

American Society for Legal History



Historia Omnium Jurium

Annual Meeting Program

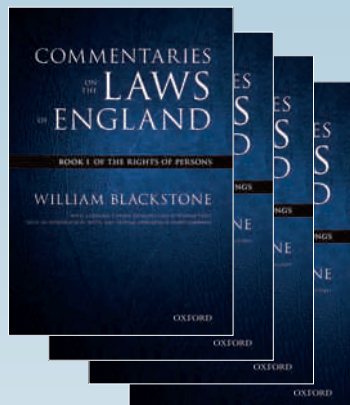
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Toronto, Ontario
Canada

27-30 October 2016

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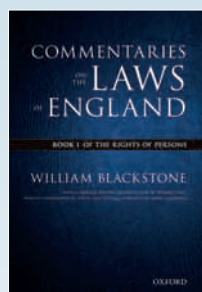
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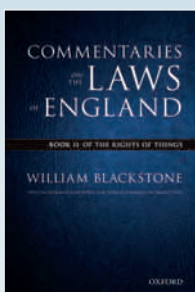
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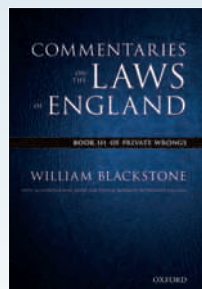
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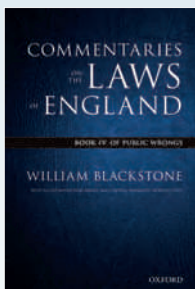
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Edited by THOMAS P. GALLANIS

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By WILLIAM BLACKSTONE

Edited by RUTH PALEY

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American Society for Legal History 2016 Annual Meeting Program

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Welcome to Toronto and to the 2016 Annual Meeting of the American Society for Legal History. We are delighted to be returning to Canada, reinforcing the transnational dimension of the Society and enjoying the hospitality of an extraordinary city.

The Program Committee, ably co-chaired by Bethany Berger and Victor Uribe, has assembled a splendid lineup of panels and roundtables. The very enterprising Local Arrangements Committee, under the guidance of co-chairs Jim Phillips and Philip Girard, has worked closely with colleagues and institutional partners to make this meeting possible, and to offer us opportunities for sharing ideas and sociability inside and outside the conference venue.

The welcome reception will be held at the landmark 1829 building, Osgoode Hall, on Queen Street West, which houses the Ontario Court of Appeal, the Divisional Court of the Superior Court of Justice, the offices of The Law Society of Upper Canada and the Great Law Library. The reception will happily coincide with the annual book launch by the Osgoode Society for Canadian Legal History, a society which brings together lawyers, judges and academics from across Canada, running a large and ambitious oral history

program and publishing over one hundred books on topics in Canadian legal history.

The Osgoode Society; Osgoode Hall Law School, York University; the Faculty of Law, University of Toronto; and the Law Society of Upper Canada have been major sponsors of and contributors to the arrangements for this meeting. This Annual Meeting has also received generous sponsorship from the Centre for Criminology and Socio-Legal Studies, University of Toronto; Department of History, University of Toronto; Department of History, York University; Susan Binnie and Ian Binnie; Oxford University Press; Cambridge University Press; the program advertisers and meeting exhibitors; and the ASLH members who made special contributions to help underwrite the attendance of graduate students and independent scholars.

If there is one thing that a new president of the ASLH realizes immediately, it is that this is an organization run entirely by tireless volunteer labor. I would like to thank my fellow officers of the ASLH for vast amounts of work and countless hours of informal consultation. I would also like to single out for special thanks the chairs and members of ASLH committees, who willingly accept the imposition of tasks and deadlines, making possible book and article prizes, fellowships, honorary fellow recognition, fund-raising, many institutional initiatives . . . and the Annual Meeting itself.

We extend a special greeting to the newcomers to our Annual Meeting, along with a “welcome back” for those for whom the Society has already become an intellectual home. Thanks to all, and enjoy!

A handwritten signature in dark ink, reading "Rebecca Scott". The signature is fluid and cursive, with the first name and last name clearly legible.

Rebecca Scott
President, ASLH



On behalf of the entire Osgoode Hall Law School and York University community, I am delighted to welcome you to Toronto for the 2016 Annual Meeting of the American Society for Legal History (ASLH).

We are proud to provide support to the ASLH Annual Meeting and very much welcome the opportunity to engage together with the diverse walks of the field of legal history, and to explore the incredible stories about our justice system, and the people it has touched, coming to light through ground-breaking scholarship across North America.

Osgoode is proud of its many links to legal history initiatives, including one of the foremost rare book collections in the Commonwealth, recent books and significant legal history projects undertaken by colleagues like Philip Girard, Shelley Gavigan, Eric Tucker and Mary Jane Mossman, and welcomed many around the country and far beyond to celebrate the contributions of our recently retired colleague Professor Douglas Hay, in May of 2016.

While the early attempts at establishing a Law School in Ontario in the mid-19th century are murky, Osgoode Hall Law School has been operating continuously since 1889 (and since the late 1960s as part of York University). Osgoode has had a history of innovation ever since, including the collaboration with a west end Toronto neighbourhood to create Parkdale Community Legal Services, the first community based legal aid clinic in Canada, the first

Professional Development Centre dedicated to lifelong learning in law which just celebrated its 20th Anniversary in 2016, the first public interest requirement and the first experiential requirement in a Canadian law school, the first Artist in Residence program and the first law school based income contingent loan program to enhance accessibility.

I hope you take advantage of exploring the vibrancy of Toronto, which now celebrates the fact that half of the city was born outside the country. Toronto's achievements in inclusion, urban culture as well as social and economic development are – and have been – closely linked to Toronto's Universities, which, in turn, reflect the City's history as a gathering place for new people, new opportunities and new ideas.

A handwritten signature in blue ink, appearing to read 'Lorne Sossin', with a stylized flourish at the end.

Lorne Sossin, Professor and Dean





UNIVERSITY OF TORONTO
FACULTY OF LAW



On behalf of the Faculty of Law at the University of Toronto, I am delighted to welcome you to Toronto for the annual meeting of the American Society for Legal History. It's going to be a wonderful weekend, and we are very pleased to co-sponsor both the opening reception and the post-plenary reception.

This is a very exciting time for U of T Law, as just recently we opened the doors to the Jackman Law Building. The new building, an award-winning and accessible, state-of-the-facility, is set to transform our Faculty. It allows opportunities for greater interaction among our faculty, students and the profession, inspiring inquiry and facilitating path-breaking and important scholarship. Not only is it a spectacular new home for our students and alumni, but also for the greater legal profession, as we take advantage of our prime location within the city of Toronto. We are tremendously excited for the future of U of T Law.



At U of T Law, we are deeply committed to academic excellence in legal education. It seems fitting in a welcome to this particular conference to provide some historical context for our Faculty. The founding of the modern law school at U of T in the mid-twentieth century reflected a resistance to professional control over legal education, which prevailed in Ontario until that time, and an ambition to study law as an academic subject worthy of a University of Toronto Faculty. Following on the success of this Faculty, legal education in Ontario became the norm, not the exception. We are proud of this history, and its influence on where we are today: a law school with an emphasis on inter-disciplinarity and a diversity of legal scholarship.

I hope that you have an enjoyable and productive weekend here in Toronto, and are able to partake in some of what our wonderful city has to offer. Please feel free to visit U of T Law, which is a quick and easy subway ride from the Fairmont Royal York.

Best wishes,

Edward Iacobucci
Dean and James M. Tory Professor of Law



The Osgoode Society
For Canadian Legal History

Osgoode Hall, 130 Queen Street West
Toronto, Ontario, M5H 2N6
(416) 947-3321

August 29, 2016

On behalf of the Osgoode Society for Canadian Legal History, I am delighted to welcome you to Toronto and to the 2016 Annual meeting of the American Society of Legal History. We are very pleased to have the opportunity to meet with distinguished legal historians from the United States with whom we have so much in common. We share a commitment to excellence in scholarship, a determination to preserve and better understand our legal past, and a fascination with the values and the social forces that have shaped our society and legal culture.

The purpose of the Osgoode Society for Canadian Legal History is to encourage research and writing in the history of Canadian law. We seek to simulate the study of legal history in Canada by supporting researchers, hosting seminars and colloquia, collecting oral histories and through our ambitious publishing program. We have created an archive of over 600 oral histories of lawyers and judges that serves as a valuable resource for legal historians. We are particularly proud of the fact that we have now published over one hundred books on the history of courts, the judiciary, the legal profession, and on a diverse range of topics including crime and punishment, women and the law, the law's treatment of ethnic minorities, law and the economy, and famous cases and trials in all areas of the law.

The Society is a partnership between the academy, the legal profession and the judiciary. Our membership enjoys strong representation from each of these constituencies. Membership includes one of the two to four books we publish each year. We enjoy the financial support of our members, law firms and the Law Foundation of Ontario. I believe that our work demonstrates the value and importance of collaboration between scholars and practitioners who share an interest in the past and in the encouragement and promotion of the study and writing of legal history.

The Osgoode Society is pleased to be a sponsor of your conference and to be the principal sponsor of the opening reception which will be combined with our annual book launch.

I do hope that you enjoy your time in our great country Canada and in our vibrant city of Toronto and I extend my best wishes for a successful meeting of your Society.

Robert J. Sharpe
President of the Osgoode Society for Canadian Legal History Justice, and Court of
Appeal for Ontario



Office of the Treasurer, Osgoode Hall, 130 Queen Street West Toronto, Ontario M5H 2N6
Tel 416-947-3415 - Fax 416-947-7609

September 8, 2016

American Society for Legal History

On behalf of The Law Society of Upper Canada, I am very pleased to welcome you to Toronto for the 2016 Annual Meeting of the American Society for Legal History (ASLH).

We are honoured to be the principal sponsor of this year's post-plenary reception at Osgoode Hall, one of Toronto's oldest and best preserved historical buildings and a major hub of legal life in Ontario.

The Law Society commends ASLH's commitment to preserving legal history, keeping it alive and ensuring that future generations have access to important information about the rule of law and how it has shaped our profession. Here in Ontario, we are very proud of our long-standing relationship with the Osgoode Society for Canadian Legal History, which plays a critical, leading role in promoting, preserving and advancing our country's legal history through its research, publications and its extensive oral history program. We are very fortunate to house some of the Osgoode Society's important work onsite in Osgoode Hall, as well as the office of the Osgoode Society.

We are also extremely proud of the Law Society's own rich and colourful history. Since its establishment in 1797 as a self-regulating body, the Law Society has governed Ontario's lawyers in the public interest, ensuring that they meet high standards of learning, competence and professional conduct.

The province's first official law school was established at Osgoode Hall in 1862 and, up until 1957, the Law Society had exclusive jurisdiction over legal education in Ontario. When the law school moved to York University in 1968, the Law Society's educational focus shifted to post-law school training. Throughout its extensive history, the Law Society has grown and evolved significantly. In 2007, we also became responsible for regulating paralegals in Ontario.

Today, the Law Society of Upper Canada is the largest law society in the country, regulating more than 57,000 members.

As part of our regulatory and licensing functions, we provide a myriad of valuable resources and services for students and our members, to promote lifelong competence. Among these is the Great Library.

Considered the “jewel” of Osgoode Hall for its impressive architecture and its collections, the Great Library has served generations of Law Society members. It is the largest private law library in Canada with approximately 120,000 volumes. The collections include current practice resources, cases and legislation and historic legal materials.

While you are here, I encourage you to visit the Great Library, as well as the rest of historical Osgoode Hall, to absorb its wonderful detail and history.

Enjoy the 2016 conference and your stay in Toronto.

Yours truly,

A handwritten signature in dark ink, appearing to read "Paul Schabas". The signature is fluid and cursive, with the first name "Paul" and last name "Schabas" clearly distinguishable.

Paul B. Schabas Treasurer



THE HONOURABLE GEORGE R. STRATHY
CHIEF JUSTICE OF ONTARIO

L'HONORABLE GEORGE R. STRATHY
JUGE EN CHEF DE L'ONTARIO

September 2, 2016

Members of the American Society for Legal History,

It is my pleasure to welcome you to the City of Toronto for your 2016 Annual Meeting.

I have great admiration for legal historians and for the work you do. As a common law jurist, I am, of course, regularly required to consider legal history in determining cases. Perhaps more importantly, legal history – particularly the interdisciplinary legal history that your organization fosters – reminds us that our law doesn't exist in a vacuum and is often shaped by unique historical events and circumstances; events and circumstances which are in turn influenced by legal change.

As Chief Justice of Ontario, I am proud to be the President of the Court of Appeal for Ontario. The Court has its own rich and interesting history – a history that has been recounted by Christopher Moore, a Canadian legal historian, in his recently published book, *The Court of Appeal for Ontario: Defining the Right to Appeal, 1792-2013*. The Court of Appeal traces its roots to the Court of Error and Appeal, which first sat in what was then Canada West, in 1850. This was our first independent and professional appellate court, truly separate from the government's executive branch. Prior to this, appeals were heard by politically-selected panels of judges and non-legally trained cabinet members, a court which blended the executive and judicial branches of government.

Ontario's appeal court has always been housed in Osgoode Hall, a national monument and one of Canada's architectural treasures. Named after William Osgoode, Upper Canada's first Chief Justice, Osgoode Hall was built in 1832. It was originally built to house the Law Society of Upper Canada, the self-regulating professional body which regulates Ontario's lawyers. Shortly after its construction, Osgoode Hall also became the home of Ontario's highest courts, beginning with the Court of King's Bench in 1846, and later the Court of Chancery and the Court of Error and Appeal. Today, it continues to be the home of the Law Society of Upper Canada, the Court of Appeal for Ontario and parts of Ontario's Superior Court of Justice. It has a unique architectural style which includes Victorian and Palladian features, exquisite stained and etched glass windows, and one of Canada's largest portrait collections.

I hope you have an enjoyable conference. I invite you to take some time to explore Osgoode Hall and other aspects of our rich and diverse city during your stay.

A handwritten signature in blue ink that reads 'Geo. R. Strathy'.

The Honourable George R. Strathy

Chief Justice of Ontario and President of the Court of Appeal for Ontario

PANEL SESSIONS AND MEETING EVENTS

WEDNESDAY, OCTOBER 26, 2016

6:00 - 7:00PM **ASLH Student Research Colloquium**, by invitation
(Saskatchewan)

7:15PM – 9:00PM **ASLH Student Research Colloquium Dinner**, by
invitation (Canyon Creek, 156 Front Street West)

THURSDAY, OCTOBER 27, 2016

8:30AM - 3:30PM **ASLH Student Research Colloquium**, by invitation
(University of Toronto Faculty of Law, Flavelle House,
84 Queens Park Crescent West. Flavelle House is a few
steps south of the Museum subway station - exit the
subway station on the west side of the street, following
signs for Royal Ontario Museum, Toronto).

At the annual ASLH Student Research Colloquium, two faculty members discuss eight graduate students' early-stage research projects with them. Participation is by invitation only, but we encourage the ASLH community to chat with student presenters about their projects throughout the conference.

Student Presenters:

Catherine Baylin Duryea, Stanford University, "Practicing Human Rights in the Arab World: International Law in Twentieth-Century Advocacy"

Julia Bowes, Rutgers University, "Invading the Home: The Child, the Growth of the State and the Invention of Family Privacy, 1850-1930"

Samuel Davis, Temple University, "'Here they are in the lowest state of social gradation—aliens—political—moral—social aliens, strangers, though natives': Removal and Colonization in the Old Northwest 1815-1870"

Aaron Hall, University of California-Berkeley, "A Constitutional Sublime: Claiming the Founding in Antebellum America"

Elizabeth Lhost, University of Chicago, "Between Community and Qānūn: Documenting Islamic Legal Practice in 19th-century South Asia"

Scott McDowell, University of Minnesota, "The Arithmetic of Sovereignty: Law, Violence, Policing and the Construction of Capitalism in the Nineteenth-Century United States"

Lael Weinberger, University of Chicago, "Internationalism in the American Legal Profession: The Changing Views of Bar Associations, 1917-1953"

Sarah Winsberg, University of Pennsylvania, "Making Work: Lawyers and the Boundaries of Labor, 1780-1860"

Faculty Directors:

Kristin Mann, Emory University

Christopher Schmidt, Chicago-Kent College of Law, American Bar Foundation

Organizers:

Ananda Burra, University of Michigan

John Wertheimer, Davidson College

8:30AM – 4:30PM **Digital History Workshop**, by pre-registration
(Osgoode Hall Law School, Osgoode Professional
Development campus, 1 Dundas Street West, 26th floor)

The Digital History Workshop is designed to increase awareness of digital legal history, and encourage discussion of how digital methods and technologies can be used to analyze and present the legal past, and of new initiatives to undertake such projects. The workshop combines an extended showcase of four projects that each employs a different approach, and a set of hands-on workshops offering a beginner-level introduction to the methods used in those projects.

Organizer – Professor Stephen Robertson, Director, Roy Rosenzweig Center for History and New Media, Department of History and Art History, George Mason University

9:00am – 4:00pm **Feminist Legal Biography Group**, by invitation
(Library)

2:00 – 4:00PM **Registration** (Ballroom Foyer)

2:00 – 4:00PM **Exhibits** (Salon A)

5:00 – 6:30PM **Opening Reception**, sponsored by the Osgoode Society for Canadian Legal History (Convocation Hall, Osgoode Hall, 130 Queen Street West). The opening reception is being held in conjunction with the annual book launch of the Osgoode Society for Canadian Legal History. The event will begin at 5 p.m. (see the last non-cover page of this program for directions). ASLH conference delegates are welcome to arrive at any time after 5:00pm. At c. 5.20, there will be a few speeches about the 2016 books - books no 101, 102 and 103. This more formal part of the proceedings will take no more than 20 minutes. Thereafter the reception will continue.

4:00 – 5:00PM **Finance Committee** (British Columbia)

6:30 – 7:30PM **Executive Committee** (British Columbia)

7:30 – 10:00PM **Board of Directors Meeting** (Confederation 5 & 6)
Dinner will be served

10:00 – 11:00PM **Nightcap** (The Library Bar)

FRIDAY, OCTOBER 28, 2016

7:15AM – 4:15PM **Registration** (Ballroom Foyer)

7:15AM – 4:15PM **Exhibits** (Salon A)

7:15 – 8:15AM **Continental Breakfast** (Ballroom, Foyer & Salon A)

7:15 – 8:15AM **Committee Breakfast Meetings**

- **H-Law** (Newfoundland)
- **Membership Committee** (New Brunswick)
- ***Studies in Legal History*** (Prince Edward Island)

Friday. Session I. 8:15-10:00AM

Unfree Labor and the Experience of Law in Local Legal Arenas (Quebec)

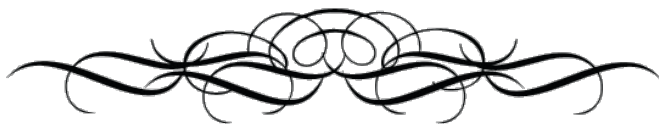
Chair: Taja-Nia Henderson, Rutgers School of Law, thenderson@kinoy.rutgers.edu

Commentator: Daniel Sharfstein, Vanderbilt University,
daniel.sharfstein@vanderbilt.edu

Allison Madar, California State University, Chico, amadar@csuchico.edu
"Detained and Kept in Service": Servitude and the Law in Early Virginia

Kelly Kennington, Auburn University, kennington@auburn.edu
The Legal Culture of Slavery: Suing for Freedom in a Border South City

Kim Welch, Vanderbilt University, kimberly.m.welch@vanderbilt.edu
Contested Narratives: Black Litigants and Storytelling in the Antebellum Southern Courtroom



Public Shame and Popular Disapprobation: Informal Justice in England and Wales from the Eighteenth Century to the Modern Day (British Columbia)

Chair & Commentator: Nicholas Rogers, York University, nickrog@yorku.ca

Christopher Harding, University of Aberystwyth, csh@aber.ac.uk
Muckraking as rough music: cartoons and the popular press in the late C19 and early C20.

Richard Ireland, University of Aberystwyth, rwi@aber.ac.uk
Dead Vermin and Wooden Horses: Extra-Curial Dispute Settlement in Welsh Legal History

Stephen Banks, University of Reading, s.banks@reading.ac.uk
Social Compliance and Performative Justice in English Communities, 1750 - 1950

"Indian Character" and Indigenous Characters in Canadian Criminal Law (Algonquin)

Chair: Constance Backhouse, University of Ottawa, constance.backhouse@uottawa.ca

Commentator: Shelley Gavigan, Osgoode Hall Law School,
sgavigan@osgoode.yorku.ca

Chandra Murdoch, University of Toronto, chandra.murdoch@mail.utoronto.ca
*Applications of the Indian Act: Character Evaluation and Political Power on the
St. Regis Reserve, 1887-1910*

Jacqueline Briggs, University of Toronto, jacq.briggs@mail.utoronto.ca
*Brokers for Legal Services: Indian Agents and the Department of Indian Affairs
Legal Aid Program, 1880 to 1970*

Carolyn Strange, Australian National University, carolyn.strange@anu.edu.au
*Sexual Psychopathy, the Indian Mind, and the Death Penalty in Mid-20th Century
Canada: An Unexplored Nexus*

Legal Transfer in the Common Law (Manitoba)

Chair: Stefan Vogenauer, Max Planck Institute for European Legal History,
vogenauer@rg.mpg.de

Commentator: Thomas Gallanis, University of Iowa, thomas-gallanis@uiowa.edu

James Oldham, Georgetown University, oldham@law.georgetown.edu
*Carlen v. Drury (1812): Defining the relationship between business management and
the law in the Anglo-American world*

Jean-Philippe Dequen, Max Planck Institute for European Legal History,
dequen@rg.mpg.de
*Who is the Sovereign? Evolution of the concept of British sovereignty in India, 17th to
19th Century*

Stelios Tofaris, University of Cambridge, st277@cam.ac.uk
*The Life of a Colonial Legal Transplant: The Travels and Travails of Frederick
Pollock's Tort Code*

The Development of Surveillance in the Late Nineteenth and Early Twentieth Centuries: Public and Private; the United States and France (Alberta)

Chair & Commentator: Ron Levi, University of Toronto, ron.levi@utoronto.ca

Jacqueline Ross, University of Illinois College of Law, Jeross1@illinois.edu
The Contrasting Histories of Undercover Tactics in the Nineteenth Century United States and France

Michael Willrich, Brandeis University History Department, willrich@brandeis.edu
In Re: Emma Goldman and Alexander Berkman, Anarchists

Stephen Robertson, George Mason University, srober30@gmu.edu
Private Detectives and the Invasion of Privacy

Mid-Morning Break, 10:00 – 10:30AM (Ballroom, Foyer & Salon A)

Friday Session II, 10:30-12:00PM

Aboriginal People and Legal Intermediaries in Colonial Courts (Algonquin)

Chair & Commentator: John McLaren, University of Victoria, jmclaren@uvic.ca

Amanda Nettelbeck, University of Adelaide, amanda.nettelbeck@adelaide.edu.au
'A provisional code': Protectors of Aborigines as legal intermediaries on the Australian settler colonial frontier

Shaunnagh Dorsett, University of Technology Sydney,
Shaunnagh.Dorsett@uts.edu.au
Protectors in the Courts of the Colonizers: Amelioration, Protection and Assimilation in Colonial New Zealand

Shelley Gavigan, Osgoode Hall Law School, sgavigan@osgoode.yorku.ca
A Criminal Court to do its Bidding? Criminal Law and Canadian Indian Policy in the North-West, 1876-1905

Women, "Aliens," and Citizenship: Married Women's Nationality Laws and Repatriation Campaigns in Europe and North America, 1920s-1950s (Alberta)

Chair: Philip Girard, York University, pgirard@osgoode.yorku.ca

Commentator: Audrey Macklin, University of Toronto, audrey.macklin@utoronto.ca

Elisa Camiscioli, SUNY Binghamton, ecamis@binghamton.edu

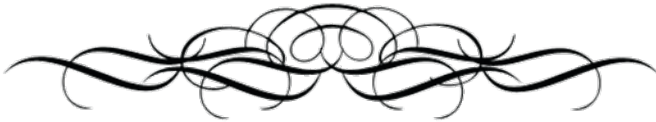
Gendering French Nationality from the Napoleonic Code to the Eve of Second World War

Brendan Shanahan, UC Berkeley, brendan.shanahan@berkeley.edu

Citizens without Rights: Marital Repatriation in the United States, 1940-1952

Franca Iacovetta, University of Toronto, f.iacovetta@utoronto.ca

'In the case of a woman' or 'The headache': Married Women's Nationality and Canada's Citizenship Act at Home and Abroad 1946-50



The Americanization of the Canadian Law School (Quebec)

Chair: Jim Phillips, University of Toronto, j.phillips@utoronto.ca

Commentator: Robert Gordon, Stanford Law School, rwgordon@stanford.edu

Angela Fernandez, University of Toronto, angela.fernandez@utoronto.ca

Casebooks Canonizing the Common Law

Eric Adams, Faculty of Law, University of Alberta, eric.adams@ualberta.ca

Border Crossings and the Birth of Modern Legal Education

David Sandomierski, University of Toronto, david.sandomierski@mail.utoronto.ca

Fuller and the Canadians

The Creation and Recreation of Modern American Procedure (Manitoba)

Chair & Commentator: Edward Purcell, New York Law School,
edward.purcell@nyls.edu

Stephen Burbank, University of Pennsylvania, sburbank@law.upenn.edu &
Sean Farhang, University of California, Berkeley, farhang@berkeley.edu
Rulemaking and Retrenchment

Andrew Bradt, University of California, Berkeley, abradt@law.berkeley.edu
The Multidistrict Litigation Act of 1968

David Marcus, University of Arizona Rogers, dmarcus@email.arizona.edu
The History of the Modern Class Action, 1980-1994: Panic and Politics

Centers and Peripheries in Imagination and Action: Three Eurasian Examples (British Columbia)

Chair & Commentator: Steven Wilf, University of Connecticut School of Law,
steven.wilf@uconn.edu

Jane Burbank, NYU History Department, jane.burbank@nyu.edu
The Space of Law in Imperial Russia

Tatiana Borisova, Higher School of Economics, St-Petersburg,
tyuborisova@gmail.com
Original or Peripheral Law: The Debate in Imperial Russia

Assaf Likhovski, Tel Aviv University Faculty of Law, likhovsk@post.tau.ac.il
Israeli Lawyers and Interwar Polish Law

12:00 - 1:15PM Lunch Break

12:00 – 1:15PM Committee Lunch Meetings

- **Committee on a New Book Prize** (Newfoundland)
- ***Law and History Review*** (New Brunswick)
Sponsored by Cambridge University Press
- **Standing Committee on the Annual Meeting**
(Prince Edward Island)

Friday Session III, 1:15-3:00PM

Common Laws and Local Variants in Medieval Europe (British Columbia)

Chair: Sara McDougall, John Jay, sara.ann.mcdougall@gmail.com

Commentator: Stefan Jurasinski, State University of New York, Brockport, sjurasinski@gmail.com

Ada Maria Kuskowski, University of Pennsylvania, akusk@upenn.edu
Translating Justinian: On the Vernacular Transmission of the Corpus Iuris Civilis

Eilza Buhner, Tulane University, eliza.buhnerkapit@gmail.com
Mental Incompetency and the Law in Late Medieval England

Jamie Page, Durham University, jamie.page@durham.ac.uk
Sexual assault and family feuding: a case from fifteenth-century Zurich

Authors Meet Readers: Gautham Rao's *National Duties* and Karen Tani's *States of Dependency* -- *New Legal Histories of the American State* (Manitoba)

Chair: William Nelson, New York University, william.nelson@nyu.edu

Commentators: Barbara Welke, University of Minnesota, welke004@umn.edu and John Witt, Yale Law School, john.witt@yale.edu

Authors: Gautham Rao, American University, gauthrao@gmail.com, and Karen Tani, University of California-Berkeley Law School, kmtani@gmail.com

ROUNDTABLE: Sino-Western Encounters in Transnational Legal History: Reframing the Intercultural Politics of Law (Quebec)

Chair: Richard Ross, University of Illinois Urbana-Champaign, rjross@illinois.edu

Li Chen, University of Toronto, lc2069@gmail.com
Chinese Law in Imperial Eyes

Jedidiah Kroncke, FGV Sao Paulo School of Law, jedidiah.kroncke@fgv.br
Futility of Law and Development

Teemu Ruskola, Emory University, teemu.ruskola@emory.edu
Legal Orientalism

Global Forensics: Medico-Legal History in Asia and Africa (Algonquin)

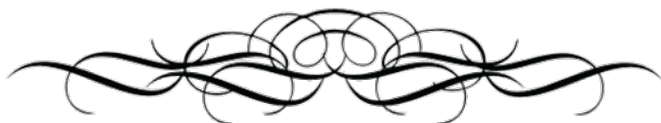
Chair: Mitra Sharafi, University of Wisconsin Law School, mitra.sharafi@wisc.edu

Commentator: Binyamin Blum, The Hebrew University of Jerusalem,
Faculty of Law, blum@huji.ac.il

Khaled Fahmy, Harvard University, fahmy@fas.harvard.edu
Forensic Medicine in Nineteenth-century Egypt

Ruth Ginio, Ben Gurion University of the Negev, rginio@bgu.ac.il
Witchcraft and the Investigation of Murder in French West Africa

Jisoo Kim, The George Washington University, jsk10@gwu.edu
The Indigenization of Forensic Knowledge and Texts in Early Modern Korea



Asylum for Mankind? A Reappraisal of U.S. Refugee Law and Policy (Alberta)

Chair & Commentator: Sherrally Munshi, Georgetown Law School,
munshisherrally@gmail.com

Evan Taparata, University of Minnesota, tapar001@umn.edu
*Treaty Law and the Politics of Refugee Relief for American Indians after
the U.S. Civil War*

Torrie Hester, Saint Louis University, thester4@slu.edu
*Non-refoulement and the Right of Return: The U.S. State Department, International
Law, and Refugees in the Early Twentieth Century*

Stephen R. Porter, University of Cincinnati, portersp@ucmail.uc.edu
The Strange Career of Resettlement: Refugee Law before "Refugee Law"

Friday Session IV, 3:05-4:30PM

ROUNDTABLE: New Outlooks on Sanctuary in Europe and Latin America, 400-1700 (Quebec)

Chair: Richard Helmholz, University of Chicago, dick_helmholz@law.uchicago.edu

Commentators:

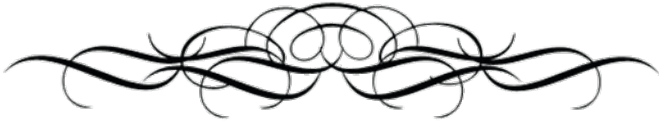
Elizabeth Allen, University of California, Irvine, elizabethallen.uci@gmail.com

William Chester Jordan, Princeton University, wchester@princeton.edu

Michelle McKinley, University of Oregon, michelle@uoregon.edu

Shannon McSheffrey, Concordia University, shannon.mcsheffrey@concordia.ca

Karl Shoemaker, University of Wisconsin, Madison, kbschoemaker@wisc.edu



Communicating the Law in Early-Modern Britain: Speaking, Writing and Printing (Algonquin)

Chair & Commentator: David Ibbetson, University of Cambridge, dji22@cam.ac.uk

Jeffrey Thomson, University of Cambridge, jjrt2@cam.ac.uk

Observing a Dying Tradition: John Vincents Reading at Grays Inn, 1668/9, on the Merchants Assurances Act 1601

Adelyn Wilson, University of Aberdeen School of Law, adelyn.wilson@abdn.ac.uk

Manuscript Transmission and its Impact on Legal Texts, with reference to the decisions of the sixteenth-century Scottish judge, Sir Richard Maitland of Lethington

Ian Williams, University College London, i.s.williams@ucl.ac.uk

Losing Professional Control of Legal Knowledge in Caroline England

Sovereignty, Settlers, and the Imperial State: Struggles on Legal Frontiers in Asia, Africa, and North America, 1860-1935 (British Columbia)

Chair: Trina Leah Hogg, Columbia College Chicago, trina.hogg@gmail.com

Commentator: Ritu Birla, History, University of Toronto, r.birla@utoronto.ca

Philip Thai, Northeastern University, p.thai@neu.edu

Smuggling and Legal Pluralism on the China Coast: The Rise and Demise of the Joint Investigation Rules, 1864 to 1934

Fadzilah Yahaya, National University of Singapore, fadzilah.yahaya@gmail.com

How Kings Became Pirates: East India Company Maritime Jurisdiction

Genevieve Renard Painter, McGill University, genevieve.painter.berkeley@gmail.com

Give us his name: Speech, Temporality, and Dispossession in a 19th Century Settler Colony

Trina Leah Hogg, Columbia College Chicago, trina.hogg@gmail.com

Rivers and Railways: Comparing law along natural and man-made transportation corridors in Colonial Sierra Leone

Author Meets Reader: Kunal Parker's *Making Foreigners: Immigration and Citizenship Law in America, 1600 - 2000* (Cambridge University Press, 2015) (Alberta)

Chair: Christina Duffy Ponsa, Columbia Law School, cponsa@law.columbia.edu

Commentators: Allison Tirres, DePaul University, atirres@depaul.edu

William Forbath, University of Texas, wforbath@law.utexas.edu

Christina Duffy Ponsa, Columbia University, cponsa@law.columbia.edu

Sandra VanBurkleo, Wayne State University, ad5235@wayne.edu

Author: Kunal M. Parker, University of Miami, kparker@law.miami.edu

The Politics of Child Protection Laws (Manitoba)

Chair & Commentator: David Tanenhaus, University of Nevada, Las Vegas,
School of Law, david.tanenhaus@unlv.edu

Michael Grossberg, Indiana University, grossb@indiana.edu

Keeping It From the Kids: Censorship As Child Protection in Modern America

Lisa Kelly, Queens University, lkelly@sjd.law.harvard.edu

Policing Child Discipline

Marie-Amelie George, Columbia Law School, mgeorge@law.columbia.edu

Safe Spaces: Schools, Child Protection, and the LGBT Rights Movement

Friday, 4:45 – 600PM:

Plenary Lecture (Ballroom)

**Lauren Benton, Dean of the College of Arts and Science and the
Nelson O. Tyrone, Jr. Chair in History at Vanderbilt University,**

“Legal Panics and the Constitution of Empire.”

6:30 – 8:00PM:

Plenary Reception (Convocation Hall, Osgoode Hall, 130 Queen Street West). Sponsored by: Osgoode Hall Law School, York University; Faculty of Law, University of Toronto; The Osgoode Society for Canadian Legal History; The Law Society of Upper Canada; Centre for Criminology and Socio-Legal Studies, University of Toronto; Department of History, University of Toronto; Department of History, York University; and Susan Binnie and Ian Binnie.

7:30 – 9:30PM:

Post-Plenary Dinner, by invitation (Canoe Restaurant, 54th Floor, Toronto Dominion Bank Tower, 66 Wellington St. West, Toronto)

9:00 – 11:00PM:

Informal Graduate Student Gathering (The Library Bar)

SATURDAY, OCTOBER 29, 2016

7:30AM – 1:00PM **Registration** (Ballroom Foyer)

7:30AM – 5:00PM **Book Exhibits** (Salon A)

7:30 – 8:30AM **Continental Breakfast** (Ballroom, Foyer & Salon A)

7:30 – 8:30AM **Committee Breakfast Meetings**

- **Graduate Student Outreach Committee** (Prince Edward Island)
- **Program Committee Chairs** (New Brunswick)
- **Publications Committee** (Newfoundland)

Saturday. Session V. 8:30-10:15AM

Extradition and the Formation of Transnational Criminal Law Regimes in the 19th Century (1789-1914) (Quebec)

Chair & Commentator: Karl Haerter, Max-Planck-Institute for European Legal History, haerter@rg.mpg.de

Bradley Miller, University of British Columbia/Vancouver, brmiller@mail.ubc.ca
The Low Law of Nations: Police Abductions in Northern North America, 1819-1914

Emily Whewell, Max Planck Institute for European Legal History, whewell@rg.mpg.de
British Intra-imperial regulation and the 'problem' of fugitives: Extradition practices, Trinidad and Guiana during the late nineteenth and early twentieth centuries

Tina Hannappel, University of Darmstadt, tina.hannappel@outlook.de
International Crime and Extradition Regimes on Both Sides of the Atlantic

Diego Nunes, Federal University of Uberlandia, profdiegonunes@gmail.com
Extradition and the 'International Fight against Crime' in the 19th and 20th Century

Author Meets Reader: Risa L. Goluboff, *Vagrant Nation: Police Power, Constitutional Change, and the Meaning of the 1960s* (Manitoba)

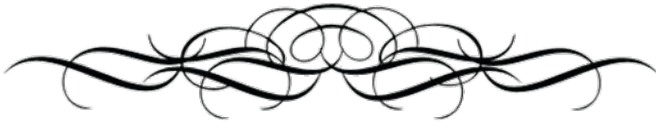
Chair: Sarah Seo, University of Iowa, aejinseo@princeton.edu

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chris.agee@ucdenver.edu

David Thacher, University of Michigan, dthacher@umich.edu

Laura Weinrib, University of Chicago Law School, weinrib@uchicago.edu

Author: Risa Goluboff, University of Virginia Law School, goluboff@virginia.edu



Jews and the American State in the Progressive Era: Free Speech, Legal Aid, and Marital Law (Alberta)

Chair: Geraldine Gudefin, Brandeis University, ggudefin@brandeis.edu

Commentator: Marc Galanter, University of Wisconsin, msgalant@wisc.edu

Britt Tevis, Brooklyn College, BPTevis@gmail.com

Speaking of Socialism: Early Twentieth-Century Jewish Lawyers and the Origins of Modern Free Speech

Felice Batlan, IIT/Chicago-Kent College of Law, fbatlan@kentlaw.edu

Forging Identities: Jewish Women, Legal Aid, and the Secular Liberal State, 1890-1930

Geraldine Gudefin, Brandeis University, ggudefin@brandeis.edu

Regulating the Jewish Immigrant Family: Jewish Legal Strategies & Implications for New York Marital Laws

The Annual Meeting at a Glance

FRIDAY	Alberta	Manitoba	Algonquin	Quebec	British Columbia
7:15 – 8:15AM, Continental Breakfast (Ballroom, Foyer & Salon A)					
Session I 8:15- 10:00AM	The Development of Surveillance	Legal Transfer in the Common Law	"Indian Character" and Indigenous Characters	Unfree Labor and Experience	Public Shame and Popular Disapprobation
10:00 – 10:30AM, Mid-Morning Break (Ballroom, Foyer & Salon A)					
Session II 10:30AM-12:00PM	Women, 'Aliens', and Citizenship	Creation and Recreation of Procedure	Aboriginal People and Legal Intermediaries	Americanization of the Canadian Law School	Centers and Peripheries
12:00PM-1:15PM	Lunch Break				
Session III 1:15PM-3:00PM	Asylum for Mankind	Authors Meet Readers: Rao and Tani	Global Forensics	Sino-Western Encounters	Common Laws and Local Variants
Session IV 3:05-4:30PM	Author Meets Reader: Kunal Parker	Politics of Child Protection Laws	Communicating the Law	New Outlooks on Sanctuary	Sovereignty, Settlers
4:45 – 6:00PM	Plenary Lecture - Lauren Benton, Dean of the College of Arts and Science and the Nelson O. Tyrone, Jr. Chair in History at Vanderbilt University "Legal Panics and the Constitution of Empire." (Ballroom)				
6:30 – 8:00PM	Plenary Reception – (Convocation Hall, Osgoode Hall, 130 Queen Street West)				
9:00 – 11:00PM	Informal Graduate Student Gathering (The Library Bar)				



Plenary Speaker: Lauren A. Benton is Dean of the College of Arts and Science at Vanderbilt University and holds the Nelson O. Tyrone, Jr. Chair in History. Her research spans history, law and anthropology, and focuses on the comparative legal history of empires and the history of international law. She is the author or co-editor of five books, including *A Search for Sovereignty: Law and Geography in European Empires, 1400-1900* (Cambridge: Cambridge University Press, 2009), and more than 30 articles or book chapters. Her book *Law and Colonial Cultures: Legal Regimes in World History, 1400-1900* (Cambridge: Cambridge University Press, 2001) was awarded the J. Willard Hurst Prize and the World History Association Book Prize.

SATURDAY	Alberta	Manitoba	Algonquin	Quebec	British Columbia
7:30 – 8:30AM, Continental Breakfast (Ballroom, Foyer & Salon A)					
Session V 8:30- 10:15AM	Jews and the American State	Author Meets Reader: Risa L. Goluboff	Rethinking Legal Historiography	Extradition and Formation	Borderlands of Islamic Law
10:00 – 10:30AM, Mid-Morning Break (Ballroom, Foyer & Salon A)					
Session VI 10:30- 12:15PM	Prosecutors, War, and Race	Legal History, Its Publics	Police and the Politics	Judges and Judging	Preyer Prize Panel
12:15PM- 2:15PM	Annual Lunch and Awards Ceremony (Ballroom)				
Session VII 2:15-4PM	Brown's Long Shadow	Uncertain Citizenship	Social Responsibility of the Corporation	Constitutions of American Empire	The ASLH and Labor Disputes
Session VIII 4:15-6:00PM	Making Citizenship	Slavery and the Law	Transformations in American Consumer Law	Law and Empire	The Laws of Reputation
6:00 – 8:00PM	Book Launch & Closing Reception (Ballroom) Join us in celebration of the publication of The Oxford Edition of Blackstone's <i>Commentaries on the Laws of England: Book I, II, III, and IV</i> (Oxford: Oxford University Press, 2016)				

The ASLH thanks the following organizations and individuals for supporting this meeting:

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 Department of History, York University
 Centre for Criminology and Socio-Legal Studies, University of Toronto
 Susan Binnie and Ian Binnie

Rethinking Legal Historiography (Algonquin)

Chair: Justin Desautels-Stein, University of Colorado Law School,
jddstein@colorado.edu

Commentator: Christopher Tomlins, University of California Berkeley,
ctomlins@law.berkeley.edu

Charles Barzun, University of Virginia, cbarzun@virginia.edu
Taylor vs. Skinner on History and Philosophy

Doreen Lustig, Tel Aviv University, lustigd@post.tau.ac.il
The Fallacy of Hart's Theory of Recognition in the History of International Law

Dan Priel, Osgoode Hall Law School, dpriel.osgoode@gmail.com
Technological Innovation and Jurisprudential Change

Simon Stern, University of Toronto, simon.stern@utoronto.ca
Towards a History of the Reasonable Person

Borderlands of Islamic Law: The Ottoman Empire and its Neighbors (British Columbia)

Chair: Intisar Rabb, Harvard Law School, intisar.rabb@gmail.com

Commentator: Kent Schull, SUNY Binghamton, kschull@binghamton.edu

Samy Ayoub, University of Texas at Austin, sayoub@austin.utexas.edu
Ottoman Soldiers in the Arabian Peninsula: Juristic Response to Rebellion

Will Smiley, Reed College, smileyw@reed.edu
Sovereignty, Sharia, and the Ottoman Şeyhulislam in the Age of Revolutions

Julia Leikin, School of Slavonic and East European Studies, University College London, jleikin@gmail.com
Maritime Frontiers and Legal Boundaries: The Russian-Ottoman Maritime Encounter in the Eighteenth and Nineteenth Centuries

Karen Kern, Hunter College, kkern@hunter.cuny.edu
Negotiating the Law/Contesting Authority in late Ottoman Birecik

Mid-Morning Break, 10:00 – 10:30AM (Ballroom, Foyer & Salon A)

Saturday. Session VI. 10:30-12:15PM

Prosecutors, War, and Race, from the Japanese Internment to the "War on Crime" (Alberta)

Chair & Commentator: Felicia Kornbluh, University of Vermont, fkornblu@uvm.edu

Sandhya Ramadas, U.S. Attorney's Office, Central District of California, sandhya.ramadas@gmail.com

The Japanese Internment and Earl Warren's Evolving Understanding of the Role of Law

Jed Shugerman, Fordham Law School, jshugerman@law.fordham.edu

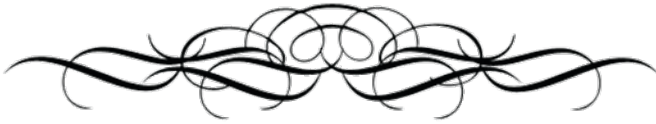
The Prosecutor Politician: Earl Warren, the Japanese Internment, and the 1942 Governor's Race

Amanda Tyler, UC-Berkeley, at Tyler@berkeley.edu

The Japanese Internment and the History of Habeas Corpus

Peter Pihos, Duke University, peter.pihos@gmail.com

Backlash to Law and Order, Chicago 1969



Kathryn T. Preyer Prize Panel (British Columbia)

Chair: Serena Mayeri, University of Pennsylvania, smayeri@law.upenn.edu

Catherine Evans, Harvard University, catherineevans@fas.harvard.edu

Crime, Punishment, and the Indigenous Subject in Colonial Canada.

Commentator: Michael Witgen, University of Michigan, mwitgen@umich.edu

Giuliana Perrone, UC Santa Barbara, gperrone@history.ucsb.edu

Slaves into Citizens: Legitimizing Black Domestic Relationships in Reconstruction-Era State Courts

Commentator: Laura Edwards, Duke University, ledwards@duke.edu

Police and the Politics of Decolonization, c.1930-80 (Algonquin)

Chair: Mariana Valverde, University of Toronto, m.valverde@utoronto.ca

Commentator: Markus Dubber, University of Toronto, markus.dubber@utoronto.ca

Radha Kumar, Syracuse University, rkuma100@syr.edu

Policing Politics in Postcolonial India

Beatrice Jauregui, University of Toronto, beatrice.jauregui@utoronto.ca

Security Agents as Citizen Subjects: Rights of Police in India and Beyond

Alex Winder, New York University, adw273@nyu.edu

Colonial Police and Anti-Colonial Revolt in British Mandate Palestine

Judges and Judging in the Medieval English Courts (Quebec)

Chair: Joshua Tate, Southern Methodist University, jctate@smu.edu

Commentator: James Whitman, Yale Law School, james.whitman@yale.edu

Elizabeth Papp Kamali, Harvard Law School, ekamali@law.harvard.edu

Judging Judges: Three Tales as a Window into Medieval English Adjudication

Thomas McSweeney, William & Mary Law School, tjmcsweney@wm.edu

Writing Like a Jurist: Justices of the Thirteenth Century and the Learned Approach to Law

Ryan Rowberry, Georgia State University, rrowberry@gsu.edu

The Origins and Development of Judicial Tenure "During Good Behavior"

ROUNDTABLE: Legal History, Its Publics, and the Institutions that Connect Them (Manitoba)

Chair: Clara Altman, Federal Judicial Center, caltman@fjc.gov

Commentators:

Clara Altman, Federal Judicial Center, caltman@fjc.gov

Brian Balogh, Miller Center, University of Virginia, bb9s@virginia.edu

Susan Lightstone, Ontario Court of Justice, slightstone@judicom.ca

Ajay Mehrotra, American Bar Foundation, aka@abfn.org

Christopher Schmidt, American Bar Foundation, cschmidt@kentlaw.iit.edu

12:15 - 2:15PM Annual Lunch and Awards Ceremony (Ballroom)

Saturday. Session VII. 2:15 – 4:00PM

Brown's Long Shadow: Education, Race, and Democracy in the Twentieth Century (Alberta)

Chair: Kathryn Schumaker, University of Oklahoma, schumaker@ou.edu

Commentator: Rebecca Zietlow, University of Toledo, rebecca.zietlow@utoledo.edu

Kathryn Schumaker, University of Oklahoma, schumaker@ou.edu

Free Speech and Black Freedom in the Classroom

Camille Walsh, University of Washington-Bothell, camwalsh@uw.edu

Cold War Education Cases and the Judicial Defense of Inequality, 1955-1973

Korey Garibaldi, University of Notre Dame, kgaribaldi@uchicago.edu

"Some of My Best Friends Are Books": Children's Literature, World War II, and the Problem of Social Tolerance

The Social Responsibility of the Corporation: Legal Governance of For-Profit, Benefit, and Nonprofit Corporations (Algonquin)

Chair & Commentator: Gregory Mark, DePaul College of Law, gmark@depaul.edu

Camden Hutchison, University of Wisconsin-Madison, chutchison@wisc.edu

The History of Federal Incorporation Proposals

Kevin Walters, University of Wisconsin-Madison, kawalters2@wisc.edu

From the Laboratory to the Marketplace: The Controversial History of the Wisconsin Alumni Research Foundation

Walker Kahn, University of Wisconsin-Madison, wnkahn@ssc.wisc.edu

The Ideological Development of Benefit Corporations

The Constitutions of American Empire (Quebec)

Chair & Commentator: Bethany Berger, University of Connecticut,

bethany.berger@uconn.edu

Allison Powers Useche, Columbia University, akp2134@columbia.edu

The Standard of Civilization on Trial at the US-Mexico Claims Commission

José Argueta Funes, Princeton University, jefunes@princeton.edu

The Cummins Wealth: Family, Nation, and the Constitution of American Empire in Hawai'i, 1841-1941

Westenley Alcenat, Fordham University, walcenat@gmail.com

100 Years of Perpetual Occupation: Haiti and the Legal Cultures of U.S. Imperialism

Uncertain Citizenship in Comparative Perspective (Manitoba)

Chair & Commentator: Kristin Collins, Boston University, collinsk@bu.edu

Linda Kerber, University of Iowa, linda-kerber@uiowa.edu

Solutions for Statelessness: The U.S. Role in the UN Conventions 1951-1954

Patrick Weil, Yale Law School, patrick.weil@yale.edu

Denaturalization and Denationalization in Comparative Perspective (Dominican Republic, France, United Kingdom, United States)

Rachel Nolan, New York University, rachel.nolan@nyu.edu

"The Sentence": Toward a History of Mass Denationalization in the Dominican Republic

ROUNDTABLE: The ASLH and Labor Disputes: Historical Context for Future Decisions (British Columbia)

Commentators:

Kate Andrias, University of Michigan Law School, kandrias@umich.edu

Catherine Fisk, University of California, Irvine, cfisk@law.uci.edu

Ruben Garcia, UNLV William S. Boyd School of Law, ruben.garcia@unlv.edu

Craig Klafter, American University of Myanmar, craig.klafter@aum.edu.mm

Sophia Lee, University of Pennsylvania Law School, slee@law.upenn.edu

Laura Weinrib, University of Chicago Law School, weinrib@uchicago.edu

Saturday. Session VIII. 4:15PM – 6:00PM

The Laws of Reputation: Problems and Questions in Libel and Privacy Law in North American History (British Columbia)

Chair & Commentator: Douglas Hay, York University, DHay@osgoode.yorku.ca

Lyndsay Campbell, University of Calgary, lcampbe@ucalgary.ca

Absolute Privilege and Jurisdictional Conflict between Courts and Legislatures in Britain and Massachusetts in the Early Nineteenth Century

Eric Reiter, Concordia University, eric.reiter@concordia.ca

Defamation and Family Honor in the Quebec Courts: Collective Interests within a Liberal-Individualist System

Samantha Barbas, SUNY Buffalo, sbarbas@buffalo.edu

Time, Inc. v. Hill and the Transformation of American Privacy Law

Transformations in American Consumer Law: The Regulation of Cars, Drugs, and Loans in the Modern Era (Algonquin)

Chair & commentator: Ed Balleisen, Duke University, eballeis@duke.edu

Lee Vinsel, Stevens Institute of Technology, lvinsel@stevens.edu

Ralph Nader and the Redefinition of Auto Safety Governance

Lewis Grossman, American University, lewisg@wcl.american.edu

AIDS Activists, the FDA, and the Amendment of America's "Drug Constitution"

Anne Fleming, Georgetown University, anne.fleming@law.georgetown.edu

The Origins of Disclosure Regulation and the Long Search for "Truth" in Lending

ROUNDTABLE: Making Citizenship in Times of Crisis (Alberta)

Chair: Ariela Gross, University of Southern California, agross@law.usc.edu

Ari Bryen, Vanderbilt University, ari.z.bryen@vanderbilt.edu

Citizenship, then Crisis: Membership and Exclusion in the Third Century AD

Martha Jones, University of Michigan, msjonz@umich.edu

Birtheright Citizens: A History of Race and Rights in Antebellum America

Samuel Erman, University of Southern California, serman@law.usc.edu &

Nathan Perl-Rosenthal, University of Southern California, perlrose@usc.edu

The Rebirths of Jus Soli U.S. Citizenship, a History from 1608

Susan Lape, University of Southern California, lape@usc.edu

Democratic Citizenship in Crisis: Demosthenes and the Crown Trial

Law and Empire: the Judicial Committee of the Privy Council and the British Empire (Quebec)

Chair: John Beattie, University of Toronto, j.beattie@sympatico.ca

Michael Lobban, London School of Economics, m.j.lobban@lse.ac.uk

Extradition and empire 1870-1914

Catharine MacMillan, King's College London, catharine.macmillan@kcl.ac.uk

The Personalities of the Judicial Committee of the Privy Council

Charlotte Smith, School of Law, University of Reading, c.l.smith@reading.ac.uk

The Ecclesiastical Jurisdiction of the Judicial Committee of the Privy Council: the tail that wagged the dog

Slavery and the Law: Identity, Criminality, and Childhood in the U.S. South
(Manitoba)

Chair: Sally Hadden, Western Michigan University, sally.hadden@wmich.edu

Commentator: Elizabeth Dale, University of Florida, edale@ufl.edu

John Wertheimer, Davidson College, jowertheimer@davidson.edu

State v. Posey: Criminal Bargains between the Enslaved and their Enslavers

Maria Montalvo, Rice University, mrm9@rice.edu

"She passed as free": Evidence and Identity in a New Orleans Freedom Suit

Laura F. Savarese, Yale Law School, laura.savarese@yale.edu

The Legal Treatment of Childhood in Slavery and Freedom: Apprenticeship in the Upper South

6:00 – 8:00PM Book Launch & Closing Reception (Ballroom)

Co-sponsored by Oxford University Press and
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Join us in celebration of the publication of The Oxford Edition of
Blackstone's *Commentaries on the Laws of England: Book I, II, III, and IV*
(Oxford: Oxford University Press, 2016).



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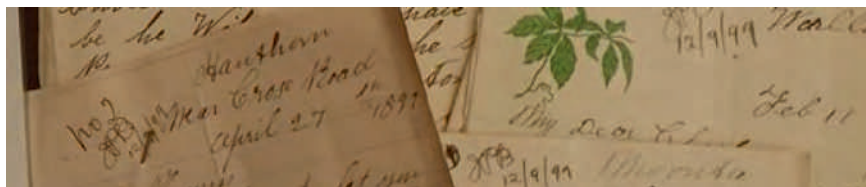
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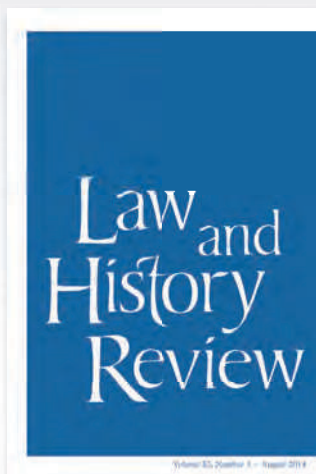
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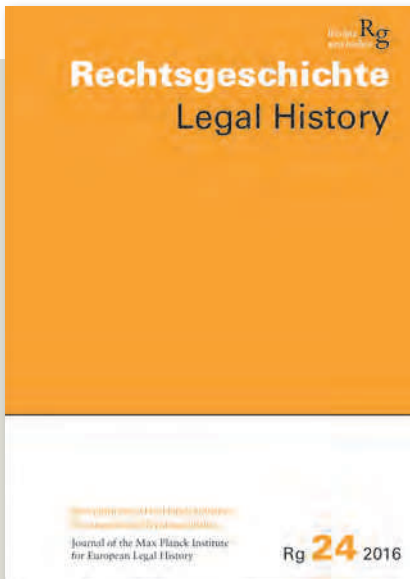
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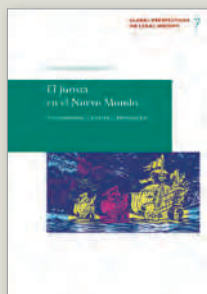
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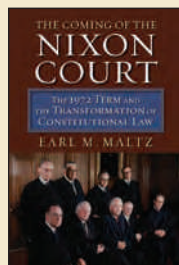


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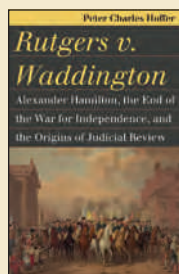
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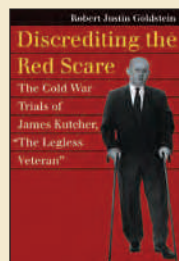


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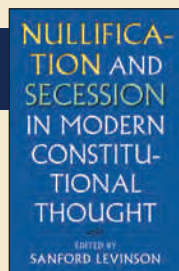


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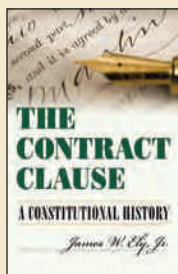
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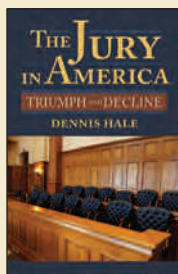
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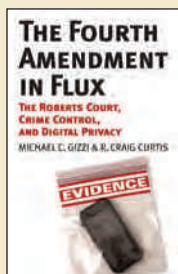
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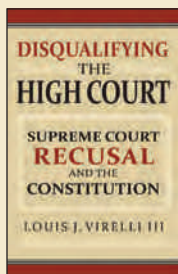


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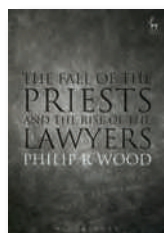
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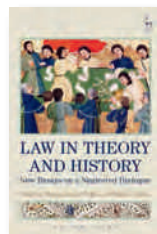


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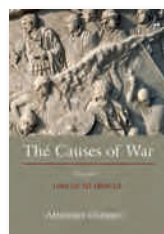
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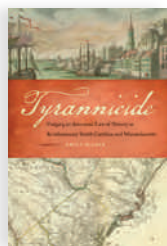
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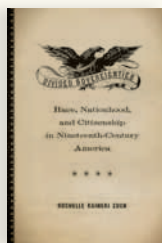
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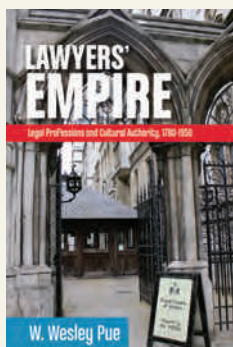
LANDMARK CASES IN CANADIAN LAW is a new series from the University of British Columbia Press that will publish comprehensive, book-length examinations of high court cases that have had a major and permanent impact on Canadian law, politics, and society.

Books in the series will:

- focus on a case that grapples with an issue of public discussion and debate in Canada;
- investigate and explain the events that gave rise to the case, the working of the case through the courts, the final decision, and its after effects;
- be scholarly monographs written by a single author or a small group of authors (no edited collections);
- be written in a manner that appeals to scholars and an interested public;
- be 60,000-80,000 words including notes and references.

For further information or to discuss a proposal, please contact **Randy Schmidt, Senior Editor**, schmidt@ubcpress.ca, 250-764-4761, or visit us at the exhibit hall.

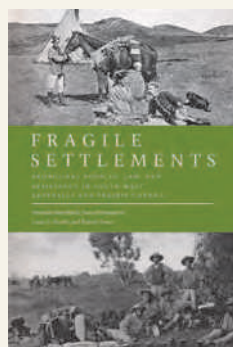
NEW BOOKS IN LEGAL HISTORY



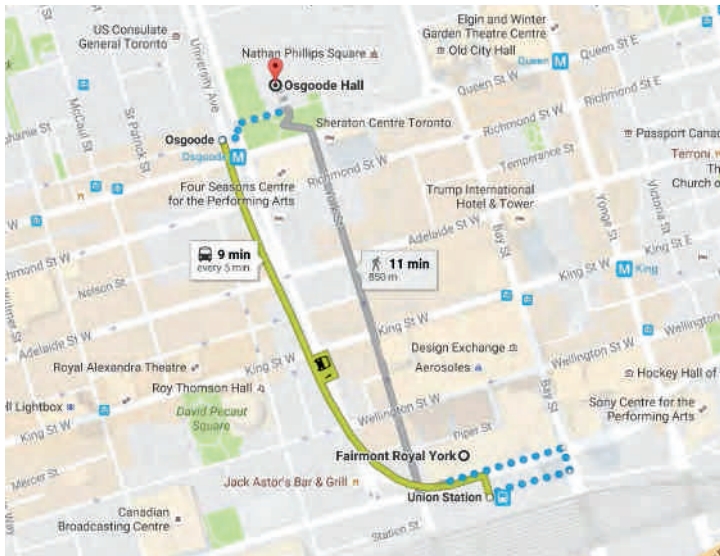
Lawyers' Empire
Legal Professions and Cultural
Authority, 1780-1950
W. WESLEY PUE

Fragile Settlements
Aboriginal Peoples, Law, and
Resistance in South-West Australia
and Prairie Canada

AMANDA NETTELBECK, RUSSELL
SMANDYCH, LOUIS A. KNAFLA, and
ROBERT FOSTER



Directions to Osgoode Hall

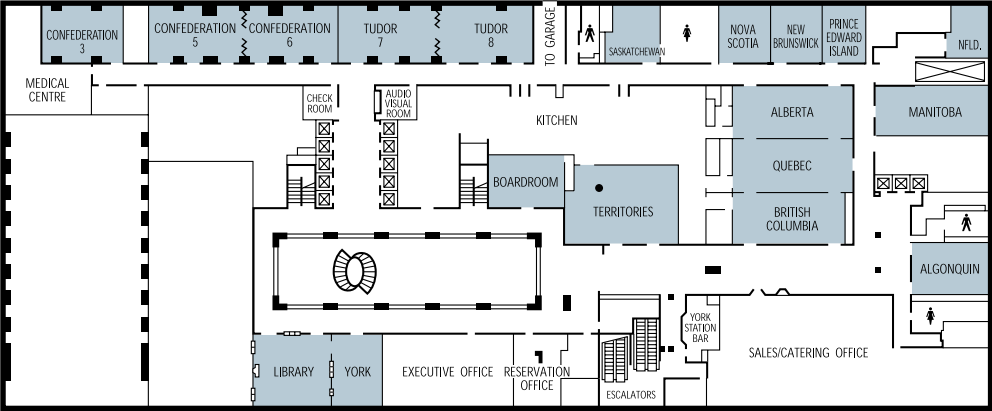


Osgoode Hall is located at 130 Queen Street West - a 10-minute walk from the Fairmont Royal York. Exit the Fairmont onto York Street, turn right, and stay on York Street until you get to Queen Street. Osgoode Hall is right in front of you. Alternatively, you can take the subway from Union Station (accessible from the Fairmont) and go north for two stops on the University line to the Osgoode station. A cab will also take you from the Fairmont to Osgoode Hall for about \$8. Both the subway and the cab will probably take longer than walking.

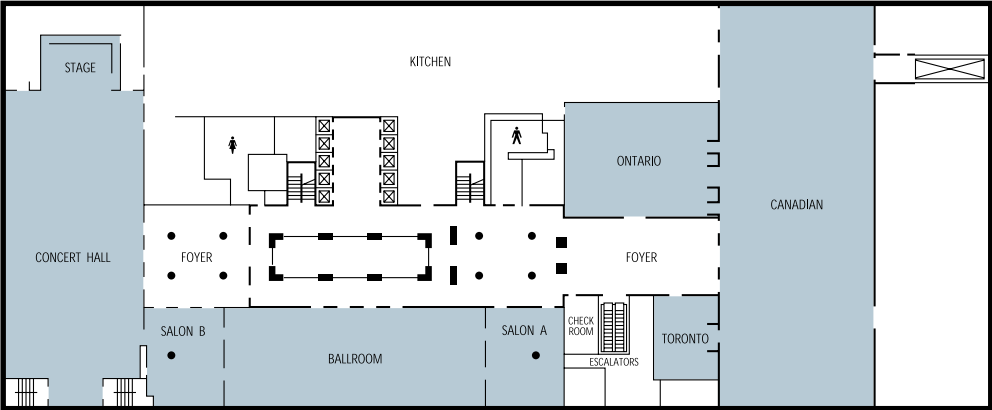


THE FAIRMONT ROYAL YORK

Main Mezzanine



Convention Floor





**Hurst Summer Institute in Legal History
University of Wisconsin-Madison
June 4-17, 2017**

**Call for Applications
Application Deadline: December 1, 2016**

The American Society for Legal History and the Institute for Legal Studies at the University of Wisconsin Law School are pleased to invite applications for the ninth biennial Hurst Summer Institute in Legal History. The purpose of the Hurst Institute is to advance the approach to legal scholarship fostered by J. Willard Hurst in his teaching, mentoring, and scholarship. The Hurst Institute assists scholars from law, history, and other disciplines in pursuing research on the legal history of any part of the world.

The 2017 Hurst Institute will be led by Mitra Sharafi, Associate Professor of Law and Legal Studies (with History affiliation) at the University of Wisconsin-Madison. The two-week program features presentations by guest scholars, discussions of core readings in legal history, and analysis of the work of the participants in the Institute. The ASLH Hurst Selection Committee will select twelve Fellows to participate in this event.

Eligibility

Scholars in law, history and other disciplines pursuing research on legal history of any part of the world are eligible to apply. Preference will be given to applications from scholars at an early stage of their career (beginning faculty members, doctoral students who have completed or almost completed their dissertations, and J.D. graduates with appropriate backgrounds).

Fellowship Requirements

Fellows are expected to be in residence for the entire two-week term of the Institute, to participate in all program activities of the Institute, and to give an informal works-in-progress presentation in the second week of the Institute.

Application Process

Details of the application process can be found on the Hurst Institute website at www.law.wisc.edu/ils/hurst_institute.htm. Applications will be accepted until December 1, 2016. Please address questions to ils@law.wisc.edu.



2017 ASLH Annual Meeting
October 26 -29, 2017
Las Vegas, Nevada, USA



2018 ASLH Annual Meeting
November 8-11, 2018
Houston, Texas, USA