

Morse

INDEPENDENT

Upcoming

Wilma Mankiller, author, activist, and former principal chief of the Cherokee Nation, will serve as 2005–6 Morse Chair Professor.



Spring 2005

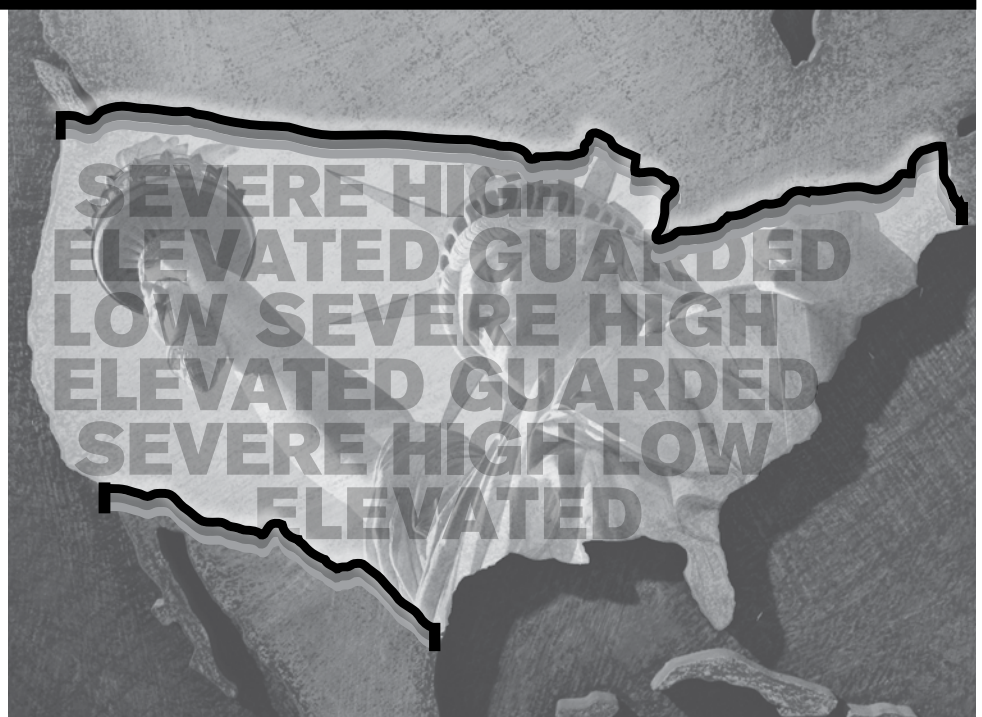
March 31–April 1: Conference, “Homeland ‘In’ Security: Race, Immigration, and Labor in Post-September 11 North America,” 175 Knight Law Center, begins at 7:00 p.m. on March 31.

April 11: Israeli Peace Activist David Newman will speak on “The Israel-Palestine Peace Process in the Post-Arafat Era,” 175 Knight Law Center, 7:30 p.m.

April 29–30: Conference, “Workplace Health and Safety in the Global Economy,” Fir Room, Erb Memorial Union.

May 2: Address by Morse Distinguished Speaker James K. Galbraith, “Rising Inequality in the Age of Globalization: The Facts and the Consequences,” Fir Room, Erb Memorial Union, 4:00 p.m.

For more information: www.morsechair.uoregon.edu



JEANNE MAASCH

Homeland ‘In’ Security

The “September 11 moment” forever changed the United States and the cross-border regions of North America. The “war on terrorism” has generated new policies affecting immigration, security, and guest labor in the United States, Mexico, and Canada. Perhaps those most impacted by these policies are communities of color, recent immigrants, and refugees.

How are specific and local populations experiencing and responding to these dynamics of change? Are there more just, more humane, and better policy alternatives available to us in post-September 11 North America? If so, how might specific communities and larger populations work to promote these alternatives?

On March 31–April 1, the UO Center on Diversity and Community is hosting

(Continued on page 6)

Workplace Health and Safety in the Global Economy

On April 29 and 30, the UO Labor Education and Research Center (LERC) will present a two-day conference exploring the effect of global economic integration on working conditions in developing and industrialized countries. The conference is planned to coincide with Worker Memorial Day and will help foster an international network of researchers, practitioners, and activists addressing worker safety issues on a global scale. For more information, see page 6.



Director's Column: Dotting the /s

By Margaret Hallock



The Morse Center was founded in 2000 to take up the legacy of the Wayne Morse Chair of Law and Politics and to create a living memorial to

Wayne Morse. The goal for the center was to stimulate research and discussion on key topics in law and politics, adhering to four words associated with Wayne Morse: *integrity, independence, inspired, and interdisciplinary.*

Our exploration of "The Changing Geopolitical Order: Implications for Peace and Stability" fulfilled our goals and lived up to these values. Were he alive today, we firmly believe that Senator Morse would be at the forefront of discussions about the "war on terror" and the role of the United States in the emerging world order. Our two-year inquiry into geopolitics

often echoed his voice, calling for diplomacy, the rule of international law, and self-determination for the world's peoples. Our events were perfectly timed to coincide with the heightened interest in and debate about foreign policy and international law.

The list of visitors, events, and topics these past two years is impressive. Two renowned scholars held the Wayne Morse Chair of Law and Politics: political geographer **Neil Smith** of the City University of New York and international law scholar **Hilary Charlesworth** of the Australian National University. Distinguished speakers provided commentary that was enlightening and provocative. Students, faculty members, and the community contributed with conferences, art exhibits, plays, and discussions.

Several individuals blazed the path for this inspiring set of activities. The theme was suggested by **Alec Murphy**, geography. **Caroline Forell**, law, directed the Morse Center during 2003–4 and organized the compelling program for this year. Resident

Scholars from the law school, **Keith Aoki** and **Ibrahim Gassama**, led the discussion on international law. And Resident Scholars **Lise Nelson**, geography, and **Lynn Fujiwara**, women's and gender studies, carried the inquiry across campus.

Indigenous Peoples

Beginning in the fall of 2005, the Morse Center turns its attention to "**Indigenous Peoples: National Policy and International Human Rights.**" We aim to examine the historic relationship between native peoples and the United States and the fractured policy toward indigenous peoples here and around the world. We plan to focus on issues of sovereignty, natural resources and the environment, indigenous knowledge, and the images of indigenous peoples in art and journalism.

We are honored to host Chief **Wilma Mankiller** as our Morse Chair Professor during the fall quarter of 2005. Along with resident scholars **Rennard Strickland**, law, and **Brian Klopotek**, ethnic studies, Mankiller will lead discussions on leadership and law for Native Americans today. She also will teach an ethnic studies course, along with Strickland.

Mankiller is a true hero among native peoples. She was the first woman chief of the Cherokee Nation and is known worldwide for her dedication and brilliance as an innovative and powerful leader.

During 2005–6, the Morse Center plans to host tribal leaders from the Oregon territory, to honor their legacy and prepare for the future. The recently constructed **Many Nations Longhouse** on the University of Oregon campus will be an ideal venue for these and other meetings that can bring together native students and the community. We also will host events examining images of indigenous peoples in art, film, and



Margaret Hallock, shown at bottom right enjoying a talk by Governor Ted Kulongoski, organizes numerous interesting events attended by students, faculty members, and members of the community.

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journalism. Finally, we plan a conference on Native American law and policy, focusing on sovereignty and economic development.

“One undisputed feature of the aftermath of the war in Iraq is the great rise in personal insecurity. This is seen by the United States as a necessary price for democracy.”

— Hilary Charlesworth
January 26, 2005



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Hilary Charlesworth, twenty-fourth occupant of the Wayne Morse Chair of Law and Politics, gave several public addresses and taught a course on “Sex, Gender, and Human Rights” while visiting the University of Oregon during January. Extraordinarily gracious and generous with her time, Professor Charlesworth made many friends and inspired a great number of students, faculty members, and members of the Oregon community during her stay.

Resident Scholars, 2005–6

During 2005–7, the Morse Center will explore “Indigenous Peoples: National Policy and International Human Rights.” Next year, specific areas of focus include Native American leadership (fall); the image of indigenous people in art, literature, and film (winter); and Native American law and policy (spring). Two excellent Native American scholars will serve as Morse Resident Scholars during 2005–6.

A legal historian of Osage and Cherokee heritage, **Rennard Strickland** is considered a pioneer in introducing Indian law into the university curriculum. He has written and edited more than thirty-five books and is frequently cited by courts and scholars for his work as revision editor in chief of the *Handbook of Federal Indian Law*. Strickland has been involved in the resolution of a number of significant Indian cases. He was the dean of the UO School of Law from 1997 to 2002.

Brian Klopotek is an assistant professor in the UO Department of Anthropology and the Ethnic Studies Program. His research areas include Native Americans of the southeastern United States; ethnohistory; federal recognition of Indian tribes; Indian educational history; and American Indians and the cinema. His publications include the paper, “‘I guess your warrior look doesn’t work every time’: Challenging Indian Masculinity in the Cinema.” He is currently writing about the Tunica Treasure and Indian education in the segregated South.

CELEBRATING TWENTY-FIVE YEARS



Chief Mankiller will be the twenty-fifth occupant of the Wayne Morse Chair of Law and Politics. She joins an illustrious group of scholars and activists who follow in the tradition of Wayne Morse, including **John Echohawk, Charles J. Ogletree, Barbara Ehrenreich, Frances Fox Piven, and William Pfaff**. We will celebrate this silver anniversary next year with a toast to our benefactor Edwin Conklin, Morse’s colleague during his work keeping peace on the San Francisco waterfront, as well as with a discussion of Morse’s legacy and how we can carry it into the future.

The Changing Geopolitical Order: Implications for Peace and Stability

A recap of the year's events by Morse Fellows

Caron on the Laws of Power

David Caron, the C. William Maxeiner Distinguished Professor of Law at the University of California, Berkeley, visited the UO School of Law for a short time, but was able to interact with the Eugene community on many levels. The centerpiece event of Caron's visit was his October 14 speech, "The United States and the Laws of Power: Looking Back on the Bush Administration and U.S. Foreign Policy." Caron talked about the Bush administration's approach to foreign policy with a particularly engaging look at the memos used to lay the legal groundwork for justifying torture.

Caron framed his talk by focusing on concepts that he called "laws of power." These are: 1) The question for the powerful is not to act or not act, but rather how to act in one's own interest. 2) There is a temptation for the powerful to believe in the promise of a new day with our best outcomes achieved. 3) Law matters.

Caron used these concepts to highlight trends in both the Bush administration's policies and prior United States foreign policy. He emphasized that the United States seems less inclined toward multilateral action since September 11. The speech soon will appear in the *Oregon Review of International Law*.

—**Jason Hartz, Morse Fellow**

The Legacy of Brown

On October 26, the Morse Center commemorated the fiftieth anniversary of the *Brown v. Board of Education* decision by organizing a four-speaker panel, "Unfinished Legacy: *Brown v. Board of Education* at Fifty."

The featured panelist was **Ray Diamond**, C.J. Morrow Research Professor of Law and adjunct professor of African Diaspora Studies at Tulane University. Diamond coauthored the book *Brown v. Board of Education: Caste, Culture, and the Constitution*. Diamond drew his talk from this book, which traces the legal plan behind *Brown*, discusses affirmative action, and gives suggestions for the future of education and race. Other panelists were **Robert Tsai** and **Greg Vincent**, both UO law professors, and **Naomi Zack**, a philosophy professor at the University of Oregon.

Tsai reflected on the importance of *Brown* as a symbol of the overturning of segregation. Zack discussed recent findings about minority students and standardized test scores. Vincent spoke about *Brown's* impact on the lives of minority students. Diamond's remarks, along with commentary by Tsai and Vincent, will be published in the *Oregon Law Review* next summer.

—**Tehen Wittemyer, Morse Fellow**



"New Voices" from left: Hilary Charlesworth, Karen Engle, Margaret Hallock, and Ibrahim Gassama.



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Tulane law professor Ray Diamond spoke on the legacy of Brown.

New Voices

The "New Voices in International Law" public forum took place January 11 in the Knight Law Center. The forum featured Morse Chair Professor **Hilary Charlesworth** and Distinguished Speaker **Karen Engle**, W.H. Francis Jr. Professor of Law at the University of Texas.

The event was organized and moderated by Resident Scholar **Ibrahim Gassama**. Many students, faculty members, and community members gathered to listen to these impressive international scholars provide critical perspectives on current issues in international law.

Charlesworth spoke about how international law helped to justify the war in Iraq as well as to oppose it. Engle addressed the way in which governments use rhetoric to justify violent actions, especially with regard to the condition of women. Engle punctuated her presentation with statements from the current United States administration and suggested that government action requires close inspection when governments invoke "the protection of women" as their motive.

—**Kathryn Moakley, Morse Fellow**



Governor Ted Kulongoski (left) spoke with students in the PIPS program, including former Morse Fellow Moe Spencer (right).

Public Service Alive and Well

The University of Oregon School of Law has a proud tradition of public interest and public service involvement. Typically, as many as 50 percent of graduating law students enter public interest and public service careers each year.

The law school's Public Interest-Public Service program (PIPS) helps promote public interest and public service activities through lectures and educational events. Last fall, PIPS hosted a symposium showcasing attorneys with public interest careers. PIPS also invited Oregon **Governor Ted Kulongoski** to the law school to speak to students and faculty members.

In addition, aided by a project grant from the Morse Center, PIPS sponsored a series of lectures under the theme *Global Justice At Work* during 2003–5. As part of that series, PIPS invited **Paul Hoffman**, one of the premier alien tort claims attorneys in the nation, to speak about the role of international law in United States Supreme Court decisions. PIPS is sponsoring other international human rights and environmental law speakers during the spring.

On Saturday, April 2, PIPS also will host the second annual Public Service Day, providing the opportunity for students, and faculty and staff members to volunteer in the community.

—Lauren Sommers, Morse Fellow

Day of Remembrance

Members of the Japanese American and Latino communities gathered for a "Day of Remembrance" symposium on February 12 to commemorate the Japanese American internment during World War II. Cosponsored by the Eugene Day of Remembrance Committee and Asian Law Student Association, and funded by a Morse Project Grant, the symposium recalled lessons from the Japanese American internment to forge links to resist continuing discrimination against immigrants.

"Racist mistreatment of immigrants is a recurring pattern in American history," says **Alice Endo Aikens**, cochair of the Eugene Day of Remembrance Committee. "Historical lessons from the Japanese American World War II experience may help our community better treat Latino Americans and others living under the same disadvantages."

The symposium featured former interned Japanese Americans, a Japanese American World War II soldier, and immigrant rights activists. Panelists discussed current challenges and roadblocks for Japanese American and Latino community members.

The day also included a performance by the Springfield High School Human Rights Alliance.

—Nelly Sangrujiveth, Morse Fellow



LEFT: Paul Hoffman met with PIPS students, including Morse Fellow Lauren Sommers (left).

RIGHT: Japanese American children at a work camp during World War II, including Day of Remembrance symposium organizer Alice Endo Aikens (standing, second from right).





The assistance of law student Morse Fellows is essential to the operation of the center. From left: Ben Hovland, Kathryn Moakley, Jason Hartz, Nelly Sangrujiveth, Jason Dufurrena, Tehan Witemyer, Martha Pellegrino, Morse Chair Hilary Charlesworth, Karen Ellis, and Lauren Sommers.

CoDaC 'In' Security Conference, continued from page 1.

a conference on the compelling issues of race, region, and the realities of living in a post-September 11 world. The conference will feature a two-day collaborative conversation with internationally known scholars, regional activists, and community leaders.

The evening of Thursday, March 31, will feature a keynote address and roundtable discussion, "Re-Burdening the White Man (and the Rest of Us): National Security and Race Viewed from within the Empire." The keynote speaker, Roberto Lovato, is a political essayist with the Pacific News Service, a frequent contributor to *The Nation*, and a 2003 recipient of the George Washington Williams Fellowship for independent media.

Three Friday panel discussions—"Brown Borders," "Race, Immigration and Deportation at the Canada-U.S. Borderland," and "The War on Terror: Immigrant Rights and the Racialization of Citizenship"—will focus on immigrant rights, racialization policies, and United States-Canada and United States-Mexico borderland topics.

The conference is free and open to the public. For more information, check online at <http://codac.uoregon.edu>.

Workplace Health and Safety Conference



The Labor Education and Research Center (LERC) has organized a two-day conference on "Workplace Health and Safety in the Global Economy," April 29 and 30 at the Erb Memo-

rial Union and the Lillis Business Complex.

Speakers from labor, nongovernmental, and corporate organizations from five continents will discuss how they are addressing safety and health hazards and labor rights concerns that have arisen from rapid globalization, waves of migration and immigration, and vastly different levels of regulation across the globe.

"This is a tremendous opportunity for trade unionists, safety and health professionals, researchers, and health and labor activists in the Pacific Northwest to make connections with their counterparts from around the world," says conference coordinator Steven Hecker of LERC.

Speakers represent organizations with projects to improve working conditions on the ground in Central and South America, China, Bangladesh, the Philippines, and South Africa.

Keynote speakers include Ellen Roskam of the International Labour Office in Geneva, Monina Wong of the Hong Kong Christian Industrial Committee, Deanna Robinson of Gap, Inc., and Harley Shaiken, chair of Latin American studies at the UC, Berkeley.

Other organizations that will be represented include the Canadian Auto Workers Union, Bangladesh Workers Solidarity Center, Comite Fronterizo de Obreras (Mexico), and the Commission for the Verification of Codes of Conduct (Coverco), a Guatemalan nonprofit that is a world leader in the independent monitoring of labor conditions.

Agenda, speaker information, and registration materials are available on the conference website, <http://www.uoregon.edu/~lerc/olshep/globaleconconf.htm>, or by calling LERC at (541) 346-5054.

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CHARLES KERNAGHAN, National Labor Committee

MORSELS

A Morse Fellow Reflects

By Ben Hovland

“I will exercise an independence of judgment based on the evidence of each issue. I will weigh the views of my constituents and party, but cast my vote free of political pressure and unmoved by the threats of loss of political support.”

—Wayne Morse

This quote is not typical of most politicians and even fewer would stick to it, but Wayne Morse was not your conventional officeholder. During the twenty-four years he served Oregon in the United States Senate, Wayne Morse was a strong advocate for landmark legislation that has changed the face of our country. Whether as a Republican, Independent, or Democrat, Senator Morse baffled anyone who tried to predict his stance on an issue.

Never shy about speaking his mind, Senator Morse often went against the grain and was a thorn in the side of several presidential administrations. Senator Morse held several controversial opinions, some of which were unpopular at the time, and is most remembered for his opposition to the Gulf of Tonkin resolution.

However, history has smiled on the opinions of Senator Morse. The official United States Senate website says, “Today he is remembered as a gifted lawmaker and principled maverick who thrived on controversy.”

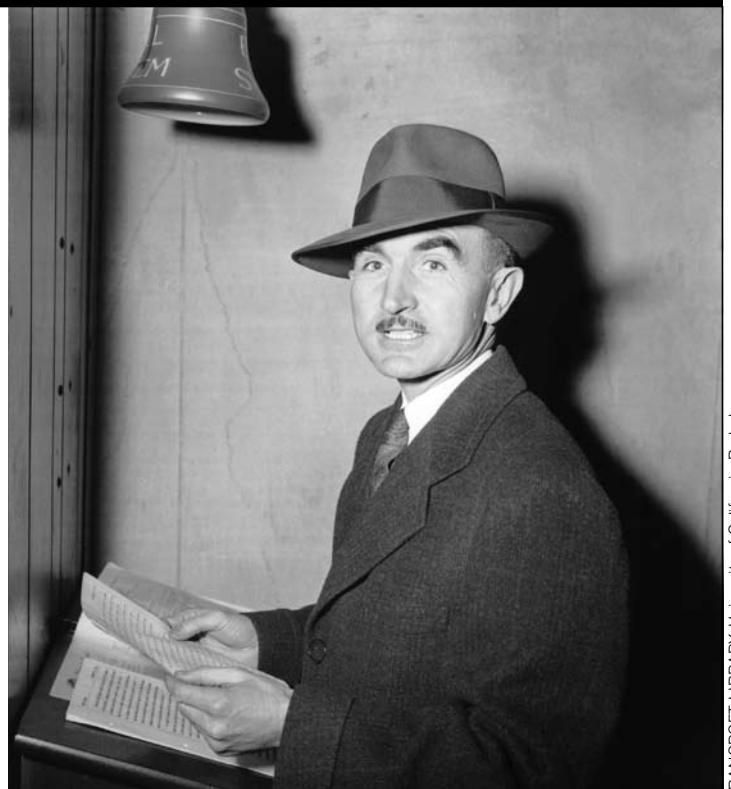
It has been more than thirty-six years since Senator Morse last held office, and the world has changed in countless ways. Yet Senator Morse’s message rings as true today as it ever did; we just need someone to vocalize it.

As part of a generation born well after Senator Morse cast his last vote, I believe we are missing a voice like Wayne Morse’s. Today’s partisan politics have reached a new high water mark. Public servants such as former United States Senator Max Cleland of Georgia are painted as unpatriotic and swept out of office.

Today, national elections are closer than they have ever been, and yet those who hold potentially deciding votes can’t be bothered to participate. Every campaign season, millions of dollars are poured into advertising campaigns aimed to motivate a small percentage of our undecided voters, and still masses remain tuned out. Maybe they are waiting for a voice that speaks to them—a voice that has not been sold to the highest bidder or that doesn’t cower under the pressure of party leadership.

I do not have the answer, but I do know that there is no voice that stands apart from the pack like Wayne Morse’s did. There is no voice that shoots as straight, that booms passion without fear of consequences, and does so because the risk is worth it.

Senator Morse once said: “I have complete faith in the ability of the American people to follow the facts if



Wayne Morse, before his political days, was a labor arbitrator on the San Francisco waterfront. His court reporter during this period was Ed Conklin, who years later would donate money to establish the Wayne Morse Center for Law and Politics.

you’ll give them. And my charge against my government is—we’re not giving the American people the facts.” It was this attitude and trust in the people that was reciprocated in their trust of Senator Morse.

He was not always the most popular senator, and he made several enemies while in office. However, few questioned his integrity or conviction for the issues he believed in. There will never be another Wayne Morse, but we can challenge ourselves and our elected officials to carry out his message of uncompromising principles that earned Senator Morse the title of “Conscience of the Senate.”

Ben Hovland is a first-year law student and a 2004–5 Morse Fellow who came to the UO School of Law after working for four years as a political campaign staffer and consultant.



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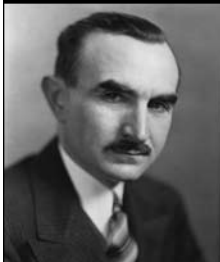
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of my constituents and party, but cast my vote free of political pressure and unmoved by the threats of loss of political support."

—Wayne Morse
(for more on this, see page 7)

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