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Judgment at Nuremberg: A Three-day Conference on the Trial of the Major German War Criminals at Nuremberg 1945-1946

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JUDGMENT

AT

NUREMBERG

A THREE-DAY CONFERENCE ON THE TRIAL OF THE MAJOR
GERMAN WAR CRIMINALS AT NUREMBERG
1945–1946

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PRESENTED BY

WASHINGTON UNIVERSITY LAW
WHITNEY R. HARRIS INSTITUTE
FOR GLOBAL LEGAL STUDIES

Washington University
DEPARTMENT OF PHILOSOPHY

Washington University
SCHOOL OF LAW
IN COLLABORATION WITH

ROBERT H. JACKSON CENTER
AMERICAN BAR ASSOCIATION: SECTION OF INT’L. LAW
AMERICAN SOCIETY OF INTERNATIONAL LAW SYMPOSIUM

Friday, 29 September 2006
Anheuser-Busch Hall—Room 310

483
ANALYSIS OF THE MAJOR CRIMES DECLARED AND ENFORCED BY THE INTERNATIONAL MILITARY TRIBUNAL AT NUREMBERG

8:30 Opening
John Haley, Director, Whitney R. Harris Institute for Global Legal Studies, Washington University, School of Law

Welcome
Mark Rollins, Chair—Washington University, Department of Philosophy
Kent Syverud, Dean—Washington University, School of Law

Remarks
Larry May, Washington University, Department of Philosophy
Leila Sadat, Washington University, School of Law

9:00–9:45 Opening Address

Introduction: Leila Sadat

Address
M. Cherif Bassiouni, DePaul University College of Law
*The Legal/Moral Legacy of Nuremberg & its Impact on International Criminal Justice*

9:45–10:00 Break

10:00–11:45 Crimes Against Humanity, Including Genocide
Chair: Leila Sadat
Panel
Patricia Wald, Former Chief Judge, U.S. Court of Appeals; Former Judge, ICTY
David Luban, Georgetown University, Law & Philosophy
Diane Orentlicher, American University, Washington College of Law
Steven Ratner, University of Michigan Law School

Comments/Questions

12–1:30 Lunch & Address—Whittemore House [Reservation required]

Introduction: Larry May
Address
Thomas Franck, New York University School of Law
*Individual Criminal Liability and Collective Civil Responsibility: Do They Reinforce or Contradict Each Other?*

1:30–3:00 Offenses Against the Laws and Customs of War
Chair: Stephen Legomsky, Washington University, School of Law
Panel
David Rodin, Oxford University, Philosophy
Nancy Sherman, Georgetown University, Philosophy & Law
Patricia Viseur-Sellers, Prosecutor ICTY/ICTR

3:00–3:15 Break

3:15–5:00 The Crime of Aggressive War
Chair: Larry May
Panel
Roger S. Clark, Rutgers University School of Law
Mark Drumbl, Washington & Lee University School of Law
Michael Walzer, Institute of Advanced Studies, Princeton
Comments/Questions

6:30 Dinner and Address – Whittemore House  [Reservation required]

Conference Contemplations
Larry May and Leila Sadat

**COMMEMORATION**
Saturday, 30 September 2006
Anheuser-Busch Hall—Room 310

**THE SIXTIETH ANNIVERSARY OF THE JUDGMENT OF THE INTERNATIONAL MILITARY TRIBUNAL AT NUREMBERG**

8:30 a.m. Presiding: John Haley

8:35–10:15 The Prosecution of War Criminals at Nuremberg
Chair: Greg L. Peterson, Robert H. Jackson Center
Panel
John Q. Barrett, St. John’s University
*The Crucial Role of Justice Robert H. Jackson*
Whitney R. Harris, Nuremberg Prosecutor  
*The Evidence at Nuremberg*  
Henry King, Nuremberg Prosecutor  
*The Nuremberg Precedent*

**10:15–10:30 Break**

**10:30–11:45 Prosecuting International Crimes after Nuremberg**  
**Chair:** Larry May  
**Panel**  
David Crane, Syracuse University College of Law  
*Nuremberg to West Africa-The Jackson Legacy in Jeopardy-International Criminal Justice at a Crossroads*  
Michael Scharf, Case Western Reserve University  
*Order in the Courtroom: From Goering to Saddam, the Challenges of Trying a Tyrant*

**11:45–12 Comments/Questions**

**12–1:30 Lunch Address—W. L. Hadley Griffin Student Commons**  
[Reservation required]

**Introduction:** John Haley  
**Address**  
Richard Goldstone, Constitutional Court of South Africa  
*After Impunity*

**1:40–3:00 The International Criminal Court in the Twenty-First Century**  
**Chair:** Leila Sadat  
**Panel**  
David Scheffer, Northwestern University  
*Creating an International Criminal Court*  
Hans Peter Kaul, International Criminal Court  
*The International Criminal Court—Current Challenges and Perspectives*  
William Pace, Coalition for the International Criminal Court  
*The ICC and the Vision of a “Never Again” Court—Are the New Century’s Disastrous Failures of International Political Policy Threatening the New ICC?*
3:00–3:15 Break

3:15–4:45 A World of Peace Under the Rule of Law

The View from Europe
Christoph Safferling, Erlangen University, Whitney R. Harris International Law Scholar of the Robert H. Jackson Center

The View from America
Ben Ferencz, Nuremberg Prosecutor

Closing Remarks
Whitney R. Harris

4:45–5:00 Comments/Questions

6:00 Dinner and Speaker Session—Knight Center [Reservation required]

6–6:30 Social Hour, 6:30–7:15 Supper

7:15 Master of Ceremonies: John Haley, Director, Harris Institute

Welcome: Mark S. Wrighton, Chancellor, Washington University

Introduction: Leila Sadat, Washington University, School of Law

Philippe Kirsch
President—International Criminal Court

Applying the Principles of Nuremberg in the International Criminal Court

2006 World Peace Through Law Award
by Whitney Harris

Introduction: Larry May, Washington University, Department of Philosophy

Christopher Dodd
United States Senator—Connecticut

Nuremberg: Past, Present and Future

Award Presentation

Nuremberg—City of Peace and Human Rights
Whitney Harris
City of St. Louis—Mayor Francis Slay
City of Nuremberg—Represented by Hans Hesselmann, Head of
Human Rights Office

Closing Remarks:
Mark Rollins, Washington University, Department of Philosophy
Kent Syverud, Washington University, School of Law

DOCUMENTARIES
Sunday, 1 October 2006
Anheuser-Busch Hall—Room 309—9 a.m.

Beginning at 9 a.m. on Sunday, 1 October 2006, Whitney Harris and
John Haley will have a presentation and commentary in Anheuser-
Busch Hall, showing motion pictures and photographic displays of
Nazi Germany, some of which were introduced in evidence at the
Nuremberg Trial.

THE NUREMBERG TRIALS:
THE THIRD REICH’S INHUMANITY TO MAN ON TRIAL
(USSR DOCUMENTARY 1949)
AND
NUREMBERG (U.S. ARMY DOCUMENTARY 1949)

8:30–9:00
Photographic display available in 309 and 312. Please feel free to browse.

9:00–10:00
The first movie, The Nuremberg Trials: the Third Reich's Inhumanity to
Man on Trial, is a dark film that graphically illustrates in stark images and
uncompromising narrative the terrible cost of the wars of conquest and
genocide waged by Nazi Germany. Sections on concentration camp
horrors may be distressing to some viewers. Russian, original dubbed
English version, released immediately after the conclusion of the 1946
trials in black and white, 57 minutes. This film is a rare video recording.

10:00–10:30
Looking Back: Whitney R. Harris
10:30–11:46
The second movie, *Nuremberg*, originally released as a motion picture in 1949, was produced by the Documentary Film Unit, Information Services, OMGUS, published in Washington, D.C., by the Department of the Army, and distributed by the National Audiovisual Center. This film is in black and white and is 76 minutes long. It is a documentary record of the trials of the Nazi leaders at Nuremberg, Germany. *Nuremberg* includes scenes from films made by the Nazis which were presented as the documentary evidence of the atrocities committed at concentration camps.

11 September 2006