

PS 3500: International Law

Middle Tennessee State University

Fall 2017

MW 2:20 - 3:45 PM, PH 211

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Office Hours: Mondays, Wednesdays, and Thursdays 10:00 AM - 1:00 PM, or by appointment.

To make an appointment, visit: <https://vlefler.youcanbook.me>.

Course Overview

This is a class on public international law – the treaties and norms that bind (or perhaps don't) international agents to particular ways of acting. The goals of this course are to introduce students to international law as a principle of global governance and to foster critical and analytic thinking about the role of international law in international relations.

The class is structured around five topics: 1) the origins of international law; 2) to whom international law applies – states, individuals, or other, non-state actors like IGOs, NGOs, and transnational criminal organizations; 3) the role of international law in conflict resolution and other, substantive issues such as economic interactions and the environment; 4) the interaction between international law and domestic legal traditions; and 5) the dynamic nature of international law – how it exists, simultaneously, as a set of rules, a political tool, and a guide to ethical behavior in the international system.

Course Resources

Required Readings

We have one required text for this course:

- Klabbers, Jan. 2013. *International Law*. 1st Edition. Cambridge, UK: Cambridge University Press. ISBN: 9780521144063.

There will also be some assigned readings from outside our textbooks. These will typically be either .pdfs or websites and will be linked in D2L.

Reading assignments will be announced on D2L.

Recommended Readings

Concise writing will be a particular focus of this class. I highly recommend the following book for useful tips:

- Strunk, William Jr. and E.B. White. 1999. *The Elements of Style*. 4th Edition. New York, NY: Longman. ISBN: 9730205309023.

For help with conducting basic research, I also recommend that you find a copy of

- Roselle, Laura and Sharon Spray. 2012. *Research and Writing in International Relations*. 2nd Edition. Boston, MA: Longman. ISBN: 978-0-205-06065-8.

Other recommended readings may also appear in the readings lists. These are *optional*.

Links, Blogroll, and News

Familiarize yourself with some of the important institutions of international law by visiting their websites. This will compliment our readings and help provide material for discussions and writing assignments.

International Legal Institutions

International Court of Justice (ICJ)

International Criminal Court (ICC)

World Trade Organization (WTO) – Dispute Settlement

International Tribunal for the Law of the Sea (ITLOS)

United Nations Security Council

Court of Justice of the European Union (EU)

European Court of Human Rights (ECHR)

There are also a number of blogs that regularly cover issues relevant to international law and lend academic perspectives on current events:

Related Blogs

Lawfare

American Society of International Law, *ASIL Insights*

USIP: The Olive Branch

The UN Dispatch

The Internationalist @ *Council of Foreign Relations*

Duck of Minerva

Political Violence @ a Glance

Additionally, you should read the news for current events in international relations. Sources you might consult include:

Daily News

The New York Times

BBC News: World

The Financial Times

The Wall Street Journal

Periodic News

The Economist

Foreign Policy

Foreign Affairs

Course Expectations

Notifications

All course information will be shared on the course website, D2L. It is expected that you check this page regularly to keep track of assignments, discussion topics, and updates. Occasionally, information will also be sent through e-mail. You should, therefore, also be in the habit of checking your MTSU e-mail.

Coursework

Your grade will be based on the completion of a research report, a midterm exam, a final exam, and participation. General details for each of these assignments are described below. Specifics for the research report will be delivered separately. The following table lists the deadlines, formats, and value for each of these times.

Note: You must complete all course work in order to pass this class.

Summary of Coursework			
<i>Obligation</i>	<i>Due Date</i>	<i>Format</i>	<i>Percent Value</i>
Research Report	12 November, 2017	3500-4500 word analysis brief	30% of grade
Midterm Exam	18-22 October, 2017	Essay exam	20% of grade
Final Exam	8-12 December, 2017	Essay exam	30% of grade
Participation	Daily	See below	20% of grade

Research Reports (30% grade)

Generally, the research report will concisely summarize the background or context of the legal and political implications of a case related to one of the topics covered in class. It will also identify different theories and/or approaches that address the case, supply evidence that supports various alternatives, and considers the consequences.

The research report should be thought of as a concise document that you might give a government or legal official. It should give all the necessary information, but in a length that is likely to attract such a person's attention.

A separate assignment description will be provided that outlines in more detail what this assignment will require.

Exams (Midterm [20%] + Final [30%] = 50% grade)

There will be two (2) exams this semester: a midterm and a final exam. Both exams will be essay exams based on the readings and class discussion. The final exam will be cumulative.

The exams will be open-note, take-home exams.

Class [16%] + Discussion Board [4%] = Participation (20% grade)

This course will combine elements of lecture and seminar. This means that participation is an important component of the class. You are expected to attend every class meeting, having read all of the assigned readings, given thought to the discussion topic(s) for the day, and prepared to contribute to the class dialogue.

To facilitate this goal, you are expected 1) to regularly participate in an on-line discussion forum for each day's reading assignments and 2) to engage in the classroom discussions of the topics.

Discussion Board Participation (4% total grade): Before every class, you should read the assigned materials and reflect on in the discussion topic created for the date in D2L. In these discussion topics, you are welcome to:

- Pose a critical question or comment on the assignments;
- Respond to a peer's post; or
- Up-vote a peer's post that
 - Already raises a question or comment that you had about the readings,
 - Makes an especially good observation about the readings; or
 - Provides a good answer to your or another student's question.

Before class, Dr. Lefler will review the questions, comments, and other forum activity and, whenever appropriate, incorporate the class's reactions in the class. Your grade on this activity will be based on

1. Activity consistency

- You are expected to engage in at least one activity (original post, response, upvote) by *noon* on the day the material will be discussed *for every* class meeting.
- Discussion topics for each class close at noon on the day of the class meeting. *Make-up opportunities for missed discussion activity are not available.*

2. Post value

- *Peer assessment:* Upvotes will be aggregated and taken into consideration as part of the value of your contributions to the discussion.

Students who draw large or consistent numbers of upvotes will receive higher forum participation scores. But the number of upvotes you receive will never result in the lowering of your participation grade. Rather, those who post early (and therefore ask questions that late-comers also thought of) or have high-quality posts may raise their participation grades from B- to B or B+ to A.

- *Instructor assessment:* The instructor will also read posts for their value and reserves the right to raise or lower discussion forum participation grades based on the quality of specific posts and general participation trends.

In general, those who do the minimum amount of work in the discussion forums, such as only upvoting other posts, should expect to receive the lowest grades compared those who write more substantive comments. But, lower quality, written participation can also detract from your overall grade in this category.

Classroom Participation (16% total grade): Classroom participation will be assessed using the following scale:

Participation	
<i>Score</i>	<i>Requirement</i>
A	The student had excellent attendance and made unusually strong contributions to the discussion. S/he demonstrated connections across the readings with questions and comments.
B	The student had good attendance and made good contributions to the discussion. S/he frequently asked important questions and/or exhibited an understanding of the material.
C	The student had fair attendance and occasionally contributed to the discussion. S/he asked questions and/or made comments that were primarily descriptive, rather than substantive or analytic.
D	The student had weak attendance and/or did not contribute meaningfully to the discussion.
F	The student did not attend or did not speak in class.

Attendance

Attendance *per se* will not be evaluated, but if you are not in class you cannot participate. Therefore, absences should occur rarely and only under special circumstances (e.g., family or medical emergency, University service). You are responsible for any material missed due to an absence. If you are unable to attend class, you must inform the instructor *in advance* in order to be excused.

Late/Make-Up Policies

Readings and assignments are expected to be completed at the beginning of each class period. Assignments not turned in before their deadlines will result in a lower grade. Again, there are no make-up opportunities for discussion board activity.

Late Penalties	
<i>Action</i>	<i>Deduction</i>
Turning in Research Report after deadline	10% of points per day
Turning in an Exam after deadline	5% of points per hour
Turning in any assignment more than <i>one week</i> after deadline	All assigned points

Early Bird Bonus: The deadline for the Research Report is 12 November, 2017, in order to permit grading of this assignment to be completed before the Final Exam is distributed. This will be the enforced deadline for this assignment and penalties will be applied to late submissions. But those

who turn in the paper one week early, 05 November, 2017, are eligible to receive a 5% bonus to their grade on this assignment.

Grading

Based on the above expectations, grades will be calculated according to the following scale:

Grade	Percent	Grade	Percent	Grade	Percent	Grade	Percent
A	>90%	B+	87-89%	C+	77-79%	D+	67-69%
		B	84-86%	C	74-76%	D	64-66%
		B-	80-83%	C-	70-73%	D-	60-63%
						F	<60%

Policies and Conditions

Grade Complaints

Complaints regarding graded assignments will only be taken 24 hours after an assignment has been returned. Complaints should be submitted in writing and explain the particular discrepancy and recommend an appropriate recourse. The instructor reserves the right to add or *subtract* points on work that is submitted for reconsideration.

Academic Honesty

A copy of the University's policies on academic misconduct and complaint actions is available on-line. Read and become familiar with these policies and procedures.

From the MTSU Policy on Misconduct in Scholarly Activities and Research:

Research is an integral and essential component of Middle Tennessee State University's (MTSU or University) educational mission, which includes the creation of new knowledge through research, application of that knowledge through teaching and public service, preserving that knowledge in the University's libraries, databases, and journals, and transferring that knowledge to future generations of scholars through teaching and publications. The pursuit, preservation, and transfer of that new knowledge must express the highest scholarly standards and reflect the character and integrity of the University and its faculty and students. Without integrity, the University could not justify the privilege of academic freedom intrinsic to scholarship and education, nor could it provide to society the advancements of knowledge that derive from free and open inquiry.

Misconduct in research or scholarly activity includes fabrication, falsification, plagiarism, or other practices that seriously deviate from those that are commonly accepted within the academic community for proposing, conducting, or reporting research or other scholarly accomplishments. It does not include honest errors or honest differences in interpretations or judgments of data.

1. Fabrication is making up data or results and recording or reporting them.
2. Falsification is manipulating research materials, equipment, or processes, or changing or omitting data or results such that the research is not accurately represented in the research record.
3. Plagiarism is the appropriation of another person's ideas, processes, results, or words without giving appropriate credit.
4. Research misconduct does not include honest error or differences of opinion.

To be clear: going online and taking information without proper citations, copying parts of other student's work, creating information for the purposes of making your paper seem more official, or anything involving taking someone else's thoughts or ideas without proper attribution is academic misconduct. If you work together on an assignment when it is not allowed, it is academic misconduct. If you have a question about an assignment, please see the instructor for clarification. Any cases of academic misconduct will be reported to the Office of Academic Affairs for violating the academic honesty requirements in the student handbook. They will also result in failure for the course. Remember – ignorance is NOT a defense.

Students caught violating conditions of academic honesty will **fail** this course and be reported to university authorities. It is recommended that you retain all notes and drafts of your coursework until two weeks after final grades are received in order to protect your work.

Classroom Conduct

1. Be respectful of the instructor and other students in the class.
 - (a) Students using insulting or aggressive language or actions will be asked to leave. Aggressive/insulting language includes ethnic slurs, name-calling, and sexist speech.
 - (b) Interruptions of any kind will not be acknowledged or tolerated. *Silence* and put away all personal electronic devices before class. Tablets and laptops are allowed, but they should not be used to disrupt from the purpose of the class.
2. This is a political science course, not a political *rhetoric* course. While political debates relevant to the subjects at hand will be entertained, unnecessary tangents will not. I encourage you to reach beyond political opinions and use the material presented in lecture and readings to form analytic perspectives on contemporary politics.

Students with Disabilities

Students with disabilities should notify the instructor as soon as possible. It is the responsibility of any student with a disability who requests a reasonable accommodation to contact the Disability and Access Center. The Disability and Access Center will arrange with the student and instructor a plan to ensure the student has the opportunities for full participation in the class.

Inclement Weather and Class Cancellation

Sign up for RAVE alerts from MTSU at <https://www.getrave.com/login/mtsu> to receive notifications related to campus schedule changes. You should also check your e-mail prior to class to confirm any schedule changes. Last, if the weather is inclement and you do not feel that you can make it to class, inform me *as soon as possible*. Do not take unnecessary risks to attend class.

Tennessee Education Lottery Scholarship Statement

Do you have a lottery scholarship? To retain the Tennessee Education Lottery Scholarship eligibility, you must earn a cumulative TELS GPA of 2.75 after 24 and 48 attempted hours and a cumulative TELS GPA of 3.0 thereafter. A grade of C, D, F, FA, or I in this class may negatively impact TELS eligibility.

If you drop this class, withdraw, or if you stop attending this class you may lose eligibility for your lottery scholarship, and you will not be able to regain eligibility at a later time.

For additional Lottery rules, please refer to your Lottery Statement of Understanding form or contact your MT One Stop Enrollment Counselor.

Get Connected to Your MTSU Political Science Department!

Students who are the most successful – in their courses, graduating on time, finding jobs and developing careers in the field, getting into law school and graduate school, and just getting the most out of their college years – are those who stay informed about all of the opportunities and events they can take advantage of, and stay connected to the Department and other students.

Please use these resources to both stay informed and stay connected – and succeed.

MTSU Political Science Facebook Page

We use Facebook to notify our students of upcoming events and opportunities (including internships and study abroad) for PS and IR majors and minors.

Please “like” the page so you are always in the loop: MTSU Political Science

Department of Political Science Webpage

This is a huge resource of information on majors, minors, program requirements, faculty contacts, the Student Handbook, Newsletters, and much more.

Please bookmark the site and check it often and whenever you have questions:

<http://www.mtsu.edu/politicalscience/>

PS/IR Student Services Page

This site provides easy access to info on advising, law school, grad school, careers and job search, study abroad, internships, and much more to help you succeed.

Please bookmark the site and really use it to get the most out of your time in the Department.

[http://www.mtsu.edu/ps-ir-student services](http://www.mtsu.edu/ps-ir-student%20services)

Other Resource Tools

Much of this information – program requirements, Student Handbook, Newsletters, upcoming events, and so on – are available on the racks and bulletin board outside the Departmental Office in Peck 209.

Course Outline

1. Introduction

a) Introduction

- Review syllabus

b) What is International Law?

- Klabbers. Chapter 1: The Setting of International Law
- Raustiala, Kal. 2012. International Law Explained. Big Think. <https://youtu.be/8Zeein83DdU>
- **Optional:** Henkin, Louis. 1969. Introduction. *How Nations Behave: Law and Foreign Policy*. New York, NY: Columbia University Press.

2. Is International Law Really Law?

a) The Necessity of Enforcement to Legal Systems

- D'Amato, Anthony. 1984/1985. Is International Law Really "Law"? *Northwestern University Law Review*, 79 (Dec./Feb.): 1293-1314.
- Wuerth, Ingrid. 2017, April 10. Does International Law Have a "Broken Windows" Problem? *Lawfare*. <https://www.lawfareblog.com/does-international-law-have-broken-windows-problem>

3. What Are the Origins of International Law?

a) Customary International Law

- Klabbers. Chapter 2: The Making of International Law
- Scoville, Ryan. 2015, October 29. How Do American Courts (and Scholars) Ascertain Customary International Law? *Lawfare*. <https://www.lawfareblog.com/how-do-american-courts-and-scholars-ascertain-customary-international-law>

- Bradley, Curtis. 2013, January 11. Terrorist, Pirates, and Drug Traffickers: Customary International Law and U.S. Criminal Prosecutions. *Lawfare*.
<https://www.lawfareblog.com/terrorists-pirates-and-drug-traffickers-customary-international-law-and-us-criminal-prosecutions>

b) Treaty Law

- Klabbers. Chapter 3: The Law of Treaties
- Bradley, Curtis and Laurence Helfer. 2017, January 24. The Brexit Decision and Its Implications for U.S. Debates Over Treaty Withdrawal. *Lawfare*.
<https://www.lawfareblog.com/brexit-decision-and-its-implications-us-debates-over-treaty-withdrawal>
- Illueca, Alonso. 2017, May 29. The Venezuela Crisis at the Organization of American States: Between Withdrawal and Suspension. *Opinio Juris*.
<http://opiniojuris.org/2017/05/29/the-venezuela-crisis-at-the-organization-of-american-states-between-withdrawal-and-suspension/>

4. To Whom Does International Law Apply?

a) States and Subjects Doctrine

- Klabbers. Chapter 4: The Subjects of International Law

b) Is Subjects Doctrine Valid?

- Chen, Lung-chu. 2015. Chapter 2: Nation-States. In *An Introduction to Contemporary International Law*, 3rd Edition. New York, NY: Oxford University Press. pgs. 25-60.
- Reeves, Shane. 2017, February 13. What Happens When States No Longer Govern? *Lawfare*. <https://www.lawfareblog.com/what-happens-when-states-no-longer-govern>

5. Adjudicating International Legal Claims

a) Jurisdiction, Powers, and Immunities

- Klabbers. Chapter 5: Jurisdiction, Powers, and Immunities

- Matta, Aaron. 2017, July 17. MH17 Downing Suspects to be Prosecuted Before Dutch Domestic Courts - An Obstacle or an Advantage for International Justice? *Opinio Juris*. <http://opiniojuris.org/2017/07/17/33212/>
- Wuerth, Ingrid. 2013. Foreign Official Immunity: Invocation, Purpose, Exceptions. *Swiss Review of International and European Law*, 23: 207-224.

b) Universal Jurisdiction: Case Study and Critical Debates

- Sondrol, Paul. 2000. “The ‘English’ Patient: General Augusto Pinochet and International Law.” *GUISD Case Studies*.
- Kissinger, Henry A. 2001. “The Pitfalls of Universal Jurisdiction.” *Foreign Affairs*, 80(4): 86-96.
- Roth, Kenneth. 2001. “The Case for Universal Jurisdiction.” *Foreign Affairs*, 80(5): 150-154.

c) International Courts

- Klabbers. Chapter 8: International Courts and Tribunals
- Alter, Karen. Chapter 3: The New International Courts. *The New Terrain of International Law: Courts, Politics, Rights*. Princeton University Press. 68-111.

6. Domestic Courts and International Law

a) International Law Enforced through Domestic Courts

- Klabbers. Chapter 16: Domestic Courts and Their Relationship with International Law
- Slaughter, Anne-Marie. 2004. Courting the World. *Foreign Policy*, 141 (March/April): 78-79.
- The Lawfare Podcast: Justice Stephen Breyer on ‘The Court and the World’. 2016, January 30. *Lawfare*. <https://www.lawfareblog.com/lawfare-podcast-justice-stephen-breyer-court-and-world>

b) Comparative Jurisprudence: The World's Domestic Legal Systems

- Mitchell, Sara McLaughlin and Emilia Justyna Powell. 2011. Chapter 2: Major Legal Traditions of the World. *Domestic Law Goes Global: Legal Traditions and International Courts*. Cambridge, MA: Cambridge University Press. 20-67.
- S.B. 2013. The Economist Explains: What Is the Difference Between Common and Civil Law? *The Economist*. <https://www.economist.com/blogs/economist-explains/2013/07/economist-explains-10>
- International Commercial Law: Exorbitant Privilege. 2014. *The Economist*. <https://www.economist.com/news/international/21601858-american-and-english-law-and-lawyers-have-stranglehold-cross-border-business-may>

7. How Else is International Law Enforced?

a) Sanctions and Countermeasures

- Klabbers. Chapter 9: Sanctions, Countermeasures, and Collective Security

b) Are Economic Sanctions an Effective Way to Enforce International Law?

- Feaver, Peter D. and Eric B. Lorber. 2015. The Sanctions Myth. *National Interest*. (July-August). <http://nationalinterest.org/feature/the-sanctions-myth-13110>
- Cooper, Zack and Eric B. Lorber. 2016. The Right Way to Sanction China. *National Interest*. (March-April). <http://nationalinterest.org/feature/the-right-way-sanction-china-15285>
- Can Sanctions Be Smarter? 2001. *The Economist*. 359(26 May): 25-28.
- Fromuth, Peter. 2009. The European Court of Justice and the Kadi Decision and the Future of UN Counterterrorism Sanctions. *ASIL Insights*. 13(20): <https://www.asil.org/insights/volume/13/issue/20/european-court-justice-kadi-decision-and-future-un-counterterrorism>

8. Law on Armed Conflict (LOAC) - *Jus ad bellum*

a) The Use of Armed Force and International Law

- Klabbers. Chapter 10: Use of Force

b) LOAC - *Jus ad bellum* and Counterinsurgency in Syria

- Grant, Thomas. 2015, August 25. Russia's Invasion of Ukraine: What Does International Law Have to Say? *Lawfare*. <https://www.lawfareblog.com/russias-invasion-ukraine-what-does-international-law-have-say>
- Bellinger, John. 2017, April 6. What Was the Legal Basis for the U.S. Air Strikes Against Syria? *Lawfare*. <https://www.lawfareblog.com/what-was-legal-basis-us-air-strikes-against-syria>

9. LOAC - *Jus in bello*

a) The Law of Armed Conflict

- Klabbers. Chapter 11: The Law of Armed Conflict

b) LOAC - *Jus in bello* Cases in Proportionality and Discrimination

- Trapp, Kimberley Natasha. 2014. Can Non-State Actors Mount an Armed Attack? In *Oxford Handbook on the Use of Force*. M. Weller, editor. Oxford University Press.
- MacAskill, Ewen. 2014, March 06. Russian Troops Removing ID Markings 'Gross Violation'. *The Guardian*. <https://www.theguardian.com/news/defence-and-security-blog/2014/mar/06/ukraine-gross-violation-russian-troops>
- Wittes, Benjamin. 2015, December 15. Israeli Targeting Procedures and the Concept of Proportionality. *Lawfare*. <https://www.lawfareblog.com/israeli-targeting-procedures-and-concept-proportionality>

10. Humanitarian International Law

a) How Does International Law Address Individual People?

- Klabbers. Chapter 6. The Individual in International Law
- Raisch, Marilyn J. 2017. Does International Law Value the Digital Individual? *ASIL Cables*. <https://www.asil.org/blogs/does-international-law-value-digital-individual>

b) Humanitarian International Law

- Klabbers. Chapter 7: The Law of Responsibility
- Lewis, Dustin, Naz Modrizadeh, and Gabriella Blum. 2015, October 30. Amid Investigations of Hospital Bombings, Don't Lose Sight of Key Principles. *Lawfare*. <https://www.lawfareblog.com/amid-investigations-hospital-bombings-dont-lose-sight-key-principles>

11. Regulating the Global Commons

a) Land and Air

- Klabbers. Chapter 13: The Seas, the Air and Outer Space
- Knapp, Michael. 2016, August 11. Russia's Lawful Land Grab. *Lawfare*. <https://www.lawfareblog.com/russias-lawful-land-grab>
- Ondrasikova, Sona. 2017. Making Space for Private Space Actors. *ASIL Cables*. <https://www.asil.org/blogs/making-space-private-space-actors>

b) Water Wars

- Shavloske, Patrick. 1996. United Nations Convention on the Law of the Sea and a Clarion Call for Ratification of the New Fish Stock Treaty. *Indiana International and Comparative Law Review*, 7(1): 223-244.
- Rapp-Hooper, Mira. 2015, January 24. UNCLOS on Trial in the South China Sea. *Lawfare*. <https://www.lawfareblog.com/unclos-trial-south-china-sea>
- Johnson, Keith and Dan DeLuce. 2016, April 7. Fishing Disputes Could Spark a South China Sea Crisis. *Foreign Policy*.

c) Environmental Law and Principles

- Klabbers. Chapter 14: Protecting the Environment
- Burleson, Elizabeth. 2016. Paris Agreement and Consensus to Address Climate Challenge. *ASIL Insights*. 20(8). <https://www.asil.org/insights/volume/20/issue/8/paris-agreement-and-consensus-address-climate-challenge>
- Bellinger, John B., III. 2015/11/24. "Would a Paris Climate Agreement Be Legally Binding on the US?" *Council on Foreign Relations*. <http://www.cfr.org/united-states/would-paris-climate-deal-legally-binding-us/p37291>

12. Law and the Global Economy

a) Trade

- Klabbers. Chapter 15: The Global Economy
- Hindin, Doron. 2016, June 10. Multinationals Beware: The U.N. Threat to Global Trade and International Economic Law. *Lawfare*. <https://www.lawfareblog.com/multinationals-beware-un-threat-global-trade-and-international-economic-law>
- Lester, Simon. 2015. The TPP's Contribution to Public International Law. *ASIL Insights*. 19(26). <https://www.asil.org/insights/volume/19/issue/26/tpps-contribution-public-international-law>

b) Foreign Investment and Debt

- Choudhury, Barnali. 2016. 2015: The Year of Reorienting International Investment Law. *ASIL Insights*. 20(3). <https://www.asil.org/insights/volume/20/issue/3/2015-year-reorienting-international-investment-law>
- The Economist Explains: What Happens When a Country Goes Bust? 2014. *The Economist*. <https://www.economist.com/blogs/economist-explains/2014/11/economist-explains-20>
- Episode 689: A Hedge Fund, a Country, and a Big Sailboat. 2016, March 11. *Planet Money*. <http://www.npr.org/templates/transcript/transcript.php?storyId=470136949>
- Schill, Stephan W. 2016. The European Commission's Proposal of an 'Investment Court System' for TTIP: Stepping Stone or Stubbling Block for Multilateralizing International Investment Law? *ASIL Insights*. 20(9). <https://www.asil.org/insights/volume/>

20/issue/9/european-commissions-proposal-investment-court-
system-ttip-stepping