

Gonzaga Journal of International Law Presents
CHILDREN'S RIGHTS IN A CHANGING WORLD
AN ANNUAL INTERNATIONAL SYMPOSIUM

Friday, April 8th, 2022
Gonzaga University School of Law
Spokane, Washington



Agenda

Friday, April 8th, 2022

Gonzaga University School of Law – Barbieri Courtroom

CHECK IN (8am – 8:30am)

Introductions (8:30am – 9am)

Danny Ledonne, Logan Macy, Upendra Acharya

Special Speaker Presentation (9am – 9:40am)

Hannah Swenson, Upendra Acharya, Honorable Justice Debra Stephens

(5 min break)

Convention on the Rights of the Child (9:45am – 11:00am)

Moderator: Kim Hai Pearson

Panelists: Nevena Vučković Šahović, Clare Huntington, Laura Rosenbury

(15 min break)

Children in Migration (11:15am – 12:30pm)

Moderator: Megan Ballard

Panelists: Zaida Rivera, Marcia Zug, Jennifer Nagda

LUNCH (12:30pm-1:30pm)

Keynote Speaker (1:30pm-2:30pm)

Warren Binford - includes a 15-minute Q&A session

(10 min break)

Protecting Vulnerable Children: Emerging Issues (2:40pm – 4pm)

Moderator: Inga Laurent

Panelists: Orly Rachmilovitz, Paulo Barrozo, Mary Pat Treuthart

Closing Remarks (4pm – 4:10pm)

Logan Macy

Social Hour and Farewells (4:10pm – 5pm)

SYMPOSIUM CONCLUDES (5pm)

Presentation Information

The Gonzaga Journal of International Law (GJIL) is a student-run, online legal journal with readers spanning the globe. The Journal includes articles, essays, comments, and notes from law professors, government officials, practicing attorneys, business professionals, and law students.

Founded in 1997, the Gonzaga Journal of International Law seeks to expand its influence beyond the pages of the Journal by actively addressing pertinent issues affecting the legal and political communities both in the United States and abroad. The Journal is equally committed to public service and holds events dedicated to public service each year. Our annual Symposium, which addresses various international legal, political, and social issues draws highly respected legal scholars from local, national, and international communities.

The 2022 symposium will address international children's rights issues. Specifically, three separate panels will address issues regarding the Convention on the Rights of the Child and its adoption, children in migration, international adoption, and children's health concerns. The Keynote presentation will be given by Professor Warren Binford and will address the digital environment and its impact on children.

About the Speakers



Upendra Acharya - Professor Upendra D Acharya is a professor of law and Distinguished Scholar of International Law at Gonzaga University School of Law. He is Director of the Global Legal Education Program. He is currently a member of the Advisory Council of Asian Society of International Law and the chair of the Human Rights Special Interest Group of the Society. He is President of the Nepalese Society of International Law. He is a founding member of Global Policy Forum for Nepal, a global think tank headquartered in London. He has been visiting professor at several law schools, including in Brazil, France, China, India, Italy, Lebanon, Philippines, Mexico, and Nepal. Professor Acharya has presented papers on human rights, humanitarian law, international economic law and other areas of international law in North and South America, Middle East, Europe and Asia. He has written extensively on cutting-edge issues of international law, including terrorism, U.S. Foreign Policy, globalization, international economic law, and human rights and human security. He served as a professor at the Faculty of Law, Tribhuvan University and practiced law in the Supreme Court of Nepal. He has represented landmark cases in the Supreme Court of Nepal, including a daughter's right to inherent property, and the *Godabary Marble* case that resulted in the passage of the first Environmental Protection Act in Nepal. He continues to be a member of the Supreme Court Bar Association in Nepal.



Megan Ballard - Megan Ballard is the inaugural holder of the Catholic Charities Chair in Immigration Law and Policy, and the founding Director of the Border Justice Initiative, a project of the law school's Center for Civil and Human Rights. Professor Ballard's scholarship explores legal protections for people forcibly displaced from their homes and countries. She has earned two Fulbright grants to pursue field studies related to this research agenda. In 2018, Professor Ballard was a Visiting Fulbright Scholar in Jordan, where she investigated methods used by the United States and Canada to introduce law and legal systems to resettling refugees. She also taught International Refugee Law at the University of Amman. In 2010, Professor Ballard's Fulbright grant brought her to the country of Georgia, where she studied Georgia's legal measures to restore property rights to people forced by conflict to flee from the occupied territories. Professor Ballard's teaching similarly involves law related to migration but also various aspects of property law. Her pro bono work and community service has a global scope, including working with judges in Cambodia, refugees in Spokane, and asylum seekers in Nogales, Mexico and Seattle.



Paulo Barrozo – Professor Barrozo is a legal theorist at Boston College Law School. He received an S.J.D. from Harvard Law School and a Ph.D. in Political Science from the Rio de Janeiro University Research Institute. His work is available here: <http://ssrn.com/author=400119> and here: www.paulobarrozo.com



Warren Binford - is an internationally recognized children's rights scholar and advocate who is a frequent writer and speaker on a variety of children's human rights issues. Professor Binford was selected as both a Fulbright Scholar in South Africa in 2012 and the inaugural Fulbright Canada-Palix Foundation Distinguished Visiting Chair in Brain Science and Child and Family Health and Wellness at the University of Calgary in 2015. She joined the University of Colorado faculty in 2020 after 15 years as a Professor of Law and Director of the Clinical Program at Willamette University School of Law. She founded Willamette's Child and Family Advocacy Clinic, which has provided pro bono legal support to children and families in crisis, as well as guidance on legislation and public policy. She has offered expertise

and support to Save the Children, the International Red Cross, the International Criminal Court, the Japan Red Cross, the Croatia Red Cross, and the Dutch National Rapporteur on Human Trafficking and Sexual Violence against Children, among many others. Professor Binford has served as a licensed foster parent, Court Appointed Special Advocate for abused and neglected children, and inner-city teacher in South Central Los Angeles, Boston, and London. She is a frequent commentator in major media outlets such as The New York Times, the BBC, the New Yorker, CNN, and others. In addition to her child advocacy and scholarship, Professor Binford is an experienced corporate attorney and negotiator who spent eight years at Pillsbury Winthrop Shaw Pittman LLP where she specialized in corporate transactions and litigation. Professor Binford is admitted to practice law in California and Oregon. She has published nearly 60 law review articles, book chapters, essays, NGO publications, and editorials and has given approximately 150 presentations, primarily on topics related to children's issues, throughout the country and around the world. She holds a J.D. from Harvard Law School and a B.A., summa cum laude with distinction, and an Ed.M. from Boston University.



Clare Huntington - the Joseph M. McLaughlin Professor of Law at Fordham Law School, is an expert in the fields of family law and poverty law. She publishes widely in both fields and serves as an Associate Reporter for the American Law Institute's Restatement of the Law, Children and the Law. Professor Huntington is currently Fordham Law School's Associate Dean for Strategic Initiatives; she served as the Associate Dean for Research from 2014 to 2019. Professor Huntington has won numerous teaching awards, including the Teacher of the Year award in May 2021. Professor Huntington's legal experience includes serving as an Attorney Advisor in the Justice Department's Office of Legal Counsel as well as clerking for Justice Harry A. Blackmun and Justice Stephen Breyer of the Supreme Court of the United States, Judge Merrick B. Garland of the United States Court of Appeals for the District of

Columbia Circuit, and Judge Denise Cote of the United States District Court of the Southern District of New York. Professor Huntington earned her JD from Columbia Law School and her BA from Oberlin College.



Jennifer Nagda - Jennifer Nagda is the Policy Director for the Young Center for Immigrant Children's Rights. For more than a decade, her work at the Young Center has focused on protecting the rights of children in immigration custody who are separated from their families—and in particular, their right to have their best interests considered in every decision. Ms. Nagda has testified before Congress, served on a Federal Advisory Committee, staffed a multi-year federal interagency working group with the Departments of Justice, Homeland Security, and Health and Human Service to create a framework for considering the best interests of unaccompanied and separated children, and published articles addressing the rights of migrant children. She has taught at both the University of Pennsylvania Law School and the University of Chicago Law School. Before joining the Young Center, Ms. Nagda was an attorney at the Midwest Regional Office of MALDEF, where she litigated immigration, education, and employment discrimination cases. She clerked for the Honorable James B. Zagel of the U.S. District Court for the Northern District of Illinois. Prior to law school, Jennifer was the Associate Director of what is now the CityBridge Foundation in Washington DC. Jennifer received her J.D. from the University of Chicago Law School and her undergraduate degree from Duke University.



Orly Rachmilovitz – Professor Rachmilovitz is a legal academic specializing in teaching, research, writing, and translating. As a consultant, Dr. Rachmilovitz helps clients to research and develop legal strategies and arguments, drafts and edits documents in law, social sciences and other disciplines, produces media and marketing content, advises on applications and writing assignments for higher education, and translates documents. In her academic work and activism, Dr. Rachmilovitz merges law and social sciences to advance the civil and human rights of women, girls and sexual minorities, primarily as related to family law and health law. She teaches courses in health law and sexuality and the law. Her website can be found here: <https://www.orlysjd.com/>



Zaida Rivera - Professor Zaida Rivera is the proud daughter of hardworking Mexican immigrants and an immigrant herself. She received her B.A. in International Relations and Spanish from Gonzaga University and her J.D. from the University of Idaho College of Law. Prof. Rivera is a Clinical Fellow and the Director of the Immigration Clinic at Gonzaga Law School where she teaches the Immigration Clinic seminar and supervises law students representing clients in various immigration matters. Prof. Rivera has been practicing immigration law for over nine years, working for various immigration legal services providers in Washington, New York, and New Jersey, primarily representing clients in removal proceedings. Prof. Rivera is passionate about access to justice initiatives and enjoys volunteering for legal clinics and doing pro bono work. Prof. Rivera is currently on the board of the Latina/o Bar Association of Washington as the Co-Chair of the Judicial Evaluations Committee and on the Advisory Board of the Health Justice Certificate with Providence University.



Laura A. Rosenbury - is the Dean and Levin, Mable & Levin Professor of Law at University of Florida Levin College of Law. Before joining UF Law, Dean Rosenbury was a professor of law and vice dean at Washington University School of Law in St. Louis. The Dean's research and teaching focus on the law of private relationships, exploring how law and social norms interact in family law, employment discrimination law, and property law. Most recently, she has co-authored two articles about children, parents, and the law with Professor Anne Dailey from University of Connecticut School of Law. Her work has been published in the Yale Law Journal, Michigan Law Review, University of Pennsylvania Law Review, Cornell Law Review, Duke Law Journal, and in many other journals and books. Dean Rosenbury was elected to the American Law Institute in 2010.



Professor Dr. Nevena Vuckovic Sahovic - is a professor of International Public Law and Rights of the Child. She is the founder and the current president of the Child Right Centre in Belgrade (<https://cpd.org.rs/?lang=en>). Between 2003-2009 she was the member and the general rapporteur of the Committee on the Rights of the Child in Geneva. Nevena has taught at universities in the country and abroad, including in the Netherlands, the USA, Germany, Switzerland, Great Britain, Hungary, Kazakhstan and Bosnia and Herzegovina. She is the author of numerous publications. She has participated in numerous projects and conferences in the country and abroad and led professional meetings, among others, in Montenegro, Croatia, Macedonia, Bulgaria, Cyprus, Ukraine, Romania, Albania, Switzerland, Kazakhstan, Kyrgyzstan, Azerbaijan, Lebanon, Oman, in close co-operation with

international organizations such as the UN, UNICEF, OHCHR, the Council of Europe, the OSCE and international NGOs.



The Honorable Debra L. Stephens - has been a member of the Washington State Supreme Court since January 2008 and served as the court's 57th chief justice. Justice Stephens previously served as a judge for Division Three of the Court of Appeals and is the first judge from that court to join the Washington State Supreme Court, as well as the first woman from Eastern Washington to do so. A native of Spokane, Washington, she practiced law and taught as an adjunct professor at Gonzaga University School of Law prior to taking the bench. Justice Stephens is active in the National and International Association of Women Judges and co-chairs its Judicial Independence Committee. Internationally, she works with USAID to train foreign judges on issues of judicial independence and the rule of law.



Mary Pat Treuthart – Professor Treuthart joined the Gonzaga University School of Law faculty in 1989. She teaches and writes in the areas of Comparative Women’s Rights, Constitutional Law, Criminal Procedure, Family Law, International Human Rights, and Mental Disability Law. Treuthart was the Co-Director of the Gonzaga International Human Rights Clinic and the former Director of the Gonzaga-in-Florence Summer Law Program. She was a Fulbright Scholar & Lecturer at Marie Curie Skłodowska University in Lublin, Poland where she taught a course on Women’s Rights. Treuthart was an ABA-CEELI legal education specialist in Pristina, Kosovo and she was the co-instructor of a domestic violence clinical course under the auspices of ABA-ROLI at Qatar University College of Law in Doha. She was a visiting research professor at LUISS Guido Carli in Rome. She served on the board member of the Center for Women and Democracy where she participated in women’s leadership delegations to Vietnam, Rwanda, Iceland, and Israel. She represented women subjected to abuse as a legal services lawyer and program director and her scholarly writing has focused on issues concerning violence against women and girls in the U.S. and across the globe.



Marcia Zug - Professor Zug teaches Family Law, Immigration law, and American Indian law. She has published numerous articles in these areas including pieces in the Yale Law Journal, UC Davis Law Review, the BYU Law Review, The Denver Law Review, The American Indian Law Review, Queen’s University Law Review, the Virginia Law and Policy Review, and the William and Mary Journal of Women and the Law. Much of Professor Zug’s research focuses on the intersection of family law and immigration law. Her recent book, *Buying a Bride: An Engaging History of Mail-Order Matches*, explored the history of marital immigration. It was reviewed in *The New Yorker*, *The Atlantic* and *The Times Literary supplement*. Her op-ed on VAWA’s mail order bride amendments was published by *The New Republic Magazine*. In addition, her articles “Separation, Deportation, Termination” and “Should I Stay or Should I Go,” which exposed the growing practice of separating fit immigrant parents from their American citizen children, garnered national attention. Professor Zug has been quoted in numerous media outlets such as *The Associated Press*, *CNN.com*, *The Guardian*, and *BBC Radio*. She has also advised national organizations such as *The Women’s Refugee Commission*, *The National Indian Child Welfare Association* and *The Southern Poverty Law Center* on the legal issues facing Native American and immigrant families. She is currently working on a book exploring the legal history of not marrying for love.

Suggested Readings

Huntington, Clare. "Failure to Flourish: How Law Undermines Family Relationships" (May 2014). Oxford Scholarship Online.

<https://oxford.universitypressscholarship.com/view/10.1093/acprof:oso/9780195385762.001.0001/acprof-9780195385762>

Huntington, Clare, "Postmarital Family Law: A Legal Structure for Nonmarital Families" (October 23, 2014). 67 Stan. L. Rev. 167 (2015), Fordham Law Legal Studies Research Paper No. 2513885, <https://ssrn.com/abstract=2513885>

Huntington, Clare and Scott, Elizabeth S., "Conceptualizing Legal Childhood in the Twenty-First Century" (September 4, 2019). Michigan Law Review, Forthcoming, Columbia Public Law Research Paper No. 14-633, <https://ssrn.com/abstract=3448689>

Nevena Vuckovic Sahovic, Jaap E. Doek and Jean Zermatten: *The Rights of the Child in International Law. Rights of the Child in a Nutshell and in Context: all about Children's Rights* (2012). Bern: Stampfli Publishers.

Anne C. Dailey & Laura A. Rosenbury, "The New Law of the Child" (April 1, 2018). 127 Yale L.J. 1448 (2018). The Yale Law Journal, <https://www.yalelawjournal.org/article/the-new-law-of-the-child>

Anne C. Dailey & Laura A. Rosenbury, "The New Parental Rights" (October 1, 2021). 71 Duke L.J. 75 (2021). The Duke Law Journal, <https://scholarship.law.duke.edu/cgi/viewcontent.cgi?article=4086&context=dlj>

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