Summer 2001

Issue Editor's Note

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Recommended Citation
58 Guild Prac. x (2001)

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ISSUE EDITOR'S NOTE

At the NLG Convention in Tucson, Guild members spent a great deal of
time discussing the events of September 11, 2001, their aftermath and the
impact on our legal and political work. Accordingly, the Guild Practitioner
editorial board determined that we should devote a portion of the next GP
issue to these topics.

In the September 11 section of this issue, we have included two well-
received speeches by Abdeen Jabarra and Michael Ratner, presented at a
New York City symposium entitled, “September 11, 2001: Causes, Responses,
Long-Term Solutions.” This Guild-sponsored event drew a standing-room-
only crowd of over 250 people with an additional 150 watching via closed
circuit TV in an adjacent room.

Abdeen Jabarra’s contribution puts the September 11 attacks and the sub-
sequent war in Afghanistan in historical and political context. He provides
an overview and some insight into pertinent events in the region — particu-
larly in regard to Osama bin Laden and his native Saudi Arabia — for the
historical period starting with the division of the Middle East after World
War I through to the present.

Michael Ratner gives us both a personal perspective from the eyes of a
New York parent as well as a discussion of the serious implications of the
use of military force, the significance of international law, and how, ulti-
mately, war will not make us safer.

Nancy Chang, from the Center for Constitutional Rights, provides our
final piece on September 11. She analyzes some of the most frightening as-
pects of the recently passed USA PATRIOT Act, to give us a sense of what
we are facing from this 342-page law. Those who read Nancy’s article will

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undoubtedly be better informed than the majority of the Legislators who voted for the Act.

The Guild's resolution on the crisis, drafted by the International Committee and approved at the convention plenary, and a related resolution on the death penalty, which extends the Guild's position against capital punishment to the crimes of September 11, follow the substantive articles on September 11.

In the two weeks prior to September 11, the United Nations World Conference Against Racism, Racial Discrimination, Xenophobia and Related Intolerance (WCAR), was taking place in Durban, South Africa. David Gespass, a Regional Vice President of the Guild, was a delegate to the conference. Unfortunately, many Americans will remember the conference only because the U.S. Government refused to send a high-level delegation. The mid-level delegation which did attend, was recalled to Washington on the stated objection to discussion surrounding the questions of Israel and Palestine. As a

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U.S. POSTAL SERVICE STATEMENT OF OWNERSHIP, MANAGEMENT & CIRCULATION (REQUIRED BY 39 U.S.C. 3685)
1. Title of Publication: GUILD PRACTITIONER. 2. Publication number: 231 560. 3. Date of filing: October 1, 2001. 4. Issue frequency: quarterly. 5. Number of issues published annually: Four. 6. Annual subscription price: $25. 7. Complete mailing address of known office of publication: 8124 West 3rd St., Suite 201GP, Los Angeles, CA 90048. 8. Complete mailing address of the general business offices of the publisher: 8124 West 3rd St., Suite 201GP, Los Angeles, CA 90048. 9. Full names and complete mailing address of publisher, editor and managing editor: Publisher: The Guild Practitioner, 8124 West 3rd St., Suite 201GP, Los Angeles, CA 90048. Editor: Marjorie Cohn. 8124 West 3rd St., Suite 201GP, Los Angeles, CA 90048. Managing editor: none. 10. Owner: Marjorie Cohn, Deborah Willis, Cyril Gius. 8124 West 3rd St., Suite 201GP, Los Angeles, CA 90048. 11. Known bondholders, mortgagees, and other security holders owning or holding 1 percent or more of total amount of bonds, mortgages, or other securities: none. 12. For completion by nonprofit organizations authorized to mail at special rates (Section 423.12DMM only): Status has not changed during the preceding 12 months. 13. Publication name: Guild Practitioner. 14. Issue date for circulation data below: Spring 2001. 15. Extent and nature of circulation. Average number of copies of each issue during preceding 12 months. A. Total number of copies (net press run): 3270. B. Paid and/or requested circulation (1) Outside county: 2833. (2) Paid in-county subscriptions: 0. (3) Sales through dealers and carriers, street vendors, counter sales and other non-USPS paid distribution: 0. (4) Other classes mailed through the USPS: 15. C. Total paid and/or requested circulation: 2848. D. Free distribution by mail (samples, complimentary and other free): (1) Outside county: 19. (2) In-county: 3. (3) Other classes mailed: 3.  E. Total free distribution: 75. F. Total distribution: 2855. 16. This statement of ownership will be printed in the Summer 2001 issue of this publication. 17. I certify that the statements made by me above are correct and complete. Signature and title of editor, publisher, business manager or owner: Cy Gius, Business Manager, October 1, 2001.
delegate, Gespass gives us a first-person account of the conference. Two days after his return to the U.S., September 11 was upon us. Gespass ties together the fundamental issues of racism and classism addressed at the conference, with the fundamental issues posed by the events of September 11. As addenda, Gespass submits statements of the Guild and the International Association of Democratic Lawyers, bearing on the U.S. walkout and objections to the Final Document of the NGO Forum.

Professor Kenji Urata’s article calls for a critical reappraisal of the so-called “humanitarian intervention” by one nation into the affairs of another. From a perspective of pacifism, which is central to the Japanese Constitution, Professor Urata sees “humanitarian intervention,” properly defined, as non-violent measures which respond to humanitarian catastrophes. “Humanitarian intervention” is a “problematic concept,” he writes, “when it is used to justify colonialist military aggression.” Urata specifically disapproves “humanitarian intervention” as justification for NATO’s bombing of Kosovo. His call for international law, founded in the promotion of peace, is of continuing importance since the U.S. commencement of bombing in Afghanistan in response to the events of September 11.

We ask you to keep in mind that we are in a volatile period. During the time between the writing of these articles and their being read, there will likely be new concerns, new issues and some changed circumstances. Nevertheless, we believe that the analysis of the history of Afghanistan, the dangers of war, the relationship between racism, classism and war, and the unfortunate upshot of repressive legislation — will continue to be relevant and enlightening.

Stephen J. Perrello, Jr. & Leslie Rose, Issue co-editors