# 1nc

**1NC T MUST BE QPQ**

**Economic engagement must be conditional**

Shinn 96 [James Shinn, C.V. Starr Senior Fellow for Asia at the CFR in New York City and director of the council’s multi-year Asia Project, worked on economic affairs in the East Asia Bureau of the US Dept of State, “Weaving the Net: Conditional Engagement with China,” pp. 9 and 11, google books]

In sum, conditional engagement … a Chines shipment of missiles to Iran with an American shipment of F-16s to Vietnam (John Lewis Gaddis, Strategies of Containment: A critical Appraisal of Postwar American National Security Policy. New York: Oxford University Press, (1982). This is also cited in Fareed Zakaria, “The Reagan Strategy of Containment,” Political Science Quarterly 105, no. 3 (1990), pp. 383-88).

**1NC PTX DA**

**Patent reform compromise will pass**

**Byers, 4/10/14** (Alex, Politico, “Scoop: ECPA reform backers trying to turn heat on SEC — Hill still working on how to proceed on NSA 509” <http://www.politico.com/morningtech/>)

SENATORS DECLARE TENTATIVE PATENT DEAL, BUT NO DETAILS SHARED YET — Lawmakers ran out

AND

the day lawmakers return, and Senators will vote in committee that week.

**Obama’s PC is key**

**Lengell, 4/4/14** (Sean, Washington Examiner, “Lawmakers look to stop patent abuse”, <http://washingtonexaminer.com/lawmakers-look-to-stop-patent-abuse/article/2546745>)

Momentum is building on Capitol …, which is pushing for the legislation.

**Drains capital – backlash and hostage taking on unrelated priority legislation is empirically proven, likely in future and specifically true for Rubio – Cuba policy is totally unique – this is the best link card you will ever read**

**LeoGrande 12 –** William M. LeoGrande School of Public Affairs American University, Professor of Government and a specialist in Latin American politics and U.S. foreign policy toward Latin America, Professor LeoGrande has been a frequent adviser to government and private sector agencies, 12/18/12, http://www.american.edu/clals/upload/LeoGrande-Fresh-Start.pdf

The Second Obama Administration Where in the executive branch will control over Cuba policy lie

AND

rarely happen unless the urgency of the problem forces policymakers to take action.

**Patent reform key to green tech innovation**

**Gerschel-Clarke, 13** – independent design strategist specialising in the societal aspects of design and a contributing writer at Sustainable Brands (Adam, The Guardian, “Are patent trolls strangling sustainable innovation?” 11/14, <http://www.theguardian.com/sustainable-business/patent-trolls-sustainable-innovation>)

Disputes over intellectual property have risen … that patents were intended to offer all innovation. This means reducing the influence of incumbent manufacturers and trolls on emerging green technologies by limiting the breadth of patents and regulating licences on basic technologies.

**Green tech innovation is key to US primacy, preventing resource wars and climate change – all which cause extinction**

**Klarevas 09** – Professor of Global Affairs

Louis, Professor at the Center for Global Affairs – New York University, “[Securing American Primacy While Tackling Climate Change: Toward a National Strategy of Greengemony](http://www.huffingtonpost.com/louis-klarevas/securing-american-primacy_b_393223.html)”, Huffington Post, 12-15, http://www.huffingtonpost.com/louis-klarevas/securing-american-primacy\_b\_393223.html

By not addressing climate change more aggressively and creatively, the United States is squandering

AND

means of leverage that can be employed to keep potential foes in check.

**1NC K**

**Apocalytpic environmental rhetoric causes eco-fascism and alienates solutions – turns case**

**Davidson 2k** – BioScience 50(5):433-440. 2000, Economic Growth and the Environment: Alternatives to the Limits Paradigm CARLOS DAVIDSON Carlos Davidson is a conservation biologist with a background in economics. He is currently studying landscape-scale patterns of amphibian decline in California in the Section of Evolution and Ecology, University of California, Davis

Is the limits metaphor a politically useful way to conceptualize environmental problems? If someone

AND

arrangements? Who benefits least from the current arrangements and might support change?

**Eco-fascism would require massive human die-off and would dramatically accelerate degradation**

**Lewis 94** – Lecturer in history and director of the International Relations program at Stanford (Martin Lewis, 1994.. Green Delusions, p. 8, Google Books)

Finally, the radical green movement threatens nature by advocating a return to the land

AND

devastation that occurs when economic growth stalls out in an already industrialized society.

**Our response is to interrogate the epistemological failures of the 1ac – the judge is an academic and the role of the ballot is to interrogate the epistemological failures of the 1ac**

**Jones 99** – Professor International Politics @ Aberystwyth University (1999, Richard Wyn, Security, Strategy, and Critical Theory, p. 155-163)

The central political task of the intellectuals is to aid in the construction of a

AND

should act as both an inspiration and a challenge to critical security studies.

**1NC GENERIC DA – SHORT**

**Chinese influence in Latin America is expanding at the expense of the US – it’s zero-sum**

**Martinez, 13** – Columnist for the Sun Sentinel (Guillermo I., “America Losing Influence Throughout Latin America”, SunSentinel, 5/23, <http://articles.sun-sentinel.com/2013-05-23/news/fl-gmcol-oped0523-20130523_1_drug-cartels-latin-america-pri)//VP>

Once upon a time, as many fairy tales start, the United States was

AND

lose status as a premier world power. This is no fairy tale.

**Cuba engagement crowds out China’s presence in the region**

**Benjamin-Alvadaro 06 –** (Jonathan, Report for the Cuban Research Institute, Florida International University, PhD, Professor of Political Science at University of Nebraska at Omaha, Director of the Intelligence Community Centers of Academic Excellence Program at UNO, Treasurer of the American Political Science Association, “The Current Status and Future Prospects for Oil Exploration in Cuba: A Special,” <http://cri.fiu.edu/research/commissioned-reports/oil-cuba-alvarado.pdf>)

Additionally, Venezuela remains the fourth largest importer of oil to the United States and

AND

circumstances but have well-served the commercial interests of all parties involved.

**Latin America is key to investment**

**Arnson et al 09** – (Cynthia Anderson, Mark Mohr, Riordan Roett, writers for Woodrow Wilson International Center for Scholars, “Enter the Dragon? China’s Presence in Latin America”, http://www.wilsoncenter.org/sites/default/files/EnterDragonFinal.pdf) (JN)

China’s role in Latin America is, above all, based on trade, despite

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region. Thus, Latin America represents a substantial market for Chinese goods.

**China economic collapse causes WW3- hotspot for escalation**

**Plate, 03 -** Mr. Plate is a member of the Pacific Council on International Policy, the Century Association of New York and the Phi Beta Kappa Society(Tom Plate, “Why Not Invade China” Asia Pacific Media Networks, 6/30, http://asiamedia.ucla.edu/TomPlate2003/06302003.htm)//JS

But imagine a China disintegrating -- on its own, without neo-con or

AND

-con insanity is more of a danger to the Bush presidency than China

**1NC CP**

**Using its licensing authority and enforcement discretion, the United States Department of Treasury’s Office of Foreign Assets Control should exempt transactions involving private funds that can be expended in Cuba for environmental purposes, and revoke all licensing for tourism.**

**1NC ENVIRONMENT**

**No impact to the environment**

**Sagoff 97** – Mark, Senior Research Scholar – Institute for Philosophy and Public policy in School of Public Affairs – U. Maryland, William and Mary Law Review, “INSTITUTE OF BILL OF RIGHTS LAW SYMPOSIUM DEFINING TAKINGS: PRIVATE PROPERTY AND THE FUTURE OF GOVERNMENT REGULATION: MUDDLE OR MUDDLE THROUGH? TAKINGS JURISPRUDENCE MEETS THE ENDANGERED SPECIES ACT”, 38 Wm and Mary L. Rev. 825, March, L/N

Note – Colin Tudge - Research Fellow at the Centre for Philosophy at the London School of Economics. Frmr Zoological Society of London: Scientific Fellow and tons of other positions. PhD. Read zoology at Cambridge.

Simon Levin = Moffet Professor of Biology, Princeton. 2007 American Institute of Biological Sciences Distinguished Scientist Award 2008 Istituto Veneto di Scienze Lettere ed Arti 2009 Honorary Doctorate of Science, Michigan State University 2010 Eminent Ecologist Award, Ecological Society of America 2010 Margalef Prize in Ecology, etc… PhD

Although one may agree with ecologists such as Ehrlich and Raven that the earth stands

AND

sense, good for mankind. The most valuable things are quite useless.

**Marine ecosystems are resilient**

**Kennedy 02 –** Victor Kennedy, PhD Environmental Science and Dir. Cooperative Oxford Lab., 2002, “Coastal and Marine Ecosystems and Global Climate Change,” Pew, <http://www.pewclimate.org/projects/marine.cfm>

There is evidence that marine organisms and ecosystems are resilient to environmental change. Steele

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variability throughout their range, which may allow for adaptation to climate change.

**Extinction genetically impossible and ahistorical**

**Posner 05 –** (Richard A., Judge U.S. Court of Appeals 7th Circuit, Professor Chicago School of Law, January 1, 2005, Skeptic, Altadena, CA, Catastrophe: Risk and Response, http://goliath.ecnext.com/coms2/gi\_0199-4150331/Catastrophe-the-dozen-most-significant.html#abstract)

Yet the fact that Homo sapiens has managed to survive every disease to assail it

AND

through gene splicing into a far more lethal pathogen than smallpox ever was.

**1NC NO WAR**

**Nuclear deterrence fails**

**Doyle 09** – James E., Nuclear Nonprolif Division at Los Alamos for over a decade, worked on nuclear projects with Russian nuclear weapons institute, senior policy analyst at Science Applications International Corporation, PhD in Int’l Security Studies from U Virginia, “Eyes on the Prize: A Strategy for Enhancing Global Security,” in “Abolishing Nuclear Weapons: A Debate,” Carnegie Endowment for International Peace, <http://www.carnegieendowment.org/files/abolishing_nuclear_weapons_debate.pdf> Herm

In their essay, Perry, Shultz, Kissinger, and Nunn assert that nuclear

AND

its allies could be successfully deterred by a reciprocal threat of nuclear retaliation.

**Economics cannot explain the absence of war**

**Jervis 02** – Professor of International Politics, Columbia University (Adlai E. Stevenson, “Theories of War in an Era of Leading Power Peace”, American Political Science Review 96:1–14)

There are four general arguments against the pacific influence of interdependence. First, it

AND

be- fore could be a product of expectations of future good relations.

**Not a strong enough check**

**Jervis 02** – Professor of International Politics, Columbia University (Adlai E. Stevenson, “Theories of War in an Era of Leading Power Peace”, American Political Science Review 96:1–14)

International Organizations. Even those who argue for the pacifying effect of common memberships in

AND

con- trol variables, the direction of causality is difficult to establish.

**1. War is possible – laundry list of reasons and scenarios – prefer our expert consensus**

**Mearsheimer 99** – John, Whitney H. Shepardson Fellow, Council on Foreign Relations; R. Wendell Harrison Distinguished Service Professor of Political Science, University of Chicago Council on Foreign Relations Great Debate Series, “Is Major War Obsolete?” February 25 1999, <http://www.ciaonet.org/conf/cfr10> Herm

Now I think the central claim that’s on the table is wrong-headed,

AND

Asia, and number two, if he does not, why not?

**2. Any risk outweighs – great power wars are possible are a prior question**

**Gonsell 12** – April, Lieutenant Commander Rachael Gosnell, U,S. Navy and Second Lieutenant Michael Orietti U,S. Marine Corps “Now Hear This - ls Great-Power War Still Possible?” Herm

The Center for Naval Analyses recently published Grand Strategy: Contemporary Contending Analyst Views and

AND

cannot be ruled out. U.S. policymakers must plan accordingly.

**1. War is possible – laundry list of reasons and scenarios – prefer our expert consensus**

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cannot be ruled out. U.S. policymakers must plan accordingly.

**War will happen. Deal with it**

**Mearsheimer 1999** – distinguished political science professor at U Chicago (John, CIAO Net, “Is major war obsolete”, <http://www.ciaonet.org/conf/cfr10/index.html>)

A second reason that states go to war which, of course, is dear

AND

don’t hear many people saying that’s going to produce peace, do you?

**Wars will happen—biological drive**

**Thayer 4 –** Ph.D., associate professor in the Department of Defense and Strategic Studies of Missouri State University, Fellow at the Belfer Center for Science and International Affairs at the Kennedy School of Government at Harvard University, international and national security affairs senior analyst at National Institute for Public Policy (Bradley, Darwin and International Relations, pg. 11-12) \*Disagree with Gendered Language\*

In Chapter 2, I explain how evolutionary theory contributes to the realist theory of

AND

, organizations like the Catholic Church, or contemporary states in international relations.

**The possibility of nuclear extinction outweighs all other impacts-even if the risk of extinction is small, its magnitude requires evaluation before all else**

**Schell 84** – professor at Wesleyan University and former New Yorker editor (Jonathan, “The Fate of the Earth,” pg. 93-94)

<To say that human extinction is a certainty would, of course, be

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to withdraw the threat we now pose to the earth and to ourselves.

In trying to describe possible consequences of a nuclear holocaust, I have mentioned the limitless complexity of its effects on human society and on the ecosphere—a complexity that sometimes seems to be as great as that of life itself. But if these effects should lead to human extinction, then all the complexity will give way to the utmost simplicity—the simplicity of nothingness. We—the human race—shall cease to be.>

yes war—history not static

**Their arguments assume history is static—rapid changes over the next couple decades ensure war**

**Miami Herald 2008** – quoting Global Trends 2025 (11/20, http://www.miamiherald.com/news/politics/AP/story/780918.html)

The risks of nuclear weapons being used and wars being fought over dwindling resources will

AND

"History tells us that rapid change brings many dangers," it said.

**Changing international system subsumes their argument**

**Doran 1999** – Andrew W. Mellon Professor of International Relations at Johns Hopkins University’s School of Advanced International Studies (Charles F., Survival, Vol. 41, No. 2, “Is Major War Obsolete? An Exchange”)

If major war is obsolete, then we are witnessing a revolution equivalent in importance to the agricultural revolution, or the industrial revolution. The end of major … only way you could really argue for the obsolescence of major war would be to say that the probability is virtually zero.

**There’s a rational incentive for war—just not actuarial because of crisis pressure**

**Mearsheimer 1999** – distinguished political science professor at U Chicago (John, CIAO Net, “Is major war obsolete”, <http://www.ciaonet.org/conf/cfr10/index.html>)

The whole subject of rationality is a fascinating subject. I want to emphasize here

AND

decision-making process. They just miscalculated; they just guessed wrong.

**Yes war – power dynamics and empirics**

Contreras, 12

Fellow, Belfer Center for Science and International Affairs, Harvard University (Dominic, citing Monica Duffy Toft, associate professor of public policy at the Kennedy School of Political Science at Harvard and director of the Belfer Center’s Initiative on Religion in International Affairs, citing Stephen M. Walt, the Robert and Renee Belfer professor of international affairs and faculty chair of the Belfer Center’s International Security Program, February 1, 2012, “Winning the War on War?”, Belfer Center for Science and International Affairs, Harvard University, http://belfercenter.ksg.harvard.edu/publication/21707/winning\_the\_war\_on\_war.html?breadcrumb=%2Fproject%2F52%2Fintrastate\_conflict\_program, Hensel)

In a jointly authored December 2011 op-ed in the New York Times,

AND

, but according to Pinker, “you can’t miss the trend line.”

**Nuclear war causes extinction – newest evidence says nuclear winter makes Earth uninhabitable**

Robock ‘11

[Alan – Prof Environmental Science @ Rutgers. “Nuclear Winter is a Real and Present Danger” Nature, Vol 473. Summer 2011 Ebsco]

In the 1980s, discussion and debate about the possibility of a ‘nuclear winter’

AND

support further reductions in arms. The New START treaty is not enough.

# 2nc

**2NC AVOIDS POLITICS (1:19)**

**Doesn’t link to politics, eight reasons –**

**a. doesn’t require legislative or regulatory action – no delay solvency deficits either**

**Golumbic and Ruff 13** — Court E. Golumbic, Managing Director and Global Anti-Money Laundering, Anti-Bribery and Government Sanctions Compliance Officer at Goldman Sachs & Co., Lecturer-in-Law at the University of Pennsylvania Law School, former Assistant United States Attorney with the United States Attorney's Office for the Southern District of New York, and Robert S. Ruff III, Associate in the Securities Litigation practice group at Weil, Gotshal & Manges LLP, 2013 (“Leveraging the Three Core Competencies: How OFAC Licensing Optimizes Holistic Sanctions,” *North Carolina Journal of International Law & Commercial Regulation* (38 N.C.J. Int'l L. & Com. Reg. 729), Spring, Available Online to Subscribing Institutions via Lexis-Nexis)

3. Adaptability

The third core competency of OFAC's licensing practices is the ability to **adapt** a particular

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**a regulatory overhaul or the signing or withdrawal of an executive order**. n391

**b. flies below the radar – escapes public and congressional scrutiny**

**Ortblad 08** — Vanessa, J.D. Candidate, Northwestern University School of Law, May 2009; B.A., University of Washington, 2002, “THE JOURNAL OF CRIMINAL LAW & CRIMINOLOGY,” Northwestern University, School of Law, <http://www.law.northwestern.edu/journals/jclc/backissues/v98/n4/9804_1439.Ortblad.pdf>, “CRIMINAL PROSECUTION IN SHEEP’S CLOTHING: THE PUNITIVE EFFECTS OF OFAC FREEZING SANCTIONS,” ADM

Unfortunately, U.S. courts have not considered any of the policy implications

AND

OFAC has largely escaped the media scrutiny and public policy discussion it merits.

**c. Beyonce and Jay-Z prove our argument**

**Nelson and Yeargin 13** — Lindsey Nelson, Associate at Nixon Peabody LLC—a Global 100 law firm, holds a J.D. from George Washington University Law School, and Grayson Yeargin, Partner at Nixon Peabody LLC—a Global 100 law firm, holds a J.D. from the Georgetown University Law Center, 2013 (“‘Can I get a . . .’ OFAC license? Beyoncé and Jay-Z’s travel to Cuba highlights embargo’s restrictions,” *Export Controls Alert*—a publication of Nixon Peabody LLC, April 9th, Available Online at http://www.nixonpeabody.com/files/156171\_Export\_Controls\_Alert\_09APR2013.pdf, Accessed 07-19-2013)

Add potential sanctions violations to Jay-Z’s 99 … obtained. Though it is likely that **little, if anything, will come of this** once politicians and the media move on to **the next hot topic**, Bey and Jay’s travel does serve as a reminder for the 400,000 U.S. citizens who travel to Cuba each year that there are specific limitations that apply to these trips.

**PTX**

**2NC GREEN TECH IMPACT OV**

**Decline in primacy causes US lash-out precipitating nuclear war**

**Pape 09** – Robert A., Professor of political science at the University of Chicago (Jan-Feb. 2009, “Empire Falls,” <http://findarticles.com/p/articles/mi_m2751/is_99/ai_n32148803/?tag=content;col1> originally from The National Interest)

Most disturbing, whenever there are major changes in the balance of power, conflict

AND

America's current, rapid domestic economic decline is merely accelerating our own downfall.

**These resource wars cause nuclear war**

**Lendman 07 –** (Stephen Lendman is a renowned author and Research Associate of the Center for Research on Globalization (CRG). The Centre for Research on Globalization (CRG) is an independent research and media organization based in Montreal. The CRG is involved in book publishing, support to humanitarian projects as well as educational outreach activities including the organization of public conferences and lectures. The Centre also acts as a think tank on crucial economic and geopolitical issues. Stephen has written extensively on war and peace, social justice in America and many other national and international issues. Stephen Lendman is a recipient of a 2008 Project Censored Award, University of California at Sonoma – “Resource Wars – Can We Survive Them?” – Global Research, June 06, 2007 – http://www.globalresearch.ca/resource-wars-can-we-survive-them/5892)

With the world’s energy supplies finite, the US heavily dependent on imports, and

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, or at least a big part of it, would have survived.

**AT: THUMPERS**

**Senate Democrats are the source of opposition – they need to be pressured or delays will kill the bill**

**Silverstein, 4/10/14** (Ed, “Will U.S. patent reform take place this spring or continue to be delayed?” Inside Counsel, <http://www.insidecounsel.com/2014/04/10/will-us-patent-reform-take-place-this-spring-or-co>)

He confirms that fee shifting remains a key area of … – or patent reform may not get approved this spring.

**Unemployment and Voting rights don’t thump – Obama’s taken everything else off the table – including trade – so he can appease Democrats**

WP 2-22 – Washington Post, 2/22/14, <http://www.washingtonpost.com/politics/obama-seeks-to-defuse-tensions-among-democrats/2014/02/22/92e472fc-9b1b-11e3-ad71-e03637a299c0_story.html>

President Obama is stepping up his efforts to coalesce and energize the Democratic base for

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raised the possibility that a decision may be delayed until after the election.

**2NC WILL PASS**

**Second – their evidence doesn’t account for Obama’s sustained leadership on a floor vote, Leahy’s bill has an agreement but PC brings it over the finish line**

**Hattem, 3/5/14** (Julian, “Congress gets out club for patent ‘trolls’” The Hill, http://thehill.com/blogs/hillicon-valley/technology/199954-lawmakers-look-to-push-patent-troll-bill)

Proponents of a bill to prevent patent “… on board, according to Rep. Jared Polis (D-Colo.).

**Negotiations between the White House and Senate Democrats are boosting Democratic support for a compromise on fee shifting – that’s key to getting a final bill to pass a full Senate vote**

**Tummarello, 4/13/14** (Kate, The Hill, “Leahy walks tightrope on Senate patent bill”

<http://thehill.com/blogs/hillicon-valley/203395-leahy-walks-tightrope-on-senate-patent-bill>

Senate Judiciary Committee Chairman Patrick Leahy (D-Vt.) is hoping to advance a complex patent reform bill when the Senate returns from its two-week recess, but will have to … lobbyist said.

**Their uniqueness evidence refers to delays over markup of the bill in the Senate Judiciary Committee. These are about negotiations over details that will be resolved over the recess – a final bill will still come out of committee**

**Wilhelm, 4/9/14** (Alex, “Senate Patent Reform Bill Delayed Yet Again” TechCrunch, <http://techcrunch.com/2014/04/09/senate-patent-reform-bill-delayed-yet-again/>)

A bi-partisan Senate bill aimed at curbing abuse of the U.S. patent … by early May.

**All major details have been agreed to in the Judiciary Committee – they just ran out of time before a final vote and were negotiating over language of fee-shifting only**

**Ruger, 4/10/14** (Todd, “Senate Again Delays Patent Reform Action” Legal Times, http://www.nationallawjournal.com/legaltimes/home/id=1202650554406/Senate%20Again%20Delays%20Patent%20Reform%20Action?mcode=1202615034968&curindex=2&back=NLJ&slreturn=20140311081857)

The Senate Judiciary Committee has reached an … a tentative agreement in principle."

**2NC CUBA GENERIC WALL**

**a. spillover link – plan’s unpopularity with the Cuban lobby forces Obama to expend massive amounts of capital which crowds out the bill**

Shifter 12 – By Michael Shifter, Inter American Dialogue, http://www.thedialogue.org/page.cfm?pageID=32&pubID=3186

Revista Ideele, December 27, 2012

Not surprisingly, Obama has been explicit that reforming the US’s shameful and broken immigration

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this country but for the world. It is the best foreign policy.

**AT: CLEAN TECH FAILS**

**Clean tech solves the environment**

**Hall 6/20 –** Founder & Vice President Ioxus, Inc. (Chad, June 20, 2012, “Cleantech Industry Powers US Economy with Job Creation,”http://www.environmentalleader.com/2012/06/20/cleantech-industry-powers-us-economy-with-job-creation/) //DR**.** H

Green technology not only helps to … energy applications for a cleaner, more sustainable environment.

**2NC PC KEY – THEORY**

**Political capital theory is real –**

**a) empirical studies prove political capital is key**

**Beckmann & McGann 08** – [Matthew N. Beckmann, PhD and Associate Professor, Political Science School of Social Sciences at UC Irvine; Anthony J. McGann, Assistant Professor in the Political Science School of Social Sciences at UC Irvine, “NAVIGATING THE LEGISLATIVE DIVIDE POLARIZATION, PRESIDENTS, AND POLICYMAKING IN THE UNITED STATES,” Journal of Theoretical Politics 20(2): 201–220]

In his seminal work on the presidency, Richard Neustadt (1960) cited the

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its conditional nature should provide more discriminating results and permit more judicious inferences.

**b) framing issue – their studies don’t take out our disad, even if capital only works at the margin it’s still key**

**O’Geen and Lebo 11** – \*Assistant Professor of Political Science at Davidson College, \*\*Associate Professor of Political Science at Stony Brook University (July, Andrew and Matthew, The Journal of Politics, 73.3, “The President’s Role in the Partisan Congressional Arena”, http://ms.cc.sunysb.edu/~mlebo/The%20Presidents%20Role%20in%20the%20Partisan%20Congressional%20Arena.pdf, WEA)

Presidential Success

The seminal work of Neustadt (1960) provides the foundation for most empirical examinations of presidential inﬂuence in Congress. Writing about power in political ofﬁce, Neustadt was interested in understanding both the sources of power for a president and … an investigation of the causes of success to an interest in its consequences.

**AT: WATERED DOWN / BILL FAILS**

**Legislation is key – the final bill will include fee shifting and transparency provisions – compromise was reached in the Judiciary Committee**

**Hattem, 4/10/14** (Julian, “OVERNIGHT TECH: Patent compromise continues” The Hill, <https://thehill.com/blogs/hillicon-valley/203279-overnight-tech-patent-compromise-continues>)

THE LEDE: Sens. Charles Schumer (D-N.Y.) and John Cornyn (R-Texas) have … the patent is reviewed.

**Fee-shifting is the vital internal link to stopping patent trolls**

**Shapiro, 3/26/14 -** president and CEO of the Consumer Electronics Association

(Gary, “Senate should finish off the patent trolls” The Hill, <http://thehill.com/blogs/congress-blog/technology/201701-senate-should-finish-off-the-patent-trolls>)

Fixing the problem requires changing the economic incentives and … the patent trolls, which is important since the trolls overwhelmingly lose when their weak patents are actually litigated.

**It will wreck their entire business model – Vitka proves**

**Vitka, 13** - Sean Vitka holds a J.D. from Boston College Law School. He was a legal fellow at the Open Technology Institute and a Google Policy Fellow at Georgetown Law (“Patent Trolls Have A New Enemy” Slate, 10/24, <http://www.slate.com/blogs/moneybox/2013/10/24/patent_trolls_the_innovation_act_is_their_public_enemy_number_one.html>)

On Wednesday, Rep. Bob Goodlatte (R-VA) has introduced “… of damage to patent trolls’ bottom lines.

**It solves and will be added to the Leahy bill**

**Dillon, 3/21/14** - SVP, GENERAL COUNSEL AND CORPORATE SECRETARY (Mike, “Troll Wars: The Problem Can Only be Solved by Congress” <http://blogs.adobe.com/conversations/2014/03/part-3-troll-wars-the-problem-can-only-be-solved-by-congress.html>)

The real answer lies with Congress. There are currently a … know that you support this and passage of a Senate bill.

# 1nr

**b. burn-out takes out the impact**

\*burn-out takes out the impact – if the idea that a disease was lethal enough to kill the entire human population was true, then it would kill the human host too quickly to effectively propagate itself and infect other hosts – lack of an efficient means of transmission makes the impact contained

**Gerber 05 –** (Leah R. Gerber, PhD. Associate Professor of Ecology, Evolution, and Environmental Sciences, Ecological Society of America, "Exposing Extinction Risk Analysis to Pathogens: Is Disease Just Another Form of Density Dependence?" August 2005, Jstor)

The density of it population is an important parameter for both PVA and host-

AND

extent to which transmission depends on the density of the endangered host species.

**Organizations lack full deterrence capabilities—Lack of civilian control means states are more likely to strike preemptively or abandon nuclear discipline**

**Clark 1997** – director of the national security studies program at California State University (Mark T., “Deterrence in the Second Nuclear Age-book reviews: Neorealism versus Organizational Theory,” http://www.findarticles.com/p/articles/mi\_m0365/is\_n1\_v41/ai\_19238111)

Sagan's critique is a healthy antidote to Waltz's optimism. In his view, there are two principal arguments that suggest pessimism about any future with a greater number of nuclear-armed adversaries. From his study of militaries, Sagan finds that their organizational behavior inclines them … will accrue by investing enormous amounts of time, talent, and treasure into developing its nuclear program

**AT: PUBLIC PRESSURE**

**Doesn’t solve**

**Jervis 02** – Professor of International Politics, Columbia University (Adlai E. Stevenson, “Theories of War in an Era of Leading Power Peace”, American Political Science Review 96:1–14)

The explanations for the democratic peace are thoughtful and often ingenious, but not conclusive

AND

once-familiar views may be incorrect, but they deserve careful attention.

**AT: BUNKERS**

**Bunkers are tombs-they offer no hope of survival**

**Freeman, 1985** (Harold, Prof. Emeritus MIT, If You Give a Damn About Life, pg. 25-7)

In a nuclear war, occupants of family shelters will die in … out, in short time, to be their coffins. The delay will be shorter for children

**AT: COUNTERFORCING**

**No counterforcing because the policy fails**

**Dowty and Orlans 08 – PhD Harvard Professor Emeritus and Executive Director of the Leonard Davis Institute for International Relations** (Alan, PhD in IR U Chicago, Derek, Yehoshafat Harkabi, *Nuclear War and Nuclear Peace* pg 77-79, 2008)

Counterforce strategy assumes rationality and restraint in abstention from … considered a preferred strategy, but invulnerability of the adversary’s weapons reduces its feasibility.

**YES IMPACT NUKE WAR**

**The ozone will be devastated according to studies other than Robock’s, their evidence doesn’t assume temperature**

**Robock and Toon 10** (ALAN, professor of cliatology in the Department of Environmental Sciences at Rutgers University and the associate director of the Center for Environmental Prediction AND OWEN, “LOCAL NUCLEAR WAR, GLOBAL SUFFERING” **Scientific American**, JAN 2010, VOL. 302, ISSUE 1 PG 74-81)

In addition to the cooling, drying and darkness, extensive ozone … because of the diminished ozone.