FROM THE DIRECTOR – DANIEL TERRIS

After 10 Years, Taking Stock

The Center is marking its tenth anniversary this year. A milestone is a time for celebration, and we have a panoply of events designed to showcase some of the best of our work, to celebrate our accomplishments, and to thank the many members of our extended communities who have made our work possible.

A milestone is also a time for taking stock, and here is where I invite your participation. The assessment of higher education is notoriously difficult. The creation and dissemination of knowledge is an elusive enterprise. The immediate “products” are easy to spot: grades given, degrees granted, publications printed and distributed or sold, online “hits” counted. But the deeper and broader impact of our work — its effect in improving the lives of individual men, women, and children, or in guiding the work of institutions or even nations — is much more difficult to track.

Of course, this doesn’t mean that we don’t try. Over ten years, we have employed a full arsenal of evaluation techniques with our programs, from brief program feedback sheets to elaborate professional assessments by external consultants, complete with pre- and post-questionnaires, matrices, and logic models.

We have always learned from our assessment tools, but what we have learned is generally limited to practical suggestions: substitute a better reading, try a different format, formulate goals more crisply. And, indeed, I like to think that our programs have improved and our focus has gotten sharper as we have aged.

We know, however, that beyond the technical merits of our programs lies a mystery. We live by this faith — that the ideas born in our classrooms and conferences, or disseminated in our publications flower at unpredictable times in the lives of individual people. More importantly, we live by the credo that these ideas, in ways that we cannot precisely foresee, will have ripple effects that change people’s lives for the better in local communities, in institutions, and even in national and international contexts.

“Ultimately, the best way for us to learn about this larger impact of our work is through anecdote. And so I turn to you.”

Book on International Judges Released

The International Judge: An Introduction to the Men and Women Who Decide the World’s Cases, written by Daniel Terris and Leigh Swigart of the Center and Cesare P. R. Romano of Loyola Law School, is now available from Brandeis University Press (U.S. edition) and Oxford University Press (overseas edition). Based on interviews with more than 30 international judges, this volume is the first comprehensive portrait of the men and women in this new global profession.

The book begins with an overview of international courts and a profile of international judges as a group. The working environment of international judges is closely examined in courts around the world, highlighting the challenge of carrying out work in multiple languages, in the context of intricate bureaucratic hierarchies, and with a necessary interdependence between judges and their courts’ administration.

Arguing that international judges have to balance their responsibilities as interpreters of the law and as global professionals, the authors discuss the challenges of working in the fluid
The International Center for Ethics, Justice, and Public Life

The mission of the International Center for Ethics, Justice, and Public Life is to develop effective responses to conflict and injustice by offering innovative approaches to coexistence, strengthening the work of international courts, and encouraging ethical practice in civic and professional life.

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Marc McPhee, Associate Director
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Mari Fitzduff, Professor of Coexistence and Director of Master’s Program
Theodore A. Johnson, Assistant Professor
Barbara Epstein ’73, Program Administrator
Anne Gudaitis, Program Administrator, Master’s Program in Coexistence & Conflict
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IN THE NEWS

Center Director Named Associate VP for Global Affairs

On July 1, Daniel Terris was named the Associate Vice President for Global Affairs, a position he undertakes in conjunction with his work at the Center. The Office of Global Affairs is a newly created department charged with developing a strategic vision for the university’s international activities. It will also serve to enhance cooperation among academic units across the university that have a global focus; link academic and administrative offices serving international students, visitors, and scholars; and work with the Office of Communications to compile and disseminate information for internal and external constituencies.

Staff Highlights

Marci McPhee traveled to Kenya and Tanzania in early July to represent the Center and Brandeis University. She visited Ethics Center Student Fellows Jamie Pottern ’09 and Daniel Koosed ’08; made a presentation about Brandeis at the Education USA office in Nairobi; spent time in Kenya researching potential collaborations with Esther Keino, member of the Kenyan Parliament, on projects to help women and children affected by HIV/AIDS; and met with representatives of the World Agroforestry Centre about hosting Brandeis students in internships or graduate field placements. (The World Agroforestry Centre’s assistant director general, Mohamed Bakar, spent a week in residence at Brandeis earlier this year.)

In June, Kristin Williams attended a workshop in Accra, Ghana, co-sponsored by Coexistence International and its regional partner organization, the Ghana Center for Democratic Development. The workshop, titled “Gender, Justice and Reconciliation,” examined the need for a gender lens in transitional justice processes, reflecting on the successes and failures of Ghana’s National Reconciliation Commission.

Cynthia Cohen contributed to the recently published book Music and Conflict Transformation: Harmonies and Dissonances in Geopolitics, writing a chapter called “Music: A Universal Language?”

Center Welcomes New Staff

Barbara Epstein ’73 is the program administrator for the Slifka Program in Intercommunal Coexistence, managing the administrative systems and development strategy of the program and its outreach component. Prior to joining Slifka, she was senior program associate of the Robert Wood Johnson Foundation Community Health Leadership Program.

Anne Gudaitis is the program administrator for the Master’s Program in Coexistence and Conflict. She supports the director and faculty as well as manages all aspects of the Master’s Program operation. From 2005 to 2007, she worked in the President’s office assisting with event planning.

Lewis Rice ’86 is the communications specialist for the Center. A freelance writer and editor before joining the Center, he previously served as editor of the Harvard Law Bulletin, the alumni magazine of Harvard Law School, and prior to that worked as a newspaper editor and reporter.

Slifka Program Announces New Master’s Students

Eleven students representing India, Indonesia, Kenya, Nepal, Pakistan, Rwanda, Sierra Leone, Tanzania, and the United States have begun the Slifka Program’s Master of Arts in Coexistence and Conflict. The students will spend an academic year in residence at Brandeis (September–May), followed by a three-month field placement and completion of a master’s paper by December 2008. See www.brandeis.edu/programs/Slifka/masters/bios.html to read the students’ bios and to learn more about the program.
‘Acting Together’ to Achieve Peace

International theater artists and peacebuilding experts explored the contributions of theatre and ritual to sustainable coexistence, social justice, and reconciliation during “Acting Together on the World Stage: Setting the Scene for Peace,” a conference presented by the Slifka Program, Coexistence International, and Theatre Without Borders on October 4 through 8 at Brandeis University.

The event included a symposium, performances, open class sessions, and workshops in which participants addressed problems in a particular community or conflict region. The conference was part of Coexistence International’s ongoing work on an anthology of case studies examining the contributions of theatre and ritual to peacebuilding and coexistence.

At the symposium, titled “Art vs. Politics and Other False Dichotomies,” a panel of international theatre artists and cultural workers discussed the connections between their artistic work and the social and political circumstances of their communities. The panelists reflected on the experiences in the United States, Serbia, Uganda, and The Netherlands that led them as artists to engage with the political lives of their communities.

The event also featured performances from Grupo Cultural Yuyachkani, an independent theatre group from Peru that accompanied the country’s Truth and Reconciliation Commission. In several different venues at Brandeis, Yuyachkani members Ana Correa and Augusto Casafranca performed works, shared documentaries, led workshops, and discussed the contributions of Yuyachkani to Peru’s Truth and Reconciliation process.

In six problem-solving workshops, titled “Pieces of the Coexistence Puzzle: Part II,” theatre artists, coexistence/peacebuilding practitioners, and sustainable development workers developed action steps and recommendations for how to apply creative approaches to issues such as inter-ethnic relations in post-war Serbia, safety among immigrant communities in Waltham, and improving understanding between Tamil and Sinhalese artists in Sri Lanka.

The knowledge generated and creativity mobilized by “Acting Together on the World Stage” will also inform an anthology on performance and peacebuilding in global perspective, scheduled to be completed in summer 2008.

Anniversary Events Scheduled

“Acting Together on the World Stage” was one of the featured events in a yearlong celebration of the 10th anniversary of the Center. Subsequent events scheduled by press time are:

ECSF Extravaganza! — Alumni who traveled to various nations of Africa for summer internships as Ethics Center Student Fellows return to campus to share their experiences. (October 26-27)

Forensic Anthropology, International Justice, and the Quest to End Crimes Against Humanity — Dr. William Haglund, United Nations Senior Forensic Advisor for the International Criminal Tribunals for Rwanda and the former Yugoslavia, and senior consultant to Physicians for Human Rights, will be in residence at Brandeis University. (October 30-November 2)

The International Judge Roundtable Discussion and Book Launch — Four distinguished judges and the authors of The International Judge: An Introduction to the Men and Women who Decide the World’s Cases discuss the increasing impact and influence of judges who serve on international courts and tribunals. (November 8)

Healing, Community and Transformation: Student Visions From Johannesburg — Photography and linocut exhibition at the Women’s Studies Research Center. (January 16-February 29)

Charting the Course: The Next Ten Years — Keynote address by Judge Thomas Buergenthal of the International Court of Justice, on the question: “What will international justice look like in 2018?” (March 13)

Capstone Conference and Reunion — Graduates of the Master’s Program in Coexistence & Conflict gather, with respondents from the professional coexistence field. (May 13-16)

More information about the anniversary celebration is available at www.brandeis.edu/ethics/decade.
Focus on Coexistence and Democracy-building

By Isabella Jean with Jessica Berns

The following is an excerpt from a new publication series from Coexistence International titled Complementary Approaches to Coexistence Work. See page 8 for more information on this and another new CI publication series:

In states that range from Sweden to India and from Iraq to Brazil, there is a growing demand for social and political inclusion of minorities, immigrants, and the historically marginalized groups. In an increasingly violent world, societies emerging from conflict seek a modus operandi by which to address the root causes of the conflict and prevent future discord. All of these developments require an enormous resourcefulness on the part of those who aim to foster social and political opportunities, processes, and institutions through which groups and individuals can live in security and with recognition of their cultural identities and their political and economic rights.

In order to most effectively resolve conflicts and achieve lasting security, coexistence efforts need to be fully integrated into democracy and governance programs, addressing the multiple facets of a conflict in an integrated and complementary manner. Democratization should not take place in isolation from other social-change processes, and democracy-building interventions should be grounded in an integrated analysis of societal needs. It is critical to recognize and harness the vital linkages and synergies between development and economic reforms, political transitions, constitutional and parliamentary reforms, war-to-peace transitions, human-rights promotion, and land reform. In the absence of comprehensive, effective, and sensitive policies, coexistence issues may be neglected, and efforts to improve inter-group relations may then be sporadic, ineffective, or divisive.

In the last two decades, an increased focus on integrating war-to-peace transitions with democracy-building in divided societies has emerged in policy circles, scholarly and media analysis, and international interventions. The post-conflict democratization processes in Liberia, El Salvador, Rwanda, and Angola were driven by the urgent need to bring political and economic stability while enabling viable democracy to take root. It is now widely recognized that the nature of political organization in contemporary sovereign states is directly linked with their ability to constructively and non-violently manage the increasing diversity within their borders.

"At the core of democracy are people’s needs and expectations of their governments.”

The inherent difficulties of undertaking democracy work in deeply divided societies require a continued commitment to and application of democratic principles and a positive leadership to sustain agreements and democratic institutions. Societies in transition require special attention to efforts that link and complement external interventions in the areas of development (e.g. building schools, health centers, water systems, creating business opportunities), peacebuilding interventions (e.g. dialogue initiatives, confidence-building measures), and democracy assistance (e.g. elections, political-party support, and governance mechanisms). In recent years, an increased understanding of the need for meta-level analysis of conflicted societies has been accompanied by the development of new and innovative approaches in the policy arena. It is notable that more institutions and governments are adopting comprehensive and integrated approaches to the totality of work that is needed to address societal problems, for example:

- In Northern Ireland, equality laws and “Good Relations” legislation ensure that not only are equality needs and respect for all aspects of diversity protected by the rule of law, but that any organization that receives public monies must ensure that its policy and practices assist interdependence, or “good relations,” between the communities;
- In Guyana, the United Nations Development Program (UNDP) trained the members of the Interethnic Council in mediation skills that would allow this institution to serve as a mediator for local and national disputes involving various ethnic groups;
- In Guatemala and Haiti, the Organization of American States has worked with political parties and civil society actors to build the capacity for national dialogue, consensus-building, and local democratic governance in the run-up to national elections.

An integrated approach does not simply call for an “add and mix” approach to democracy-building and the promotion of good governance. At the core of democracy are people’s needs and expectations of their governments. Approaches that integrate coexistence values and democratic principles require rigorous analysis of the socio-political context, skilled and capable people, and resources to support the implementation of relevant policies. Otherwise, there is a danger of promoting social inclusion and coexistence through mechanisms and institutions that merely pay lip service to these principles, which could perhaps even deepen divisions.
Brandeis Institute for International Judges Weighs ‘Independence and Interdependence’

Held from July 23 to 28 in Bretton Woods, New Hampshire, the fifth Brandeis Institute for International Judges (BIIJ) hosted 15 judges from nine international courts and tribunals to discuss the theme of “Independence and Interdependence: the Delicate Balance of International Justice.”

One session, “International Courts and their Relationships: the Challenges of Interdependence,” was led by Stephen Schwebel, former judge and president of the International Court of Justice. Participants reflected upon the extent to which their institutions need to defer to the bodies that constituted them or to states parties, the effect of such relationships on the policies and practices of their courts, and whether such relationships have consequences for their independence as judges.

Institute co-directors Richard Goldstone, retired justice of the Constitutional Court of South Africa, and Linda Carter, professor at McGeorge School of Law, led “The Role of Precedent in the Decision-Making of International Judges.” Judges wrestled with how international courts deal with one another’s jurisprudence and whether a treaty, or perhaps a less formal understanding, is needed to regulate the precedential value of decisions among courts that interpret the same legal standards.

Ethics in the judiciary was addressed in “Integrity and Independence: the Shaping of the Judicial Persona.” Led by Gil Carlos Rodríguez Iglesias, professor of law at the Universidad Complutense de Madrid and former judge and president of the European Court of Justice, this session addressed some of the challenges to the maintenance of the judicial persona that exist in the international sphere.

Edward Lazarus, who consults regularly with U.S. courts on their public image and how it can be enhanced, led a session on “International Courts and the Media: the Dilemma of Public Scrutiny,” in which participants considered how their courts currently interact with different organs of the media and how public perceptions can impact the effectiveness of international judicial work.

The BIIJ concluded with a session on the new book written by institute convenors Daniel Terris and Leigh Swigart, in collaboration with Cesare P. R. Romano. The International Judge: An Introduction to the Men and Women Who Decide the World’s Cases (see page 1) was inspired largely by Brandeis University’s work with international judges through the BIIJ and other programming.

BIIJ: Students’ Perspective

After spending two years at Brandeis studying international and global studies, we thought we knew quite a bit about international law. We were wrong. Hearing about international court systems from a real, live international judge is a completely different experience from reading a book in the library. While our Brandeis education has taught us a good deal about the theory of global governance, it was awe-inspiring to speak with those who actually make the decisions that define our world.

Interacting with the judges also helped us to see them as real people rather than iconic symbols. Everyone was friendly, answering all our questions and encouraging us to continue with our studies. We had hardly considered law school, but the encouragement of the greatest international lawyers in the world influenced our post-graduate plans. Furthermore, we were happy to see that we were not the only ones learning something at the conference. Some judges came from newly established courts and were just as interested in how other courts solved problems as we were. Even long-standing judges asked questions, discussing not only current court difficulties but also concerns for the future. All this made the BIIJ an eye-opening experience, one we are unlikely to forget.

— Leila Alciere ’09, David Drayton ’09
HIGHLIGHTS OF RECENT EVENTS

APRIL
The Center co-sponsored an event hosted by the Schuster Institute for Investigative Journalism, which presented the award-winning film After Innocence, followed by a panel discussion featuring two men who were exonerated by DNA evidence after serving 20 years in prison.

Board member Sari Nusseibeh’s autobiography Once Upon A Country: A Palestinian Life was released to strong reviews, with The New York Times calling it “a deeply admirable book by a deeply admirable man.”

MAY
Joshua Rosenthal ’07, one of the 2006 Ethics Center Student Fellows, gave the keynote address at the Anthropology Department’s Commencement Ceremonies. He spent the summer of 2006 working with the Access to Information Programme Foundation in Sofia, Bulgaria, assisting with civic education and government transparency in this developing democracy.

JUNE
The Center co-hosted, along with the West African Research Center and the African Commission on Human and Peoples’ Rights, a two-day multidisciplinary workshop in Dakar, Senegal. The event launched the Know Your Rights! project, which aims to create and disseminate critical information on human and peoples’ rights in selected African languages, thereby making this information available to those who otherwise would not have access to it.

JULY
Dr. Eve Marder ’69 of the neuroscience department spoke to undergraduate chemistry researchers about the gender discrimination she faced while in school in the 1960s and ‘70s, as part of a four-part series at Brandeis examining ethical issues in science and scientific research.

AUGUST
Hans Corell, a member of the Center’s International Advisory Board, was featured in two sections of the July/August issue of International Judicial Monitor, published by the American Society of International Law and the International Judicial Academy.

SEPTEMBER
After completing her summer internship at the Maharashtra Organic Farming Federation in Pune, India, Neena Pathak ’08 discussed issues surrounding organic farming in an article titled “How Do You Like Them Apples?” published in the September 7 issue of The Hoot.

Book on International Judges Released

Continued from page 1

This volume corrects some of the common American misperceptions about international judges, while providing a balanced introduction to both the strengths and shortcomings of their work. As they rule on crucial issues of war and peace, human rights, and trade, in addition to high-profile criminal trials, international judges are playing a critical role in developments that will affect world affairs — and law and society in the United States — for years to come.

‘A Culture of Justice-seeking’
Judge Sonia Sotomayor of the U.S. Second Circuit Court of Appeals wrote the forward for The International Judge. An excerpt follows:

Perhaps the most important contribution this book makes is its unique view of the dynamics of institution-building in the singular context of young international courts. Rare is the opportunity to view such important institutions in their parturition and to hear the voices of their founding mothers and fathers, who have and will shape the paths of those institutions. International tribunals are of relatively recent vintage, at least in comparison to the formal legal systems of many countries. But there are other young legal systems throughout the world where pioneering judges — like those of the international courts — are trying to cultivate the rule of law in the wake of revolutions and other political upheavals. This book provides a nuanced roadmap for those judges, as well as for judges from established legal systems, while we all attempt to cobble together a culture of justice-seeking in a changed world.”
After Ten Years

Continued from page 1

Of course, we also know that some of our activities don’t live up to our lofty aspirations to innovate in research, learning, and action. Ultimately, the best way for us to learn about this larger impact of our work is through anecdote. And so I turn to you.

Have you participated in any of our events, courses, or programs? Have you read any of our publications?

If so, has it made a difference, even a small one, in your life? Did it help you develop ideas or relationships that shaped your thinking and your actions? Even more importantly, did it help you act in a way to change something for someone else? Did your actions have implications for change in an organization, in a community, in a country?

Alternatively (or additionally), where did we fail you? What opportunities for creating knowledge or inspiring change have we missed, either by failing to do something, or by failing to do something well? Have our actions caused harm, either by poor execution or by neglect?

What suggestions do you have for us for our next decade?

At right, you will find a list of selected activities of the Center since its inception, as well as a brief statement of our mission and goals. These might help stimulate your memory and give you guideposts by which to judge our work.

Please write to us at ethics@brandeis.edu, or by mail, or, if it’s easiest, just pick up the phone and call me at 781-736-8577.

The International Center for Ethics, Justice, and Public Life was conceived not as a cloistered think tank, but as an extended community of scholars, professionals, artists, students, and other actors on the world stage. Your accounts of the strengths, the weaknesses, and, most importantly, the impact of that extended community will help us sharpen our work in the years to come.

— Daniel Terris, Director

THE INTERNATIONAL CENTER FOR ETHICS, JUSTICE, AND PUBLIC LIFE

MISSION

The mission of the International Center for Ethics, Justice, and Public Life is to develop effective responses to conflict and injustice by offering innovative approaches to coexistence, strengthening the work of international courts, and encouraging ethical practice in civic and professional life.

GOALS

I. To strengthen the effectiveness of coexistence practice through research, education, and collaboration.

II. To improve the quality of justice by creating programs where judges and others concerned with the law can work together to generate ideas and policies related to an emerging global system.

III. To enhance the capacity of students across Brandeis University to understand and reflect on major issues of coexistence and justice.

IV. To encourage students and professionals in a variety of fields to reflect on and more effectively address the ethical dimensions of civic and professional life.

V. To contribute to scholarly and public knowledge about conflict, coexistence, justice, ethics, and other areas of the Center’s work.

SELECTED ACTIVITIES, 1997-2007

Degree Programs

• M.A. in Coexistence and Conflict, 2004-

Fellowship Programs

• Ethics and Coexistence Student Fellowship (Ethics Center Student Fellowship), 1997-

• Brandeis International Fellows, 1998-2000 (Coexistence)

• Brandeis International Fellows, 2001-2003 (Human Rights and International Law)

• Brandeis International Fellows 2003-2005 (Coexistence and the Arts)

Programs for Professionals

• Brandeis Seminars in Humanities and the Professions, 1997 -

• Newcomers Among Us, 2005 -

• Brandeis Institute for International Judges, 2002 –

• West African Judicial Colloquia, 2006-

Coexistence Programs

• Brandeis Initiative on Intercommunal Coexistence

• Creative Resources for Reconciliation

• Coexistence International

Partnership Activities

• Community Histories by Youth in the Middle East (CHYME), 2000-2004

• Global Partnerships for Education, 2001

• A New Public Education, 2000-2002

SELECTED BRANDEIS CAMPUS EVENTS

• Sari Nusseibeh residency (1997)

• Kosovo (2000)

• Catholics, Jews, and the Prism of Conscience (2001)

• Literary Responses to Mass Violence (2004)

• Telling the Story: Power and Responsibility in Documenting Human Rights Violations (2005)

• Local Action/Global Impact (2005)

• Pieces of the Coexistence Puzzle (2007)

• Acting Together on the World Stage (2007)

• The International Judge roundtable (2007)

SELECTED PUBLICATIONS


• Brandeis Institute for International Judges – Institute Reports

• Complementary Approaches to Coexistence Work

• Ethics at Work: Creating Virtue in an American Corporation (2005)

• Local Action/Global Impact: An Interactive Forum (2005)

• Recasting Reconciliation through Culture and the Arts: A Virtual Collection

• Ethically Speaking/Ethics Central (newsletter), 1998 -
Two New CI Publication Series

Coexistence International has launched two new publication series: (1) Complementary Approaches to Coexistence Work and (2) Country Studies. The Complementary Approaches series illustrates the possibilities of effecting positive coexistence through cooperation among related fields. In the Country Studies series, authors describe the state of coexistence within different countries and compare diversity and coexistence policies from countries around the world. Titles in the new publications series are as follows:

**Complementary Approaches to Coexistence Work**
- What is Coexistence and Why a Complementary Approach?
- Focus on Coexistence and the Arts
- Focus on Coexistence and Democracy-building
- Focus on Coexistence and Natural Resources
- Focus on Coexistence and Security

**Country Studies**
- Mauritius, Czech Republic, Ecuador, Latvia, Poland

New titles will be added regularly. These papers and other CI publications can be found at: [www.brandeis.edu/coexistence/pubs/publications.html](http://www.brandeis.edu/coexistence/pubs/publications.html). To receive a copy of any of these papers, contact: coexistenceintl@brandeis.edu.

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Student Peace Anthology

Brandeis students taking COEX 250: The Arts of Building Peace in the spring of 2007 have produced a new online anthology titled *The Arts of Building Peace: Stories of Cultural Workers and Artist-Peacebuilders*, edited by Liz Canter. The collection features the stories of a filmmaker in South Africa, a muralist in El Salvador, a cultural worker in Palestine, and community historians in rural America. Students explored how the successful artist-peacebuilders engage and expand the moral imagination. To read the anthology online, visit [www.brandeis.edu/programs/Sliifka/vrc/student/interviews/index.htm](http://www.brandeis.edu/programs/Sliifka/vrc/student/interviews/index.htm). Students in the class also produced slide shows exploring peacebuilding issues, which can be seen at [www.brandeis.edu/programs/Sliifka/vrc/student/multimedia/index.htm](http://www.brandeis.edu/programs/Sliifka/vrc/student/multimedia/index.htm).

New Publications Catalog

The Center has produced a new catalog chronicling its publications over its ten-year history. To receive a copy, contact ethics@brandeis.edu or 781-736-8577, or for up-to-date information on the Center’s complete list of titles, visit [www.brandeis.edu/ethics/publications](http://www.brandeis.edu/ethics/publications).