada) – “Judicialization of Politics in Iran”
Mahmoud Hamad (Drake University/Cairo University Egypt) and **Mohamed Samir Helmy** (Administrative Prosecution Authority) – “Judicialization without Democratization: the Council of State and Political Accountability in Egypt”
Aylin Aydin (Sabanci University, Turkey) – “Judicialization of Politics in Developing Democracies: A Case Study of the Turkish Constitutional Court”

11:00 – 11:15 **Coffee Break**

11:15 – 1:00 *National-Level Judicialization in Europe*

Chair **TBA**

Papers: **Adam McAuley** (Dublin College University, Ireland) – “The Ebb and Flow of Judicial Review in Ireland”
Lucia Dalla Pellegrina (Bocconi University, Italy) and **Nuno Garoupa** (University of Illinois) – “Choosing Between the Government and the Regions: An Empirical Analysis of Italian Constitutional Court Decisions”
David Kosař (New York University) – “Judicializing ‘Judicial Politics’ in the Czech Republic and Slovakia”
Simone Benvenuti (University of Rome, Italy) – “A Study on Judicial Culture in Countries from Ex-Yugoslavia: The Supreme Courts of Slovenia, Serbia, and Croatia”

1:00 – 2:15 **Lunch**

- 2:15 – 4:15** *The Argentine Supreme Court in Comparative Perspective*
 Chair **TBA**
 Papers: **Andrés del Río** (State University of Rio de Janeiro, Brazil) – “Institutional Developments of the Argentinian National Supreme Court and the Brazilian Federal Supreme Court: Trajectories Compared from Establishment to Re-Democratization”
 Gabriel Pereira (University of Oxford) – “The Impact of Judicialization on the Process of Re-Constructing the Legitimacy and Authority of Courts: The Case of the Argentine Supreme Court”
 Marcelo Leiras (University of San Andrés, Argentina), **Agustina Giraudy** (University of North Carolina, Chapel Hill), **Guadalupe Tuñón** (University of San Andrés, Argentina) – “Who Wants an Independent Court? Political Competition and Supreme Court Instability in the Argentine Provinces (1984-2008)”
 Jorge O. Bercholz (University of Buenos Aires, Argentina) – “Judges’ Appointment Process of a Constitutional Court: The Case of the Supreme Court of Argentina”
- 4:15 – 4:30** **Coffee Break**
- 4:30 – 6:15** *Judicialization, Rights, and the “Other”*
 Chair **TBA**
 Papers: **Sophia Muller** (University of Ottawa, Canada), **Helaina Gaspard** (University of Ottawa, Canada) – “Queer Federalism: a Comparative Study of Lesbian and Gay Rights Advocacy within the Context of Canada and Australia”
 Rhonda Evans (East Carolina University) – “Asylum Policy in Australia: What’s the High Court Got to Do with It?”
 Rebecca Hamlin (Grinnell College) – “Judicialization and Non-Citizens in Comparative Perspective”
 Charles Anthony Smith (UC Irvine) and **Heather Smith** (Lewis and Clark College) – “International Cheap Talk: The Dutch Government and the ABC Islands Human Trafficking in the Absence of Judicialization”
- 6:15** **Conference Adjourns**
- 6:30** **Closing Reception**

2. Hotels and Restaurants

Hotels

Wyndham Hotel

3350 Avenue of the Arts
Costa Mesa, CA 92626
714/751-5100 or 877/999-3223

www.wyndham.com

Complimentary Shuttle Service to/from Orange County/SNA Airport
5.58 miles/8.5k from hotel to UCI
\$119-\$179 (UCI Rate)

Radisson Hotel Newport Beach

4545 MacArthur Blvd.
Newport Beach, CA 92660
800/395-7046

www.radisson.com/newport-beach-hotel-ca92660/canewpor

Complimentary Shuttle Service to/from Orange County/SNA Airport and UCI
2.43 miles/4k from hotel to UCI
\$119 (UCI Rate)

Hyatt Regency Newport Beach

1107 Jamboree Road
Newport Beach, CA 92660
949/729-1234

www.newportbeach.hyatt.com

Complimentary Shuttle Service to/from Orange County/SNA Airport
4.5 miles/8k from hotel to UCI
\$155 (UCI Rate)

Atrium Hotel

18700 MacArthur Blvd.
Irvine, CA 92612
800/854-3012

www.atriumhotel.com

Complimentary Shuttle Service to and from Orange County/SNA Airport and UCI
3.16 miles/5k from hotel to UCI
\$95 (UCI Rate)

Ayres Hotel & Suites

325 Bristol Street

Costa Mesa, CA 92626

800/322-9992

www.ayreshotel.com/costamesa/

Complimentary Shuttle Service to and from Orange County/SNA Airport and UCI

3.7 miles/5.5k from hotel to UCI

\$89 (UCI Rate)

Hotel UCI

Located in an undergraduate apartment community on the UCI campus.

949/824-7491 or 949/824-3461

<http://housing.uci.edu/hoteluci/>

\$76 - \$136

Restaurants

Pinot Provence	Capital Grille
686 Anton Blvd., Costa Mesa	333 Bristol St., Costa Mesa, CA
714/444-5900	714/432-1140
Charlie Palmer	Pizza Ortica
3333 Bristol St., Costa Mesa	650 Anton Blvd., Costa Mesa
714/352-2525	714/445-4900
Hamamori Rest.	Scott's Rest.
3333 Bear St., Costa Mesa	3300 Bristol St., Costa Mesa
714/840-0880	714/979-2400
Marche Modern	Mastro's Steakhouse
3333 Bristol St., Costa Mesa	633 Anton, Costa Mesa
714/434-7900	714/546-7405
Bistango	Sage Rest.
19100 Von Karman, Irvine	2531 Eastbluff Dr., Newport Beach
949/752-5222	949/718-9650

Morton's, The Steakhouse	Flemings Prime Steakhouse
1641 W. Sunflower, Costa Mesa	455 Newport Center Drive, Newport Beach
714/444-4834	949/720-9633
Bayside Rest.	Amelia's Italian
900 Bayside, Newport Beach	311 Marine Ave, Balboa Island
949/721-1222	949/673-6580
Brasserie Pascal	Prego Rest.
327 Newport Center Drive, Newport Beach	18420 Von Karman, Irvine
949/640-2700	949/553-0995
AnQi by Crustacean	
3333 Bristol, Costa Mesa	
714/557-5679	

3. Registration Date and Method of Payment

Registration Date

Participants must pay conference fees **one month** prior to Irvine 2011 (June 21, 2011) to have their papers appear in the final conference program.

Method of Payment

Conference fees of \$125 are paid via 'PayPal' at www.paypal.com

How to Pay Conference Fees through 'PayPal'

1. Enter www.paypal.com
2. Logon to an existing account
- or**
3. Set up an account
 - Click on 'sign-up'
 - Select 'personal account'
 - Fill in all requested information
 - Choose method of payment (I find that the credit card option is easiest)
4. Login to 'Paypal' with your account details
5. Click "Send Money" (in the blue box beside "My Account" near the top of the page)
6. Enter the following email address: james.kelly@concordia.ca
7. Enter Amount = 125 United States Dollars
8. Click on "Personal"

9. Click on "Payment Owed"
10. Click on 'Continue'
11. Follow steps to process payment.

Official Conference Receipts

Once conference registration payments are received via 'PayPal', an official conference receipt will be issued.

4. Flying to University of California-Irvine

University of California Irvine can be accessed by two airports:

- **John Wayne International Airport (SNA)**. This airport is 5 minutes from University of California-Irvine)
<http://www.ocair.com/mobile/>
- **Los Angeles International Airport (LAX)**. This airport is approximately 45 minutes to 1.5 hours from University of California-Irvine depending on traffic.
<http://www.lawa.org/welcomelax.aspx>