PROGRAM

Symposium on

Sponsored by the Ave Maria Law Review,
the Marriage and Family Law Research Project of BYU Law School,
and the BYU Journal of Public Law

at the J. Reuben Clark Law School, Brigham Young University

Monday, October 12, 2015, 8:30 a.m.—6:00 p.m.
Room 472 JRCB, BYU

8:00-8:20 a.m.  Registration (and light breakfast for presenters)

8:20-8:30 a.m.  Welcome
Dean James R. Rasband, J. Reuben Clark Law School, Brigham Young University
Professor Richard Myers, Ave Maria Law School

8:30-10:30 a.m.  Session I:

Moderator:  Richard Myers (Ave Maria Law School)

George Dent (Case Western Reserve Law School), Obergefell and the Rise of Meaningless Marriage

Itshak Cohen (Ono Academic College School of Law, Israel), The Development of the Issue of Same-sex Couples Under Israeli Law

Carmen Garcimartin (University of La Coruña, Spain), Regulating Marriage in a New Environment

Rabbi J. David Bleich (Cardozo School of Law), The Case Against Civil Marriage

John Breen (Loyola University Chicago School of Law), Can We All Get Along?: Obergefell v. Hodges and the Meaning of Rationality in Constitutional Adjudication

10:30-10:40 a.m.  Break
10:40 a.m. – 12:50 p.m.  Session II

Moderator:  Lynn D. Wardle (BYU, J. Reuben Clark Law School)

Ayelet Blecher-Prigat (Sha’arei Mishpad Law School, Israel), *The Right to (Same-Sex) Divorce in Israel*

Carlos Martinez de Aguirre (University of Zaragoza, Spain), *Deconstructing Marriage / Reconstructing Marriage*

Douglas Nejaime (UCLA School of Law), *Conscience and the Culture Wars*

Gene Schaerr, *Obergefell And The Marriage Ecosystem: (Another Reason) Why the Decision Was Wrong And Should Be Overruled*

Richard S. Myers (Ave Maria School of Law), *Obergefell and the Future of Substantive Due Process*

Avishalom Westreich (College of Law and Business, Israel), *Same Sex Marriage in Divided Societies: Is it Possible to Reconcile?*

1:00-1:40 p.m.  Lunch at the BYU Skyroom, 6th floor, WSC

1:45 - 3:45 p.m.  Session III:

Moderator:  Aaron Nielson (BYU, J. Reuben Clark Law School)

Edward Stein (Cardozo School of Law), *Plural Marriage, Group Marriage and Immutability in Obergefell v. Hodges and Beyond*

David Pimentel (University of Idaho College of Law), *The Impact of Obergefell – Traditional Marriage’s New Lease on Life?*

Alan Hawkins (Brigham Young University), *Gender Complementarity vs. Gender Irrelevance: How Same-sex Marriage May Weaken Heterosexual Fathering*

Jason Carroll (Brigham Young University), *The Fall of Fertility: How Redefining Marriage Will Further Declining Birthrates in the United States*

Walter R. Schumm (Kansas State University), *Bad Information Makes for Bad Decisions: Social Science Research and Same-Sex Marriage*

3:45 p.m. – 4:00  Break
4:00 – 6:00 p.m.  Session IV

Moderator: Ralph Hancock (Brigham Young University)

Lynne Marie Kohm (& Sandra E. Alcaide) (Regent University School of Law), *The Juicy Truth About What Will Happen to Women After Obergefell*

Scott FitzGibbon (Boston College Law School), Obergefell v. Hodges, *The Principle of Subsidiarity, and the Nature of Man*

William C. Duncan (Marriage Law Foundation), *Marriage, Self-Definition and Self-Expression*

Charles Russo (University of Dayton), *What Obergefell May Mean for Academic Freedom*

Lynn D. Wardle (BYU, J. Reuben Clark Law School), *The Innocent Victims of Obergefell*

6:45 p.m.  Dinner for Presenters & Moderators (& Spouses)

*Oregano Italian Kitchen*, 155 N. University Ave., Provo