INSCT@10: A DECADE OF EXCELLENCE

SU’s Maxwell School of Citizenship and Public Affairs, with the support of Dean Mitchel B. Wallerstein, joins the College of Law in sponsoring INSCT, making the Institute SU’s first two-college program.

Gen. Montgomery C. Meigs, US Army (Ret.), becomes Louis A. Bantle Chair in Business and Government at the Maxwell School. (In 2009, he was named an INSCT Senior Policy Advisor.)

The Institute for National Security and Counterterrorism (INSCT) at Syracuse University (SU) is established in 2003 by SU’s College of Law.

INSCT co-sponsors the conference “Challenges in the Struggle Against Violent Extremism: Winning the War of Ideas,” with the Maxwell School’s Louis A. Bantle Chair in Business and Government Policy and National Security Studies program. Keynote speakers include Adm. Edmund P. Giambastiani, vice chairman of the US Joint Chiefs of Staff; Raymond DuBois, former Acting US Under Secretary of Defense; and Dr. Matthew Levitt, Deputy Assistant Secretary for Intelligence and Analysis at the US Department of Treasury.

INSCT partners with the Interdisciplinary Center’s Lauder School of Government, Diplomacy, and Strategy and its academic center, the Institute for Counter-Terrorism, in Herzliya, Israel.

INSCT begins its Curricular Program in National Security and Counterterrorism Law, offering students base courses in national and international security and counterterrorism law and policy, as well as interdisciplinary elective courses.


INSCT begins to offer its 12-credit Certificate of Advanced Study in Security Studies, designed for graduate students preparing to be professionals in the fields of security and counterterrorism.

INSCT partners with the Interdisciplinary Center’s Lauder School of Government, Diplomacy, and Strategy and its academic center, the Institute for Counter-Terrorism, in Herzliya, Israel.

INSCT co-sponsors the conference “Challenges in the Struggle Against Violent Extremism: Winning the War of Ideas,” with the Maxwell School’s Louis A. Bantle Chair in Business and Government Policy and National Security Studies program. Keynote speakers include Adm. Edmund P. Giambastiani, vice chairman of the US Joint Chiefs of Staff; Raymond DuBois, former Acting US Under Secretary of Defense; and Dr. Matthew Levitt, Deputy Assistant Secretary for Intelligence and Analysis at the US Department of Treasury.

Two key texts are published: Counterterrorism Law and Combating Terrorism, both co-authored by INSCT Director William C. Banks.

For the 100th anniversary of The Hague Convention of 1907—and with significant support from Paul Greenberg (SU ’65)—INSCT sponsors the symposium “New Battlefields, Old Laws” in Washington, DC, launching its continuing project to reexamine policies and laws for the conduct of armed conflict in the age of asymmetric warfare.

Along with the Maxwell School’s Campbell Public Affairs Institute, INSCT hosts the workshop “Citizen, the Soldier, and the State.”

The Syracuse Law Review and INSCT host the symposium “A Nuclear Iran: The Legal Implications of a Preemptive National Security Strategy.”
The “New Battlefields, Old Laws” project continues with the conference “State Conflicts with Non-State Actors,” part of ICT’s Eighth Annual International Counter Terrorism Conference in Herzliya, Israel.

INSC joins the University of the Pacific McGeorge School of Law as co-sponsor of the nation’s only peer-reviewed journal devoted exclusively to national security law and policy. The Journal of National Security Law & Policy is now co-sponsored by INSC and Georgetown Law.

INSC begins offering its unique Certificate of Advanced Study in Postconflict Reconstruction, to provide students with a documented concentration in and familiarization with the major aspects of this emerging discipline.

INSC formalizes its relationship with the Maxwell School’s Downing Scholars program, an academic partnership with the Combating Terrorism Center at the US Military Academy at West Point, NY. Maj. Christopher DeMure (2010) and Maj. Don Canterna (2012) are INSC’s first Downing Scholars.

INSC hosts the Islam and International Humanitarian Law Workshop, a gathering of scholars and practitioners with interest in the contribution of Islam to the rules governing the conduct of warfare and humanitarian law.

INSC joins the University of the Pacific McGeorge School of Law as co-sponsor of the nation’s only peer-reviewed journal devoted exclusively to national security law and policy. The Journal of National Security Law & Policy is now co-sponsored by INSC and Georgetown Law.

Vice Adm. Robert B. Murrett (Ret.), former Director of the National Geospatial Intelligence Agency, joins INSC as Deputy Director.

The United States Institute of Peace (USIP), International Institute of Higher Studies in Criminal Sciences (ISISC), and INSC begin the Postconflict Justice and Islam project to assess the conformity of internationally recognized modalities of postconflict justice for international crimes to Islamic laws and customs.


The Maxwell School announces the creation of the Andrew Berlin Family National Security Research Fund, established in honor of Professor David H. Bennett and operated through INSC. The fund provides research and related support to Maxwell School faculty and students affiliated with INSC.

With support from SU alumna Carol Becker (’76), INSC begins offering Becker Study Abroad Fellowships and the Becker Speaker series, part of the Security in the Middle East program.

INSC joins with the American Bar Association to host the Third Annual Seminar on Teaching Law and National Security at SU, a conference that brings together the practitioner and academic communities to discuss the teaching of national security law and the training of future practitioners. Below, William C. Banks addresses the conference.

From September to November, INSC hosts the National Security Advice Speaker Series, beginning with the panel discussion “National Security Advice for the Next Administration” and continuing with talks by Bruce Hoffman and Job Henning.

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The David F. Everett Postconflict Reconstruction Speaker Series begins, a part of INSC’s Postconflict Reconstruction program. The first speaker is Dr. Veronique Dudouet, researcher at the Berghof Research Center for Constructive Conflict Management in Berlin, Germany.

INSC hosts the Islam and International Humanitarian Law Workshop, a gathering of scholars and practitioners with interest in the contribution of Islam to the rules governing the conduct of warfare and humanitarian law.

INSC hosts its first US Army Senior Service Fellow. Col. Casimir Casey, a practitioner of intelligence gathering and analysis and an assistant professor at West Point.

With support from SU alumna Carol Becker (’76), INSC begins offering Becker Study Abroad Fellowships and the Becker Speaker series, part of the Security in the Middle East program.

INSC joins with the American Bar Association to host the Third Annual Seminar on Teaching Law and National Security at SU, a conference that brings together the practitioner and academic communities to discuss the teaching of national security law and the training of future practitioners. Below, William C. Banks addresses the conference.

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The Institute for National Security and Counterterrorism is a multidisciplinary, university-based community of scholars and practitioners dynamically exploring and engaging national and international security and counterterrorism challenges.

With a vision of positively impacting security and counterterrorism law and policy throughout the world, INSCT draws upon the unparalleled expertise of its affiliated policy advisors, faculty, staff, and associates in order to address key and evolving challenges in security, counterterrorism, and postconflict reconstruction and to prepare the next generation of policymakers and practitioners.

Director
William C. Banks

Deputy Director
Vice Adm. Robert B. Murrett (Ret.)

Assistant Director
Keli A. Perrin

Research Assistant Professor
Corri Zoli

Research Fellow
Nicholas J. Armstrong

Administrative Assistant
Marlene Diamond

Communications Manager
Martin Walls
MESSAGE FROM THE DIRECTOR

Professor William C. Banks, Board of Advisors Distinguished Professor of Law, SU College of Law; Professor of Public Administration, SU Maxwell School of Citizenship and Public Affairs; and Director, INSCT.

When INSCT was founded in the wake of the Sept. 11, 2001 attacks, our primary focus was on immediate threats to the US, including al-Qaeda and the war on terror in Iraq and Afghanistan.

Ten years later, our academic and research agenda is broader and deeper because the legal and policy fabric of security and counterterrorism has become substantially more complex. In 2003, national security was seen as an extension of US military operations and defense strategy. Today, threats are diverse, may be kinetic or non-kinetic, and are interconnected across the domains of US governance.

Cross-domain threats don’t just imperil our military or our cities. Terrorists or rogue nations fighting asymmetric, “shadow” wars are just as inclined to target our finance, education, transportation, and healthcare networks, or choose a combination of physical and virtual targets.

In keeping abreast of this rapidly evolving field of study, INSCT has developed a strong international reputation for first-class graduate and legal education programs and cutting-edge research and policy analysis related to national and international security, counterterrorism, humanitarian law, postconflict reconstruction, cybersecurity, homeland security, and religion and conflict.

A key strength of this Institute is its interdisciplinary approach, which was cemented in 2004 when SU’s Maxwell School of Citizenship and Public Affairs and College of Law agreed to make INSCT part of both schools. Thanks to this partnership, INSCT brings top legal minds together with public and international affairs experts to approach security and counterterrorism issues from multiple vantage points.

Our interdisciplinary model is especially well-suited to staying abreast of shifting patterns of threats and challenges—as well as the changing demands of law and policy makers and practitioners—because our experts quickly adapt to the field’s dynamic nature.

One notable addition to our staff, in 2011, was Vice Adm. Robert B. Murrett as INSCT Deputy Director. A former Director of the US National Geospatial Intelligence Agency, he brings significant experience in defense strategy, military intelligence, and veterans affairs.

In 2013, Professor Murrett and Research Fellow Nicholas Armstrong collaborated with SU’s Institute of Veterans and Military Affairs on a report calling for a whole-of-government National Veterans Strategy. Their report is an excellent example of how the topic of veterans affairs impacts national security, and how INSCT is positioned to respond to this challenge.

INSCT has formed many educational and research partnerships beyond the walls of the University over the years, with the Institute for Counter-Terrorism in Herzliya, Israel (which hosts our study abroad fellows); New America Foundation; American Bar Association; American Society for International Law; and Georgetown Law (with which we publish the *Journal of National Security Law & Policy*).”

INSCT has formed partnerships with academic and professional institutes, as well as with private individuals, enable us to advance common research and reform goals, and they facilitate direct public service by INSCT staff and affiliates, through consultation with government agencies, NGOs, and other public entities.

At the same time, the Institute’s faculty and research fellows deliver an unparalleled educational experience for students and professionals through a structured curriculum that advances students’ skills and analytical proficiency. Ten years ago, INSCT began by offering law and graduate students a Curricular Program in National Security and Counterterrorism Law. Since then, INSCT has added certificates of advanced study in Security Studies and Postconflict Reconstruction and an online Cybersecurity Law and Policy course.

For students who aspire to a career in the security field, INSCT’s programs prepare SU graduates to compete in today’s job market. INSCT alumni have placed in professions across federal, state, and local government; NGOs; the consulting industry; and law firms. These graduates are the best evidence of the Institute’s success.
ACADEMIC PROGRAMS

Graduate Education

INSCT is currently one of the top awarders of certificates on the SU campus and the only graduate-level interdisciplinary law, policy, and security studies research institute in the US.

The Institute offers both advanced interdisciplinary and discipline-specific courses and programs that address the law and policy of national and international security, counterterrorism, and postconflict reconstruction, administering three graduate programs:

- Certificate of Advanced Study in Security Studies
- Certificate of Advanced Study in Postconflict Reconstruction
- Curricular Program in National Security and Counterterrorism Law

Since 2003, 470 students have been educated in INSCT’s certificate and curricular programs. Alumni work in professional positions across federal and state government, consultancy firms, law firms, and elsewhere.

In addition, INSCT provides international study opportunities as part of its Program on Security in the Middle East and offers an online Cybersecurity Law and Policy course.

Sponsorship of student endeavors includes that of the highly active Student Association on Terrorism and Security Analysis, which publishes a journal and hosts an annual security studies conference.

LEARN MORE AT INSCT.SYR.EDU/ACADEMICPROGRAMS

Certificate of Advanced Study in SECURITY STUDIES

INSCT is the one of the only academic institutes in the country that awards graduate certificates in the expanding field of security studies.

It is also the only Institute of its kind whose graduate programs—including security studies—offer a calibrated mix of interdisciplinary academics, collaborative research opportunities guided by top faculty, and real-world policy practice.

Since the program began in 2006—SU’s first dual-college certificate of advanced study—INSCT has awarded 232 Security Studies certificates to SU law and graduate students.

This certificate is ideal for students preparing for careers in national security, homeland security, and counterterrorism, and security studies alumni can be found at the US Central Intelligence Agency, Department of Defense, Department of Homeland Security, Department of State, and the Institute for Defense Analyses, among other local, state, national, and international employers. The Institute’s security studies alumni form a loyal, influential, and extended network, helping to bolster INSCT’s reputation as a “go-to” organization for shaping the discourse on security challenges.

When the certificate was first offered, its base courses—covering international relations, public administration, law, and history—were US National Security and Foreign Policy, International Security, A History of American Strategic Practice, Comparative Civil-Military Relations, and National Security Law.

By carefully tracking developments in the security landscape, as well as postconflict situations in the Balkans, Africa, Asia, and the Middle East, new courses have since been added: US Defense Strategy and Military Operations; Homeland Security: Federal Policy and Implementation Challenges; and Fundamentals of Postconflict Reconstruction.

The Institute’s security studies alumni form a loyal, influential, and extended network, helping to bolster INSCT’s reputation as a “go-to” organization for shaping the discourse on security challenges.”

Certificate of Advanced Study in
POSTCONFLICT RECONSTRUCTION

The newest of INSCT’s certificate programs—and one of the few of its kind in the US—the CAS in Postconflict Reconstruction (PCR) familiarizes graduate and law students with the dimensions and goals of postconflict work, the lessons learned from its application, and the actors who conduct it and their trade-offs and dilemmas.

Like other INSCT programs, the Certificate of Advanced Study in PCR is multidisciplinary and broad in scope. Students are exposed to a range of topics that include reconciliation, peacebuilding, disarmament and demilitarization, the rule of law, governance reform, and development economics.

PCR Coursework, Capstones, & Internships

These topics are covered by courses held across SU’s campus, including those in the anthropology, law, public administration and international affairs, and economics departments. All students are required to complete an innovative core course—Fundamentals of Postconflict Reconstruction—taught by experts and practitioners in conflict analysis and resolution from SU’s Maxwell School.

Crucially, through capstone projects and internships, students receive hands-on experience applying classroom theories and research to real-world PCR challenges.

Since 2010, INSCT has graduated 53 CAS in PCR students, who have gone on to work for a range of public and private sector employers—such as CJTF-Afghanistan, Development Initiative Access Link (DIAL)-Africa, the US Army, and the US Institute of Peace—in Afghanistan, the Balkans, the Middle East, and other postconflict zones.

PKSOI Internships

In 2011, INSCT partnered with the US Army’s Peacekeeping and Stability Operations Institute (PKSOI) at the US Army War College, in Carlisle Barracks, PA, to create an internship program for INSCT students.

PKSOI interns gain valuable experience in peace and stability operations and network with professionals working in the field. In 2011, two certificate students were chosen: Kari Kietzer (EMIR ’11) and Dan Stillman (JD/MAIR ’11). In 2012, the PKSOI Intern was Janelle Hutchinson (JD/MAIR ’12). In March 2013, Maxwell School graduate student and CAS in PCR recipient Suntae Kim was chosen.

David F. Everett PCR Speaker Series

The Everett Speaker Series complements the certificate by inviting experts and practitioners in conflict, peace, and security studies to speak to the campus community and to meet with law and graduate students, deepening INSCT’s network of affiliates:

2012: The Future of Security Sector Reform, with Mark Sedra, Center for International Governance Innovation; A Crisis of Trust, panel discussion; Building the Rule of Law from the Bottom Up, a teleconference with US Army Brigade Leaders and Afghan Prosecutors.
2011: UN Perspectives on Postconflict Reconstruction, with Pedro Medrano Rojas, World Food Programme; Transition and Reconstruction, with Afghan Gov. Iqbal Azizi, Laghman Province, and Miguel Sapp (SU Law ’88; MPA ’89), Laghman Provincial Reconstruction Team; God Grew Tired of Us, with John Dau; Building Capacity and Legitimacy in the Afghan Security Forces, panel discussion with the US Army 10th Mountain Division; The Power of Hope, with Gabriel Bol Deng, Helping Offer Primary Education (HOPE) for Sudan; The UN in Postconflict Countries: Mandates, Missions, and Minefields, with Tim Sisk, Center for Sustainable Development and International Peace.
The program’s focus has changed somewhat since the security community was concerned with al-Qaeda and the US wars in Afghanistan and Iraq, but its mission has remained the same: to provide a core grounding in these ever-changing aspects of law and to educate the next generations of national security and counterterrorism lawyers, policy makers, and practitioners.

The evolution of the program’s course offerings reflects how the nation’s security priorities have changed. Original courses—National Security Law, Counterterrorism and the Law, Perspectives on Terrorism, and the National Security and Counterterrorism Research Center—have been augmented by Perspectives on Terrorism, Foreign Relations Law, Cybersecurity Law and Policy, and Homeland Security: Federal Policy and Implementation.

The overwhelming success of this program—which has received tremendous support from SU trustees, key alumni, and deans and faculty at SU’s Maxwell School and College of Law—can be measured not only in the numbers of alumni it has produced but in the network they have formed as they have built careers throughout the public and private sectors—and throughout the world.

On average, 15 to 20 students take the program every year. Thanks to the credential it provides, many former students now make a law and policy impact in local, state, and national government and in law and other private-sector firms. Among the employers of INSCT law program graduates are the US Central Intelligence Agency, FBI Counterintelligence Division, Federal Bureau of Prisons, Institute for Defense Analyses, Judge Advocates General, Naval Air Systems Command, Office of Military Commissions, US Customs and Border Patrol, US Department of Defense, and the US Department of Homeland Security.

2012 Seminar on Teaching National Security Law & Policy

“In modern foreign affairs and national and international security governance, policy experts and lawyers attend the same meetings, hash out common positions, and worry about how to implement prescriptions,” explains INSCT Director William C. Banks. “Yet foreign affairs experts and lawyers work in parallel, not together.”

With its Seminar on Teaching National Security Law and Policy series, the American Bar Association’s Standing Committee on Law and National Security explores ways to enrich education in related but disparate disciplines by exposing one side and its methods and ways of approaching problems to others. In September 2012, INSCT contributed to this multidisciplinary conversation by hosting the third annual seminar, entitled “Educating the Next Generation of Decision Makers.” Keynote speakers were Harold Koh, Sterling Professor of International Law, Yale University, and James B. Steinberg, Dean, SU Maxwell School.

The program highlights the necessity for a cross-cultural approach to understand the historical complexities; political challenges; and religious, economic, and social issues that impact the Middle East's security and politics. The Institute's approach to Middle East security education—a mix of educational and research programs, study abroad, and a robust speaker series—fosters dialogue and promotes critical thinking.

Elements of this program are supported by alumni and friends—including Carol Becker (SU ’76) and Gerald B. Cramer (SU ’52)—who share the belief that giving students first-hand experience of the complex issues facing the Middle East is the best way to create effective leaders.

Study Abroad Fellowships

The Program on Security in the Middle East provides graduate and law students the opportunity to experience firsthand the dynamic and enduring security challenges facing the Middle East.

Graduate Study Abroad fellowships leverage longstanding partnerships between SU and the Interdisciplinary Center (IDC) in Herzliya, Israel and Al Quds University in Jerusalem, Israel to offer:

- A three-week Counterterrorism Studies certificate program—combining simulations, workshops, and briefings—at IDC’s International Institute for Counter-Terrorism.
- Lecture series at Al Quds University.
- Individualized supervision of independent study, supplemental workshops, and networking events.

Becker Speaker Series

The Carol Becker Middle East Speaker Series augments INSCT’s Middle East initiatives, encouraging student engagement and widening the Institute’s network of experts.

2013: Combating Hostage Terrorism, with Cmdr. Dan O’Shea, Reserve Navy SEAL Officer; Reconciliation & Afghanistan, with Isaac Kfir, Visiting Professor of International Relations and Law, SU.

2012: Involving Non-State Actors in Law-Making: Self-Regulation in Private Security & Military Industries, with Daphné Richemond-Barak, Interdisciplinary Center, Herzliya, Israel; Policing in a Divided Society: The Case of Israel, with Uri Gopher, Arab Society-Police Relations Initiative; Media, Society, & Politics in Israel, with Matt Evans, Penn State University; Economic Post-Zionism, with Nahshon Perez, Boston University; Mental Maps, Middle East: Evolving Israeli Perspectives of Their Borders, with William Miles, Northeastern University.

2011: Power, Norms, and Time: Analytical Perspectives of the Israeli-Palestinian Impasse, with Ehud Eiran, Harvard University; Evolution and Institutionalization of a Culture of Conflict, with Daniel Bar-Tal, Tel Aviv University.

During my study abroad I gained a new perspective on the conflict from the people living in Israel and the Palestinian Territories. I saw firsthand the tension between security and human rights. Yet interacting with young Israelis showed me that in the end people are just people, and they want to find a way to live their lives in harmony.”

—Carolyn Abdenour (LAW ’13)
Hallmark Interdisciplinary Courses

Central Challenges in National Security Law & Policy (PAI 730/LAW 883)

Using case studies that jump off the front page, this course examines US security law and policy challenges of the decades ahead. Case studies look at decisions to intervene—and what laws apply if we do—in humanitarian crises, insurrections, and civil wars. The course also examines the Arab Spring; Iranian and North Korean nuclear technology; new technologies in warfare and surveillance; managing civil/military relations; countering cyber threats; and managing public health, resource depletion, and global warming as national security issues. Offered by SU Maxwell School Dean James B. Steinberg and INSCT Director William C. Banks.

Perspectives on Terrorism (LAW 790, PSC 600, HST 600)

A prime example of INSCT’s interdisciplinary approach to counterterrorism, security studies, and postconflict reconstruction, this course engages faculty and students from law, political science, history, and public administration. Teachers have included professors William C. Banks (law), David Crane (law), Michael Barkun (political science), David Bennett (history), and Joan Deppa (communications).

Cybersecurity Law and Policy (LAW 832)

This interdisciplinary seminar is premised on the belief that much policy—and laws to implement it—will be made in the next few years to institute a national policy to protect US interests in cyberspace. The course was created by Visiting Professor William C. Snyder.

Fundamentals of Postconflict Reconstruction (PPA 719, IRP 719)

The goals of this course are to provide students with a broad overview of the interdisciplinary field of conflict analysis and resolution, to introduce them to faculty and the work they are doing in this field, and to help them to develop a framework for diagnosing and responding to conflicts within their own area of interest. It explores the diverse range of theories of social conflict found across social science disciplines and how theories about the nature of social conflicts result in particular choices. Teachers include professors Catherine Bertini and Renée de Nevers, both of SU’s Maxwell School.

Capstone Projects: Fostering Direct Connections to Practitioners

Since its establishment, INSCT has supported SU Maxwell School Master's of Public Administration capstone projects that give students the opportunity to serve security policymakers and practitioners.


2004: “The USA PATRIOT Act: How Can We Prevent Terrorism and Protect Civil Liberties?”


2006: “Are We Ready? A Practical Examination of the Strategic National Stockpile in Response to Public Health Crises,” prepared for the HHSC.


2009: “Integrating USAID and DOS: The Future of Development and Diplomacy,” prepared for the Project on National Security Reform Issue Team, this project examines how foreign assistance function can be consolidated within the US Department of State, making it more effective.

2010: “Post-9/11 Jihadist Terrorism Cases Involving US Citizens and Residents,” for this project, students worked with the New America Foundation and Peter Bergen of CNN on a report and a database.


SATSA: Student Association on Terrorism & Security Analysis

INSCT is proud to support the Student Association on Terrorism and Security Analysis (SATSA). One of the most active graduate student groups on campus, SATSA boasts extraordinary participation and a portfolio of projects that offer students practical event and academic communications experience and unrivaled networking opportunities. With the help of INSCT—and its other SU sponsors, the Maxwell School’s Moynihan Institute of Global Affairs and the Program for the Advancement of Research on Conflict and Collaboration—SATSA students publish the *Journal on Terrorism and Security Analysis* (*JTSA*), which attracts important voices from the disciplines of security and counterterrorism, and organize an annual conference showcasing the journal’s work.

Notable keynote speakers at the SATSA conference over the years include Gen. Michael Hayden, former Director of the US National Security Agency and Director of the US Central Intelligence Agency (CIA); Bruce Hoffman, Director of the Center for Security Studies and Director of the Security Studies Program at Georgetown University’s Edmund A. Walsh School of Foreign Service; and Maj. Gen. Richard Lake, Deputy Director of the National Clandestine Service for Community Human Intelligence, CIA.

**LEARN MORE AT SATSA.SYR.EDU**

**INSCT Moves Online**

As part of the continuous evolution of its courses, in 2013 INSCT began offering Cybersecurity Law and Policy as a six-week online course for mid-career professionals.

This course provides a comprehensive interdisciplinary understanding of the scope and gravity of threats to US interests in cyberspace and the current debates on how to address this critical security challenge while upholding civil liberties. It is taught by Professor William Snyder, an expert in the prosecution of terrorists, counterterrorism law, and computer crimes.

**LEARN MORE AT CYBERSECURITYLAW.US**

SATSA hosted its Ninth Annual Conference on National and International Security on April 6, 2013 at SU’s Maxwell School. (L to R) Cory Cali (Editor-in-Chief, *Journal on Terrorism and Security Analysis*); Josh Eberle (SATSA Financial Officer); Mary Margaret Graham (Institute of Politics Fellow, Harvard Kennedy School); Maj. Gen. John Adams (Ret.); Maj. Gen. Richard Lake (kneeling); Amber Demery (SATSA Maxwell Chair); Professor Robert Murrett; Egon Donnarumma (SATSA President); Oliver Elliott (SATSA Vice President); and Kate Theobald (SATSA Law Chair).
Interdisciplinary Research & Policy Analysis

INSCT’s evolving mission has followed the contours of an ever-changing threat landscape, from state-sponsored terrorism and rogue states to asymmetric warfare to climate, energy, and cybersecurity. Interdisciplinary research projects and areas of interest contribute to a comprehensive national and international security and counterterrorism research portfolio:

- **Law, National Security, & Counterterrorism** projects include foundational textbooks in national security and counterterrorism law; *New Battlefields/Old Laws*; and *Teaching National Security Law and Policy*.
- **Defense, Intelligence, & Strategic Studies** initiatives include *From Battlefield to Classroom*, the National Veterans Strategy, and the blog INSCT on Security.
- **The Security in the Middle East & Islam** portfolio includes the Islam and International Humanitarian Law Initiative, Postconflict Justice and Islam, and Mapping the Libyan Conflict.
- **Security Governance & Postconflict Reconstruction** has developed the Postconflict Research Database and projects on Transition and Reconstruction in Afghanistan and Postconflict Resilience.

LEARN MORE AT INSCT.SYR.EDU/PROJECTS

**SCHOLARSHIP**

Foundational National Security & Counterterrorism Textbooks

**National Security Law (5th Ed.)**
Stephen Dycus, Vermont Law School; Arthur L. Berney, Boston College; William C. Banks, Syracuse University; and Peter Raven-Hansen, George Washington University
*Frederick, MD: Aspen, 2012*

National Security Law provides the broadest exploration of both constitutional and domestic law issues in national security of any book in the field. This highly respected team of authors uses expressive and descriptive text to provide context and informative historical and background information as well as thoughtful treatment of related international law topics. The fifth edition features the most recent and important cases as well as excerpts from significant reports and other materials. It has been adopted for classroom use at American law schools, military academies, and non-law graduate programs.

**Counterterrorism Law (2nd Ed.)**
Stephen Dycus, Vermont Law School; William C. Banks, Syracuse University; and Peter Raven-Hansen, George Washington University
*Frederick, MD: Aspen, 2012*

Counterterrorism Law is a detailed survey of US law governing the definition, detection, detention, interrogation, and prosecution of terrorists. Also covered are the availability and legal use of armed force, civil liability, and economic sanctions against terrorism and its state sponsors. Written for advanced courses in national security law, constitutional law, or civil rights, this textbook organizes the rapidly growing body of counterterrorism law into discrete, coherent, and pedagogically efficient segments.

**Interdisciplinary Research & Policy Analysis**

INSCT’s broad and deep capabilities in Law, National Security, & Counterterrorism draw on the expertise and experience of faculty and practitioners throughout the security and counterterrorism community.

Most notably, INSCT Director William C. Banks is an internationally recognized authority in constitutional law and in the law and policy of national security and counterterrorism. Banks helped set the academic and research parameters for these latter, emerging fields, co-authoring two leading texts: *National Security Law* and *Counterterrorism Law* (see below).

One of the key strengths of INSCT in the past decade has been its agility, allowing it to add capabilities and capacity to its portfolio as the national and international threat landscape, and the laws and policies that address it, have changed. Projects grouped together under Law, National Security, and Counterterrorism are prime examples of INSCT’s adaptive, cross-disciplinary approach.

Since the Institute’s inception, in the wake of Sept. 11, 2001, these initiatives have engaged hard security questions related to asymmetric warfare, counterinsurgency, non-state actors, state-sponsored terrorism, the rule of law in conflict and postconflict scenarios, the prosecution of “unlawful combatants,” the legality of use of force, and intelligence gathering within the US.
One of INSCT’s signature projects, New Battlefields, Old Laws has grown since 2007 into a series of integrated, interdisciplinary, and international workshops and books in which practitioners and academics address legal and humanitarian challenges for the future of armed conflict. This scholarship has expanded our knowledge and study of armed conflict and humanitarian law in an age in which asymmetric warfare has become the norm and in which centuries-old customs and laws of war increasingly have failed to keep pace.

The original New Battlefields, Old Laws conference both celebrated and critiqued the Hague and Geneva conventions, observing that contemporary conflicts—in which nation states must respond to insurgents or terrorists waging prolonged campaigns within civilian communities—underscore the shortcomings of those and other treaties.

**WORKSHOP SERIES**

**New Battlefields, Old Laws**

In October 2007, INSCT sponsored the first “New Battlefields, Old Laws” symposium to commemorate the 100th anniversary of The Hague Convention of 1907 and to further its ongoing research project that reexamines the application of the laws of armed conflict in asymmetric warfare.

Held at the Omni Shoreham Hotel in Washington, DC, this conference brought together an international team of scholars, government officials, and human rights experts, including INSCT faculty David Crane and Renée de Nevers and then-SU Maxwell School Dean Mitchel B. Wallerstein. James Ross, legal and policy director for Human Rights Watch, gave the keynote address.

Moderators were Robert Siegel of National Public Radio’s All Things Considered and Tom Ricks of the Washington Post. Together, they facilitated discussion on how asymmetric conflicts present new challenges for the law of armed conflict, how new rules can be used to limit conflicts between state and non-state entities, and the challenges associated with implementing reforms. The workshop was made possible through the generous support of the Paul Greenberg Foundation. The series continues with workshops held during September in Herzliya, Israel:

- **State Conflicts with Non-State Actors: Reconceptualizing Duties and Liabilities** (2008)
- **Converging Paradigms in Asymmetric Warfare** (2009)
- **Shaping a Legal Framework for Counterinsurgency** (2010)
- **The Scope of the 21st Century Battlefield: Forecasting the Legal and Policy Landscape** (2011)

Today, not only can states be criticized for violating legal norms that do not accommodate asymmetric conflict but also adherence to these laws may amount to an operational weakness against an insurgent enemy. This dilemma allows insurgents to use humanitarian law as a tactical weapon, often called “lawfare.”

Changes in warfare cause significant policy problems across the international community. Without clear legal understandings, malefactors may be ever more emboldened to operate militarily from within civilian populations, instead of challenging states on political grounds.

New circumstances—most of today’s conflicts are low-intensity wars between militarily disparate forces—require a fresh look at established humanitarian principles, such as distinction, proportionality, military necessity, and prevention of unnecessary suffering. Contributing experts debate whether regulations should be updated, revised, or changed altogether; that they should be deployed differently; or that they should be enlarged in their scope and application.

**SCHOLARSHIP**

**Critical Contributions to the Study of Asymmetric Warfare**

New Battlefields/Old Laws: Critical Debates from the Hague Convention to Asymmetric Warfare

William C. Banks, editor


Recognizing that many of today’s conflicts are low-intensity, asymmetrical wars fought between disparate military forces, Banks’ collection analyzes non-state armed groups and irregular forces (such as terrorists, insurgent groups, paramilitaries, child soldiers, civilians participating in hostilities, and private military firms) and their challenge to international humanitarian law.


Counterinsurgency Law: New Directions in Asymmetric Warfare

William C. Banks, editor


In Counterinsurgency Law, William C. Banks and several distinguished contributors explore, from an interdisciplinary legal and policy perspective, the multiple challenges that counterinsurgency operations pose to the rule of international, humanitarian, human rights, criminal, and domestic laws.

PROJECT

Rule of Law Lessons Learned: The Wars in Iraq & Afghanistan

The central goal of the “Rule of Law Lessons Learned” project is to review and analyze rule of law efforts in postconflict environments undertaken by the US—often in tandem with United Nations organizations and members of the international community—where such initiatives are playing a role in peacebuilding and reconstruction initiatives, particularly in regions recovering from political crises, violence, and armed conflict.

The activities of this project include collecting and reviewing scholarly literature on US rule of law programs in postconflict environments since Sept. 11, 2001; comparing practice-based and academic reactions to rule of law programs; synthesizing legal lessons from unclassified US Department of Defense operations in Afghanistan and Iraq; and researching, collecting, and identifying local populations’ role in and response to rule of law initiatives. An initial conclusion of initiatives in Afghanistan and Iraq suggests that the most stubborn challenges to rule of law programs are revealed by way of local cultural context.

WORKSHOPS

Dialogues on Asymmetric Warfare & Counterterrorism

In collaboration with the SU Maxwell School’s Louis A. Bantle Chair in Business and Government Policy, National Security Studies Program, and Campbell Public Affairs Institute, INSCT has convened several critical discussions investigating modern terrorism, asymmetric warfare, diplomacy, and counterterrorism law and policy.


This conference and subsequent publication investigated the perceived failure of intelligence and law enforcement agencies to work together to warn the US of—and to protect against—terrorist attacks, such as Sept. 11, 2001. This conference framed the discussion of barriers to information sharing between law enforcement and intelligence. Co-sponsored with SU’s Campbell Public Affairs Institute.

The War on Terrorism, Round II (March-April 2005)


Challenges in the Struggle Against Violent Extremism, Winning the War of Ideas (March 2006)

Keynote speakers: Adm. Edmund P. Giambastiani, Vice Chairman of the Joint Chiefs of Staff; Raymond DuBois, Senior Advisor for Defense Management Reform and Policy at the Center for Strategic and International Studies and recent former Acting Under Secretary of Defense; and Dr. Matthew Levitt, Deputy Assistant Secretary for Intelligence and Analysis at the Department of Treasury.

PROJECT

Compensating Victims of Terror

Although the victim compensation fund set up by Congress following the Sept. 11, 2001 attacks was generally deemed a success—and emulated after subsequent US natural and human disasters—it was a policy decision made with little public or professional debate.

Through research and dialogue with an interdisciplinary team of practitioners and academics, this project examines a new national policy for compensating victims of terrorism, addressing questions of how, and to what extent, to provide compensation for mass torts, whether through charitable organizations, a publicly funded compensation body, private insurance, tort suits, or some combination.

Workshop & Report

In October 2010, INSCT convened a workshop to discuss what should be the principal components of future national efforts to compensate the victims of terrorist attacks. Members of the group included Peter Bell, Deborah Greenspan, Betsy Grey, Stephan Landsman, Don Migliori, Marshall Shapo, and Peter Szendro.

Related Events

9/11 Litigation: Aviation Security and Anti-Terrorism from the Victim’s Perspective, with Don Migliori of Motley Rice (September 2011)

9/11 from the Inside, with Edie Lutnick, Cantor Fitzgerald Relief Fund (November 2008)

Pan Am 103: Lessons Since Lockerbie, with William C. Banks, Jonathan Deinst, James Kreindler, Bob Monetti, Steve Perles, and Mark Zaid (October 2008)
SCHOLARSHIP

Journal of National Security Law & Policy

In 2003, leading national security scholars created the Journal of National Security Law & Policy (JNSLP) with support from the American Bar Association Standing Committee on Law and National Security. In 2009, INSCT joined the University of the Pacific McGeorge School of Law as co-sponsor of JNSLP. In 2012, Georgetown Law became co-publishers of the journal along with INSCT. The journal’s mission is to publish rigorous analysis about the greatest security challenges facing the nation and to contribute to the formulation of fair, credible solutions that balance the need for both liberty and security.

Unlike most law journals, JNSLP is peer-reviewed—the world’s only peer-reviewed journal devoted exclusively to security law and policy issues such as cybersecurity, torture, teaching national security law, secrecy, and the laws of war. Reviewers include distinguished members of the journal’s editorial board; law professors; academics from other disciplines; and members of the military, intelligence, law enforcement, and civil liberties communities.

The editor-in-chief is INSCT Director William C. Banks. Senior editors are Robert M. Chesney; Stephen Dycus; David A. Koplow; Diane H. Mazur; Paul Rosenzweig; Kim Lane Scheppelle; John Cary Sims; and Stephen I. Vladeck.

Washington & Lee Journal Rankings 2013

JNSLP has established itself as a “must-read” journal with a reputation for strong scholarly contributions and credible policy advice. Frequently cited by scholars, in 2013 JNSLP was ranked by Washington & Lee School of Law’s annual survey as one of the most influential law journals in the world and first among 74 peer-reviewed international law journals ranked for currency or impact.

READ THE JOURNAL AT JNSLP.COM

BLOG
INSCT on Security Blog

INSCT maintains a blog featuring commentary from staff, faculty, and an extended network of research and practice associates:

2013: “Remarks at the 35th Anniversary of the FISC” by William C. Banks; “The International Community Must Hold Russia Accountable for Its Cyber Militias” by Casey Carey; “Where is Afghanistan Heading?” by Isaac Kfir; “Understanding the Roots of Sectarian Violence in Pakistan” by Isaac Kfir.


READ THE BLOG AT COMMENTARY-ANALYSIS.INSCT.ORG

SELECTED JNSLP TOPICS
Defense, Intelligence, and Strategic Studies initiatives build on INSTC’s extensive knowledge of large-scale US defense and intelligence strategy as it relates to national security and counterterrorism.

Recently, INSTC has built its capacity to analyze security and counterterrorism issues from a national strategic point of view, especially insofar as national security is punctuated by issues related to active servicemembers in the all-volunteer force and military veterans and their families. This capacity was significantly enhanced in 2011, when Vice Adm. Robert Murrett (Ret.) joined INSTC as Deputy Director. Murrett is former Director of the US National Geospatial-Intelligence Agency. At SU, Murrett teaches classes on US Defense Strategy, Military Posture, and Combat Operations and the US Intelligence Community: Governance and Practice.

INSTC’s veterans projects leverage SU’s long history in support of former servicemembers, which accelerated after World War II and passage of the original GI Bill. INSTC’s contemporary contribution to the University’s honorable history encompasses academic programs, collaborative research, sponsored events, supportive partnerships, and engaged outreach. Several of the projects in the Institute’s national security and veterans affairs analysis area involve research on the transition of US servicemembers away from long wars in the Middle East and toward educational and employment opportunities in the US.

**DATASET & POLICY ANALYSIS**

**From Battlefield to Classroom**

INSTC has advanced several related veterans research projects, notably two projects funded by the National Science Foundation on veterans educational aspirations and leadership, with an emphasis on the science, technological, engineering, and mathematics (STEM) fields. For this research, INSTC has partnered with SU’s LC Smith College of Engineering and Computer Science (LCS). LCS Dean Laura Steinberg is primary investigator on these projects, working with INSTC Assistant Research Professor Corri Zoli, who manages the research, and Research Fellow Nicholas Armstrong.

**National Dataset**

This project focuses on the three million post-9/11 veterans transitioning into civilian life—many using their Post-9/11 GI Bill benefit to attend university—and the fact that we have little understanding about their interests, concerns, needs, or obstacles, despite our knowledge of the tremendous talent and technical training of this all-volunteer force.

To this end, INSTC and LCS have created one of the only national datasets in the US examining what servicemembers and veterans aspire to academically and in their after-service careers. Using this data, the projects offer policy recommendations to university, government, veterans organization, and industry stakeholders to make progress bridging the gap from military experience to postsecondary education and careers.

**Battlefield Perceptions of Engineering**

In the second NSF research initiative, INSTC and LCS have set out to understand the implications of their data on servicemembers’ perceptions of engineering and technical fields as careers, to continue a conversation among institutions, veterans organizations, and public and private sector partners on veterans’ needs; to develop recommendations for support and services at universities; and to design customized educational programs. A core part of this initiative seeks to leverage veterans’ leadership skills toward the nation’s science and technology workforce needs, to help US industry stay globally competitive.

**Findings, Barriers, & Pathways to Higher Education for US Servicemembers**

INSTC/LCS research has produced several important findings: first, universities are at the front line of transition for many veterans and are a critical resource in countering challenges they face, such as post-traumatic stress disorder and unemployment. Universities need to be more aware of this pivotal role and do a better job recruiting, retaining, and integrating this cohort and recognizing their special contributions. For instance, military training inculcates self-efficacy, discipline, esprit de corps, and leadership skills that the academy would be wise to learn from.

Moreover, investment in veterans is an investment in the nation’s general prosperity and is a national security issue, as important as other investments in the nation’s defense. Yet veterans’ diverse perspectives have not been included robustly enough in national conversations about post-service needs. There is a lack of data on veterans at all levels, including at the Veterans Administration (VA), departments of education and defense, and universities. With better data, universities can partner more effectively with the business, defense, national security, and veterans communities to develop models for successful transition, with a focus on the role educational institutions play in facilitating success.

Such transition partnerships could engage veterans at several milestones in the post-service process—such as separation, benefits counseling, educational choices, career mentoring, and health and wellness support—all of which could be linked with local VA centers and support organizations. Veterans defy one-size-fits-all educational pathways. Without an empirical profile of veterans from an educational perspective, the pathways they require are nearly impossible to develop. Nor can effective links be made among related public investments in education, the labor market, and the economy.
RESEARCH PROJECTS & POLICY ANALYSIS

REPORT

A National Veterans Strategy

In March 2013 SU’s Institute for Veterans and Military Families (IVMF) and INSCT jointly published a policy report detailing a “historic opportunity” to enhance public and private sector collaboration and investment in support of veterans and their families. INSCT Research Fellow and IVMF Fellow Nicholas Armstrong was key to this effort, supported by Professor Robert Murrett.

_A National Veterans Strategy: The Economic, Social and Security Imperative_ brings together academic research and contributions from a broad cross section of public and private sector stakeholders to develop a logical and researched case for a comprehensive whole-of-the-nation approach to supporting veterans and their families.

STRATEGIC PARTNERSHIPS

Collaborative Veterans Affairs Projects

CNY Veterans Higher Education Regional Consortium (CNY-VHERC)

INSCT is one of 26 institutions of higher education located in the 13-county region of the Department of Veteran Affairs in Upstate New York that have formed CNY-VHERC. Dedicated to supporting active duty, reserve, and National Guard servicemembers, veterans, and their families in their successful civilian reintegration, CNY-VHERC coordinates advocacy, resource, and information sharing and outreach. Other partners include IVMF, the Army Careers and Alumni Program at Fort Drum, Clear Path for Veterans, Rochester Veterans Outreach Center, and the Veterans Resource Center.

Institute for Veterans and Military Families (IVMF)

INSCT’s staff collaborate closely with IVMF, sharing research and resources. At IVMF, INSCT Director William C. Banks is a Distinguished Fellow; Deputy Director Robert Murrett is a Board Member; and in 2013 INSCT Research Fellow Nicholas Armstrong was named an IVMF Fellow.

National Securities Studies Program

INSCT assists and shares resources with the SU Maxwell School National Security Studies Program, a premier professional development initiative that offers executive education courses for senior civilian and military leaders responsible for the national security interests of their respective organizations.

Syracuse VA Medical Center (VAMC)

In 2012, INSCT and the Syracuse VAMC launched a new partnership to develop opportunities for faculty, staff, and students to conduct public policy research on topics impacting the health care of veterans and military families in the VAMC’s Upstate New York catchment area. INSCT is leading an SU Maxwell School Master of Public Administration Capstone Project for the VAMC to analyze local veteran demographic patterns, demand for health care services, and distributed health care delivery models.

ANALYSIS

Mapping Global Black Spots

A joint project of INSCT and SU’s Moynihan Institute of Global Affairs, this research program focuses on a new approach to international security analysis, scanning the world for physical areas outside effective governmental control.

Eighty ”Global Black Spots” have been identified and assessments have been made of interactions taking place within them and the insecurity they are exporting. In 2009, SU Chancellor Nancy Cantor awarded INSCT a Chancellor’s Leadership Award in support of this interdisciplinary work.

VIEW THIS PROJECT AT MAXWELL.SYR.EDU/MOYNIHAN/GBS/WELCOME/

OP-ED

Veterans Support Is a Matter of National Security

On Memorial Day 2012 (May 25), INSCT Deputy Director Robert B. Murrett and Mike Haynie, Barnes Professor of Entrepreneurship at SU’s Whitman School of Management, authored an article in _The Christian Science Monitor_ on reintegration of US servicemembers.

The article argues that efforts to support veterans by providing meaningful jobs and education should not only be based on the idea of repaying a national debt of gratitude: “That sentiment] is both limiting and dangerous. Instead, it’s critical for policymakers, politicians, and most important, the American public to understand that the support and care of wounded warriors, veterans, and military families is also a national security imperative if the United States is to maintain an effective all-volunteer force ... [W]hat happens when the next generation of potential soldiers, sailors, airmen, and Marines sees this generation of veterans struggling to find jobs, and struggling in other ways? What happens when future generations dismiss the suggestion that military service confers ‘an edge on life’? When that day comes, the fears of those who laid the blueprint for America’s experiment with an all-volunteer force become realized. When that happens, we are all less safe, and that truth is embedded in the doctrine that informs our national defense.”
RESEARCH PROJECTS & POLICY ANALYSIS

SECURITY IN THE MIDDLE EAST & ISLAM

INSCT’s educational, research, and policy programs addressing Security in the Middle East & Islam benefit from robust collaborations among the Institute and organizations in the US and the Middle East.

As the political landscape in the Middle East continues to change, accelerating in the aftermath of the Arab Spring of 2011, so INSCT’s portfolio and strategic collaborations have evolved.

INSCT’s Security in the Middle East educational programs ensure that students receive a firm grounding in Middle East security and policy issues through the Graduate Study Abroad Program and the Becker Speaker Series (see page 9). Accordingly, INSCT’s research investigates the contours of the new political landscape, with projects on religion and the rule of law, international humanitarian law, and the meshing of postconflict justice with local cultural norms and institutions, from Shari’a law to the Loya Jirga.

INSCT staff, faculty, and affiliates provide timely academic and policy analysis of evolving conflict and security situations via the INSCT blog—INSCT on Security and Counterterrorism—which includes commentary pieces on a nuclear Iran, post-Arab Spring justice, lustration and other forms of redress, and postconflict transitions in Syria and Afghanistan.

WORKSHOPS & DATASET

Postconflict Justice & Islam

Islam & International Humanitarian Law

With support from the Andrew W. Mellon Foundation and the SU Humanities Center, in April 2009 INSCT launched its comparative Islam and International Humanitarian Law project. INSCT hosted an interdisciplinary gathering of scholars and practitioners in the fields of Islam and Shari’a law, the laws of war, Muslim politics and culture, comparative religion and history, international conflict and security, and international human rights.

The workshop identified the most pressing issues at the intersection of Islamic jurisprudence and humanitarian law to consider how their shared concerns may prompt creativity in addressing troubling gaps—notably, the lack of standards for dealing with the rise of irregular armies and the inability of law to accommodate asymmetric warfare.

Since 2009, the project has sponsored two additional workshops at the US Institute of Peace (USIP) in Washington, DC, developed several essays, and broadened the network of scholars and practitioners working on compatibilities between Islam and international law.

Postconflict Justice & Islam

INSCT has partnered with USIP and the International Institute of Higher Studies in Criminal Sciences (ISISC) on a research project that examines postconflict challenges in the Middle East and the role of international norms and mechanisms to meet those challenges, including conformity to Shari’a law of internationally recognized forms of postconflict justice (prosecutions, truth commissions, lustration, memorialization, and legal reform).

On Nov. 5, 2010, INSCT hosted a workshop in Washington, DC to discuss the role of culturally and religious-based legal norms for limiting armed conflict’s effects on victims; conflicting notions of legitimacy and defense in military actions; and the role of universal human rights standards in relation to culture and conflict.

Conflict & Compliance in Muslim States

INSCT has taken a lead role in research examining interstate and intrastate wars among Muslim-majority states. This project is the only cross-national dataset examining Muslim states’ compliance with the laws of war. This research is managed and led by INSCT Research Assistant Professor Corri Zoli, assisted by Carolyn Abdenour, Emily Schneider, and Courtney Schuster, all SU College of Law 2013 graduates.

AWARD

Academia in the Public Sphere

In March 2011, INSCT received the prestigious Social Science Research Council (SSRC) Academia in the Public Sphere award to support two important research initiatives: developing “A Declaration of Principles and Guidelines on Shari’a, Laws of War, and Postconflict Justice” and an interactive online portal exploring the compatibility between Islamic notions of justice and international humanitarian rules governing conflict.

INSCT is working on these projects with the US Institute of Peace; the International Institute of Higher Studies in Criminal Sciences (ISISC); and an extended network of scholars, practitioners, theologians, journalists, human rights advocates, and lawyers.

In April 2009, INSCT hosted an interdisciplinary Islam-International Humanitarian Law workshop on religion, conflict and security, and international law.
REPORT & LEGAL MEMORANDUM
Analyzing the Libyan Civil War

The Libyan Regime Support For & Involvement In Acts of Terrorism

This report—by INSCT Research Assistant Professor Corri Zoli, Research Assistant Shani Ross, and College of Law student Sahar Azur—documents historical instances of and involvement in acts of terrorism and related humanitarian violations over the course of Col. Mu'ammar al-Qadhafi’s 40 years as leader of Libya. The report details his regime's longstanding disregard for international norms; provides a short chronology of incidents that exemplify Qadhafi’s role in international terrorism; and discusses prevalent “Patterns of Conduct” over time and how these underscore Libyan noncompliance with international law.

Mapping the Libyan Conflict

In February 2012, INSCT students René Moya and Mikala Steenholdt—with the assistance of Professor David Crane and INSCT Research Assistant Professor Corri Zoli—prepared a legal memorandum that identifies and analyzes various war crimes, crimes against humanity, and domestic crimes perpetrated during the Libyan armed conflict between February and October of 2011. The memo includes an overview of the revolution, a mapping of the conflict, the legal effects of changes in the conflict, gravamen offenses, and charges for possible indictment.

REPORT
Mapping Atrocity in Syria

Compiled by students in Professor David Crane's international criminal and civil procedure class, “Mapping Atrocity in Syria”—a project of the Syrian Accountability Project at SU and No Peace Without Justice—maps hostilities that have occurred during the ongoing Syrian civil war, offers an historical overview of the conflict, develops a crime base matrix, and provides sample indictments to assist in the prosecution of those most responsible for violations of Syrian domestic and international criminal law.

Phase 1 of the report was completed in spring 2012. Phase 2 maps the ongoing Syrian conflict up to spring 2013. (As of April 2013, according to figures reported by the Syrian Observatory for Human Rights and recorded in “Mapping Atrocity in Syria,” the death toll of the war is 62,554.) Phase 3 will enlist the help of INSCT alumnae Emily Schneider (LAW ’13) and Courtney Schuster (LAW ’13).

BLOGROLL
INSCT on the Middle East & Islam

“There Goes the Neighborhood: Revisiting Sheikh Jarrah” by Miriam Elman.

“Syria: The True Chaos Will Begin After the Fall of the Regime” by Jonathon Panikoff (LAW, MAIR ’08).


“A Nuclear Iran, Redux” by William C. Banks.

“America’s Shi’a Problem” by Ryan Suto.

“Options to Prevent a Nuclear Armed Iran” by Louis Kriesberg.

“Justice for Hariri’s Killers Requires the World’s Support” by David Crane and Carla Del Ponte.

“Iran-Pakistan Relations and their Effect on Afghanistan and the US” by Isaac Kfir.

“Potential Implications of the Hamas-Israel Exchange” by Louis Kriesberg.


READ MORE AT COMMENTARY-ANALYSIS.
INSCT.ORG
Over the past two decades the international community has increasingly focused on transforming the management and oversight of core security institutions—military, police, and intelligence services—in fragile states.

These efforts are embodied in a variety of multi- and unilateral activities and programs with labels such as security cooperation; security assistance (SA); security sector reform (SSR); security force assistance (SFA); and demobilization, disarmament, and reintegration (DDR). Despite the international community’s extensive commitment of financial and human resources toward these ambitious undertakings, results have been modest.

INSCT’s security governance initiatives—substantially supported by David F. Everett (LAW ’76)—are resolutely problem-driven, in an effort to provide governments, NGOs, policymakers, and security professionals the intellectual foundation, knowledge, and operational guidance to reform or reconstruct security institutions.

PROJECTS

Security Sector Reconstruction & Reform

Contracting in Complex Operations: Developing a Contracting Framework for Security Sector Reconstruction and Reform

This project—led by Professor David Van Slyke, INSCT Research Fellow Nicholas Armstrong, and INSCT Director William C. Banks, with support from the Naval Postgraduate School—examines the challenge of contracting for training and mentoring services for foreign security force assistance in complex contingency operations. It aims to develop a security sector reconstruction and reform contracting framework.

The Prospects of Institutional Transfer: A Within-Case Analysis of Partnering Efforts Across the Afghan Security Sector

This multi-level case study, led by INSCT Research Fellow Nicholas Armstrong, examines “partnering” interactions between NATO/US advisors and the Afghan National Security Forces to understand how partner engagement—via inducement mechanisms of coercion, material incentives, or persuasion—shapes the transfer (or non-transfer) of organizational capacity and professional norms.

REPORTS

Examining Postconflict Transitions

While many postconflict reconstruction studies and field reports routinely refer to postconflict transitions as an important milestone, no significant attempt has been made to examine systematically the underlying social processes and mechanisms at work. Additionally, practitioners have struggled with creating a conceptual framework and adequately operationalizing activities inherent to transition.

In collaboration with the Peacekeeping and Stability Operations Institute (PKSOI) at the US Army War College in Carlisle Barracks, PA, INSCT has examined postconflict transitions as a crucial process during recovery from internal crisis or conflict.

These transitions pose multiple challenges, including quandaries over timing and sequencing; sovereignty, political legitimacy, local ownership, and dependence on foreign assistance; and constructive societal reform. As such, postconflict transitions are a critical node for the planning and execution of postconflict stability and reconstruction operations, and they are a topic in need of close examination.

Key PCR Publications

INSCT’s postconflict transitions publications were written in collaboration with the US Army War College, SU’s Maxwell School, and PKSOI:


WHITE PAPER
Transition & Reconstruction in Afghanistan

This report provides an overview of INSCT’s two-week, intensive US Department of State/US Embassy-Kabul International Visitor Leadership Program event that took place from October to November 2011.

It was conceived as a reciprocal project. On the one hand, it provided Afghan Governor of Laghman Province Mohammad Iqbal Azizi opportunities to experience first-hand examples of democratic governance at the federal, state, and local levels in the US and to engage in robust discussions with experts. On the other hand, it was designed to expose US stakeholders in academia, policy, law, and related fields to an emergent Afghan leader’s approach and perspectives about postconflict transition, reconstruction processes, and partnering with the US.

DATABASE
Postconflict Research Database

The Postconflict Research Database stores cross-indexed bibliographic information on hundreds of articles, books, chapters, and case reports that address the broad, interdisciplinary fields of postconflict stabilization, reconstruction, and peacebuilding. It enables scholars and practitioners to retrieve information on key topics, broken down by categories. The database currently holds more than 500 sources with publication dates up to 2010 (with work ongoing to expand entries to 2012). Sources are tagged and searchable via topics such as capacity building, civil society, corruption, demobilization, disarmament, gender, reconciliation, reintegration, security sector reform, and more.

ACCESS THE DATABASE PCR-PROJECT.INSCT.ORG

REPORT
Direct Aid in Afghanistan

This research—conducted by INSCT Assistant Research Professor Corri Zoli and Research Fellow Nicholas Armstrong, with assistance from Dana Abro, Ryan Cole, Chadd Montgomery, Derek Francisco, and Joseph Popcun—analyzes a moment in which policymakers find themselves at an uncharacteristic loss of ideas for alternative postconflict reconstruction paradigms in Afghanistan.

In this war-torn nation, there are both recognized limits to traditional postconflict approaches and the reality of incommensurable loss of ideas for alternative postconflict reconstruction paradigms in Afghanistan.

REPORT
Building Resilient Communities

Drawing from an interdisciplinary body of theoretical and policy-oriented literature, “Building Resilient Communities: A Preliminary Framework for Assessment” provides a definition of resilience and develops a theory of community resilience as a function of resource robustness and adaptive capacity. The report also develops groundwork for further operationalization of resilience attributes according to five key community subsystems: civil society, ecological, economic, governance, and physical infrastructure. “Building Resilient Communities” was written by Nicholas Armstrong, INSCT Research Fellow; Patricia H. Longstaff, David Levidow Professor of Communication Law and Policy, SU Newhouse School of Public Communications; Keli Perrin, INSCT Assistant Director; and Matthew Hidek and Whitney May Parker. It was first published in 2010 in Homeland Security Affairs, volume 4, issue 3.

insct.syr.edu
The rapidly changing nature of security and warfare in the digital age is leading to calls for reform as the laws and policies that govern them become outmoded. To this end, INSCT has hosted several interdisciplinary events involving engineers, social scientists, policymakers, and others, such as the four-part Cyber Dialogue Series, held in 2011. The Institute also collaborates on projects such as dataset and mapping initiatives to empirically record cyber attacks and similar incidents, with the goal of improving cybersecurity.

Furthermore, Visiting Professor William Snyder’s influential blog Crossroads—published in conjunction with INSCT’s online Cybersecurity Law & Policy course—has become an important clearinghouse for news stories and analysis on this expanding security field.

**DATASETS & MAPPING**

**Social Science Analysis of Cyber Incidents & Insecurity**

**The Social Science of Cyber Operations**

Prepared for the National Science Foundation Secure and Trustworthy Cyberspace Initiative by INSCT Research Assistant Professor Corri Zoli, this project brings together social science and systems engineering approaches to develop new methods for empirically describing the cyber warfare domain. From that baseline, cyber norms designed to set national and international ground rules for securing cyberspace can be identified. The project’s research goal is to produce an empirically based portrait for managing cyber operations that fall below the kinetic threshold.

**Creating an IT Risk & Security Health Index**

This collaboration has three goals: to identify and assess existing open-source cyber incident reporting databases; to develop a common definition and legal-policy framework for cyber incidents, both large or small scale; and to interpret cyber incident data to see if there are ways to discern indications and warnings of strategically important attacks.

Funded by the JP Morgan Chase Grand Challenge, the initiative’s interdisciplinary team is led by INSCT Director William C. Banks, assisted by INSCT Army War College Fellow Casey Carey; LC Smith College of Engineering and Computer Science (LCS) professors Shiu-Kai Chin and Wenliang Du; Elizabeth Rankin Irwin, SU Maxwell School graduate student; Yang Liu, LCS graduate student; and Corri Zoli.

**Mapping Cyberinsecurity**

This National Science Foundation-funded project integrates the technological features of cybersecurity into a social science analysis to guide efforts to build an aggregate, open-source dataset as a baseline for mapping cyber insecurity and to use that perspective to understand existing and emergent cyber conflict and security behaviors, norms, and variables.

**PROJECT**

**preSAGE: Privacy, Regulation, & Economics in a Smart Assured Grid Ecosystem**

The preSAGE group focuses on developing systems that provide security, privacy, integrity, accountability, and functionality for people in a deeply interconnected world. It applies four perspectives—technology, security, economics, and law—in an integrated approach to solve emerging problems, such as the management of the electric grid and other critical infrastructure. A central part of the preSAGE group’s approach is helping students learn to integrate multiple perspectives as a routine part of their work.

Among the sub-projects is the Smart Grid: Security, Privacy, and Economics graduate course, in development in summer 2013, which focuses on building skills needed to design and test protocols, policies, and specifications for enabling technologies to guarantee the security and integrity of the grid, while preserving personal privacy and providing maximum market flexibility with minimal need for new regulation. A related initiative is Smart, Secure Charging and Discharging of Electric Vehicles (EVs), an effort to enable EVs to securely participate in advanced electrical grid markets, avoiding vulnerabilities that could invite cyber attacks.

preSAGE is supported by the LC Smith College of Engineering and Computer Science, the Maxwell School, and INSCT.

TO LEARN MORE, VISIT RESEARCH-CENTER.INSCT.ORG

On April 28, 2010, INSCT Director William C. Banks provided expert testimony for the US House of Representatives Committee on Oversight and Government Reform’s Subcommittee on National Security during its second hearing on the legality of drones and unmanned targeting, a follow-up to its March 23, 2010 hearing.
SCHOLARSHIP

JNSLP Cybersecurity Symposium

In his role as Editor-in-Chief of the Journal of National Security Law & Policy (JNSLP), in 2010 INSCT Director William C. Banks organized the “Cybersecurity Symposium” (volume 4, issue 1), which focuses on the largest and most difficult subset of cyber-related issues:

“For many of us, the cyber threat to US national security is amorphous and not easy to comprehend. At the same time cybersecurity has been characterized as ‘one of the most urgent national security problems’... Given the increasing dependence on cyber technology, the vulnerabilities within insecure cyber networks are hard to quantify and even harder to understand and protect against. We have devoted volume 4, issue 1 of JNSLP to cyber threats in an attempt to raise awareness of and focus national debate on what should be done in a variety of contexts to improve cybersecurity.”

Contents:

“Foundational Questions Regarding the Federal Role in Cybersecurity” by Brian M. White and Gus P. Coldebella.


“National Cyber Doctrine: The Missing Link in the Application of American Cyber Power” by Mark Young.


“Congress’s Role in Cyber Warfare” by Stephen Dycus.

“The Past, Present, and Future of Cybersecurity” by Walter Gary Sharp Sr.

“Cybersecurity Strategy: A Primer for Policy Makers and Those on the Front Line” by Steven R. Chabinsky.


“Offensive Cyber Operations and the Use of Force” by Herbert S. Lin.

“Cyber Threats and the Law of War” by David E. Graham.

“Will There Be Cybersecurity Legislation?” by John Grant.

READ THE ISSUE ONLINE AT JNSLP.COM

BLOG

Crossroads: Cybersecurity Law & Policy

INSCT faculty member Professor William C. Snyder tracks US cybersecurity law and policy and cybercrime developments on his cutting-edge blog and discussion board, Crossroads.

Its name comes from a question posed by the American Bar Association, “What will be the enduring image of this cyber era? Will it be one of a darkened city, whose electric grid has failed? Or will it be a picture of cybercriminals led off to jail? Only time will tell. We are, however, convinced that we stand at the crossroads—the decisions we make today will help determine the defining images of tomorrow.”

Subjects and categories of the blog include “Anonymous,” critical infrastructure, cyber espionage, cyber jihad, cybersecurity, DARPA, hackbacks, hacking, net neutrality, privacy, Stuxnet, and WikiLeaks.

READ CROSSROADS AT BLOG.CYBERSECURITYLAW.US

INTERDISCIPLINARY DIALOGUES

National Strategy for Trusted Identities in Cyberspace

On Sept. 3, 2010, INSCT and the SU Center for Information and Systems Assurance and Trust (CISAT) held a roundtable discussion of the Obama administration’s “National Strategy for Trusted Identities in Cyberspace.” The event brought together legal, engineering, management, and public communications experts from five colleges, as well as officials from JP Morgan Chase and Co.

Cyber Dialogue Series

Bringing together legal and engineering experts, this four-part series took place between March 10 and April 21, 2011. It was co-sponsored by SU’s CISAT.

“The Bit Stops Here: Accountability Mechanisms in Cyber Space,” Shiu-Kai Chin, LC Smith College of Engineering and Computer Science at SU (LCS) and Lisa Dolak, SU College of Law (COL).


“Anonymity in Cyberspace: Promoter of Democracy or Shield for Criminals?” William C. Snyder, COL, and Kevin Du, LCS.


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William C. Banks, Board of Advisors Distinguished Professor of Law, SU College of Law; Professor, Public Administration, SU Maxwell School; Director, INSC


*Nominated for the American Bar Association Silver Gavel Award.

Shiu-Kai Chin, Professor, LC Smith College of Engineering & Computer Science


Nicholas Armstrong, Research Fellow, INSC


Evan Criddle, Associate Professor, SU College of Law


Michael Barkun, Professor Emeritus, Political Science, SU Maxwell School


Bruce Dayton, Research Assistant Professor, Political Science, SU Maxwell School


Renée de Nevers, Associate Professor, Public Administration, SU Maxwell School


Colin Elman, Associate Professor, Political Science, SU Maxwell School


Progress in International Relations Theory: Appraising the Field. Editor. Cambridge, MA: MIT Press, 2003. (With Miriam Elman.)


Miriam Elman, Associate Professor, Political Science, SU Maxwell School


Tara Helfman, Assistant Professor, SU College of Law


Isaac Kfir, Visiting Professor, International Relations, SU Maxwell School


Louis Kriesberg, Professor Emeritus, Sociology and Social Conflict Studies, SU Maxwell School


Patricia Longstaff, Professor, TV/Film, SI Newhouse School of Public Communications


Robert Rubinstein, Professor, Anthropology and International Relations, SU Maxwell School


Dangerous Liaisons: Anthropologists and the National Security State. Editor. Sante Fe, NM: SAR Press, 2011. (With Laura McNamara.)

Brian Taylor, Associate Professor, Political Science, SU Maxwell School


Cora True-Frost, Assistant Professor, SU College of Law


David Van Slyke, Associate Professor, Public Administration, SU Maxwell School


Corri Zoli, Research Assistant Professor, INSCT


Alumni Notes

In June 2013, Mark Erwin (MPA ’12), a 2012 graduate of INSCT’s Certificate of Advanced Study in Security Studies, visited SU to sit on a “Graduates Panel” at the SU Maxwell School of Citizenship and Public Affairs Executive Leadership Seminar. Irwin, a veteran of Operation Iraqi Freedom, is currently a Program Examiner at the Office of Management and Budget, Washington, DC.

Adom Malcolm Cooper (LAW ’12), a graduate of both the Certificate of Advanced Study in Postconflict Reconstruction program and the Curricular Program in National Security and Counterterrorism Law, is an International Law Fellow with the American Society of International Law in Washington, DC.

Jonathan Panikoff (LAW, MAIR ’08)—graduate of both the INSCT security studies and law programs—is a Middle East analyst for the US Department of Defense, responsible for briefing and providing analysis on Middle East-related matters to senior policymakers.

Joe Rutigliano (LAW ’86) is Deputy Branch Head of the International and Operational Law Branch and Special Assistant on Law of War Issues at the Naval Air Systems Command.

In 2011-2012, INSCT began hosting US Army Senior Service Fellows, a highly selective program, both for the officers and host universities, government agencies, and think tanks. INSCT’s first War College Fellow was Col. Geoffrey D. Stevens. He was followed by the 2012-2013 Fellow Col. Casimir (Casey) Carey III (pictured).


US Army War College Fellows Named

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National security and counterterrorism law is so new that legal precedent is scarce. At INSCT, we learned to break down each issue to its core elements and then apply what we knew. In my practice, this critical thinking has not only helped solve complex problems, it has led to innovative ways of applying existing legal principles to new issues.”

—Brendan Gilbert (LAW ’04), Associate, Johnson, Trent, West & Taylor, LLP

In August 2012, Jeff Keesom—former INSCT Research Assistant and President of the Student Association on Terrorism and Security Analysis—joined Deloitte as a consultant on cyber strategy and operations, federal practice, and national security.

Since April 2012, Kari Kay Kietzer (EMIR ’11) has worked as Counter-Corruption Strategic Liaison for the International Security Assistance Force’s Combined Joint Interagency Task Force, CJIAF-T-Afghanistan/CJIATF-Shafafiyat.

In 2012, Andrew Bakaj (LAW ’06) received three awards in his position of Senior Investigator, Whistleblower Reprisal Investigations at the US Department of Defense: Office of Inspector General Career Achievement Award; Investigator of the Year, Whistleblower Reprisal Investigations; and Investigation of the Year, Chemical Weapons Investigation. In December 2011, Bakaj’s Civilian Reprisal Investigations team was nominated for the Samuel J. Heyman Service to America medal.
Murrett Joins INSC as Deputy Director

In June 2011, former director of the US National Geospatial-Intelligence Agency (NGA) Vice Adm. Robert B. Murrett (Ret.) joined INSC as deputy director. At the same time, he joined the faculty of SU’s Maxwell School as professor of practice in public administration and international affairs. Before serving as director of the NGA, Murrett served as Director of Naval Intelligence.

Since September 2011, Katharyn Lindemann (MPA/MAIR ’12) has worked as an advisor in the Office of Global Women’s Issues, US Department of State, working on the promotion of gender equality and advancement of the status of women and girls worldwide.

Miklos Bodnar (MAIR ’10) has worked with the US Defense Advanced Research Projects Agency (DARPA) and DARPA partner ManTech, a national security and counterterrorism technology solutions contractor, since March 2011.

Cynthia Baxter (MAIR ’09) currently is owner of Western Perspectives, a public information company focusing on the culture, politics, and history of the Middle East.

Michael D. Vozzo (LAW ’04) serves as Associate Deputy General Counsel with the Office of the General Counsel for the US Department of Defense. His work involves managing litigation efforts in response to the habeas corpus petitions filed by the detainees at US Naval Base, Guantanamo Bay.

In November 2010, Hekmatullah Foushanji (MPA ’08, MAIR ’09) was named Director of Foreign Affairs for the National Security Council, Islamic Republic of Afghanistan. Previous to this post, Foushanji was Advisor to the Speaker of the House of People (Wolesi Jirga) in the Afghan Parliament (2009-2010).

In September 2010, Bridger Roy (MPA ’10) joined RigStat, a data capture and instrumentation systems engineering firm.

In July 2010, Azeema Cheema (MPA ’04) was named a consultant at The Brookings Institution in Washington, DC.

In April 2010, Rebekah Bina (LAW ’04) became an attorney at the Federal Communications Commission.

In February 2010, Mary Patricia Rasmussen (MPA ’09) became a Program Analyst at the US Department of Justice.

In February 2009, Marie-Claude Francoeur (MPA ’09) was appointed by the Premier of Quebec, Canada as Assistant Deputy Minister for Policies and Treaties in the Ministry of International Relations. In 2012, she was named Delegate to New England at Quebec’s Department of International Relations.

Since September 2008, Eric Oddo (MPA ’08) has been Senior Policy Analyst at the University of Maryland Center for Health and Homeland Security, a nonprofit consulting firm which works side-by-side with the nation’s top federal, state, and local emergency responders.

INSC alumnus Brendan Gilbert (LAW ’04) served as trial counsel for Combined/Joint Task Force (CJTF)-82, Afghanistan.

In 2008, former INSC Research Assistant Jeremy Snellen (LAW ’08) was named a staff member of The Office of War Crimes Issues at the US Department of State.

From 2011 to 2012, Richard Lim (MPA ’10) worked at Abraxas Corporation supporting the US Department of Homeland Security’s Office of Infrastructure Protection. Currently, he is a program analyst and consultant for the federal government.

INSC alumna Sarah Leonard (LAW/MAIR ’07) has been a manager and consultant at Deloitte in Washington, DC since 2007.

In February 2010, Mary Patricia Rasmussen (MPA ’09) became a Program Analyst at the US Department of Justice.

The courses I took through INSC gave me the institutional knowledge I needed to understand national and international security and counterterrorism law and policy issues.”

—Molly Scullin (LAW ’10), Military Commissions Prosecution Unit, Federal Bureau of Investigation

These are just a few of the accomplishments of INSC’s growing family. If you have news to share about your career, send an e-mail to insct@syr.edu.

Meigs Becomes INSC Senior Advisor

After serving as SU Maxwell School Louis A. Bantle Chair in Business and Government, Gen. Montgomery C. Meigs (Ret.) was named INSC Distinguished Senior Advisor in Security Policy in 2009. During an exceptional 35-year career in the US Army, Meigs served as Commander of US Army Europe, Commander of the NATO Stabilization Force in Bosnia and Herzegovina, and the first director of the US Department of Defense’s Joint Improvised Explosive Device Defeat Organization. He’s pictured above instructing students during the 2013 “Staff Ride” to the Gettysburg, PA battlefield, as part of Professor Robert Murrett’s Defense Strategies class in April 2013.

INSCT has vastly increased my knowledge and background in the fields of national security and counterterrorism. Being able to take classes and have conversations with professionals in the field and learn directly from their experience has been extremely helpful in building the skill set I will need to join this sphere of professionals and policymakers.”

—Amber Demery (MAIR ’13)
The mission of the Institute for National Security and Counterterrorism (INSCT) is to perform interdisciplinary research, teaching, public service, and policy analysis in the fields of national and international security and counterterrorism.

INSCT is jointly sponsored by Syracuse University’s College of Law and Maxwell School of Citizenship and Public Affairs.

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