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#### Russia’s international ambitions are low now due to space sector failures.

AFP 19 5/28/19 (Agence France-Presse - international news agency headquartered in Paris, “Moscow, we have a problem: theft plagues Russia’s space sector,” https://www.scmp.com/news/world/russia-central-asia/article/3012088/moscow-we-have-problem-theft-plagues-russias-space)

With millions of dollars missing and officials in prison or fleeing the country, Russia’s space sector is at the heart of a staggering embezzlement scheme that has dampened ambitions of recovering its Soviet-era greatness. For years, Moscow has tried to fix the industry that was a source of immense pride in the USSR. While it has bounced back from its post-Soviet collapse and once again become a major world player, the Russian space sector has recently suffered a series of humiliating failures. And now, massive corruption scandals at state space agency Roscosmos have eclipsed its plans to launch new rockets and lunar stations. “Billions (of roubles) are being stolen there, billions,” Alexander Bastrykin, the powerful head of Russia’s Investigative Committee – Russia’s equivalent of the FBI – said in mid-May. Investigations into corruption at Roscosmos have been ongoing “for around five years and there is no end in sight,” he added. In the latest controversy, a senior space official appears to have fled Russia during an audit of the research centre he headed. Yury Yaskin, the director of the Research Institute of Space Instrumentation, left Russia for a European country in April where he announced his resignation, the Kommersant paper reported. He feared the discovery of malpractice during an inspection of the institute, according to the newspaper’s sources. Roscosmos confirmed that Yaskin had resigned but did not clarify why. His Moscow institute is involved in developing the Russian satellite navigation system GLONASS designed to compete with the American GPS system. Corruption has particularly affected Russia’s two most important space projects of the decade: GLONASS and the construction of the country’s showpiece cosmodrome Vostochny, built to relieve Moscow’s dependence on Baikonur in ex-Soviet Kazakhstan. Almost all major companies in the sector, including rocket builders Khrunichev and Progress, have been hit by financial scandals that have sometimes led to prison sentences for large-scale fraud. Russia’s Audit Chamber, a parliamentary body of financial control, estimated that 760 billion roubles (around US$11.7 million) was misappropriated from Roscosmos in 2017, or nearly 40 per cent of the total misappropriated from the entire economy that year. Roscosmos said that “eradicating corruption” is one of its “primary goals”, adding that it regularly cooperates with investigations by the authorities. In mid-April, President Vladimir Putin stressed the need to “progressively resolve the obvious problems that slow down the development of the rocket-space sector.” “The time and financial frameworks to realise space projects are often unjustified,” the Russian leader Rebooting the space sector is a matter of prestige for the Kremlin. It symbolises its renewed pride and ability to be a major global power, especially in the context of increased tensions with the United States.

#### We stopped appeasing Russia – they’ll pocket concessions from coop and increase aggression – tensions aren’t the result of understandings but hardened differences.

Haddad **and Polakova** 18 [Benjamin Haddad Director, Future Europe Initiative - Atlantic Council. Alina Polyakova Director, Project on Global Democracy and Emerging Technology Fellow - Foreign Policy, Center on the United States and Europe. Don’t rehabilitate Obama on Russia. March 5, 2018. https://www.brookings.edu/blog/order-from-chaos/2018/03/05/dont-rehabilitate-obama-on-russia/]

Obama’s much-ballyhooed “Reset” with Russia, launched in 2009, was in keeping with optimistic attempts by every post-Cold War American administration to improve relations with Moscow out of the gate. Seizing on the supposed change of leadership in Russia, with Dmitry Medvedev temporarily taking over the presidency from Vladimir Putin, Obama’s team quickly turned a blind eye to Russia’s 2008 war with Georgia, which in retrospect was Putin’s opening move in destabilizing the European order. Like George W. Bush before him, Obama vastly overestimated the extent to which a personal relationship with a Russian leader could affect the bilateral relationship. U.S.-Russia disagreements were not the result of misunderstandings, but rather the product of long-festering grievances. Russia saw itself as a great power that deserved equal standing with the U.S. What Obama saw as gestures of good will—such as the 2009 decision to scrap missile defense plans for Poland and the Czech Republic—Russia interpreted as a U.S. retreat from the European continent. Moscow pocketed the concessions and increasingly inserted itself in European affairs. The Kremlin was both exploiting an easy opportunity and reasserting what it thought was its historic prerogative. Though Russia’s invasion of Ukraine in 2014 was the final nail in the coffin of the Reset, President Obama remained reluctant to view Moscow as anything more than a local spoiler, and thought the whole mess was best handled by Europeans. France and Germany spearheaded the Minsk ceasefire process in 2014-2015, with U.S. support but without Washington at the table. The Obama administration did coordinate a far-ranging sanctions policy with the European Union—an important diplomatic achievement, to be sure. But to date, the sanctions have only had a middling effect on the Russian economy as a whole (oil and gas prices have hurt much more). And given that sanctions cut both ways—potential value is destroyed on both sides when economic activity is systematically prohibited—most of the sacrifice was (and continues to be) born by European economies, which have longstanding ties to Russia. In contrast, the costs of a robust sanctions policy have been comparatively minor in the United States; Obama spent little political capital to push them through at home. The Obama administration also sought to shore up NATO’s eastern flank through the European Reassurance Initiative (ERI), which stationed rotating troops in Poland and the Baltics while increasing the budget for U.S. support. Nevertheless, the president resisted calls from Congress, foreign policy experts, and his own cabinet to provide lethal weapons to Ukraine that would have raised the costs on Russia and helped Kyiv defend itself against Russian military incursion into the Donbas. As Obama told Jeffrey Goldberg, he viewed any deterrent moves by the United States as fundamentally not credible, because Russia’s interests clearly trumped our own; it was clear to him they would go to war much more readily that the United States ever would, and thus they had escalatory dominance. Doing more simply made no sense to Obama. This timid realpolitik was mixed up with a healthy dose of disdain. Obama dismissed Russia as a “regional power” that was acting out of weakness in Ukraine. “The fact that Russia felt it had to go in militarily and lay bare these violations of international law indicates less influence, not more,” Obama said at the G7 meeting in 2014. This line has not aged well. Obama’s attitudes on Russia reflected his administration’s broadly teleological, progressive outlook on history. Russia’s territorial conquest “belonged in the 19th century.” The advance of globalization, technological innovation, and trade rendered such aggression both self-defeating and anachronistic. The biggest mistake for America would be to overreact to such petty, parochial challenges. The 2015 National Security Strategy favored “strategic patience”. But was it patience… or passivity? As its actions in 2016 proved, Russia is very much a 21st century power that understands how to avail itself of the modern tools available to it, often much better than we do ourselves. The same intellectual tendencies that shaped Obama’s timid approach to Ukraine were reflected in his administration’s restrained response as evidence of Russian electoral interference began to emerge in the summer of 2016. Starting in June, intelligence agencies began reporting that Russian-linked groups hacked into DNC servers, gained access to emails from senior Clinton campaign operatives, and were working in coordination with WikiLeaks and a front site called DCLeaks to strategically release this information throughout the campaign cycle. By August, Obama had received a highly classified file from the CIA detailing Putin’s personal involvement in covert influence operations to discredit the Clinton campaign and disrupt the U.S. presidential elections in favor of her opponent, Donald Trump. That fall through to his departure from the White House, the president and his key advisers struggled to find an appropriate response to the crime of the century. But out of all the possible options, which included a cyber offensive on Russia and ratcheted up sanctions, the policy that was adopted in the final months of Obama’s term was, characteristically, cautious. Obama approved additional narrow sanctions against Russian targets, expelled 35 Russian diplomats, and shut down two Russian government compounds. It’s true that Obama faced a difficult political environment that constrained his ability to take tougher measures. Republican opponents would have surely decried any loud protests as a form of election meddling on Hillary Clinton’s behalf. Donald Trump was already flogging the narrative that the elections were rigged against him. And anyway, Clinton seemed destined to win; she would tend to the Russians in her own time, the thinking went. But just as with the decision to not provide weapons to Ukraine, the Obama administration also fretted about provoking Russia into taking even more drastic steps, such as hacking the voting systems or a cyber attack on critical infrastructure. In the end, the administration’s worries proved to be paralyzing. “I feel like we sort of choked,” one Obama administration official told the Washington Post. Much ink has been spilled over President Trump’s effusive praise for Putin and his brutal regime. “You think our country’s so innocent?” candidate Trump famously replied to an interviewer listing the many human rights abuses of Putin’s Russia, including the harassment and murder of journalists. Obama, on the other hand, never had any ideological or psychological sympathy for Putin or Putinism. By the end of his second term, the two men were barely on speaking terms, the iciness of their encounters in full public view. For most of Obama’s two terms, however, this personal animosity did not translate into tougher policies. Has the Trump administration been tougher on Russia than Obama, as the president claims? Trump’s own boasting feels like a stretch, especially given how he seems to have gone out of his way to both disparage NATO and praise Putin during the course of his first year in office. Still, many of his administration’s good policies have been obscured by the politics of the Mueller investigation and the incessant furor kicked up by the president’s tweets. As Tom Wright has noted, the Trump administration seems to pursue two policy tracks at the same time: the narrow nationalism of the president’s inflammatory rhetoric openly clashing with the seriousness of his administration’s official policy decisions. These tensions are real, but all too often they become the story. Glossed over is the fact that President Trump has appointed a string of competent and widely respected figures to manage Russia policy—from National Security Council Senior Director Fiona Hill to Assistant Secretary of State for European affairs Wess Mitchell to the Special Envoy for Ukraine Kurt Volker. The Trump administration is, in fact, pursuing concrete policies pushing back on Russian aggression that the Obama administration had fervently opposed. The National Security Strategy of 2017, bringing a much-needed dose of realism to a conversation too often dominated by abstractions like the “liberal world order”, singles out both China and Russia as key geopolitical rivals. During Trump’s first year, the administration approved the provision of lethal weapons to Ukraine, shut down Russia’s consulate in San Francisco as well as two additional diplomatic annexes, and rather than rolling back sanctions, Trump signed into law additional sanctions on Russia, expanded LNG sales to a Europe dependent in Russian gas imports, and increased the Pentagon’s European Reassurance Initiative budget by 40 percent. (A president who berated U.S. investments for European defense has actually dramatically increased American military presence on Europe’s threatened borders.) While many of these policies may have been implemented despite rather than because of the president—on the expansion of sanctions in particular, Trump faced a veto-proof majority in Congress—credit should be given where credit is due. The Trump administration’s sober policy decisions should not excuse the president’s praise for Vladimir Putin, nor his reckless undermining of America’s stated commitment to enforcing Article 5 during his first speech in front of NATO. But the fact remains that the U.S. is taking concrete steps to strengthen Europe against Russian aggression. And let’s not be coy about it: if the president’s strident complaining about unequal burden-sharing in NATO finally snaps European allies out of their complacency and helps spur military investment on the continent, this won’t be good news for Russia either. Indeed, he will have succeeded in moving the needle on an issue that has frustrated every one of his predecessors since 1989. Has Trump’s bluster, especially on Article 5, been cost-free? Hardly. Nevertheless, talking to diplomats around town suggests that after initial months of uneasiness, most Europeans have learned to deal with the Trump administration in a dispassionate and pragmatic manner that stands in stark relief with much of the hysteria that passes for commentary in the U.S. Each administration should be judged on what it has achieved. At the end of the Obama’s two terms, Putin had elevated Russia to a credible revisionist power on the international stage. Russia annexed Crimea and occupied much of Eastern Ukraine; by successfully propping up the degenerate Assad regime, the Kremlin gained a veto on any possible political solution to Syria, and got a meaningful foothold in the broader region for the first time since Sadat threw Soviet advisors out; and its populist allies and fellow-travelers were on the rise in Europe, fueling both anti-Americanism and illiberalism; and most damning of all, it managed to meddle, almost unopposed, in U.S. politics—all on Obama’s watch. There is plenty left to criticize in how the Trump administration has done things in its first year. The Trump administration’s apparent unwillingness to take steps to deter hostile foreign powers from meddling in American politics is inexcusably irresponsible. And in the Middle East, the Trump administration seems hell-bent on following Obama’s myopic policy of retreat and narrow preoccupation with fighting ISIS to the exclusion of all else. But despite the president’s campaign promises, his administration has been the first in the post-Cold War era to not try for a “Reset” with Moscow. If Vladimir Putin wanted to sow chaos and confusion in Washington, he has succeeded beyond his wildest dreams. If he wanted a pliant ally in America, he has abjectly failed.

#### Space cooperation massively boosts prestige for Russia.

Juul 19 - Senior policy analyst at the Center for American Progress Peter Juul, “Trump’s Space Force Gets the Final Frontier All Wrong,” Foreign Policy. March 20, 2019. <https://foreignpolicy.com/2019/03/20/trumps-space-force-gets-the-final-frontier-all-wrong/>

But funding isn’t everything, and in the new geopolitical context, democracy must be seen to work effectively. When it comes to space exploration, that means ratcheting back U.S. space cooperation with Russia as well as forgoing any equally intimate cooperation with China and its secretive space agency. The fact that the [head of Russia’s space agency remains under U.S. sanctions](https://spacenews.com/nasa-postpones-rogozin-visit/) for his role in Moscow’s military intervention in Ukraine illustrates the hazards involved in working with autocracies in space. Deep cooperation with autocratic powers in space gives autocracies a major point of diplomatic leverage over the United States, and more generally allows them to poach unearned international prestige by working on goals set and largely carried out by the United States. In today’s world, there’s no reason for the United States to give Russia or China this sort of standing by association.

Cooperation between the United States and Russia won’t grind to an immediate halt, though. With the International Space Station in orbit until at least 2024—if not longer—it will take time to disentangle the web of functional ties that have bound NASA and its Russian counterpart over the last quarter century. Significant cooperation with China should be avoided altogether, especially given its [notoriously opaque](https://www.merics.org/en/blog/chinas-space-program-about-more-soft-power) and [military-run](https://www.theatlantic.com/science/archive/2017/01/china-space/497846/) space program. The space programs and agencies of other nations—NASA, the European Space Agency and its member-nation agencies, the Japan Aerospace Exploration Agency, and even Russia’s Roscosmos—remain led and run by civilians.

#### The space sector’s importance for military strategy makes it prestige driver for Russia that allows them to mask domestic challenges.

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Today, the Russian Federation is a major actor in space and outer space governance. Its presence in space is second only to that of the United States. Meanwhile, the challenges of keeping outer space ‘secure’ are growing in importance and complexity in the current context of globalisation, rapid technological change, and the increasing access to space for state and non-state actors. Russia considers outer space as a strategic region to enhance its military capabilities on earth, provide intelligence and communication functions, and achieve international status and prestige as a space power. It is sensitive to US strategy and actions and has developed counterspace technologies (e.g. electronic weapons that can jam satellites) to provide Russia with an asymmetrical edge to offset US military advantages. However, Russia’s outer space rhetoric and policy are also driven by domestic and identity issues. Outer space strategy is an instrument through which Russia pursues its goal to be a ‘great power’ and to shape the international system more closely to Russia’s vision of the new multipolar world. Space also may bring Russia economic benefits and mask internal challenges.

#### Specifically - conciliatory policies present an image of weakness and appeasement - Russia seizes on it.

Payne 17 – Served in the Department of Defense as the Deputy Assistant Secretary of Defense for Forces Policy Dr. Keith B. Payne, “Russian strategy Expansion, crisis and conflict,” Comparative Strategy, 2017. <https://www.tandfonline.com/doi/pdf/10.1080/01495933.2017.1277121?needAccess=true>

Unless a fundamental change occurs in Russian leadership and strategy, conciliatory actions by the West to avoid confrontation seem likely to present an image of weakness and irresolution, and thereby invite further Russian expansionist policies and belligerence. How then should the West begin to formulate its response to this potential threat? In particular, how should the West neutralize the Russian threat of nuclear first use to “de-escalate” a conflict? Recent reports analyzing Russian incursions have not dealt in a comprehensive manner with this issue. Commentators typically propose either to proceed cautiously and avoid confrontation because of Russian nuclear threats or match Russian threats and actions.40 Developing a comprehensive strategy to combat Russia’s nuclear first-use strategy is a critical, albeit complex undertaking. A first step is to outline the myriad objectives of an effective strategy to be employed by the United States and allies to confront and negate this threat. The discussion below offers an initial broad outline of suggested objectives for this important first step.

#### Putin soft power is low now, and that prevents Baltic adventurism that goes nuclear - legitimizing him gives him an opening to make information warfare succeed.

Kagan 19 - American resident scholar at the American Enterprise Institute, and a former professor of military history at the U.S. Military Academy at West Point, less famous brother of our favorite neighborhood neocon Robert Kagan Frederick W. Kagan, “CONFRONTING THE RUSSIAN CHALLENGE: A NEW APPROACH FOR THE U.S.,” Institute for the Study of War. June 2019. <https://www.politico.com/f/?id=0000016b-6eef-dc80-a3ff-ffff778c0000> \*\*\*Apologies for it being super condensed - it’s a 90 pg article

The Russian threat’s effectiveness results mainly from the West’s weaknesses. NATO’s European members are not meeting their full commitments to the alliance to maintain the fighting power needed to deter and defeat the emerging challenge from Moscow. Increasing political polarization and the erosion of trust by Western peoples in their governments creates vulnerabilities that the Kremlin has adroitly exploited. Moscow’s success in manipulating Western perceptions of and reactions to its activities has fueled the development of an approach to warfare that the West finds difficult to understand, let alone counter. Shaping the information space is the primary effort to which Russian military operations, even conventional military operations, are frequently subordinated in this way of war. Russia obfuscates its activities and confuses the discussion so that many people throw up their hands and say simply, “Who knows if the Russians really did that? Who knows if it was legal?”—thus paralyzing the West’s responses. Putin’s Program Putin is not simply an opportunistic predator. Putin and the major institutions of the Russian Federation have a program as coherent as that of any Western leader. Putin enunciates his objectives in major speeches, and his ministers generate detailed formal expositions of Russia’s military and diplomatic aims and its efforts and the methods and resources it uses to pursue them. These statements cohere with the actions of Russian officials and military units on the ground. The common perception that he is opportunistic arises from the way that the Kremlin sets conditions to achieve these objectives in advance. Putin closely monitors the domestic and international situation and decides to execute plans when and if conditions require and favor the Kremlin. The aims of Russian policy can be distilled into the following: Domestic Objectives Putin is an autocrat who seeks to retain control of his state and the succession. He seeks to keep his power circle content, maintain his own popularity, suppress domestic political opposition in the name of blocking a “color revolution” he falsely accuses the West of preparing, and expand the Russian economy. Putin has not fixed the economy, which remains corrupt, inefficient, and dependent on petrochemical and mineral exports. He has focused instead on ending the international sanctions regime to obtain the cash, expertise, and technology he needs. Information operations and hybrid warfare undertakings in Europe are heavily aimed at this objective. External Objectives Putin’s foreign policy aims are clear: end American dominance and the “unipolar” world order, restore “multipolarity,” and reestablish Russia as a global power and broker. He identifies NATO as an adversary and a threat and seeks to negate it. He aims to break Western unity, establish Russian suzerainty over the former Soviet States, and regain a global footprint. Putin works to break Western unity by invalidating the collective defense provision of the North Atlantic Treaty (Article 5), weakening the European Union, and destroying the faith of Western societies in their governments. He is reestablishing a global military footprint similar in extent the Soviet Union’s, but with different aims. He is neither advancing an ideology, nor establishing bases from which to project conventional military power on a large scale. He aims rather to constrain and shape America’s actions using small numbers of troops and agents along with advanced anti-air and anti-shipping systems. Recommendations A sound U.S. grand strategic approach to Russia: • Aims to achieve core American national security objectives positively rather than to react defensively to Russian actions; • Holistically addresses all U.S. interests globally as they relate to Russia rather than considering them theater-by-theater; • Does not trade core American national security interests in one theater for those in another, or sacrifice one vital interest for another; • Achieves American objectives by means short of war if at all possible; • Deters nuclear war, the use of any nuclear weapons, and other Weapons of Mass Destruction (WMD); • Accepts the risk of conventional conflict with Russia while seeking to avoid it and to control escalation, while also ensuring that American forces will prevail at any escalation level; • Contests Russian information operations and hybrid warfare undertakings; and • Extends American protection and deterrence to U.S. allies in NATO and outside of NATO. Such an approach involves four principal lines of effort. Constrain Putin’s Resources. Russia uses hybrid warfare approaches because of its relative poverty and inability to field large and modern military systems that could challenge the U.S. and NATO symmetrically. Lifting or reducing the current sanctions regime or otherwise facilitating Russia’s access to wealth and technology could give Putin the resources he needs to mount a much more significant conventional threat—an aim he had been pursuing in the early 2000s when high oil prices and no sanctions made it seem possible. Disrupt Hybrid Operations. Identifying, exposing, and disrupting hybrid operations is a feasible, if difficult, undertaking. New structures in the U.S. military, State Department, and possibly National Security Council Staff are likely needed to: 1. Coordinate efforts to identify and understand hybrid operations in preparation and underway; 2. Develop recommendations for action against hybrid operations that the U.S. government has identified but are not yet publicly known; 3. Respond to the unexpected third-party exposure of hybrid operations whether the U.S. government knew about the operations or not; 4. Identify in advance the specific campaign and strategic objectives that should be pursued when the U.S. government deliberately exposes a particular hybrid operation or when third parties expose hybrid operations of a certain type in a certain area; 5. Shape the U.S. government response, particularly in the information space, to drive the blowback effects of the exposure of a particular hybrid operation toward achieving those identified objectives; and 6. Learn lessons from past and current counter-hybrid operations undertakings, improve techniques, and prepare for future evolutions of Russian approaches in coordination with allies and partners. The U.S. should also develop a counter-information operations approach that uses only truth against Russian narratives aimed at sowing discord within the West and at undermining the legitimacy of Western governments. Delegitimize Putin as a Mediator and Convener. Recognition as one of the poles of a multipolar world order is vital to Putin. It is part of the greatness he promises the Russian people in return for taking their liberty. Getting a “seat at the table” of Western-led endeavors is insufficient for him because he seeks to transform the international system fundamentally. He finds the very language of being offered a seat at the West’s table patronizing. He has gained much more legitimacy as an international partner in Syria and Ukraine than his behavior warrants. He benefits from the continuous desire of Western leaders to believe that Moscow will help them out of their own problems if only it is approached in the right way. The U.S. and its allies must instead recognize that Putin is a self-declared adversary who seeks to weaken, divide, and harm them—never to strengthen or help them. He has made clear in word and deed that his interests are antithetical to the West’s. The West should therefore stop treating him as a potential partner, but instead require him to demonstrate that he can and will act to advance rather than damage the West’s interests before engaging with him at high levels. The West must not trade interests in one region for Putin’s help in another, even if there is reason to believe that he would actually be helpful. Those working on American policy in Syria and the Levant must recognize that the U.S. cannot afford to subordinate its global Russia policy to pursue limited interests, however important, within the Middle East. Recognizing Putin as a mediator or convener in Syria—to constrain Iran’s activities in the south of that country, for example—is too high a price tag to pay for undermining a coherent global approach to the Russian threat. Granting him credibility in that role there enhances his credibility in his self-proclaimed role as a mediator rather than belligerent in Ukraine. The tradeoff of interests is unacceptable. Nor should the U.S. engage with Putin about Ukraine until he has committed publicly in word and deed to what should be the minimum non-negotiable Western demand—the recognition of the full sovereignty of all the former Soviet states, specifically including Ukraine, in their borders as of the dates of their admission as independent countries to the United Nations, and the formal renunciation (including the repealing of relevant Russian legislation) of any right to interfere in the internal affairs of those states Defend NATO. The increased Russian threat requires increased efforts to defend NATO against both conventional and hybrid threats. All NATO members must meet their commitments to defense spending targets—and should be prepared to go beyond those commitments to field the forces necessary to defend themselves and other alliance members. The Russian base in Syria poses a threat to Western operations in the Middle East that are essential to protecting our own citizens and security against terrorist threats and Iran. Neither the U.S. nor NATO is postured to protect the Mediterranean or fight for access to the Middle East through the eastern Mediterranean. NATO must now prepare to field and deploy additional forces to ensure that it can win that fight. The West should also remove as much ambiguity as possible from the NATO commitment to defend member states threatened by hybrid warfare. The 2018 Brussels Declaration affirming the alliance’s intention to defend member states attacked by hybrid warfare was a good start. The U.S. and other NATO states with stronger militaries should go further by declaring that they will come to the aid of a member state attacked by conventional or hybrid means regardless of whether Article 5 is formally activated, creating a pre-emptive coalition of the willing to deter Russian aggression. Bilateral Negotiations. Recognizing that Russia is a self-defined adversary and threat does not preclude direct negotiations. The U.S. negotiated several arms control treaties with the Soviet Union and has negotiated with other self-defined enemies as well. It should retain open channels of communication and a willingness to work together with Russia on bilateral areas in which real and verifiable agreement is possible, even while refusing to grant legitimacy to Russian intervention in conflicts beyond its borders. Such areas could include strategic nuclear weapons, cyber operations, interference in elections, the Intermediate Nuclear Forces treaty, and other matters related to direct Russo-American tensions and concerns. There is little likelihood of any negotiation yielding fruit at this point, but there is no need to refuse to talk with Russia on these and similar issues in hopes of laying the groundwork for more successful discussions in the future. INTRODUCTION The Russian challenge is a paradox. Russia’s nuclear arsenal poses the only truly existential threat to the United States and its allies, but Russia’s conventional military forces have never recovered anything like the power of the Soviet military. Those forces pose a limited and uneven threat to America’s European allies and to U.S. armed forces, partially because many U.S. allies are not meeting their NATO defense spending commitments. Russia is willing and able to act more rapidly and accept greater risk than Western countries because of its autocratic nature. Its cyber capabilities are among the best in the world, and it is developing an information-based way of war that the West has not collectively properly understood, let alone begun developing a response to. That information-based warfare has included attempts to affect and disrupt elections in the U.S. and allied states. The complexity and paradoxical nature of the Russian threat is perhaps its greatest strength. It is one of the key reasons for the failure of successive American administrations and U.S. partners around the world to develop a coherent strategy for securing themselves and their people and advancing their interests in the face of Russian efforts against them. The West’s lack of continuous focus on the Russian challenge has created major gaps in our collective understanding of the problem—another key reason for our failure to develop a sound counter-strategy. American concerns about Russia are bifurcated, moreover. Many Americans see the Russian threat primarily as a domestic problem: Moscow’s interference in the 2016 presidential election, attempts to interfere in the 2018 midterm election, and efforts to shape the 2020 elections. The U.S. national security establishment acknowledges the domestic problem but is generally more concerned with the military challenges a seemingly reviving Russia poses to U.S. NATO allies and other partners in the Euro-Atlantic region; with Russia’s activities in places like Syria and Venezuela; and with Russia’s outreach to rogue states such as North Korea and Iran. Even that overseas security concern, however, is pervaded by complexity and some confusion. The recommendations of the current U.S. National Security Strategy (NSS) and National Defense Strategy (NDS) are dominated by responses to much-trumpeted Russian investments in the modernization of conventional and nuclear forces. At the same time, those documents acknowledge the importance of Russian capabilities at the lower end of the military spectrum and in the non-military realms of information, cyber, space, information, and economic efforts. Americans thus generally agree that Russia is a threat to which the U.S. must respond in some way, but the varying definitions of that threat hinder discussion of the appropriate response. Russia has entangled itself sufficiently in American partisan politics that conversation about the national security threat it poses is increasingly polarized. We must find a way to transcend this polarization to develop a strategy to secure the U.S. and its allies and advance U.S. interests, despite Russian efforts to undermine America’s domestic politics. AMERICAN INTERESTS—WHAT IS AT STAKE The Ideals of the American Republic The stakes in the Russo-American conflict are high. Russian leader Vladimir Putin seeks to undermine confidence in democratically elected institutions and the institution of democracy itself in the United States and the West.1 He is trying to interfere with the ability of American and European peoples to choose their leaders freely2 and is undermining the rules-based international order on which American prosperity and security rest. His actions in Ukraine and Syria have driven the world toward greater violence and disorder. The normalization of Putin’s illegal actions over time will likely prompt other states to emulate his behavior and cause further deterioration of the international system. Moscow’s war on the very idea of truth has been perhaps the most damaging Russian undertaking in recent years. The most basic element of the Russian information strategy, which we will consider in more detail presently, is the creation of a sense of uncertainty around any important issue. Russia’s strategy does not require persuading Western audiences that its actions in Ukraine’s Crimean Peninsula or the Kerch Strait, which connects the Black Sea and the Sea of Azov, for example, were legal or justified.3 It is enough to create an environment in which many people say simply, “who knows?” The “who knows?” principle feeds powerfully into the phenomena of viral “fake news,” as well as other falsehoods and accusations of falsehoods which, if left unchecked, will ultimately make civil discourse impossible. The Kremlin’s propaganda does not necessarily need its target audiences to believe in lies; its primary goal is to make sure they do not believe in the truth. This aspect of Putin’s approach is one of the greatest obstacles to forming an accurate assessment and making recommendations. It is also one of the most insidious threats the current Russian strategy poses to the survival of the American republic. The good news is that the war on the idea of truth does not involve military operations or violence, though it can lead to both. The bad news is that it is extraordinarily difficult to identify, let alone to counter. Yet we must counter it if we are to survive as a functioning polity. American Prosperity The debate about the trade deficit and tariffs only underscores the scale and importance of the role Europe plays in the American economy. Europe is the largest single market for American exports and the second-largest source of American imports, with trade totaling nearly $1.1 trillion.4 American exports to Europe are estimated to support 2.6 million jobs in the U.S.5 Significant damage to the European economy, let alone the collapse of major European states or Europe itself, would devastate the U.S. economy as well. American prosperity is tightly interwoven with Europe’s. American prosperity also depends on Europe remaining largely democratic, with market-based economies, and subscribing to the idea of a rulesbased international order. The re-emergence of authoritarian regimes in major European states, which would most likely be fueled by a resurgence of extremist nationalism, would lead to the collapse of the entire European system, including its economic foundations. European economic cooperation rests on European peace, which in turn rests on the continued submergence of extremist nationalism and adherence to a common set of values. Russian actions against Western democracies and support for extremist groups, often with nationalist agendas, reinforce negative trends emerging within Europe itself. These actions therefore constitute a threat to American prosperity and security over the long term. The American economy also depends on the free flow of goods across the world’s oceans and through critical maritime chokepoints. Russia posed no threat to those chokepoints after the Soviet Union fell, but that situation is changing. The establishment of what appears to be a permanent Russian air, land, and naval base on the Syrian coast gives Russia a foothold in the Mediterranean for the first time since 1991. Russian efforts to negotiate bases in Egypt and Libya and around the Horn of Africa would allow Moscow to threaten maritime and air traffic through the Suez Canal and the Red Sea.6 Since roughly 3.9 million barrels of oil per day transited the Suez in 2016, to say nothing of the food and other cargo moving through the canal, Russian interference would have significant impacts on the global economy—and therefore on America’s economy.7 Russia’s efforts to establish control over the maritime routes opening in the Arctic also threaten the free movement of goods through an emerging set of maritime chokepoints.8 Those efforts are even more relevant to the U.S. because the Arctic routes ultimately pass through the Bering Strait, the one (maritime) border America shares with Russia. Russian actions can hinder or prevent the U.S. and its allies from benefiting from the opening of the Arctic. Russia is already bringing China into the Arctic region through energy investment projects and negotiations about the use of the Northern Sea Route, despite the fact that China is a state with no Arctic territory or claims.9 NATO The collective defense provision of the NATO treaty (known as Article 5) has been invoked only once in the 70-year history of the alliance: on September 12, 2001, on behalf of the United States. NATO military forces provided limited but important assistance to the U.S. in the immediate wake of the 9/11 attacks, including air surveillance patrols over the United States, and have continued supporting the U.S. in the long wars that followed. NATO established military missions in both Iraq and Afghanistan in the next two decades, deploying tens of thousands of soldiers to fight and to train America’s Iraqi and Afghan partners. American allies, primarily NATO members, have suffered more than 1,100 deaths in the Afghan war, slightly under half the number of U.S. deaths.10 The non-U.S. NATO member states collectively spent roughly $313 billion on defense in 2018—about half the American defense budget.11 The failure of most NATO members to meet their commitment to spend 2 percent of their GDP on defense is lamentable and must be addressed. But the fact remains that the alliance and its members have spent large amounts of blood and treasure fighting alongside American forces against the enemies that attacked the U.S. homeland two decades ago, and that they provide strength and depth to the defense of Europe, which remains of vital strategic importance to the United States. The U.S. could not come close to replacing them without significantly increasing its own defense spending and the size of the U.S. military—to say nothing of American casualties. NATO is also the most effective alliance in world history by the standard that counts most: it has achieved its founding objective for 70 years. The alliance was formed in 1949 to defend Western Europe from the threat of Soviet aggression, ideally by deterring Soviet attack, and has never needed to fight to defend itself. The United States always provided the preponderance of military force for the alliance, but the European military contribution has always been critical as well. American conventional forces throughout the Cold War depended on the facilities and the combat power of European militaries, and the independent nuclear deterrents of France and Great Britain were likely as important to deterring overt Soviet aggression as America’s nuclear arsenal. The Soviets might have come to doubt that the U.S. would risk nuclear annihilation to defend Europe, but they never doubted that France and Britain would resort to nuclear arms in the face of a Soviet invasion. Has NATO become irrelevant with the passing of the Cold War and the drawdown of U.S. forces from Iraq and Afghanistan? Only if the threat of war has passed and Europe itself has become irrelevant to the United States. Neither is the case. Europe’s survival, prosperity, and democratic values remain central to America’s well-being, as noted above, and today’s global environment makes war more likely than it has been since the collapse of the Soviet Union. It is not a given that Europe will remain democratic and a part of the international rules-based order if NATO crumbles. The U.S. can and should continue to work with its European partners to increase their defense expenditures and, more to the point, military capabilities (for which the percent of GDP spent on defense is not a sufficient proxy). The U.S. must also recognize the centrality of the alliance to America’s own security, as both the National Security Strategy and the National Defense Strategy do.12 The maintenance and defense of NATO itself is a core national security interest of the United States. Cyber Russia is one of the world’s leading cyber powers, competing with the U.S. and China for the top spot, at least in offensive cyber capabilities. Russian hacking has become legendary in the U.S. thanks to Russia’s efforts to influence the 2016 presidential campaign, but Russia has turned its cyber capabilities against its neighbors in other damaging ways. Russia attacked Estonia in 2007 with a massive distributed denial-of-service attack. It attacked Ukrainian computers with the NotPetya malware in 2017, which eventually caused billions of dollars in damage, including in the Americas.13 It also employed cyberattacks in coordination with its ground invasions of Georgia in 2008 and Ukraine in 2014. Fears of Russian cyber capabilities are warranted. This report does not consider the Russian cyber challenge in detail because others with far more technical expertise and support are actively engaged in combating it, defending against it, and deterring it. Our sole contribution in this area will be to consider it in the specific context of information operations support for hybrid operations in the recommendations section below. This approach stems from the recognition that the Kremlin’s cyber operations largely serve as enablers for its larger campaigns, rather than as a main effort. One must note, however, that while deterrence with conventional and nuclear forces prevents attacks, the United States is subject to cyberattack every day and has not established an effective means of retaliation, and thus deterrence. Weapons of Mass Destruction Russia’s nuclear arsenal is large enough to destroy the United States completely. The U.S. currently has no fielded ability to defend against a full-scale Russian nuclear attack—nor can Russia defend against a U.S. nuclear attack. American missile defense systems, by design, do not have the characteristics or scale necessary to shoot down any important fraction of the number of warheads the Russians have aimed at the U.S. from land- and sea-based launch platforms. America’s security against Russian nuclear attack today rests on the same principle as it has since the Russians first acquired nuclear weapons: deterrence. Russia also lacks the ability to shoot down American land- or sea-launched missiles and may not even be able reliably to shoot down U.S. nuclear-armed fifth-generation bombers. Deterrence is extremely likely to continue to work against Putin, who is a rational actor without the kinds of apocalyptic visions that might lead another leader to opt for annihilation in pursuit of some delusional greater good.14 The U.S. must pursue necessary modernization of its nuclear arsenal to sustain the credibility of its nuclear deterrent forces, but there is no reason to fear that deterrence will fail against Putin if it does so.15 It is less clear that Russia will continue to abide by its commitments to abjure chemical weapons, however. Russian agents have already conducted several chemical attacks, bizarrely using distinctive, military-grade chemical agents in attempted assassinations in the United Kingdom.16 Putin has also given top cover to Syrian President Bashar al-Assad’s use of chemical weapons against his own people, despite Russia’s formal role in guaranteeing Assad’s adherence to his 2013 promise to destroy his chemical weapons stockpile and refrain from any such use.17 Periodic Russian-inspired “rumors” that Western military personnel and Ukraine—which has no chemical weapons program—were planning to use chemical weapons on Ukrainian territory raise the concern that Russian agents provocateurs might conduct false flag operations of their own.18 Russia has the capability to produce chemical weapons at will—as does any industrialized state—but it is now showing that it may be willing to do so and to use them. The Soviet Union also maintained a vibrant biological weapons program. Russia has not thus far shown any signs of having restarted it or of having any intent to do so. The completely false claims that the U.S. has built biological weapons facilities in Russia’s neighboring states raise some concern on this front, since they could theoretically provide cover for the use of Russia’s own biological weapons, but they are more likely intended to influence the information space and justify other Russian actions.19 Terrorism Russia poses several challenges to any sound American approach to counter-terrorism. In addition to Iran, the world’s most prolific state sponsor of terrorism, Moscow’s preferred partners in the Middle East are those whose actions most directly fuel the spread of Salafi-jihadi groups. Russia encouraged and supported systematic efforts to eliminate moderate, secular opposition groups in Syria to the benefit of the Salafi-jihadi groups. Putin aims to expel or constrain the U.S. in the Middle East and establish his own forces in key locations that would allow him to disrupt American efforts to re-engage.20 Russia is the co-leader of a political and military coalition that includes Iran, Lebanese Hezbollah, the Assad regime, and Iranian-controlled Iraqi Shi’a militias.21 Russia provides most of the air support to that coalition in Syria, as well as special forces troops (SPETSNAZ), intelligence capabilities, air defense, and long-range missile strikes.22 That coalition’s campaign of sectarian cleansing has driven millions of people from their homes, fueling the refugee crisis that has damaged Europe.23 The coalition seeks to reimpose a minoritarian ‘Alawite dictatorship in Syria and a militantly anti-American and anti–Sunni Arab government in Iraq.24 The atrocities Russian forces themselves have committed, including deliberate and precise airstrikes against hospitals, have increased the sense of desperation within the Sunni Arab community in Syria, which Salafi-jihadi groups such as ISIS and al Qaeda have exploited.25 Russia supported Assad’s campaign to destroy the non-Salafi-jihadi opposition groups opposing him—particularly those backed by the U.S.—to aid the narrative that the only choices in Syria were Assad’s government or the Salafi-jihadis.26 That narrative was false in 2015 when Russian forces entered the fight but has become much truer following their efforts.27 Russia backed this undertaking with military force, but even more powerfully with information operations that continually hammered on the theme that the U.S. itself was backing terrorists in Syria and Russia was fighting ISIS.28 The insidiousness of the Russian demands that the U.S. remove its forces from Syria is masked by the current U.S. administration’s desire to do exactly that.29 One can argue the merits of keeping American troops in Syria or pulling them out— and this is not the place for that discussion—but the choice should be America’s. At the moment it still is. The consolidation of Russian anti-access/ area-denial (A2/AD) systems in Syria, however, together with the prospect of the withdrawal (or expulsion) of American forces from Iraq (or the closure of Iraqi airspace to support U.S. operations in Syria), could severely complicate American efforts to strike against terrorist threats that will likely re-emerge in Syria over time.30 The more the U.S. relies on an over-the-horizon strategy of precision strikes against terrorists actively planning attacks on the American homeland, the more vulnerable it becomes to the potential disruption of those strikes by Russian air defense systems, whether operated openly by Russians or nominally by their local partners. RUSSIA’S OBJECTIVES Mention of Putin’s objectives or of any systematic effort to achieve them almost always elicits as a response the assertion that Putin has no plan: Putin has no strategy; there is no Russian grand strategy, and so on. The other extreme of the debate considers Putin a calculated strategist with a grand master plan. The question of whether Putin has a plan, however that word is meant by those who assert that he does not, has important consequences for any American strategy to advance U.S. interests with regard to Russia. The trouble is that it is not clear what it would mean for Putin to have a plan or to lack one. We must first consider that more abstract question before addressing whether he has one. To have a plan usually means to have articulated goals, specific methods by which one will seek to achieve those goals, and identified means required for those methods to succeed. Goals, methods, and means can range from very specific to extremely vague and can be more flexible or more rigid. Specificity and flexibility can vary among the elements of this triad, moreover—goals may be very specific and rigid, methods general and flexible, means specific and flexible, or any other logical combination. When considering the question of Putin’s plan, therefore, we must break the discussion down into these four components: Does he have goals? Has he determined methods of achieving his goals? Has he specified resources required for those methods? How specific and how flexible are his goals, his methods, and the resources he allocates? Putting this discussion in context is helpful. Does a U.S. president have “a plan”? Not in any technical or literal sense. Every U.S. administration produces not a plan, but a National Security Strategy that is generally long on objectives—often reasonably specific—and very short on details of implementation (methods). Different national security advisers oversee processes within the White House to build out implementation details to greater or lesser degrees, but the actual implementation plans (methods) are developed by the relevant Cabinet departments. Those departments are also generally responsible for determining the resources that will be needed to implement their plans. The White House must then approve both the plans themselves and the allocation of the requested resources—and then must persuade Congress actually to appropriate the resources in the way the White House wishes to allocate them. This entire process takes more than a year from the start of a new administration and is never complete—the world changes, personnel turn over, and annual budget cycles and mid-term elections cause significant flutter. The one thing that does not happen is that a president receives and signs a “plan” with clear goals, detailed and specified methods, and the specific resources required, which is then executed.31 Putin does not have more of a plan than the U.S. does. It is virtually certain that he also lacks any such clear single document laying out the goals, methods, and means that he and his ministers are executing. But does he have as much of a plan as Presidents George W. Bush, Barack Obama, and Donald Trump have had? By all external signs, he does. Putin has clearly articulated a series of overarching objectives and goals for Russia’s foreign policy and national security. Putin has been continuously communicating them through various media, including Russia’s doctrinal documents, regular speeches, his senior subordinates, and the Kremlin’s vast propaganda machine for the past two decades. Russia has a foreign policy concept similar in scope and framing to the U.S. National Security Strategy, a military doctrine similar to the U.S. National Defense Strategy, and a series of other strategies (such as maritime, information security, and energy security) relating to the other components of national power and interest.32 These documents remain very much living concepts and have gone through multiple revisions in the decades since the fall of the Soviet Union. Through regular speeches, Putin consistently communicates his goals and the key narratives that underpin Russian foreign policy. He makes an annual speech to the Russian Federal Assembly that is similar in some respects to the U.S. president’s State of the Union address. Putin’s addresses tend to be even more specific (and much more boring) in presenting the previous year’s accomplishments and an outline of goals and intentions for the next year.33 Russia’s doctrines and concepts match Putin’s speeches closely enough to suggest that there is some connection between them. Putin also makes other regular speeches, including at the UN General Assembly, the Valdai Discussion Club, the Munich Security Conference at times, and during lengthy press conferences with the Russian media. These remarks are usually rather specific in their presentation of his objectives and sometimes, some of the means by which he intends to pursue them. Such speeches are neither less frequent nor less specific than the major policy speeches of American presidents. The widespread belief that Putin is simply or even primarily an opportunist who reacts to American or European mistakes is thus erroneous. Nor is Putin’s most common rhetorical trope—that he is the innocent victim forced to defend Russia against unjustified Western aggression—tethered to reality.34 Putin’s statements, key Russian national security documents, and the actions of Putin’s senior subordinates over the two decades of his reign cannot be distilled into a “plan,” but rather represent a set of grand strategic aims and strategic and operational campaigns underway to achieve them. Putin has remained open and consistent about his core objectives since his rise to power in 1999: the preservation of his regime, the end of American “global hegemony,” and the restoration of Russia as a mighty force to be reckoned with on the international stage. Some of his foreign policy pursuits are purely pragmatic and aimed at gaining resources; others are intended for domestic purposes and have nothing to do with the West. Putin has articulated a vision of how he wants the world to be and what role he wishes Russia to play in it. He seeks a world without NATO, where the U.S. is confined to the Western Hemisphere, where Russia is dominant over the former Soviet countries and can do what it likes to its own people without condemnation or oversight, and where the Kremlin enjoys a veto through the UN Security Council over actions that any other state wishes to take beyond its borders.35 He is working to bring that vision to reality through a set of coherent, mutually supporting, and indeed, overlapping lines of effort. He likely allows his subordinates a great deal of latitude in choosing the specific means and times to advance those lines of effort—a fact that makes it seem as if Russian policy is simply opportunistic and reactive. But we must not allow ourselves to be deluded by this impression any more than by other Russian efforts to shape our understanding of reality. Putin’s Domestic Objectives Maintaining relative contentment within his power circle is a key part of regime preservation. Putin has a close, trusted circle of senior subordinates, including several military and intelligence officials who have been with him for the past 20 years.36 His power circle has several outer layers, which include—but are not limited to—major Russian businessmen, often referred to as “oligarchs.” The use of the term “oligarch” to describe those who run major portions of the economy is inaccurate, however. Those individuals have power because Putin gives it to them, not because they have any inherent ability to seize or hold it independently. He shuffles them around—and sometimes retires them completely—at his will, rather than in response to their demands.37 They do not check or control Putin either individually or collectively, and they rarely, if ever, attempt to act collectively in any event. Putin controls Russia and its policies as completely as he chooses. This situation is different from the way in which the Soviet Union was ruled after Joseph Stalin’s death in 1953. The post-Stalin USSR really was an oligarchy. Politburo members had their own power bases and fiefdoms. They made decisions—including selecting new members, choosing new leaders, and even firing one leader (Stalin’s successor, Nikita Khrushchev)—by majority vote. There is no equivalent of the Politburo in today’s Russia, no one to balance Putin, and certainly no one to remove him. Putin seeks to keep the closest circle of subordinates and the broader Russian national security establishment content, as they form one of the core pillars of his power. He thus seeks to maintain a relative degree of contentment within various layers of his power structures, including among the “oligarchs.” For example, the Kremlin offered to help mitigate sanctions-related consequences for Russian businessmen.38 Kremlin-linked actors, in another example, reportedly embezzled billions of dollars in the preparations for the 2014 Winter Olympics in Sochi, Russia—the $50 billion price tag of which was the highest for any Olympic games.39 Putin can still retire any of the “oligarchs” at will without fear of meaningful consequences—yet his regime is much more stable if they collectively remain reasonably satisfied. This reality will drive Putin to continue to seek access to resources, legal and illegal, with which to maintain that satisfaction. Maintaining popular support is a core objective of Putin’s policies. Putin is an autocrat with democratic rhetoric and trappings. Putin’s Russia has no free elections, no free media, and no alternative political platforms. He insists, however, on maintaining the “democratic” façade. He holds elections at the times designated by law (even if he periodically causes the law to be amended) and is genuinely (if decreasingly) popular. Nor is his feint at democratism necessarily a pose. The transformation of the Soviet Union into a democracy was the signal achievement of the 1990s.40 Putin played a role in that achievement, supporting St. Petersburg mayor Anatoliy Sobchak, then Boris Yeltsin, in their battles against attempts by communists to regain control and destroy the democracy, and then by an extreme right-wing nationalist party to gain power.41 Putin has called out many weaknesses of the Yeltsin era—but never the creation of a democratic Russia. Putin has not yet shown any sign of formally turning away from democracy as the ostensible basis of his power, although he has constrained the political space within Russia to the point that the elections are a sham. However, were he to abandon the democratic principles to which he still superficially subscribes, he would need fundamentally to redesign the justification of his rule and the nature of his regime. Nevertheless, he can only maintain even the fiction of democratic legitimacy if he remains popular enough to win elections that are not outrageously stolen. He has not been able to fix the Russian economy, despite early efforts to do so. The fall of global oil prices from their highs in the 2000s, as well as the Western sanctions imposed for his actions in Ukraine, among other things, are causing increasing hardship for the Russian people.42 Putin has adopted an information operations approach to this problem by pushing a number of core narratives, evolving over time, to justify his continued rule and explain away the failures of his policies. He has also grown the police state within Russia for situations in which the information operations do not work to his satisfaction. Putin’s justification of his rule has evolved over time. He first positioned himself as the man who will bring order. The 1990s was a decade of economic catastrophe for Russia. Inflation ran wild, unemployment skyrocketed, crime became not only pervasive but also highly organized and predatory, and civil order eroded. Putin succeeded Yeltsin with a promise to change all that. His “open letter to voters” in 2000 contained a phrase fascinating to students of Russian history: “Our land is rich, but there is no order.” That phrase is similar to one supposedly sent by the predecessors of the Russians at the dawn of Russian history to a Viking prince who would come to conquer them: “Our land is rich, but there is no order. Come to rule and reign over us.” By using the first part of that line, Putin, like Riurik, the founder of Russia’s first dynasty, cast himself as the founder of a new Russia in which order would replace chaos.43 Putin’s initial value proposition to his population was thus order and stability. He did, indeed, attempt to bring order to Russia’s domestic scene. Putin strengthened government institutions and curbed certain kinds of crime. He restored control over the region of Chechnya through a brutal military campaign. He tried to work with economic technocrats to bring the economy into some kind of order. The task was immense, however—Soviet leaders had built the entire Russian industrial and agricultural system and economic base in a centralized fashion. Undoing that centralization and creating an economy in which the market really could work was beyond Putin’s skill and patience. He largely abandoned the effort within a few years, both because it was too hard and because it seemed unnecessary.44 The rising price of oil in the early 2000s fueled the Russian economy and filled the government’s coffers on the one hand.45 The genuine structural reforms and innovation that were needed, on the other, also became antithetical to Putin’s ability to maintain control, as government corruption is a powerful tool of influence in Russia. Putin began to erode civil liberties in that period offering the unspoken but clear exchange: Give me your liberties and I will give you prosperity and stability. The 2008 global financial crisis collapsed oil prices, and the post-2014 sanctions regime removed the patches and workarounds Putin had used to offset his failure to transform Russia’s economy. Continuing low oil prices (and sanctions) have prevented it from recovering with much of the rest of the global economy, even as Putin has continued to eschew any real effort to address the systemic failings holding Russia’s economy back. Putin has therefore refocused on a different value proposition: Give me your liberties and I will give you greatness. He is increasingly linking the legitimacy of his own autocracy with Russia’s position on the world stage and with Russia’s ability to stand up to American “global hegemony.”46 Putin has simultaneously erected a narrative to deflect criticism for Russia’s problems onto the West. The West, supposedly fearful of Russia rising and determined to keep Russia down, has thwarted its rightful efforts to regain its proper place in the world at every turn. Putin claims the Russian economy is in shambles because of unjust and illegal sanctions that have nothing to do with Russia’s actions and are simply meant to keep “the Russian bear in chains.”47 Putin has also consistently fostered a complex narrative that combines diverse and—from the Western perspective—often conflicting elements, including Soviet nostalgia, Eastern Orthodoxy, Russian nationalism, and the simultaneous emphasis on Russia’s multiethnic and multireligious character. The importance Putin gives this narrative is visible in things large and small. He has named Russia’s ballistic missile submarines after Romanov tsars and Muscovite princes.48 He issued a decree in 2009 mandating the introduction of religious education in Russian schools, which began in 2012.49 He continues to place a major emphasis on Soviet-era achievements. Putin and his information machine take these various elements, refine and tailor them, and produce a mix of ideas to cater to various parts of the Russian population. We can expect Putin’s narratives to continue to shift to accommodate changing realities, but the current rhetorical linkage between Russia’s position on the world stage and the legitimacy of Putin’s domestic power is concerning. It suggests that Putin may be more stubborn about making and retaining gains in the international arena than he was in the first 15 years of his rule, as he seeks ways to bolster his popularity, which is flagging, and on which his mythos relies. Blocking a “color revolution” in Russia is the overarching justification Putin gives for the erosion of political freedom and the expansion of Russia’s police state. Revolutions overturned post-Soviet governments in Georgia (the Rose Revolution in 2003), Ukraine (the Orange Revolution in 2004), and Kyrgyzstan (the Tulip Revolution in 2005). Putin blamed all of them on efforts by the West, primarily the U.S., to undermine pro-Russian governments, even though all three emerged indigenously and spontaneously without external assistance. He regarded the Ukrainian EuroMaidan Revolution of 2014 as an extension of this phenomenon.50 The rhetoric Putin and other Russian officials and writers use about “color revolutions” is extreme. It paints them as part of a coherent Western effort aimed ultimately at overthrowing the Russian government itself. It is quite possible that Putin believes that there is such an effort underway and that the events that rocked the post-Soviet states were a part of it. Even if he did not believe this when he started to talk about it, he may well have convinced himself of it after 15 years of vituperation on the subject. The notion of a “color revolution” conspiracy against Russia is also a convenient way for Putin to discredit any opposition, an easy way to tar political opponents as foreign agents and traitors, to control and expel foreign non-governmental organizations, and generally to justify the erosion of civil liberties, human rights, and free expression in Russia. It externalizes resistance to Putin’s increasing autocracy while simultaneously providing scapegoats to blame for Russia’s problems. It also creates the narrative basis for casting any Western efforts to constrain Russian actions anywhere as part of a larger effort to set preconditions for a “color revolution” in Moscow. It fuels a narrative to which Russians are historically amenable: that Russia is surrounded and under siege by hostile powers trying to contain or destroy it. Putin can cast almost any action foreign states take of which he does not approve as part of this effort.51 The net effects of this narrative are threefold. First, it tends to consolidate support behind Putin as he presents himself as the defender of Russia against a hostile world—and his near-total control of the information most of his people receive makes it difficult for many to hear and believe any other side. Second, it constantly confronts the West with the suspicion that someone really is trying to orchestrate a conspiracy to cause “regime change” in Russia. Although no state or alliance has had any such objective since the fall of the Soviet Union in 1991, the negative connotations of even the idea of attempting regime change create opposition to policies labeled in this way. Third, it also creates opposition to a potential peaceful change in the nature of the Russian regime from within, as Putin has associated the idea of political change with the “color revolution” prism of chaos, destruction, and an inevitably worsening economy. Putin presents his people a simple (but false) choice between the prospect of going back to something like the chaos and poverty of the 1990s ... or Vladimir Putin. Using the bogey of the “color revolution” conspiracy theory and other narratives, Putin is expanding the already-significant state control over his people’s communications and moving to a more rigid authoritarian model. He has prevented the emergence of any significant political opposition party or leader. Key opposition figures have been murdered, imprisoned, poisoned, and otherwise attacked.52 Putin’s regime suppresses—sometimes brutally— political dissent in the form of peaceful street protests or demonstrations, despite their small sizes.53 The political environment in Russia today is not markedly different from that of the Soviet Union in its last decade. Putin has brought the overwhelming majority of significant Russian media outlets into line with his own desired narratives, presenting the Russian people with a coherent stream of propaganda virtually without deviation. He appears to have decided that even this level of information control is insufficient, however, and has recently begun to assert even greater technical and policy control over Russians’ access to the internet.54 He has not yet matched these activities with recreation of an internal security apparatus on the scale needed to control the population through coercion, intimidation, and force, but he has been steadily expanding the internal security services during his two decades of rule. He has centralized some elements of the internal security apparatus under the control of a loyal lieutenant, but he would need to expand it considerably to be able to rely on it to maintain order by force beyond Moscow and St. Petersburg.55 In assessing whether Putin aims to shift the basis of his rule to more overt dictatorship, one of the key indicators to watch for is further expansion of that apparatus. It is also an indicator of the degree to which he sincerely believes that any sort of “color revolution” is in the offing. Expansion of the Russian economy remains an important component of Putin’s ability to sustain and grow his assertive foreign policy, popular support, and the resources subsidizing his close circle. Putin seems largely to have given up the idea of reforming the economy and has thus set about at least two major undertakings to improve it without reform. Undermining the Western sanctions regime. The imposition of major sanctions on Russia following the invasion of Ukraine and the annexation of Crimea in 2014 has inflicted great damage on the Russian economy. Putin has launched a number of efforts to erode and break those sanctions, both in Europe and in the U.S. Despite repeated declarations about the ineffectiveness of sanctions, Putin clearly believes that nothing would improve the economy more dramatically and rapidly than their elimination. The Mueller Report amply documents Putin’s fear of new sanctions after the 2016 elections and his efforts to deflect them or have them nullified.56 He even went so far as to promise not to retaliate against the sanctions the Obama administration imposed, in hopes of persuading the incoming Trump administration to reverse or block them. His efforts failed, however, as Congress insisted on new sanctions and President Trump did not stop them. Russian activities in Europe have aimed in part to suborn one or more members of the European Union (EU) to refuse to renew the sanctions imposed following Russia’s 2014 invasion of Ukraine. Openly pro-Russian governments in Budapest and now Rome, along with other states that have indicated greater reluctance to continue the sanctions regime, have not yet cast the vote to stop the renewal of sanctions. Putin has not given up, however, and continues to work to shape the political, informational, and economic environment in Europe to make it safe for one country to vote against sanctions renewal—and one vote is all he needs in the consensus-based EU model. The collapse of the sanctions regime and a flood of foreign direct investment into Russia could dramatically increase the resources available to support Putin’s foreign and defense efforts, even without fundamentally addressing the problems of the Russian economy. Putin would likely use those resources to return to the aggressive conventional military buildup he was pursuing before the imposition of sanctions in 2014 and to supercharge his economic efforts to establish Russian influence around the world. Developing new revenue streams is another obvious approach to bringing cash into the Russian economy and government. Russia is at a disadvantage in this regard because of the structural weaknesses of its economy. Its principal exports are almost entirely in the form of mineral wealth—oil, coal, and natural gas, as well as other raw materials. Weapons and military training services are the major industrial export. The use of private military companies (PMCs) such as the Wagner Group is a foreign policy tool for the Kremlin, but also one of the main exportable “services.” Civilian nuclear technology is a niche expertise that Putin is willing to sell as well. Putin has worked hard to expand Russia’s economic portfolios in all these areas. He has pushed both the Nord Stream II and the Turk Stream natural gas pipelines to make Europe ever more heavily dependent on Russian natural gas and to eliminate Russia’s dependency on the Ukrainian gas transit system. His lieutenants are actively negotiating deals throughout the Middle East and Africa to sell civilian nuclear technology. This generates continuous revenue because the states that commit to using Russian nuclear reactor technology will likely become dependent on Russian equipment and expertise to keep it running.57 Russia’s military activities in Syria can be described as a massive outdoor weapons exposition.58 The Russian armed forces have ostentatiously used several advanced weapons systems that were not required for the specific tactical tasks at hand.59 The Russian military staged these displays with the informational and geopolitical aim of demonstrating Russia’s renewed and advanced conventional capabilities. They also showed the effectiveness of weapons and platforms whose export versions are for sale. Russian military hardware salesmen are active throughout the Middle East and are having success. Turkish President Recep Tayyip Erdogan seems committed to purchasing the S-400 air defense system, despite vigorous American and NATO opposition and the threat that the U.S. will refuse to complete planned sales of the F-35 stealth aircraft to Turkey.60 The U.S. should certainly not deliver the F-35 to Turkey if Erdogan proceeds with purchase of the S-400. A Turkish trade of the F-35 for the S-400 would nevertheless be a significant victory for Putin in both economic and political terms. Putin’s efforts to steal arms business from the U.S. would also be assisted by legislation or executive decisions blocking the export of weapons systems to Saudi Arabia over the conduct of the war in Yemen. Income from such sales is a trivial percentage of American net exports, to say nothing of U.S. GDP, but would be much larger in the Russian ledgers, where totals are more than an order of magnitude smaller. The proliferation of Russian PMCs is another potential source of revenue—in addition to being a Kremlin foreign policy tool—although it is hard to assess its significance because of the secrecy surrounding the entire PMC enterprise. The reported numbers of mercenaries deployed by various Russian PMCs are generally in the low hundreds here and there—not large enough, in principle, to suggest that the income from them would be very great. There is no knowing the terms of their contracts, however, or what other activities they might engage in while stationed in poorly governed states rife with corruption and organized crime. None of these activities is likely to generate floods of money into Russia’s coffers in the near term, which is likely why Putin remains so heavily focused on sanctions relief. Putin has no other viable options for obtaining resources on a large scale. A significant increase in the price of hydrocarbons—either oil or natural gas—would once again flood Russia with cash. But Putin has no obvious way of directly causing such an increase in the price of oil, since Russia’s share of the oil market is not large enough to allow him to force price increases on OPEC. His ability to manipulate the price he charges Europeans for natural gas is also constrained. If he raises it too high, he could drive the Europeans to search harder for alternative sources of fuel or, given the Trump Administration’s willingness to export American liquefied natural gas (LNG), to rely on the U.S. instead of Russia. Such a European turn away from Russian gas would be a disaster for Russia. Without the ability to export LNG on a large scale, Russia can only sell gas where the pipelines go—and right now, they go to Europe. Russia could expand cooperation with China to create another major source of cash. Putin is very likely aware of the long-term risks of growing Chinese influence over Russia and its neighbors, yet he still may pursue greater economic ties with Xi Jinping’s China, given the likely calculation that he can control this relationship in the near term. Even so, Chinese cash usually comes with a heavy non-cash price, and Putin is savvy enough to be wary of becoming too dependent on Beijing’s largesse. Russia’s economy is therefore likely critical but stable. None of the economic efforts Putin has put into effect will fix the Russian economy’s fundamental structural flaws. All are palliatives with half-lives. Putin lacks a meaningful plan in this sense—nothing he is saying or doing will create a stable economic basis for Russia’s future. Neither, on the other hand, is Russia heading for a crash. The current level of economic stagnation is likely stable and sustainable—a constraint on Putin’s ability to expand his conventional capabilities and use economic instruments of power abroad, but not a threat to his rule. Russia has been a relatively poor country for much of its history. Yet it has proved capable of asserting itself on the European or global stage for most of that time. Russians are used to being a “poor power”; this is a normal state. These realities do not undercut the value of Western economic pressure on Russia; they should, rather, help set the proper objectives and expectations in applying such pressure. Retaining power constitutionally and managing a succession are the last major domestic campaigns in which Putin is engaged. Putin faces a significant watershed when his current presidential term ends in 2024, as he is constitutionally prohibited from running for re-election again in that cycle. He faced this dilemma in 2008 and chose then to allow Dmitrii Medvedev to become president while he retained effective control of Russian policy from the post of prime minister. He could pursue a similar model in 2024, but it is unlikely that he will do so. Among other things, Medvedev appears to have made at least one decision of which Putin violently disapproved—the failure to veto the UN resolution authorizing intervention in Libya against Moammar Ghaddafi—but he chose not to stop or reverse it. His ability to continue to control Russian policy and, even more, manage his succession from a position nominally subordinate to even a puppetlike president could also become more problematic as he ages. Putin could always cause the Duma to adjust the constitution again to let him run for another term, but he has not been laying the groundwork for such an approach (although it is admittedly early days yet for such an action). He might be pursuing an effort that offers a more interesting potential resolution to the dilemma in the form of further implementation of the Union Treaty with Belarus. He has been actively “negotiating” with Belarusian President Alexander Lukashenko to create a full integration of the Russian and Belarusian armed forces and security services, bringing Belarus nearly completely back under de facto Russian control.61 Belarus would nevertheless remain a nominally independent sovereign state. The integrated forces would function under the rubric of a union of the two states, which would naturally have a president. Putin might shift to that role, retaining full control over the security apparatuses of both states, as well as the dominance he holds by virtue of his control of Russia’s economy and kleptocracy. He could then allow a puppet to take over as Russia’s president but now in a role subordinated to him rather than nominally superior to him. External Objectives Putin has been as explicit as it is possible to be in his overarching foreign policy aims: he seeks to end American dominance and the “unipolar” world order, restore “multipolarity,” and reestablish Russia as a global force to be reckoned with. He identifies NATO as an adversary and a threat and clearly seeks to weaken it and break the bonds between the U.S. and NATO’s European members. Breaking Western unity is thus one of Putin’s core foreign policy objectives. Three major lines of effort support this undertaking: invalidating the collective defense provision of the North Atlantic Treaty (Article 5), weakening or breaking the European Union, and destroying the faith of Western societies in their governments and institutions. Article 5 of the North Atlantic Treaty states that an attack on one member of the alliance is an attack on all, with the requisite defense commitments. The provision’s activation is far from automatic, however. A member state under attack must request support from the alliance whose political body, the North Atlantic Council (NAC), must then vote unanimously to provide it. The alliance has activated Article 5 only once, as noted above, and on behalf of the United States. Putin is working to ensure that it is never activated again. Putin can achieve this by creating a situation in which one or more member states votes against a request to activate Article 5, or in which a member state under attack does not request such a vote for fear that it will fail. If a state under Russian attack does not seek or fails to secure the alliance’s support, then the collective defense provision that is the bedrock of the alliance will have been weakened badly if it has not collapsed entirely. Putin’s efforts to secure Hungarian and also Italian support to end the renewals of EU sanctions help him in this undertaking as well, since both Hungary and Italy are NATO members. Hungary’s Viktor Orban in particular is so overtly pro-Russian that he could well seize on any doubt about the reality of a Russian hybrid intervention to refuse to vote for an Article 5 activation. Putin has acquired a potentially more interesting route to Article 5 nullification, moreover, in his entente with Turkey, also a NATO member, over Syria. His noteworthy failure to respond to the downing by the Turkish Air Force of a Russian fighter that crossed the Turkish border in 2015 has paid dividends. His efforts to sell the Turks the S-400 system are also advancing the aim of driving a deep wedge between Ankara and Washington. Erdogan’s suspicions that the U.S. backed the failed 2016 coup against him make very real the possibility that he would come before even Orban in refusing to vote for an Article 5 action in the case of a hybrid campaign in Latvia, for instance. The question of how much Putin seeks to destroy the collective defense provisions of the NATO treaty rather than simply to regain formerly Soviet territories should loom large in considerations of possible military scenarios. The direct deployment of regular, uniformed Russian armed forces personnel in one of the Baltic states would make it very difficult for any NATO member state to refuse to honor a request to invoke Article 5. Erdogan, Orban, or some other leader might still find a way, but the pressure to show alliance solidarity in such a situation would be intense. A Crimea-type scenario, then, in which the hybrid war starts with “little green men” (Russian soldiers out of uniform) but then escalates quickly to the use of conventional Russian military personnel, with their equipment and insignia, is much less likely if Article 5 is the target. A better Russian approach in that case would be the model Putin used in eastern Ukraine: Russian soldiers out of uniform work with local proxies, some already existing, others created as they go along, and try hard never to show themselves overtly.62 Russian information operations work around the clock to obfuscate emerging evidence of any Russian military presence, while the Kremlin praises the brave warriors of the Russianspeaking patriots within the target state, who are surprisingly well armed and well led. In such a case, Putin is more likely to attempt to leverage an insurgency (which he probably created) to break the government and create chaos of some sort than to move to overt deployment of conventional forces—at least until he is as sure as he can be that even such a deployment would not rouse the alliance to invoke Article 5 at the last moment. He might well accept or even prefer an ostensible “failure” to gain control of the target country (at that time) in return for making obvious to all that NATO is dead. After all, once the collective defense provisions of the alliance and the Western will to defend the Baltics are destroyed, Putin can pick them off at his leisure. Weaken or break the European Union. Putin has been energetically supporting Euroskeptic parties for many years—his financial aid to Marine Le Pen in France is the most ostentatious example, but there are numerous others.63 He stands to benefit from weakening or breaking the European Union in several ways. First, the EU is an exclusive economic club that Russia will be unable to join in Putin’s lifetime. The corruption and opacity of the Russian economy are too deeply established for Putin to imagine a time when Russia might meet the standards for EU membership—and Putin relies on this corruption and opacity, as we have noted, for continued control over the major economic actors in Russia. Nor is he likely to desire such membership. Sitting around a table on an equal basis with Luxembourg and Belgium is not appealing to a man who aspires to be one of the poles in a multipolar world. But the EU collectively wields great economic power through its ability to control trade with the bloc and impose sanctions. Putin would do much better in a Europe where he could negotiate and pressure individual states on a bilateral basis—and a Europe that was unable to impose multilateral sanctions on him and require all member states to abide by them—and he appears to understand that. Second, the Euroskeptic parties are generally extremely nationalistic. The reemergence of nationalism within Europe poses an enormous challenge to the stability of intra-European relations and could even undermine the long peace that has held in Western Europe since 1945.64 It would likely translate into conflict at the North Atlantic Council and could well drive increased tensions between individual European countries and the United States. Putin appears to be untroubled by the prospect of a reemergence of German nationalism, even though that ideology historically has targeted Russia. He may believe that the benefit of shattering the Western bloc outweighs risks that he likely expects to be able to handle in other ways. Weakening Western will and trust in democratic institutions is another line of effort Putin is pursuing to break the Western bloc. His interference in the Western political systems and information space is intended to destroy Westerners’ trust in their governments and in the idea of democracy, as much as to bring about the election or defeat of particular candidates—if not more so.65 He is explicit in his attacks on the Western political system: “Even in the so-called developed democracies, the majority of citizens have no real influence on the political process and no direct and real influence on power,” he said in 2016, adding that “it is not about populists … ordinary people, ordinary citizens are losing trust in the ruling class.”66 This effort benefits from trends in Western societies that were already undermining popular faith in institutions. Americans’ confidence in institutions generally has dropped by about 10 percent from its post–Cold War high in 2004.67 The Iraq War, the 2008 financial crisis, and revelations of classified U.S. surveillance programs, among other things, have eroded Americans’ trust in institutions almost across the board. The military is a remarkable exception to this trend. The massive, unauthorized release of classified materials by Edward Snowden was particularly important in this regard, as it has cemented the erroneous impression that the U.S. government was listening to the phone calls and reading the e-mails of all its citizens and those of many other countries. That impression has widened the wedge between some major technology companies and the government, hindering the development of a national cyber-defense capability and even the government’s ability to contract for advanced software.68 It is not surprising that Snowden ended up in Moscow or that Putin has granted him asylum. Snowden advanced a major Russian line of effort, apparently without any orders from Putin. These negative trends in the West have created openings that Putin is working to exploit by compromising elections, supporting extremist candidates, and pursuing aggressive information operations that stoke divisions and mistrust within Western societies. Establishing Russian suzerainty over the states of the former Soviet Union is a second major foreign policy objective. Suzerainty is “a dominant state controlling the foreign relations of a vassal state but allowing it sovereign authority in its internal affairs.”69 It is the most precise way of capturing Putin’s aims vis-à-vis the former Soviet states and the limitations of those aims. He is not attempting to reconquer the lost territory nor to govern it directly from Moscow. He has asserted, rather, that the world must recognize that post-Soviet states have only a truncated sovereignty over their own affairs. They may not freely join alliances such as NATO or economic blocs such as the EU without Moscow’s permission, for example. Putin further claims that Russia has the right to protect Russian speakers in those states against oppression or discrimination (as defined and determined by Putin), and that it may use military force to do so. Assertion of the right to defend Russian speakers abroad is not Putin’s innovation. Boris Yeltsin’s government articulated it in the early 1990s, but Yeltsin never acted on it.70 Opposition to NATO’s expansion also originated in the Yeltsin era, and the 1997 National Security Concept identified such expansion as a “national security threat.”71 But whereas Yeltsin nevertheless continued to try to work with NATO and establish a relationship with it, Putin has been frankly antagonistic toward the alliance. The actual expansion of NATO to include the three Baltic states as well as Romania, Bulgaria, Slovakia, and Slovenia in 2004 was likely a tipping point in Putin’s attitudes. The critical nuance to consider is that Putin has always been more concerned about the loss of control over Russia’s perceived sphere of influence than an actual NATO threat to Russia.72 NATO expansion coincided with the first of the “color revolutions” in Ukraine, which clearly fueled Putin’s fears that the former Soviet states were at risk of slipping entirely out of Moscow’s orbit. Putin initiated active efforts to regain control over the former Soviet states shortly after he took office in 1999-2000, but it took several years before he adopted a more combative tone and aggressive policies. Putin’s speech before the Munich Security Conference in 2007 and then his invasion of Georgia in 2008 underscored this overt turn.73 He has clearly made it a priority to ensure that no more former Soviet states join NATO or the EU, while working to undermine the bonds linking the Baltic states to the alliance. Putin’s claims to suzerainty over the former Soviet states have been met with ambivalence in the West. Russia experts and others often defend the assertion of a unique Russian sphere of influence over those states on historical or geopolitical bases.74 Even the seizure and annexation of Crimea has been presented as somehow ambiguous. Putin’s argument—that Soviet Communist Party secretary general Nikita Khrushchev’s transfer of the region from Russia to Ukraine was an internal matter that should not have led to the peninsula’s inclusion in an independent Ukraine—has gotten a surprising amount of traction in the expert community.75 Examined closely, however, Putin’s claims over the former Soviet states are completely indefensible. All 15 of the Soviet Socialist Republics, including Russia, were recognized as sovereign states after the USSR collapsed, and they were admitted to the UN on an equal basis with all other UN member states. The Russian Federation recognized them all and their UN accessions without reservations. The subsequent complaints by Yeltsin’s foreign minister, Yevgenii Primakov, and then Putin, about the folly of Yeltsin’s decisions to do so does not change or invalidate those decisions.76 The 15 former Soviet states thus have all the same rights as every other member of the UN—including the right to make such alliances and join such blocs as they choose without needing the permission of another power, and the right to govern their own people, including minorities, as they wish. It is ironic, to say the least, that Putin vigorously defends Assad’s right to conduct horrifying atrocities against his own people on the grounds of sovereignty, while claiming that alleged discrimination against the use of Russian language in post-Soviet states justifies his own military intervention in those states. Russia can certainly decide that the shift of post-Soviet states into the NATO or EU orbit poses such a significant threat to its security and interests that it must use force to stop or reverse it, just as any sovereign state can see threats in the actions of its neighbors and decide that it must respond with force. But the resort to force in such circumstances is aggression, not a defensive move, and must be regarded and treated as such by the international community. Accepting the Russian argument that Moscow has an inherent right to intervene, including militarily, in its neighbors based on their treatment of their Russian minorities or their intentions to join alliances is a truncation of their sovereignty that undermines the entire basis of international law and the UN Charter. Putin is actively working to establish precisely that principle as a matter of international norm and is making a distressing amount of progress. Both Yeltsin and Putin have retained Russian suzerainty over some post-Soviet states in legal and legitimate ways as well. Russian ground and air forces have remained in Armenia, Tajikistan, and Kyrgyzstan almost continuously since the fall of the Soviet Union at the invitation of the governments of those states. A small Russian military contingent also remains in Moldova in more ambivalent circumstances. The government in Chisinau does not welcome its presence and the parliament has called on it to depart, but the Moldovan government has not formally ordered the Russians to leave.77 These deployments give Russia significant influence in the Caucasus, eastern Central Asia, and Moldova. The deployment in Tajikistan also creates a platform for Russian engagement and interference in Afghanistan. The situation in Belarus is the most worrisome of the legal reconsolidation efforts because of the strategic impacts it could have on NATO’s ability to defend the Baltic states (see Appendix I for a more detailed consideration of this problem). Negotiations currently underway could lead to the merging of the Russian and Belarusian armed forces and the technical subordination of the governments of Russia and Belarus to some new Union State. It is tempting, as we have noted, to imagine Putin taking control of this new combined polity after the end of his current presidential term, thereby finding an elegant solution to the constitutional problems of extending his reign. Returning Russia to the status of a global power shaping the international system is the last major external objective Putin is pursuing. Several lines of effort support this objective: Regain a global military footprint. Putin has been working to regain parts of the Soviet global military position lost in the late 1980s. A principal aim of this undertaking is to impose increasing costs on America’s efforts to continue operating around the world as it chooses and to offset part of the huge financial deficit holding Putin back from pursuing his larger aims. It is not meant to create platforms for global or even major regional wars, still less to advance an ideology (one of the Soviet objectives in creating the footprint in the first place). Putin’s establishment of a long-term air and naval base in Syria was the first significant step in this effort.78 He has also been cultivating the leaders of other states that were formerly Soviet clients and partners, including Egypt, Libya, Iraq, Sudan, and Cuba.79 In addition, he has recently added to the list by deploying Russian mercenaries (at least) in Venezuela and solidifying an entente with Iran that the Soviet Union never had.80 The Russian armed forces and/or mercenaries are now openly operating out of bases in Syria, Ukraine, and Venezuela. Russian PMCs have also reportedly been operating in Sudan, Central African Republic, and Libya.81 Russian forces have episodically used bases in Iran as well.82 This footprint is far smaller than the Soviets’, but is a dramatic change from Russian policies and capabilities between 1991 and 2013. Indications are that Putin intends to expand further using the sale of advanced weapons systems as the entry wedge. One major reason the U.S. is unwilling to give Turkey the F-35 if Ankara proceeds with the Russian S-400 air defense system purchase is that Russian technical specialists would be stationed in Turkey with its deployment. For the U.S., the military implications of these efforts are complex. The Russian military does not now have the capability to deploy large enough numbers of advanced offensive conventional weapons systems to bases beyond its borders to challenge a major American military effort to destroy them. The defensive systems, especially advanced A2/AD systems like the S-300, S-400, and Bastion anti-ship cruise missile system pose much greater challenges.83 But the U.S. military could defeat the limited numbers of such systems the Russians have emplaced in Syria and might emplace elsewhere if it chose to allocate the necessary resources. The most immediate consequence of the expanded Russian global conventional footprint, then, is the requirement that the U.S. and its allies ensure the availability of the forces that might be needed to handle the Russian systems. That resource requirement is significant. Neither the U.S. nor NATO has anticipated having to fight in the Mediterranean since the end of the Cold War, and the alliance does not have the necessary assets permanently allocated to respond to such a threat. It has instead generally used the resources that would be needed to counter Russian positions to conduct counter-terrorism operations throughout the Middle East and North Africa (MENA) region. The Russian deployments thus force on the alliance, in the event of an escalation with Moscow, the choice of reducing counter-terrorism operations, reallocating forces from the Indo-Pacific theater (not really an option in the current geostrategic environment), or creating and deploying new forces to deal with the emerging threat. In this context, the loss of Turkey as a reliable U.S. partner is very damaging. The Turkish air force is significant in its own right, although it is still recovering from Erdogan’s post–coup attempt purge, and the ability to use Turkish bases for operations against Russian positions in Syria would be strategically very significant.84 But the burgeoning Russo-Turkish entente means that the U.S. and NATO cannot count on Ankara in a showdown, further raising the requirement to develop and deploy new resources. The Russian deployments in Syria, Venezuela, and elsewhere are, in fact, part of a hybrid operation aimed not at preparing to fight a conventional war, but rather, at persuading the U.S. and its allies to withdraw from the threatened regions or limit their operations. Putin likely aims to increase both the risk and the cost of continuing to conduct military operations in the MENA area to a level at which the U.S. yields to its ever-growing impulse to pull back from the region entirely. This operation is surely also aimed at securing economic resources. Recent Russian deployments to Venezuela have gone to key oil-producing areas, and Putin’s financial interactions with Nicolas Maduro are well reported.85 Russian forces in Syria are also supporting Putin’s efforts to gain at least partial control over the reconstruction resources expected to flow into that country if ever he can persuade the international community to send them.86 Putin’s Syria campaign has already helped leach resources for his inner circle. For example, a Russian company run by Yevgeniy Prigozhin, a close Putin associate central to Russia’s attack on the U.S. political system, secured a stake in Syrian oil and gas fields via the Assad regime.87 It is vital in assessing Russia’s apparent reconstruction of the Soviet global military posture to recognize the essential differences in aims driving Putin from those motivating the Soviets. Putin intends to raise the cost to the U.S. of being a global power to levels higher than he thinks Americans will wish to pay. The U.S. must recognize the limitations of his ambitions in this regard as it develops intelligent responses at reasonable cost, even while being clear-eyed about the real threats Russia’s expanding global footprint present. Normalize Russia’s violations of international law. The Russian cyberattack against Estonia in 2007; invasion of Georgia in 2008, with the subsequent annexation of the Georgian territories of Abkhazia and South Ossetia; invasion of Ukraine in 2014; deliberate attacks against civilians in Syria; defense of Assad’s use of chemical weapons and other crimes against humanity; chemical-weapons attacks on Russian expatriates in the UK; and seizure of Ukrainian naval vessels and personnel attempting to transit the Kerch Strait are all violations of international law. Russia has paid virtually no price for any of them except the invasion of Ukraine. On the contrary, Putin has positioned himself as a mediator in Syria (although not a successful one) by convening a pseudo–peace process in Astana that competes with the internationally recognized Geneva Process (which has also been unsuccessful, to be sure). Putin continues to portray Russia as a mediator even in the Ukraine conflict where he is a belligerent. He successfully obfuscated the illegality of his actions in and beyond the Kerch Strait, and has deflected some of the opprobrium his activities in Syria deserve by accusing the U.S. of supporting terrorists and the Syrian opposition of conducting the chemical weapons attacks.88 The expulsion of Russian officials—including intelligence officers— by the U.S., UK, and other states in response to the chemical weapons attacks in Britain was hardly a crippling response.89 The net result of these repeated violations of international law that do not result in meaningful consequences is their normalization. Each one establishes a precedent that Putin can and will then use to defend similar or even more aggressive activities. If the West accepted the clearly illegal seizure of Ukrainian ships in international waters near the Kerch Strait, how will it react if Russian forces seize some other ship on a trumped-up pretext while it attempts to transit the opening Arctic shipping route? Having taken no action against Russia for its defense of Assad’s use of chemical weapons, how would the West respond to a covert Russian operation to use chemical warfare in Ukraine while attributing the incident to the Ukrainian or a Western government? The principled answer is that, of course, failure to act in one case does not preclude action in subsequent cases. If the West has not responded adequately to most of these Russian transgressions, neither has it explicitly condoned them—yet. That is a line that we must be very wary of inadvertently crossing. Imagine an unlikely but not an impossible situation in which Ukraine’s President Volodymir Zelensky, elected in April 2019, asks the U.S. and the EU to waive Russian sanctions for Ukraine—or lift them altogether—as part of a deal he is negotiating to “end the conflict” in his country. It would be difficult to resist such a request since ending wars is desirable, especially if it can be done with the apparent acceptance of both sides. The net effect of endorsing such a deal, however, which would surely leave Crimea in Russia’s hands and eastern Ukraine in a changed political relationship to Kyiv, would be to endorse retroactively the violations of international law Putin committed in 2014. Doing so would indeed establish a precedent that Putin can impose his will on other states as long as he subsequently succeeds well enough to convince or coerce those states into recognizing his actions. There is, of course, no new principle at work here. It has always been true in the modern states system that a successful aggressor can have his aggression legitimized by a subsequent peace agreement, even one forcefully imposed on the defeated state. The novelty in this situation is twofold. First, Russia has not been universally identified as the aggressor— Putin’s efforts in Ukraine are not generally accepted as the offensive land-grab they actually were—and Putin’s role in any deal would be as mediator rather than belligerent. It is one thing to accept that Putin launched, waged, and won a war of aggression, the outcome of which the defeated state chose to accept; it is another to say that he facilitated and mediated a peace agreement in a conflict to which he was not actually party, when, in fact, he initiated it and directly benefited from it. Second, the principle at issue goes beyond the straightforward one of legitimizing a forcible conquest—it also touches on the nature of the post-Soviet states’ sovereignty. Putin has asserted, as we have argued, that Russia has the right to intervene by force in any of the post-Soviet states and the international community has no right to interfere (including even by offering an opinion). Recognizing his activities in Ukraine ex post facto recognizes this principle as well. It establishes as a firm precedent, reinforcing the precedent already established by the invasion of Georgia, that there are degrees of sovereignty in the international community and that some states are more sovereign than others. Putin is clearly attempting to establish precisely that principle. The West must resist the temptations he may offer to allow him to do so. Create a constellation of alliances and friendly states that gravitate toward Russia. Putin has been working hard to create multiple blocs and groupings of which Russia is either the sole center or one of a small number of core states, as an alternative to the U.S.-dominated international order he so opposes.90 Few of these individual efforts have been particularly effective, nor is it clear that the sum of them will result in a truly Russia-centric constellation of states. But the tenacity with which he has pursued this objective and the sheer number of attempts to reach it demonstrate, if nothing else, the importance he seems to attach to it. Some of these groupings offer Russia little inherent influence. BRICS (Brazil, Russia, India, China, South Africa) began simply as an acronym to describe major emerging markets, for example. It has no formal decision-making process, nor are its members aligned with one another on political or economic policies. It has no military component at all. Some, such as the Shanghai Cooperation Organization (SCO) require Russia to compete with China for predominant influence.91 That competition is not going well for Moscow, at least in the case of the SCO, leading Putin to de-emphasize this forum for the moment. Some, like the Eurasian Economic Union, remain largely aspirational. They have not yet established themselves as meaningful associations through which Russia could hope to exert influence now, nor is it clear that they will gain more significance over time—although Putin continues to work at it.92 Others are operational and meaningful. The Astana Process tripartite has not brought peace to Syria, but it has helped establish Putin at the heart of a triad with Iran and Turkey that is shaping Ankara’s drift away from NATO and toward Moscow. The Quartet Intelligence Center has not yet integrated the Iraqi military or government into the Russian orbit as fully as Putin might like, but it gives form to the very real military coalition of Russia, Iran, and Syria that is fighting in Syria.93 Still others, such as the Collective Security Treaty Organization (CSTO) and the Commonwealth of Independent States (CIS) are largely moribund at the moment, but the Union Treaty with Belarus had also been dormant almost since its creation in the 1990s, and Putin is attempting to reify it.94 We cannot discount the possibility that he may do so with one of the other agreements that are legacies of the 1990s. The purpose of laying out these various efforts is not to suggest that they are likely to succeed, or that their success would have dire consequences for American national security—it might or might not, depending on the circumstances. The purpose is, rather, to demonstrate again the coherence between Putin’s stated grand strategic vision and the undertakings the Russian state is pursuing to achieve it. Putin’s goals are antithetical to the security and national interests of the United States and its allies. We must prevent him from achieving them, without resorting to major war if at all possible. We turn next, therefore, to the means by which Putin and his subordinates pursue his aims—an examination that will show the tremendous challenges his methods pose, on the one hand, and the opportunities to respond with means well short of war, on the other. THE RUSSIAN WAY OF WAR The Russian way of war today is based on recognition of Russia’s fundamental weaknesses and the fact that Russia is not a near-peer of the U.S. and will not become one any time soon. It is designed to achieve Moscow’s objectives without fighting a major war against the West that Russia would likely lose if it did not escalate to using nuclear weapons.95 Its technological emphases have therefore been on less-expensive and asymmetric capabilities such as information operations, cyber operations, A2/ AD systems, and nuclear systems. Its intellectual development has focused on the category of political-informational-military activities encapsulated in the terms “hybrid war” or “gray zone” conflict.96 Russia is optimizing itself to fight a poor man’s war because it is poor and will remain so. Putin is sufficiently in contact with reality to know that he will fail if he attempts to regain anything approaching conventional military parity with the West. Assessing the novelty of this Russian approach is difficult. None of the concepts or technologies on which it relies is new or unique to it. Most of the key intellectual framework goes back to the early days of Soviet military thinking. Some can be traced back centuries to Sun Tsu. Nor has Russia abandoned traditional military approaches and conventional capabilities. It would be both wrong and dangerous to ascribe to Russia the invention of an entirely new way of war that is the only way in which it will fight now, or in the future. There are nevertheless important differences between the current Russian approach and the approach that characterized Russian military and national security strategy and doctrine in the 2000s and the 1990s, to say nothing of the Soviet period. The differences lie partly in emphasis and partly in the degree of intellectual development of certain concepts at the expense of others. It would be equally wrong and dangerous, therefore, to see the current Russian approach to war as the same as, or even congruent with, all of the post-Soviet period. The Russian military in the 1990s and 2000s focused largely on acquiring the capabilities it most envied in the stunning conventional American military victories against Iraq in 1991 and 2003. It sought to acquire long-range precision-strike capabilities that the Soviet military never had, stealth technology, and tanks and aircraft roughly equivalent with the mainstay technologies of NATO countries.97 It also sought to transform itself from a mass cadre-andreserve conscript force into a volunteer professional military, recognizing the tremendous value the U.S. transition to the all-volunteer force had brought on the battlefield.98 It has managed to achieve only partial success in most of these measures after nearly three decades. It has re-equipped many, but by no means all, of its combat units with weapons systems roughly equivalent to American fourth-generation aircraft (such as the F-15E Strike Eagle), M1 tanks, etc. It has struggled to field a force of fifth-generation aircraft and is unlikely to build a large enough arsenal of such aircraft to pose a serious challenge to American capabilities in any short period of time.99 It has acquired and demonstrated the ability to employ precision weapons, including long-range precision missile systems. Its mix of those systems and “dumb bombs” in Syria, however, was more similar to the mix the U.S. used in 1991 than to the mix American forces use today—the large majority of Russian munitions dropped in Syria were not precision-guided munitions because the Russian stockpiles are not large enough to support their widespread employment.100 The Russian military has notably failed to transition fully to an all-volunteer force, moreover, and has given up the effort. It has become, therefore, a segmented force with a volunteer element (so-called contract soldiers) and a large body of conscripts serving one-year terms (half the two-year service requirement for conscripts in the Red Army). This partial professionalization will continue to exercise a drag on its ability to complete its modernization programs; one-year conscripts simply cannot learn both how to be soldiers and how to use very advanced modern weapons systems. Russia’s modernization efforts lurched dramatically in 2008 with the appointment of Anatolii Serdyukov as defense minister.101 Serdyukov’s mandate was to reduce the cost of the Russian military significantly in response to the collapse in global oil prices resulting from the global financial crisis. He sought to make major personnel cuts, to restructure weapons system acquisition, and to reorganize the military, especially the ground forces, in a way that would have severely degraded its ability to conduct large-scale conventional warfare without optimizing it for any other sort of warfare. Serdyukov’s successor, Sergei Shoigu, along with Chief of the General Staff Valeriy Gerasimov, have reversed many, but not all, of those reforms. It is important to note, therefore, that some of the changes being made to the Russian military that enhance its ability to fight maneuver war are reversals of changes made in 2008 for cost-cutting purposes, rather than new improvements on an already-sound structure. The emphasis in Russian military development has changed significantly since the start of Russian involvement in Ukraine in 2014 and Syria in 2015. Gerasimov published a noteworthy article in 2013, discussion of which in the Western press gave rise to the phrase “Gerasimov doctrine.”102 The author of that phrase subsequently not only retracted it, but also aggressively attacked the idea of its existence.103 As with “hybrid war” and “gray zone,” this paper will not attempt to defend or attack the validity of the term, but will explore the collection of concepts and actions to which it could meaningfully be said to apply and that do actually comprise the current Russian approach to war.104 The heart of this approach is the conclusion that wars are won and lost in the information space rather than on the battlefield. Russian military thinkers have gone so far as to argue that every strategic, operational, and even tactical undertaking should be aimed first at achieving an effect in the information space, and that it is the information campaign that is decisive.105 Formal Russian doctrine has not gone this far, nor has Russian military activity on the ground, but the extreme statement is a measure of how important the concept is.106 The importance of information operations is old hat for any Sovietologist. The Soviets were renowned for the “active measures” of the KGB, for “disinformation” and various efforts to suborn groups in the West, sometimes unwittingly, to advance their ideological and concrete agendas. The Soviet military evolved an elaborate theory of deception, bringing the term “maskirovka” into common parlance among those who studied it. The Soviets also built out a concept called “reflexive control” that is the most noteworthy element of Putin’s ability to play a poor hand well.107 Reflexive control is a fancy way of saying “gaslighting.” It is the effort to shape the information space in which an adversary makes decisions so that he voluntarily chooses to act contrary to his own interests and his own benefit—all the while believing that he is actually advancing his own cause. Reflexive control is a form of intellectual jiu-jitsu, which may be one reason it appeals to Putin, who is a long-time and high-level practitioner of the Russian form of judo known as sambo.108 It uses the enemy’s strength against him in the best case, but at least causes him to avoid bringing his strength to bear against you. None of this, again, is new. Even the additions of cyber operations and cyber-enabled information operations such as bots and troll farms are not new or unique to the Russian approach to war. The novelty comes in part from the relative emphasis in Russian operations on efforts to shape the information space and the frequent subordination of conventional military operations and the threat of such operations to those efforts. Another novel aspect is the vulnerability of Western societies to these kinds of efforts, resulting in part from the effects of changes in the technological shape of the information space and the way in which it interacts with the psychology and sociology of Western individuals and societies. The current information environment favors the attacker over the defender for several reasons. The extremely widespread penetration of the internet in Western societies gives an attacker almost universal access to the population, unfiltered by government agency or corporate leadership. The anonymity made possible by the internet makes it difficult or impossible for individuals to know who is speaking to them. The decentralization of sources of information magnifies the effect of that anonymity by allowing it to seem that multiple independent sources verify and validate each other even when a single individual or group controls all of them. And the psychological asymmetry of outrage and retraction means that corrections and fact-checking almost never fully undo the damage done by a false accusation and often have little effect. These characteristics of the modern information space have created the ideal environment in which ideas first developed and attempted by the Soviets can flourish in ways the Soviets could never have imagined. We must be careful to avoid attributing too much brilliance to Putin and Gerasimov. It is not necessarily the case, or even likely, that they perceived the opportunities these phenomena would present and skillfully designed a “doctrine” to take advantage of them. On the contrary, they and their Russian and Soviet predecessors have been trying to make these approaches work all along. The increased intellectual, doctrinal, and organizational emphasis on them, starting overtly in 2015, likely results instead from the realization that they were suddenly working very well. As with all important military innovations, therefore, the emergence of the current Russian approach to war was almost certainly the result of theory, action, experience, and reflections on interactions with the adversary rather than a sudden explosion of insight. Whatever its origins and novelty or lack thereof, this Russian approach has allowed Putin to make gains he could never have hoped to make with conventional military forces alone.109 Syria is a case in point. Russia could never have established a lodgment on the Syrian coast and then expanded it to encompass a naval facility, a permanent and expanded military airbase, and a ground forces garrison—all protected by advanced air defense systems—through conventional military operations, against the wishes of the U.S. and its allies. Russian aircraft flying to Syria must transit either NATO airspace (through Turkey or Romania or Bulgaria and then Greece) or Iraqi airspace (via Iran) that the U.S. dominates. Had the U.S. been determined to prevent Russian planes from getting to Syria, the Russian Air Force could not have penetrated the defenses the U.S. and its allies could have put up. But the U.S. and its allies made no such decision. They have, on the contrary, worked hard to avoid any risk of military confrontation with Russian aircraft—a project made challenging, not unironically, by the periodic aggressiveness of Russian pilots. The prospect of a Russian naval expedition forcing its way into the Tartus naval facility in the face of efforts by the U.S. Sixth Fleet to stop it is even more fanciful. The key to Putin’s success in this gambit lay in his ability to persuade American and NATO leaders that Russia’s military presence in Syria was not a threat and might even be helpful—while simultaneously stoking the belief that any U.S. effort to oppose or control the Russian deployment would lead to major, possibly nuclear, war. The key to that success, in turn, lay in the fact that neither the Obama nor the Trump administration wanted to be in Syria or wished to fight any kind of conflict with Russia. President Obama, on the contrary, invited Putin into Syria in 2013 to help him out of the trap he had created by announcing that any further use of chemical weapons by Assad was a “red line”—without actually being willing to enforce that red line when Assad crossed it. Obama’s decision to reach out to Moscow likely resulted in part from the long bipartisan trend of seeking to “reset” relations with Russia, bring Russia back into the fold of responsible international stakeholders, and generally return to what Americans saw as the golden age of U.S.-Russian cooperation in the 1990s. This trend began in the first years of the George W. Bush administration, shortly after Putin’s accession to power. It continued with Hillary Clinton’s vaunted push of the “reset” button and Donald Trump’s praise for Putin and continued attempts to find ways to cooperate with him toward supposedly common objectives.110 The conviction that a Russian reset and a return to the golden years of the 1990s is just one phone call or summit away has become one of the few truly bipartisan foreign policy assumptions in this increasingly polarized era. Putin has used it skillfully to advance his own projects while offering few or no concessions in return. Conventional military forces play a critical role in the Russian approach to war nevertheless. Russian airpower and long-range precision-strike capability were critical to preserving, stabilizing, and then expanding the Assad regime and the territory it controlled in Syria. Iran, Lebanese Hezbollah, and the other components of the pro-regime coalition all lack similar capabilities. The hardening of opposition defenses in various parts of Syria before the Russian intervention raised the requirement for continued regime offensive operations beyond what the pro-regime coalition could provide.111 The Russian intervention was therefore essential to the survival of the regime and remains essential to its precarious stability and to any hope it has of regaining control of the rest of Syria. The very limited deployment of a few dozen aircraft and salvoes of long-range missiles made Russia indispensable to the pro-regime coalition and gave Putin enormous leverage in Syria at relatively low risk and low cost. The deployment of Russian S-300 and S-400 anti-aircraft systems to Syria dramatically increased that leverage, again at very low risk and cost. The American military could destroy those systems and operate freely over Syrian airspace even against Moscow’s wishes, but the cost in U.S. aircraft and missiles devoted to the operation, in time, and possibly in casualties and aircraft losses would be significant. The range of the S-300 and the reported locations at which launchers were deployed, moreover, means that most Israeli Air Force and some Turkish Air Force aircraft are within range of those systems the moment they take off from airbases in Israel and Turkey. That fact has not been lost on Israeli or Turkish leaders. Putin has also used conventional military forces on a limited scale in Ukraine. He relied on the naval infantry forces already deployed in Crimea, reinforced by small numbers of special forces and other units, to seize control of that peninsula in 2014. Small numbers of conventional forces battalion tactical groups and similar-sized formations helped local proxies seize and hold ground in eastern Ukraine, while highly skilled special forces elements supported them in the battle area and in the rear of the Ukrainian forces.112 Russia has provided air defense capabilities and significant electronic warfare support to its Ukrainian proxies and also to its fighters and allies in Syria. The highly targeted assistance of Russia’s conventional military is probably even more essential to Putin’s proxies in Ukraine than in Syria. The Ukrainian Armed Forces are likely to regain control over the Russian-occupied territories in Ukraine if the Russian military stops supporting its proxies on the battlefield. The current Russian way of war, therefore, truly is hybrid. It requires the use of limited numbers of highly capable conventional forces able to conduct expeditionary operations beyond Russia’s borders. However, it also relies on the creation and maintenance of a political and information environment that facilitates the presence and activities of those forces without serious opposition from any state or actor that could meaningfully challenge them. The conventional forces themselves are enablers to a larger political-informational campaign rather than being the main effort. Evidence for that assessment lies in Putin’s response to the several occasions on which his conventional forces suffered losses— specifically, the Turkish downing of a Russian aircraft in 2015; the accidental downing of another Russian plane by Syrian forces during an Israeli airstrike in 2018; and the killing of several hundred members of the Wagner PMC during an attack by that group on an outpost in eastern Syria held by the opposition, where American advisers were also present.113 Washington and the world held their breath in each case, worrying about Putin’s possible response. The U.S. Chairman of the Joint Chiefs of Staff, General Joseph Dunford, reached out immediately to Gerasimov to send messages of both deterrence and de-escalation each time.114 Putin did not retaliate militarily on any of these occasions. He responded to the Turkish shoot-down by deploying Russian S-300 systems operated by Russian troops, and to the Syrian shoot-down by completing a contract with the Assad regime for S-300 systems of its own, which had long been held up. He made no meaningful response to the Wagner incident and did not even use his air defense systems to disrupt the massive U.S. air operations against the attacking Wagner forces as they were destroyed. Putin has similarly refrained from using his own S-300 and S-400 systems to shoot at Israeli aircraft during any of Israel’s repeated airstrikes against regime targets within Syria and has, reportedly, prevented the Syrians from using their S-300 system.115 Nor has Putin retaliated against Israel for those strikes or against the U.S. for the 2017 missile strikes Washington launched against the Shayrat airbase in response to Assad’s renewed use of chemical weapons. The aircraft and missile systems Putin has deployed to Syria, therefore, are clearly not meant to give him control over Syria’s skies. They are also obviously not meant to challenge the ability of the U.S., Turkey, or Israel to conduct anti-regime operations, at least within the current limits of such operations. Lastly, they are not meant to enable Putin to retaliate in any symmetrical tit-for-tat manner for Russian losses suffered directly or indirectly at the hands of the U.S., Turkey, or Israel. The relative inaction of Russia’s aircraft against those states could be at least partially explained by Moscow’s focus on fighting the opposition. But the air defense systems can only be intended to defend against the U.S., Turkey, and Israel, since the opposition has never had aircraft against which those systems are effective.116 The Kremlin has, in other words, deployed systems to defend against attacks that have, in fact, come—and yet not used those systems to defend against those attacks. This conundrum can only be resolved by recognizing that the purpose of those systems is to shape the behavior of the U.S., Turkey, and Israel rather than to fight openly against them. The deployments of advanced air defense weapons, and also of some of the air-to-air-optimized aircraft Russia has periodically sent to Syria, support a political-informational campaign rather than a conventional military operation (even if we regard counter-insurgency and counter-terrorism as being in that category). Circumstances might, of course, arise in which Putin would authorize his troops to use some or all of their capabilities conventionally against the U.S. and its partners and allies. That fact drives the fear of escalation that leads the U.S. Joint Chiefs chairman to jump on the phone to Moscow every time a major incident occurs. It also shapes American, Turkish, and Israeli calculations about military options they might choose. This is exactly the point from Moscow’s perspective. Putin’s S-300 and S-400 systems in Syria work best if they are never used. Problems of Escalation—for Russia The U.S. military and those who study it are preoccupied, understandably, by its shortcomings and inadequacies. The shortcomings are real, and the military is, indeed, inadequate for the global requirements it must meet. The preoccupation with our own failings has tended to obscure an objective assessment of the relative risks to the U.S. and Russia of a conventional military confrontation in Syria, however. The U.S. has therefore tended to overestimate the likelihood that a crisis with Russia in Syria will escalate to the point of such a major confrontation and, as a result, has allowed Putin’s very limited deployment of combat power and good use of the information space to drive a high degree of American self-deterrence. Russia has rarely had more than a couple of dozen combat aircraft at its airfields in Syria at any given time.117 Most of them are usually ground-attack planes (principally Su-25 Frogfoots, which are roughly similar to the U.S. Air Force A-10), and they have limited ability to conduct air-to-air combat against U.S. fighter bombers. The rest are generally variants of the Su-30 fighter bomber, sometimes with a few more-advanced airframes optimized for air-to-air combat, including, occasionally, the Su-57 stealth fighter bomber. A single U.S. carrier strike group has around 48 strike fighters, all with air-to-air and air-to-ground capabilities. The U.S. Navy alone has more than 775 strike aircraft (including all variants of the F/A-18 and the F-35).118 The U.S. Air Force has more than 1,240 fighters and fighter bombers, as well as around 140 strategic bombers.119 The single carrier strike group—almost invariably in the Mediterranean or in or near the Persian Gulf—thus outguns the Russian aircraft in Syria by a significant margin, and the U.S. Air Force and Navy could rapidly begin to flow crushing numbers of reinforcements to the theater. The Russian Air Force, by contrast, has a total of roughly 745 fighter bombers in its entire inventory, according to the most recently published Defense Intelligence Agency estimates.120 It has an additional 215 attack aircraft (mostly Su-25s) and another 141 strategic bombers. It is thus somewhat larger than the U.S. Navy, considerably smaller than the U.S. Air Force, and about one-third the size of both together. These numbers exclude the roughly 240 F-16s in the Turkish Air Force—which have demonstrated their ability to shoot down Russian fighters in limited engagements, and so should not be dismissed—as well as those of America’s other NATO allies, not to mention the Israeli Air Force, one of the best in the world. The U.S. thus has absolute escalation dominance in an air-to-air fight over the skies of Syria, unless one imagines that Russian aircraft and pilots are an order-of-magnitude more lethal than their American counterparts—a notion there is no evidence for, and considerable evidence against.121 Critics of this argument need not challenge this assertion, but could argue instead that it is beside the point. The U.S. military cannot focus solely on fighting the Russians in Syria. It must support American ground forces deployed in Iraq and Afghanistan; conduct counter-terrorism operations throughout Africa; and deter and be ready to respond to aggressions by China, North Korea, and Iran, at least. The concentration of aircraft, ships, and pilots needed to fight a significant air war against Russia in Syria would severely degrade the U.S. military’s ability to meet these other requirements. This fact more than any fear of confronting the Russian military in the Middle East explains the self-paralysis of the U.S. military. Putin, by contrast, has projected a willingness to mix it up in Syria. His pilots ostentatiously fly close to American aircraft, engage in risky maneuvers near them, lock targeting radars on them, and in other ways portray almost an eagerness to engage in a fight.122 The Turkish downing of a Russian aircraft in 2015 resulted from repeated violations of Turkish airspace by Russian pilots in another set of deliberate provocations.123 Putin’s message through these actions has consistently been: You will not fight me here, but I am willing to fight you. Yet on each occasion when blows have been traded, Putin has backed down. One reason is that his escalation calculus is far worse than America’s. The Russian Air Force also has essential tasks outside Syria that would prevent it from concentrating all, or even most of its available assets there. It must cover Russia’s enormous periphery, the largest land border of any country in the world, including a long border with China. Putin would be foolish to strip aircraft from St. Petersburg, a short flight from NATO airfields, while fighting the U.S. in Syria. Nor could he denude his forces in Crimea, linked to the Russian mainland by a single bridge, or his forces in and near eastern Ukraine. He could not even prudently strip his far east of all advanced aircraft. He might— or might not—decide that China would not take advantage of any weakening of his defenses, but the U.S. can threaten him from carriers in the Pacific even if Japan opts to deny the use of its bases in a conflict with Russia to which it is not party. Would the U.S. bomb St. Petersburg or Vladivostok while fighting Russia in Syria? Of course not. But strategic calculus does not work that way. It is a fact that the U.S. could conduct such attacks, and any professional military staff forced to confront the prospect of an escalation to major conventional war in one theater would have to consider the possibility that such a war might spread to other theaters. Best professional military advice in such a situation would be to maintain sufficient combat power in any other vulnerable theater to deter and, if necessary, defeat enemy attempts to transfer the conflict there. It is equally true, after all, that a rapid U.S.-Russia dustup in Syria would be very unlikely to trigger a Chinese military adventure or a North Korean invasion of South Korea. Yet the U.S. military allows the fears of just such scenarios to undermine its willingness to contemplate fighting Russia in Syria— and the Russian military will behave no differently. Even that calculation is not Russia’s most serious problem with the idea of escalation to conventional conflict in the skies over Syria. The biggest problem is actually financial. Russia could not afford to replace the losses it would inevitably take in such a fight, whereas the U.S. could. Bad as the differential in aircraft looks for the Russians, we must recall that the differential in overall economic power and in defense budgets looks much worse. The Russian economy and defense budgets are less than one-tenth the size of America’s. Its military is struggling to “modernize” to a level of technology similar to what the U.S. has had for decades. The cost of having to replace many lost modern aircraft would disrupt Russian defense programs for years. The U.S. could make good such losses in short order if it chose. Nuclear Escalation The prospect of the world’s two largest nuclear powers going to war, even in a limited conventional way, is of course terrifying. The U.S. certainly should do everything in its power to achieve its objectives without resorting to major combat operations against Russia—that is the guiding principle of current national security documents and of this report. The straightforward equation sometimes made between any such local conflict and global nuclear war, however, is entirely unjustified. It simply is not the case that any major conventional war will lead inevitably, or even probably, to nuclear war. One can trace escalation paths from a conventional war Putin is losing in Syria to his use of a theater nuclear weapon, either to change the odds or to try to force the U.S. to back down. He could use such a weapon to destroy a U.S. airfield in one of the regional states (Turkey, perhaps, or Kuwait) or a U.S. aircraft carrier strike group. The destruction of any single airbase or carrier would not prevent the U.S. from carrying forward an air war to successful conclusion. There are simply too many bases and carriers the U.S. could use for the elimination of a single one to terminate a campaign. Unless Putin were willing to destroy many airbases in many different countries (most of them NATO members) and sink every carrier moving into the theater, he could not prevent the U.S. from destroying his assets in the Middle East. It is impossible to predict the American response to such a use of nuclear weapons—regardless of the occupant of the White House. The U.S. could respond by using theater nuclear weapons of its own against Russian forces in the Middle East (which this report emphatically does not support or recommend)—and here, a single nuclear device dropped on the airfield near Latakia would pretty much destroy Russian capabilities to continue the air war in the region. Alternatively, Washington could engage in either conventional or nuclear retaliation against Russian forces beyond the region, including in Russia proper (and, again, this report does not support or recommend using nuclear weapons under any circumstances, except possibly in extremis situations far more dire than those under consideration here). Putin would then be forced to decide whether to escalate further. He could conduct a larger nuclear strike against NATO (since any effort seriously to disrupt U.S. military capabilities in and around Europe would require breaking or badly damaging the alliance). He could also go directly for a strike on the U.S. homeland. If he chose the latter and launched an all-out strike, the U.S. president would likely respond in kind, leading to the destruction of both Russia and the U.S.—and possibly life on Earth. One could endlessly consider lesser variants, but they all lead to dramatically increased risk of Armageddon.

## 2

#### Korean denuclearization talks now – diplomatic pressure is key

Je-hun 19 2019 Lee Je-hun, senior staff writer [News analysis] How will the N. Korea-US working-level talks play out? Posted on : Sep.11,2019 16:59 KST Modified on : Sep.11,2019 16:59 KST http://english.hani.co.kr/arti/english\_edition/e\_northkorea/909361.html

North Korean leader Kim Jong-un, who has been pondering the conditions and timing of negotiations with the US, has finally suggested that they be held in late September, at a mutually acceptable time and place. This proposal comes 71 days after he reached a verbal agreement with US President Donald Trump during their meeting at Panmunjom on June 30 to resume working-level talks. Shortly after North Korea’s proposal, Trump responded positively, noting that “having meetings is a good thing.” These developments mean that the two sides could hold working-level talks this month. Trump and Kim are expected to take action as they maneuver toward a third summit and try to arrange a major compromise before the end of the year. There are hopeful predictions that working-level negotiations between the two sides will open a “window of opportunity” for inter-Korean relations, which ground to a halt after the second North Korea-US summit, held in Hanoi, ended without a deal. Seoul and Pyongyang have been deadlocked ever since. North Korea’s dramatic volte-face occurred late on the evening of Sept. 9. “We have willingness to sit with the US side for comprehensive discussions of the issues we have so far taken up at the time and place to be agreed late in September,” North Korean First Vice Foreign Minister Choe Son-hui said in a statement released on Monday morning (US time). “I gave heed to the recent repeated remarks of high-ranking US officials leading the negotiations with the DPRK [North Korea] that they are ready for the DPRK-US working negotiation,” Choe said. Importance of US’ “new calculations” in upcoming negotiations Choe also brought up the fact that Kim had called for the US to make “new calculations” in a policy speech at the Supreme People’s Assembly on Apr. 12. “I think the US has since had enough time to find the calculation method that it can share with us,” Choe said, in a remark that was at once hopeful and intimidating. It’s widely thought that Kim’s decision to resume negotiations is informed by criticism that he meant to publicly humiliate Trump, who announced following a meeting in Panmunjom on June 30 that working-level talks would resume within two or three weeks, as well as by concerns that Kim’s “relationship of trust” with Trump might be seriously harmed. During an interview with ABC on Sept. 6, Pompeo put pressure on Kim, remarking that Trump would be very disappointed if Kim didn’t return to the negotiating table. But even after resolving to resume working-level talks, Kim still seems worried that the US might not have budged as much as he’d hoped. That’s evidenced by the bravado that concludes Choe’s statement: “If the US side fingers again the worn-out scenario which has nothing to do with the new calculation method at the DPRK-US working negotiation to be held with so much effort, the DPRK-US dealings may come to an end.” North Korea’s launch of two unidentified projectiles from South Pyongan Province toward the East Sea early in the morning on Sept. 10, a few hours after the statement was published, appears to be a show of force underlining that this threat was not just empty words. The projectile launch also appears aimed at backing up Pyongyang’s claim that its development and test launches of new short-range ballistic missiles and multiple rocket launchers (10 such test have been carried out since the Hanoi summit) are routine defensive measures designed to compensate for its inferior spending on conventional weaponry. Trump has signaled that he won’t take issue with the North’s launches of short-range projectiles, dismissing them as something that many other countries do. Roadmap for denuclearization vs. Pyongyang’s regime security guarantee We’re already seeing the outlines of the major issues to be tackled in the working-level negotiations. The US’ primary demands are a freeze on nuclear activity, a roadmap to denuclearization, and a definition of its “end state,” or ultimate goal. Along with easing or lifting sanctions, which was the North’s main demand during the Hanoi summit, Pyongyang is also expected to put security on the agenda. In recent weeks, the US has made overture about rewarding North Korea for progress on denuclearization. On Aug. 27, Trump described North Korea as a country with incredible potential and unexpectedly brought up the idea of traveling to North Korea via the railroad. Trump appears to have been thinking of a proposal made by South Korean President Moon Jae-in during a phone call on Feb. 19, shortly before the Hanoi summit. During that call, Moon had asked Trump to let South Korea play a major role in providing incentives for denuclearization, mentioning that Seoul was prepared to connect roads and railways and to run economic cooperation projects with the North. The US has also addressed North Korea’s security concerns, with Trump remarking on Sept. 4 that the US doesn’t seek regime change in North Korea and US Secretary of State Mike Pompeo saying on Sept. 6 that all sovereign countries have the right to defend themselves. Also on Sept. 6, Stephen Biegun, the US State Department’s special representative for North Korea, brought up the possibility of a strategic review of US Forces Korea, presuming North Korea’s complete denuclearization. That review could include reducing the number of troops on the peninsula or adjusting their mission. Success of working-level talks depends on changes in Washington’s attitude “The success of the working-level talks depends on how much the American attitude has changed. The key here isn’t making glib claims about security or the economy, but giving North Korea something tangible,” said a venerable figure in South Korea’s foreign policy and security establishment.

#### Plan burns diplomatic capital.

Salter 16, Alexander William Salter, Assistant Professor of Economics, Rawls College of Business, Texas Tech University. alexander.w.salter@ttu.edu Space Debris: A Law and Economics Analysis of the Orbital Commons Cite as: 19 stan. Tech. L. Rev. 221 (2016) https://law.stanford.edu/wp-content/uploads/2017/11/19-2-2-salter-final\_0.pdf

A global effort to remediate debris would, by necessity, involve the three major spacefaring nations: the United States, Russia, and China.53 However, any effort would also require—at a minimum—a significant clarification and—at most —a complete overhaul of existing space law.54 One cannot assume that parties to the necessary political bargains would limit parleying to space-related issues. Agreements between sovereign nation-states must be self-enforcing.55 To secure consent, various parties to the change in the international legal-institutional framework may bargain strategically and may hold out for unrelated concessions as a way of maximizing private surplus. The costs, especially the decision-making costs, of changing the legal framework to secure a global response to a global commons problem are potentially quite high.

#### Diplomatic resources are key to a deal.

Akimoto 19 2019 Satohiro Akimoto, Contributing Writer @ Japan Times. U.S. leader's chaotic diplomacy offers chance with Kim https://www.japantimes.co.jp/news/2019/08/29/asia-pacific/politics-diplomacy-asia-pacific/u-s-leaders-chaotic-diplomacy-offers-chance-kim/#.XXmmmShKjtQ

And yet, we should be careful not to write off Trump’s approach to Kim. Washington Post columnist David Ignatius is right in saying that “Trump’s bad qualities shouldn’t blind us to this good achievement (reopening a path to denuclearization and normalization of relations). The fact that this achievement comes wrapped in Trump’s gaudy, dictator-friendly bunting doesn’t diminish its value.” Previous U.S. presidents have failed to prevent North Korea from acquiring nuclear weapons — in spite of carefully crafted multilateral diplomacy. Trump’s personal summitry with Kim, while saying “nobody knows how things turn out,” has at least got the North Koreans back to the negotiating table — something they refused to do throughout the Obama administration. It is also worth noting that the international community does not have a viable alternative to communicate with the North Korean leader. More broadly in the past, breakthroughs in intractable diplomatic problems were made by leaders who engaged in theatrical handshake diplomacy at the highest level, as a result of thinking creatively. One prominent example is former President Richard Nixon’s handshake with Chinese leader Mao Zedong during his 1972 visit to China. While there was only one seemingly innocent meeting between the two leaders during Nixon’s week-long visit, the handshake symbolically cemented the historic change of course in Sino-U.S. relations. Interestingly, Winston Lord, who attended the meeting with his boss, Secretary of State Henry Kissinger, recalls that the exchange between the two leaders was “not one of the great conversations of all time.” While Nixon held several meetings with Premier Zhou Enlai during his stay, the most dramatic highlight of the visit was his handshake with Mao, which instantly indicated to the world that the two sides had begun a totally new chapter in the bilateral relationship. Although the geopolitical contexts are different, there are parallels in the handshakes — including Anwar Sadat and Menachem Begin, Ronald Reagan and Mikhail Gorbachev, Yasser Arafat and Yitzhak Rabin — to name a few. Kissinger, who was the central architect of Nixon’s overture to China, said Trump “has the possibility of going down in history as a very considerable president” in a television interview in December. He argued that, because of the combination of the partial vacuum in the world created by the American retreat from international politics by Barack Obama and the new questions independent of past norms asked by Trump, “one could imagine that something remarkable and new emerges.” The only significant achievement in the dramatic handshake at the DMZ between Trump and Kim was the resetting of the communication on denuclearization and the normalization of the bilateral relationship between the U.S. and North Korea. So what needs to happen for Trump to capitalize on the DMZ meeting? First, Washington needs a strong negotiator with the ability to deal with his North Korean counterpart to concretely advance negotiations. He must have the full support of Trump to take advantage of the communication channel, which Trump established through his unorthodox approach to Kim. It was a good move on the part of Trump to introduce Stephen Biegun, the State Department’s special representative for North Korea, to Kim, to show his full endorsement at the last summit. Obviously, it is not advisable to reassign Biegun as the next ambassador to Russia, even as the rumor mill churns. Additionally, Washington needs to assemble a core team of experts that can navigate the complicated talks with Pyongyang. These experts must consist not only of elite diplomats, but also scientists, engineers and military specialists. Additionally, they must be given clear attainable goals with Trump’s blessing. The actual negotiation of denuclearization with North Korea requires in-depth coordinated efforts among many branches of the government. Therefore, they must be given authority to lead such an effort within the U.S. government from the White House.

#### Extinction – only diplomacy can solve nuclear war

Khan 19 2019 Muhammad Haris Khan Research Assistant CGSS Nuclearization of North Korea: A Threat to Regional Stability https://cgss.com.pk/paper/pdf/Nuclearization-of-North-Korea-A-Threat-to-Regional-Stability.pdf

Despite the restrictions from international regimes and world powers, many countries have acquired nuclear weapons after World War Two. One of them is North Korea, whom nuclear weapons and missile program have developed over time despite tough economic and financial sanctions and international isolation. The nuclear capabilities of Pyongyang possess a grave threat to the regional security and stability of Northeast Asia. Thus, in order to denuclearize the regime, many international efforts were made. These efforts range from the hard economic sanctions and isolation to multilateral talks and negotiations. The world powers, particularly the US, have also made their efforts to denuclearize North Korea. But all these efforts proved to be unproductive until now. The aggressive behavior of North Korea for the survival of its regime can lead to a nuclear conflict in the region. Apart from this, the possible regime collapse in the DPRK may have severe consequences for regional and global security as nuclear weapons can be acquired by non-state actors. The possible proliferation of nuclear technology to other state and non-state actors by North Korea due to its miserable economic condition is another leaning sword on the head of the international community. Assessing these threats, the world powers and the international community has to work hard to denuclearize Pyongyang. The use of hard power can further deteriorate the security situation. The problem needs to solve politically and diplomatically to deter any threat that can emanate from the hostile relations in the region.

## 3

#### CP Text: Private entities and states should

#### -form a proportional share liability agreement for damage to functional space objects caused by interference with unidentifiable orbital space debris and states should increase space debris remediation

#### - increase direct military-to-military communication and bilateral and multilateral hotlines

#### -adopt and abide by the 1AC AUTHOR’S FINAL RECOMMENDATION of a “hybrid property” regulatory regime.

Babcock 19 (, H., 2019. THE PUBLIC TRUST DOCTRINE, OUTER SPACE, AND THE GLOBAL COMMONS: TIME TO CALL HOME ET. [online] Lawreview.syr.edu. Available at: <https://lawreview.syr.edu/wp-content/uploads/2019/09/H-Babcock-Article-Final-Document-v2.pdf#page=67> [Accessed 15 December 2021] Professor Babcock served as general counsel to the National Audubon Society from 1987-91 and as deputy general counsel and Director of Audubon’s Public Lands and Water Program from 1981-87. Previously, she was a partner with Blum, Nash & Railsback, where she focused on energy and environmental issues, and an associate at LeBoeuf, Lamb, Leiby & MacRae where she represented utilities in the nuclear licensing process. From 1977-79, she served as a Deputy Assistant Secretary of Energy and Minerals in the U.S. Department of the Interior. Professor Babcock has taught environmental and natural resources law as a visiting professor at Pace University Law School and as an adjunct at the University of Pennsylvania, Yale, Catholic University, and Antioch law schools. Professor Babcock was a member of the Standing Committee on Environmental Law of the American Bar Association, and served on the Clinton-Gore Transition Team.) //JQ

IV. NEW TYPES OF PROPERTY REGIMES THAT MIGHT WORK IN OUTER SPACE

The rapidly closing gap in the technological ability of countries and private companies to develop resources in outer space makes it imperative to find a property regime that will allow management of those activities. Uncontrolled activities in outer space could lead to conflict among countries and commercial enterprises, as well as irreparable damage to and over-consumption of those resources.398 But the problems with both property regimes studied in Part III raise the question of whether a new form of property might allow for a more successful management approach.

Generally, the process of changing from one property regime to another requires that certain conditions occur, such as changes in technology, the means of economic production, or in social circumstances.399 However, property in outer space is more like null property to which no claim of ownership has yet been made.400 Hence, the situation here does not involve changing from one type of property to another. Rather, it calls for the creation of a new type of property, one that can function in an unfamiliar world and open that world to terrestrial activities in an unregulated environment. These factors might create the circumstances in which a new form of property emerge.

One new type is “hybrid property,” which combines different types of property.401 Hybrid property regimes sometimes emerge because they perform a particular political function.402 Here, the political function would be the enablement of an effective regulatory regime in outer space. Hybrid property can improve the efficiency and stability of traditional property regimes and can encourage the creation of important social goods.403 An example of a hybrid property regime is one that is sometimes private and sometimes common; for example, where private property may be open for collective uses.404 Public dedication “reflects a peculiar hybrid doctrine which grants private rights in public spaces based on the reliance interests of those who purchased land—typically at higher prices—on the understanding that adjacent land would remain subject to public use.”405 One might find a hybrid property regime in outer space where land that has been temporarily enclosed to allow some development activity to take place is also open to public use, like government-sponsored scientific research or privately sponsored tourism.

“Property hybridity can emerge and survive not only when it is economically optimal but also when it fulfills political imperatives.”406 If the political imperative in outer space is to develop some form of property regime that meets the needs of public and private investors in space while providing access for non-space faring nations and their citizens, then maybe some form of hybridity that allows for overlapping forms of property or governance should be used rather than exclusive zones where one form of property is allowed and another is not allowed.407 There may be political support for “such a spatial compromise” where the hybrid regime preserves and strengthens “existing informal governance mechanisms in open-access areas.”408 Further, these hybrid regimes, because of the role of local—even community-based—government, may avoid some of the back-channel dealings that disfavor entities, in this case disempowered countries and their citizens.409 But where there is “jurisdictional complexity”—i.e., the involvement of many jurisdictions in the affected area—it may be more difficult to work out the arrangements among those jurisdictions to achieve any form of hybridity, overlapping or spatial.410

**Share liability forces polluters to internalize costs, encouraging remediation and mitigation.**

Mark **Sundahl 00**, Ph.D. from Brown, 2000; J.D. candidate, Hastings College of the Law, 2001; B.A., University of California, Los Angeles, 1993, **2000**,“Unidentified Orbital Debris: The Case for a Market-Share Liability Regime” 24 HastingsInt'l & Comp. L. Rev. 125

Market-share liability will benefit the space industry by (1) **providing compensation** to the injured party where none existed before, (2) **creating an incentive for states to mitigate debris production**, (3) creating an **equal incentive to remove existing debris**, (4) **promoting the registration and tracking** of space objects, (5) **encouraging states to cooperate** in the prevention of collisions, and (6) **ultimately lowering the economic barrier to entering** the space industry. The immediate benefit of market-share liability will be the creation of a compensation system where none now exists. Currently, the victims of unidentified debris damage must absorb the cost of any collision while the parties who created the debris incur no liability. A market-share liability amendment will fill this gap in the Liability Convention. Of greater importance in the long run is the fact that marketshare liability would create an incentive for states to reduce the production of large debris. The production of trackable debris will increase a state's contribution index and, hence, its liability exposure. Launching entities would therefore take measures to minimize large debris production in order to minimize liability. Venting excess fuel, for example, would reduce the risk of explosions in orbit." A state can also reduce its contribution index by deorbiting defunct satellites. This can be achieved by either retrieving the satellites or by propelling the "dead" satellites into the Earth's atmosphere so that they are vaporized. 5 Market-share liability will not only promote debris mitigation measures but also encourage the improvement of debris removal technologies. Entities will be able to reduce their contribution index, as explained above, by removing debris that is already in orbit. Currently, debris can be removed by sending the Space Shuttle to retrieve defunct satellites. Other options include using an Earthbased laser to push objects out of their orbits so that they reenter the Earth's atmosphere and are destroyed. The Orion laser is currently being developed for this purpose by the United States government.'56 One commentator has even suggested using a "giant Neff ball" to catch debris, in effect "sweeping" the orbits clean.57 Those states and private entities that do not have easy access to debris retrieval technology or do not have a laser of their own would be able to buy these services from the United States. The United States and Russia, as well as other states, would also have a two-fold incentive to improve their systems for registering, tracking, and cataloguing space objects. First, states would strive to **improve their tracking capabilities** so that they would be able to show that another state owned a specific debris fragment that caused damage. Once the responsible state is identified, only that state would be liable. Second, the United States and Russia would be eager to identify as many pieces of debris as possible that belong to each other. The United States, for example, would want to increase the number of catalogued fragments identified as Russian. By doing so, the Russian contribution index would grow and the contribution index of all other states would simultaneously fall. Improvements in tracking capabilities would be beneficial because they would allow a fairer apportionment of liability and would assist in debris evasion. Spacefaring states would also make efforts to improve **debris evasion** technology out of the fear of incurring liability. After all, the most effective method of avoiding liability is to ensure that collisions do not occur. More effective evasion capabilities could be achieved by establishing a communications system whereby states with tracking facilities, such as the United States, could warn other states when their satellites or spacecraft were in the path of approaching debris. Upon receiving this information, the spacecraft owner would be able to engage in evasive maneuvers. This warning system could make use of sensitive ground-based debris detection technology as well as debris-detecting satellites.

#### Squo solves debris — ADR, debris tracking, and maneuverability improvements will mitigate the impact far before we reach Kessler.

Kurt 15 (Joseph; Juris Doctor candidate, William & Mary School of Law, 2016; B.A. Marquette University, 2000; *Triumph of the Space Commons: Addressing the Impending Space Debris Crisis Without an International Treaty*; William & Mary Environmental Law and Policy Review; <https://pdfs.semanticscholar.org/0bd4/c4059d5a5ad2faa42ce5977548d900df8f8c.pdf>; accessed 10/4/19; MSCOTT)

III. REASONS FOR HOPE: WHY INTERNATIONAL ACTORS WILL AVOID A TRAGEDY OF THE SPACE COMMONS WITHOUT A COMPREHENSIVE TREATY A binding international regime—i.e., a comprehensive treaty— governing space debris might well be the most prudent international response to the issue.89 But for all the reasons discussed above, anything approaching a comprehensive agreement is nowhere in sight.90 If the need for such a regime is as dire as many commentators suggest,91 perhaps panic is in order. However, this Part argues that in addition to the significant obstacles to achieving a comprehensive treaty to deal with space debris, there is perhaps an even more compelling reason why there has been almost no progress in this direction: the space debris problem can be effectively addressed without a binding treaty. This claim flies in the face of common underlying assumptions about solving tragedies of the commons.92 Nevertheless, Part III of this Note will examine the space debris problem through three (overlapping) lenses that each suggest that nations with interests in space will cooperate to avoid a catastrophe in Earth’s orbit. Section A will demonstrate that realistic solutions to the problem are entirely feasible—and on the horizon. Section B, using the issue of global climate change as a point of comparison, will argue that political cooperation can be achieved without the force of international law. And Section C, informed by the practical and political considerations of the first two sections, will apply economic theories that also suggest that future international cooperation is highly likely to resolve the issue of space debris. A. Practical Considerations: Feasible Solutions to the Space Debris Problem Are on Their Way One key question in assessing whether an international treaty is a requisite for solving the space debris problem is just how difficult it will be to fashion a remedy. The more complex and costly are feasible solutions, the more likely it is that a comprehensive regime is necessary to bind the various actors together.93 A good place to begin is to determine just how imminent is the onset of the cascade of exponentially more frequent debris-creating collisions, known as the Kessler Syndrome.94 To be certain, no one can be sure—this phenomenon being subject to highly complex probabilities.95 Indeed, experts’ estimates of when such a cascade will become irreversible vary widely.96 The National Research Council produced a report in 2011 that suggested that “space might be just 10 or 20 years away from severe problems.”97 In fact, the cascading effect has already begun, albeit at a modest pace.98 However, Donald Kessler, who first described the eponymous effect in 1978, has significantly recalibrated his own outlook over the years.99 Originally, Kessler predicted that catastrophe would result by the year 2000.100 That date long passed, Kessler now speaks of a century-long process that “we have time to deal with.”101 Nevertheless, few would disagree with Cristophe Bonnal of the Centre National d’Études Spatiales (“CNES”), the French space agency, who says that it is “not yet clear” how much time we have to act.102 None of this is to say that interested parties should not act with great dispatch to address the space debris problem. Even if catastrophe is not on the immediate horizon—as some have suggested—Heiner Klinkrad, the European Space Agency’s leading authority on space debris points out that “[t]he longer you wait, the more difficult and far more expensive” any solution will be.103 The additional slack in plausible timelines is cause for optimism when one considers the progress being made towards remediating the problem of space debris. Such remediation entails a three-pronged approach: preventive measures to reduce the creation of new debris,104 space debris tracking technologies,105 and active debris removal (“ADR”).106 In an effort to address the first prong, the United Nations General Assembly in 2007 endorsed the COPUOS Space Debris Mitigation Guidelines.107 The recommended measures include design changes which would avoid the previously common practice of releasing debris during standard operations, refraining from intentional destruction of space objects, and limiting the risk of collisions through avoidance maneuvers and delaying launch times.108 As the COPUOS document points out, many of these practices had already been adopted by spacefaring nations.109 Compliance with the COPUOS Mitigation Guidelines is voluntary and has not been universal;110 however, many nations do take steps beyond those called for in the Mitigation Guidelines, recognizing the importance of redressing the issue.111 That said, even if no nation ever again launched a single object into outer space, the operation of the Kessler Syndrome would ensure that, over time, continuing collisions amongst already present objects would result in Earth’s orbit being rendered unusable.112 Improvements in space debris tracking technology are another partial solution that promises to help actors avoid collisions by identifying orbital debris in the path of satellites or spacecraft.113 There are limits on the effectiveness of such tracking, however, including the inability of some optical systems to track objects at night.114 Moreover, commonly employed systems cannot continually track objects smaller than thirty centimeters in diameter.115 New systems are being developed, however, that will use lasers that can track the location of objects as small as a softball— sometimes to within one meter.116 Such technology is still at the planning stage for NASA,117 but Lockheed Martin is teaming up with an Australianbased company on a laser-tracking project already in the works.118 Another promising development comes from scientists at the Massachusetts Institute of Technology, who are working on soccer-ball-sized robots designed to travel alongside the ISS, investigating potentially harmful space debris along the way.119

**Hotlines and dialogue prevent escalation.**

**Trenin 19** [Dr. Dmitri Vitalyevich Trenin, PhD is the director of the Carnegie Moscow Center, a think tank and regional affiliate of the Carnegie Endowment for International Peace. Strategic Stability in the Changing World. March 2019. https://carnegieendowment.org/files/3-15\_Trenin\_StrategicStability.pdf]

To maintain the minimum degree of strategic **stability**, it’s essential to prevent a direct military collision between the United States and Russia or the United States and China. With that goal in mind, there are already around-the-clock **comm**unication lines between the top military leaderships: ministers of defense, chiefs of general staff, and key U.S./NATO and Russian military personnel. Direct communication lines make it possible to **prevent** or **neutralize** incidents in the air, at sea, or on land that involve Russian and U.S./ NATO armed forces, thus **avoiding** any uncontrollable **escalation**. Communication channels between the leadership of the U.S. armed forces and the top brass of the Chinese **P**eople’s **L**iberation **A**rmy serve a similar purpose. A communication channel between the respective heads of U.S. and Russian intelligence, and between the U.S. and Chinese services, could play an important role as well. Direct contacts at the top political level are also critically important as a means of de-escalation in the most dangerous situations. In addition to constantly functioning lines of communication, **U.S.**, **Russian**, and **Chinese** heads of national security, foreign affairs, and defense should engage in **regular dialogue** on **strategic stability issues**. Such dialogue allows parties to better **understand** each other’s **strategic logic**, the contents of **military doctrines**, and the rationale behind approaches to global and regional security programs. However, broader U.S.-Russian dialogue on strategic issues will likely remain blocked for a long time due to political reasons. Functioning **arms control treaties** are **not** a sine qua non **requirement** for **strategic stability**. It is **highly unlikely** that the **U**nited **S**tates and **China** will **conclude arms control** agreements in the foreseeable future. Preserving **U.S.-Russian arms control** is already difficult enough, with **no prospect** for **improvement** visible on the horizon. But in this atmosphere of growing mistrust and mutual suspicion, discussions about strategic stability that aren’t aimed at negotiating specific agreements will likely be ineffective. The most that can be done diplomatically in the short term— or even the medium term—is to agree on conflict prevention, confidence-building, and transparency measures.

## Case

# 1NC – Ayala – PTD

## Case

### 1NC – Solvency

#### They don’t solve –

#### 1 – Public satellites cause debris. Northland reads blue. [A2 Babcock]

1AC Babcock 19 (, H., 2019. THE PUBLIC TRUST DOCTRINE, OUTER SPACE, AND THE GLOBAL COMMONS: TIME TO CALL HOME ET. [online] Lawreview.syr.edu. Available at: <https://lawreview.syr.edu/wp-content/uploads/2019/09/H-Babcock-Article-Final-Document-v2.pdf#page=67> [Accessed 15 December 2021] Professor Babcock served as general counsel to the National Audubon Society from 1987-91 and as deputy general counsel and Director of Audubon’s Public Lands and Water Program from 1981-87. Previously, she was a partner with Blum, Nash & Railsback, where she focused on energy and environmental issues, and an associate at LeBoeuf, Lamb, Leiby & MacRae where she represented utilities in the nuclear licensing process. From 1977-79, she served as a Deputy Assistant Secretary of Energy and Minerals in the U.S. Department of the Interior. Professor Babcock has taught environmental and natural resources law as a visiting professor at Pace University Law School and as an adjunct at the University of Pennsylvania, Yale, Catholic University, and Antioch law schools. Professor Babcock was a member of the Standing Committee on Environmental Law of the American Bar Association, and served on the Clinton-Gore Transition Team.)-rahulpenu recut//JQ

INTRODUCTION Space exploration is heating up. Governments and private interests are on a fast track to develop technologies to send people and equipment to celestial bodies, like the moon and asteroids, to extract their untapped resources.1 Near-space is rapidly filling up with public and private satellites, causing electromagnetic interference problems and dangerous space debris from collisions and earlier launches.2 The absence of a global management system for the private commercial development of outer space resources will allow these near space problems to be exported further into the galaxy.3 Moreover, without a governing authority or rules controlling entry or limiting despoliation, outer space could turn into the “Wild West” of the twenty-first century.4 Space treaties executed in the last century espoused the principle that space should be developed for the benefit of all mankind and banned both private ownership and militarization of space resources.5 But, they left development of a system for managing non-military activities in outer space to another day.6 Private commercial interests, which would be absorbing the risks and paying the high costs of space development, oppose any management scenario premised on that principle, as it would enable less developed countries to free ride on their investments.7 These interests, unsurprisingly, support privatizing outer space.8 But acceding to their wishes by establishing a system of property-based rules would transport Earth’s current division between haves and have-nots into outer space, and could lead to destabilizing hostilities—the exact consequences that the early treaty drafters hoped to avoid.9 To date, most scholars in this area have focused on developing management systems premised on private ownership or possession of the surface of some celestial body.10 This Article explores an alternative concept, the commons, in which no individual owns the property in question or can exclude others from it. Viewing property as a commons is closer to the principles set out in the various space treaties than implementation of a private property regime, and also offers a workable property regime. This Article demonstrates these conclusions by showing similarities between a large, Earth-bound commons, like the ocean and outer space, and how various commons management scenarios allow equitable use of resources, while preventing their despoliation and devolution into hostile disputes over entitlements to them. However, each of these commons management scenarios is flawed in some way and runs a similar risk to management approaches for private property of allowing the resource to be over-used or inequitably distributed. The public trust doctrine (**PTD**), an ancient doctrine that governments and individuals have used effectively for centuries to protect the public’s interests in terrestrial common pool resources (CPR) **and** to **fill** regulatory **gaps**, can be helpful in both respects.11 An examination of the doctrine identifies **commonalities** **between** outer **space** **and** **terrestrial** public trust **resources**.12 The **ease** and **low** **cost** of its implementation and enforcement, as well as its infinite malleability, are additional reasons to select it as a stopgap measure with some modification.13 This Article’s structure is straight forward. Part I acquaints the reader with the problem. It explains why the need to develop a management regime for space is becoming increasingly critical as advancing technology is allowing more and more private commercial interests to play at the edge of outer space with attendant negative externalities. 14 Soon these technological advances will allow private commercial interests to invade outer space with the potential for similar adverse impacts.15 Part II examines the international legal framework governing those activities and finds it lacks any capacity to regulate activities in outer space, in part because it is riddled with ambiguities and contradictions when it comes to ownership of outer space and its resources. Part III turns to that problem by discussing two types of property: private property and property owned in common with others. It examines the key features of each as well as their positive and negative attributes, how each might function in outer space, and what the consequences might be if one or the other prevailed. Because any property arrangement that results in its appropriation by the owner and the exclusion of others violates international space law, Part III also identifies various less-thanfull fee property arrangement, like leases and easements, to see if these problems can be avoided and concludes they cannot.16 It then examines property held in common to determine its viability under international space law and finds it consistent. Part IV investigates various approaches to managing property in outer space, be it held in private ownership or in common. Different approaches for managing private property in space are explored, including the right of first possession, tradable property claims, and establishing an exclusive economic zone, as well for managing an open access commons, such as the application of stewardship principles, norms, and the PTD. Each approach is evaluated in terms of its consistency with international law; its ability to promote and protect a sustainable, equitable, non-monopolistic, non-hostile environment in outer space; its efficiency; and its cost effectiveness. Only the PTD, which has been used for centuries to protect the public’s interests in CPRs and has demonstrated its ability to adapt to new circumstances, may be able to meet these goals.17 This Article finds commonalities between outer space and Earth-bound public trust resources, like the oceans. Additionally, the doctrine’s open access purpose resonates with language found in international treaties governing activities in outer space.18 This Article concludes that using the PTD will lead to a durable, equitable management regime in a commons where the wealthy are neither able to accumulate and control the resources that outer space has to offer nor over-exploit and deplete them. However, neither the doctrine nor ownership in common supplies any incentives for development, which may lead private enterprises to question whether development of outer space resources is worth the risks and costs.19 But, limited use of private property management approaches, like lotteries and tradable development claims—a form of overlapping hybridity between one type of property, a commons, and a management regime from another, private property—may fill this gap.20 This Article’s contribution to the literature on managing outer space resources and commons theory is using the PTD to bridge the gap between them and to suggest a hybrid management approach that melds commons theory with private property incentives.

#### 2 – Plan is temporary – ur ev recommends the CP – LOL the title of PTD in this article is a \*\*\**PLACE-HOLDING\*\*\* Management Approach -* Northland reads blue. [A2 Babcock]

1AC Babcock 19 (, H., 2019. THE PUBLIC TRUST DOCTRINE, OUTER SPACE, AND THE GLOBAL COMMONS: TIME TO CALL HOME ET. [online] Lawreview.syr.edu. Available at: <https://lawreview.syr.edu/wp-content/uploads/2019/09/H-Babcock-Article-Final-Document-v2.pdf#page=67> [Accessed 15 December 2021] Professor Babcock served as general counsel to the National Audubon Society from 1987-91 and as deputy general counsel and Director of Audubon’s Public Lands and Water Program from 1981-87. Previously, she was a partner with Blum, Nash & Railsback, where she focused on energy and environmental issues, and an associate at LeBoeuf, Lamb, Leiby & MacRae where she represented utilities in the nuclear licensing process. From 1977-79, she served as a Deputy Assistant Secretary of Energy and Minerals in the U.S. Department of the Interior. Professor Babcock has taught environmental and natural resources law as a visiting professor at Pace University Law School and as an adjunct at the University of Pennsylvania, Yale, Catholic University, and Antioch law schools. Professor Babcock was a member of the Standing Committee on Environmental Law of the American Bar Association, and served on the Clinton-Gore Transition Team.)-rahulpenu recut//JQ

F. The Public Trust Doctrine (PTD) as a Gap Filling, Place-Holding Management Approach506 The PTD offers both an approach for managing an open access commons and a gap-filling tool until a regulatory regime is adopted.507 The doctrine is based on the idea that the “sovereign holds certain common properties in trust in perpetuity for the free and unimpeded use of the general public.”508 The public’s right to access and use trust resources is never lost, and neither the government nor private individuals can alienate or otherwise adversely affect those resources unless for a comparable public purpose.509 The resources the doctrine protects “have long been part of a ‘taxonomy of property’ [that recognizes] the division of natural wealth into private and public property.”510 “The doctrine places on governments ‘an affirmative, ongoing duty to safeguard the long-term preservation of those resources for the benefit of the general public,’”511 thus limiting the sovereign’s power on behalf of both present and future individuals.512 It directs the government to manage trust resources for public benefit, not private gain.513 It applies to private as well as public resources and is used to preserve the public’s access to CPRs.514 Government agencies have the non-rescindable power to revoke uses of trust resources that are inconsistent with the doctrine.515 This effectively places a permanent easement over trust resources that burdens their ownership with an overriding public interest in the preservation of those resources.516 However, trust resources can be alienated in favor of private ownership, if the alienation will still serve the public’s interest in those resources and not interfere with trust uses of the remaining land.517 The PTD, therefore, protects the “people’s common heritage,”518 just as Article 11 of the Moon Treaty protects outer space as part of the common heritage of mankind.519 The doctrine also appears to be infinitely malleable. Original uses of the doctrine were restricted to only that “aspect of the public domain below the low-water mark on the margin of the sea and the great lakes, the waters over those lands, and the waters within rivers and streams of any consequence,”520 and covered only traditional uses of those lands, like fishing and navigation.521 Over time, the scope and application of the doctrine broadened to protect more public resources and different uses.522 Thus, the **doctrine** expanded to protect new trust resources, such as dry sand beaches, inland lakes, groundwater, dry riverbeds, and wildlife,523 and passive uses of those resources, like scientific study.524 The original link to navigable water and tidelands disappeared.525 Supporters of the doctrine successfully advocated that it be applied to “wildlife, parks, cemeteries, and even works of fine art,”526 while arguing more recently its application to the atmosphere.527 A doctrine that imposes a perpetual duty on the sovereign to preserve trust resources, prevents their alienation for private benefit, assures public access to them, and can be invoked by anyone seems particularly useful as a management tool in outer space.528 The fact that **public** **access** to trust resources is so **central** to the doctrine **makes** it **reflective**, not contradictory, **of** international space **law’s** **bar** **against** **appropriation** of outer space and of the principle of space being the “province of all mankind.”529 It **avoids** the problems of alienation and **exclusion** associated with any of the management approaches associated with some form of private property and requires neither the creation of a new administrative authority nor the presence of a close-knit group of like-minded people.530 Members of the public, both rich and poor, can invoke and enforce the doctrine as easily as the sovereign.531 It is cost effective to the extent that no separate apparatus is required to implement it, and the doctrine has shown itself to be highly adaptable and innovative as different needs arise.532 It could also fill the gap in international law with respect to managing celestial property. Therefore, of all the management approaches studied here, the PTD seems the most suited to keep order in space until a regulatory regime is imposed. However, the doctrine provides no incentives for development of trust resources; rather, it might be used to limit or curtail that development, making it an imperfect, perhaps even counter-productive solution by itself to the extent that such development might be beneficial.533 Modifying the doctrine to allow limited use of private property management approaches, like tradable development claims, might buffer that effect—a form of overlapping hybridity between one type of property, a commons, and a management regime from another, private property, enabled by application of the PTD. CONCLUSION “Only a legal system that accommodates both the human need for resources and the necessary preservation of mankind’s common heritage can fulfill these criteria.”534 The future is now with regard to the development of outer space and its resources—it is no longer a question of whether humans will engage in these activities, but how soon they will. Technically advanced countries and private commercial enterprises are probing outer space and preparing for landing on an asteroid or the moon to extract their resources.535 Speculators are selling deeds to the moon’s surface and preparing to exploit the tourism potential that space offers.536 But, the legal framework for managing these initiatives is almost nonexistent.537 International treaties came into being before all this activity began in earnest and national laws that might apply are stunted by jurisdictional quandaries like the absence of national boundaries in outer space.538 Thus, there is an urgency to figure out how to control what happens in outer space before its resources are irreparably damaged or permanently monopolized by powerful countries and individuals. In the absence of regulation, much of the current debate centers on what property regime should be applied in outer space.539 The assumption is that by only allowing private property rights in space, countries and commercial enterprises will undertake the risks and costs of space development.540 However, unless international space law changes, it may prevent this from happening. If it changes, strong management controls will be necessary to prevent destruction or over-consumption of celestial resources, as well as monopolization and competitive behavior by participants, which could lead to hostilities and inequities. This Article examines various private property regimes, including those of less than full fee ownership, to see if any would avoid the conflict with the international prohibition on appropriation of outer space and its resources. It concludes that none will because each retains the right to exclude and each is insensitive to the treaties’ equity concerns. In contrast, considering outer space to be common is consistent with international space law in both respects. Hypothesizing that private property in outer space may yet prevail, this Article investigates different private property management approaches, such as the right of first possession, lotteries, and tradable development rights, to see if any would be cost effective, easy to implement and equitable, and would also prevent over-consumption, monopolization or the slide into rivalrous behavior. The Article concludes that each comes up short in some respect. Social norms as a management tool for property held in common, although compliant with international law, are also not up to the task. Instead, although ancient, the PTD, with its malleability, easy and cost-effective implementation and enforcement, non-consumption principle, and consistency with the goals that animate international space treaties, seems best suited to the task of protecting the public’s interests in the global commons that is outer space as it has done for centuries in Earth-bound commons. But, as its principal terrestrial use has been to protect trust resources from development, the doctrine needs some modification to encourage development of celestial resources. Hence, this Article suggests that modifying the PTD to allow the application of private property management tools, like tradable development rights, will not only allow development, but also will assure that when it happens, it will not be just profitable for a few, but will also be sustainable and equitable.

#### 6 - Sneaky Sneaky!!! They somehow forgot to highlight the alt cause! Northland reads blue. Also answers johnson. [A2 Fabian] + Johnson

1AC Fabian 19 (Christopher; January 2019; B.S. from the United States Air Force Academy, thesis submitted in partial fulfillment of the requirements for a M.S. from the University of North Dakota, approved by the Faculty Advisory Committee and in coordination with Dr. Michael Dodge, David Kugler, and Brian Urlacher; University of North Dakota Scholarly Commons, “A Neoclassical Realist’s Analysis Of Sino-U.S. Space Policy,” <https://commons.und.edu/theses/2455/>) recut//JQ

b. Defect/Defect The ubiquity of space technology has also yielded the negative externality of overcrowding the space domain. Despite its seemingly unlimited size, there are a limited number of useful earth-centric orbits to optimize terrestrial coverage. It is projected that there are over 300,000 medium sized objects capable of causing catastrophic failure of a satellite upon collision currently in earth’s orbit.159 Of these objects, 20,000 are actively tracked by the comparatively robust space surveillance network (SSN) of the United States Air Force, only 1,000 are active payloads, and even fewer have maneuver capability.160 Recent trends indicate that the problem of orbital congestion will only worsen in the coming decades as the barriers to entry are reduced. Launch service cost is rapidly decreasing due to an increased number of service providers and technology revolutions such as reusable rockets. Also, the miniaturization and simplification of satellite payloads further reduces the cost and infrastructure needed to be a spacefairing nation.161 This is evidenced by the near doubling of state operated satellites from 27 in 2000 to over 50 in 2012, coupled with a near doubling in total space objects from 1997 to 2007.162 The accumulation of space debris is a vital concern to the sustainable development of the space environment due to the increased probability of conjunction between active payloads and all other objects that results from crowded orbits. This increase in collision probability occurs proportionally to the number of objects in a given orbital domain. The tripling of orbital debris projected to occur in the next century, due to routine use and accumulation alone, would cause a tenfold increase in the probability of collision. In the event of a catastrophic collision between two objects, the resulting debris cloud could cause a cascading effect. Each successive collision increases the probability of another occurrence in a given orbit until an instability threshold is reached. At this threshold, debris removal due to decay would be negligible compared to debris created by subsequent collisions. As the propagation of debris continues, the cost of launching a satellite would eventually outweigh the benefits received due to the probability of that asset being destroyed by errant debris, effectively rendering the given orbit unusable. This debris propagation model and the dangers associated with it are colloquially referred to as the Kessler Syndrome. Kessler asserts unstable regions of low earth orbit (LEO) currently exist and that, barring the addition of more debris, a major collision would occur once every 10-20 years. If debris doubles, as it has in the last decade, the collision rate would increase to 2.5 years. Although most models’ time scales are on the order of centuries, it is widely accepted that the current rate of debris accumulation will render critical orbits unusable unless immediate measures are taken to return stability.163 There is near universal acceptance of the danger space debris presents, yet little substantive action has been taken to solve the problem. Current debris accumulation and propagation models show that earth orbiting domains are finite resources. Continued unsustainable development moving forward may preclude future usage, making earth orbits rivalrous goods.164 Furthermore, orbital domains are made a non-excludable good by the OST which states, “Outer space… shall be free for exploration and use by all States without discrimination of any kind.”165 As a non-excludable public good, space succumbs to the tragedy of the commons where the privately beneficial strategy of space utilization differs significantly from the socially optimal strategy promoting orbital stability.166 Understandably, most analysis has focused on solving the problem of orbital instability by addressing the market failure responsible for debris creation. The current reasoning suggests that if actors creating space debris internalize the cost of their actions, a solution can arise. Proposed solutions run the gamut of ideologies from free market tax incentives, to command and control legislation, to restructuring orbital property rights. Scientific solutions have also been proposed, but technological feasibility and cost remain major problems. Furthermore, analogous environments susceptible to the tragedy of the commons have been examined in hopes that they may prove applicable to the problem of orbit instability.167 This analysis is ultimately useful if the problem is to be solved under nominal conditions, but there is an underlying problem that needs to be addressed before any of these proposed solutions can realistically be enacted.

On January 11, 2007 the Chinese government conducted a direct ascent anti-satellite (ASAT) test on the defunct Fengyun-1C weather satellite. This event is the single greatest source of orbital debris, as it created 3,000 objects greater than 10cm out of 20,000 total tracked by the U.S. SSN, and an estimated 150,000 smaller untracked objects.168 Due to the limitations of the SSN, the extent of the debris cloud has not been completely characterized, but NASA estimates Fengyun-1C debris comprises one third of LEO debris.169 Between the 2009 Iridium-Cosmos collision and the destruction of the Fengyun-1C, the number of cataloged fragmentation debris doubled after remaining stable during the 20 years prior. The Fengyun-1C debris cloud has been deemed dangerous to LEO, proving responsible for multiple near collisions or spacecraft damaging incidents. Within six months of the test, NASA’s Terra spacecraft and the International Space Station (ISS) both required orbit changes to reduce collision probability with Fengyun-1C debris. In 2013, a Russian cubesat was damaged by a small piece of debris.170 Alarmingly, the severity of the ASAT test far exceeded NASAs standard break-up prediction model, making Kessler’s original predictions seem conservative.171 Intentional, avoidable debris creating incidents exacerbate an already dire problem, threatening to push affected orbital regimes into instability and eliminate their future usefulness. The Fengyun-1C debris cloud exists in the 750km-900km orbital regime that hosts critical scientific and application spacecraft. The underlying problem is that satellites with a given mission tend to group together in a relatively narrow orbital regime because it is physically advantageous for accomplishing that task. ASATs seek to destroy an enemy’s capability, but in doing so have the externality of putting other satellites performing a similar mission at risk. Therefore, kinetic ASAT warfare is incompatible with the sustainable development of space.

Despite global outrage over the 2007 test, China maintains a robust ASAT program. In 2008 astronauts conducting the first Chinese spacewalk released a microsat that passed dangerously close to the ISS and was thought to be a demonstration of a co-orbital ASAT capability.172 Kinetic kill ASAT launches in 2013 and 2015 used the same booster as the 2007 Fengyun-1C test but are thought to demonstrate the ability to hold orbits above LEO at risk.173 In 2018, a new booster was tested, indicating intentional progression of the kinetic ASAT program through continued technology development.174 As China’s kinetic ASAT program reaches initial operational capability (estimated for 2020), the development of road-mobile assets serves the purpose of increasing the survivability of its ASAT capability.175 China’s official policy emphasizes the peaceful use of outer space and calls for a ban on space weapons. In 2008, China and Russia jointly submitted a draft treaty designed to curb the weaponization of space and prevent a space arms race at the UN Conference on Disarmament. The proposal called for a ban on orbiting weapons, but specifically excluded earth-based weapons, as well as direct ascent.

#### 7 - This is getting ridiculous - that triggered missile radars in 1958. New catalog solves even if it’s not perfect. We read blue. [A2 Hoots]

1AC Hoots 15 (Felix; Fall 2015; Distinguished Engineer in the System Analysis and Simulation Subdivision, Ph.D. in Mathematics from Auburn University, M.S. in Mathematics from Tennessee Tech University; Crosslink, “Keeping Track: Space Surveillance for Operational Support,” <https://aerospace.org/sites/default/files/2019-04/Crosslink%20Fall%202015%20V16N1%20.pdf>) recut//JQ

The launch of Sputnik on October 4, 1957, marked the beginning of the Space Age. It also marked the beginning of an intense space race that brought a remarkable rate of rocket launches. In a very short time, the number of objects in orbit grew dramatically. This created a host of strategic challenges, including the need for space surveillance. In particular, the Air Force needed a way to prevent false alarms as satellites came within view of missile-warning radars, while the Navy needed a way to alert deployed units of possible reconnaissance by satellites overhead. These needs led to the establishment of a military mission to maintain a catalog of all Earth-orbiting objects—active payloads, rocket bodies, and debris—along with detailed information about trajectory and point of origin. Such a catalog could be used to filter normal orbital passages from potential incoming missiles and predict the passage of suspected spy satellites. The first catalog was relatively small in comparison with today’s version, which lists more than 22,000 items (as of May 2015). Also, the current version supports much more than the original military mission—and Aerospace is helping to extend its utility even further. The Space Catalog The Space Catalog is maintained by the Joint Space Operations Center (JSpOC) at Vandenberg Air Force Base, part of U.S. Strategic Command. One of the missions of JSpOC is to detect, track, and identify all artificial objects in Earth orbit. A key component of this mission is the Space Surveillance Network, a worldwide system of ground-based radars along with ground-based and orbital telescopes. The radars are used primarily for tracking near-Earth satellites with orbital period of 225 minutes or less, as well as some eccentric orbits that come down to near-Earth altitudes as they go towards their perigee. Ground-based telescopes are used for tracking more distant satellites, with orbital period greater than 225 minutes, and space-based sensors are used to track both near and distant satellites. The JSpOC tasks these sensors to track specific satellites and to record data such as time, azimuth, elevation, and range. This data is used to create orbital element sets or state vectors that represent the observed position of the satellite. The observed position can then be compared with the predicted position. The dynamic models used for predicting satellite motion are not perfect; factors such as atmospheric density variation caused by unmodeled solar activity can cause the predicted position to gradually stray from the true position. The observations are used to correct the predicted trajectory so the network can continue to track the satellite. This process of using observations to correct and refine an orbit in an ongoing feedback loop is called catalog maintenance, and it continues as long as the satellite remains in orbit. Ideally, the process is automatic, with manual inter vention only required when satellites maneuver or get near to reentry due to atmospheric drag. Sometimes, however, more effort is required. For example, a sensor may encounter a satellite trajectory that does not correspond well to anything in the catalog. Such observations are known as partially correlated observations if they are somewhat close to a known orbit or uncorrelated observations (or uncorrelated tracks) if they are far from any known orbit. Also, if a satellite is not tracked for five days, it is placed on an attention list for manual intervention. In that case, an analyst will attempt to match the wayward satellite to one of these partially correlated or uncorrelated tracks. If that effort succeeds, then the element sets are updated, and the object is returned to automatic catalog maintenance. On the other hand, if the satellite cannot be matched to a partially correlated or uncorrelated track, the satellite information continues to age. If it reaches 30 days without a match, the satellite is placed on the lost list. Risk Prediction One of the most visible uses of the catalog is to warn about collision risks for active payloads. This function predicts potential close approaches three to five days in advance to allow time to plan avoidance maneuvers, if necessary. Unplanned maneuvers may disturb normal operations and deplete resources for future maneuvers, so one would like to have high confidence in the collision-risk predictions. The reliability of the predictions depends directly on the accuracy of the orbit calculation, which in turn depends on the quality and quantity of the tracking data, which is limited by the capability of the Space Surveillance Network. Simply put, there are not enough tracking resources in the network to achieve high-quality orbits for every object in the catalog. Furthermore, many smaller objects can only be tracked by the most sensitive radars, and this tracking is infrequent. Most objects in the catalog are considered debris, which can neither maneuver nor broadcast telemetry. On the other hand, some satellite operators depend exclusively on the satellite catalog to know where their satellites are, and users of the satellite orbital data depend on the catalog to know when the satellites will be within view. This situation creates a challenging problem in balancing Space Surveillance Network resources to support the collision-warning task (tracking as many potential hazards as possible) while also providing highly accurate support to operational satellites (tracking the spacecraft as precisely as possible). The practical solution is to perform collision risk assessment using a large screening radius to ensure no close approaches are missed despite lower-quality predictions. Once an object is identified as having a potentially close approach, then the tasking level is raised, with the expectation that more tracking data will be obtained to refine the collision risk calculations. When the danger has passed, the object reverts to a normal tracking level. Collisions and spontaneous breakups do happen. The first satellite breakup occurred on June 29, 1961, when residual fuel in an Ablestar rocket body exploded, creating 296 trackable pieces of debris. Since that time, there have been more than 200 satellite breakups, the most notable being the missile intercept of the Fengyun-1C satellite, which created more than 3300 trackable fragments. In most cases, these breakups are first detected by the phased-array radars in the Space Surveillance Network. When multiple objects are observed where only one was expected, the downstream sensors are alerted, but no tasking is issued because specific debris orbits are not yet established. Tracks are taken and tagged as uncorrelated. Analysts at JSpOC then attempt to link uncorrelated tracks from different sensors to form a candidate orbit. Subsequent tracking improves the orbit to the point that the object can be named and numbered and moved into the catalog for automatic maintenance.

#### 10 - Circumvention – there’s 0 enforcement mechanisms – treaty rulings aren’t binding, lack of uniformity, and precedent.

Christina **Isnardi 20**, Articles Editor for the Columbia Journal of Transnational Law and a founding member of the Columbia Air & Space Law Association, 4/2/**20**, "Problems with Enforcing International Space Law on Private Actors — Columbia Journal of Transnational Law," Columbia Journal of Transnational Law, <https://www.jtl.columbia.edu/journal-articles/problems-with-enforcing-international-space-law-on-private-actors>

Even if private actors did fall under the purview of international space law, international space law has inadequate enforcement mechanisms to actually implement these laws. Much like how the treaties generally were intended to outline a framework for the rights and obligations of States Parties specifically, the enforcement mechanisms of these treaties also intend that states be the only entities allowed to submit or defend claims. The five international space treaties for the most part lack any sort of dispute resolution organ at all. The two treaties that do have these organs are riddled with inadequacies that allow private actors to avoid being subject to these dispute resolution frameworks. Part B.1 discusses the dispute resolution framework within the international space law treaties themselves. Part B.2 analyzes the regulatory enforcement mechanisms established outside the treaties, with a focus on UNCOPUOS and other key intergovernmental organizations. Part B.3 evaluates the adjudicative and arbitral enforcement mechanisms that exist outside of the treaties, with a particular focus on the Permanent Court of Arbitration and the adjudicative capabilities of key intergovernmental organizations. Finally, Part B.4 focuses on domestic space law and its enforcement capabilities upon private actors. 1. Enforcement Infrastructure within the Space Treaties Only two of the five treaties explicitly list enforcement authorities provided for by the treaty: the Liability Convention and the Registration Convention. The remaining three treaties (the Outer Space Treaty, the Rescue Convention, and the Moon Agreement) provide that states retain legal authority over persons and objects launched into space from their territory and provide jurisdiction to the respective states.135 It is the responsibility of the states to provide courts or tribunals to adjudicate any matters that arise from violations of these treaties. The Liability Convention and the Registration Convention’s enforcement capabilities, or their lack thereof, are described in turn below. a. The Liability Convention’s Claims Commission The Liability Convention’s Claims Commission provides for the only outer-space specific means of alternative dispute resolution.136 Articles IX through XX establish the dispute settlement system. The system mandates a diplomatic stage before providing for an arbitration stage before the Claims Commission, which is the body that makes decisions regarding the merits of the claim and the compensation awarded.137 Since the Convention entered into force in 1972, this conflict resolution procedure has only been invoked once (in the Soviet Cosmos 954 crash, explained supra). This case was resolved in the mandatory diplomatic phase, so the Claims Commission has yet to preside over any conflicts.138 However, even if the Claims Commission does have the opportunity to hear claims, the conflict resolution system is inhibited by major shortcomings. First, the Convention does not provide the Claims Commission with the same authority of a judicial court.139 One effect of this quasi-judicial structure is that the Commission’s decisions are not binding unless both parties have agreed otherwise.140 Without such an agreement, the decision is only advisory.141 This allows the launching state that is hostile to the victim state a simple way to avoid repercussions for injuries caused by its space object.142 Second, the dispute resolution system provided in the Convention only allows for the participation of states.143 Consequently, the dispute resolution framework has been “highly criticized and rendered useless”144 as it provides no direct enforcement authority over private actors. b. The Registration Convention’s International Registry The Registration Convention does provide some international involvement in enforcement, but it is not nearly as robust as in the Liability Convention. The Registration Convention requires that “[t]he Secretary-General of the United Nations . . . maintain[s] a Register in which the information furnished [by the launching States] shall be recorded.”145 However, this register is compiled based on records provided by states, so state involvement in enforcement is crucial to this international registry. The ability to enforce the provisions of the Registration Convention on a private actor is therefore only as strong as the enforcement efforts of the state that holds jurisdiction over that private actor. Even if these state enforcement efforts were strong, only sixty-four states have ratified the Registration Convention (as of December 2017), making it the second least ratified treaty of the space treaties.146 Because this Convention has not solidified its regulations into customary international law, its lack of widespread ratification undoubtedly reduces the ability to enforce its provisions even if it had the requisite enforcement mechanisms. Looking at all of the international space treaties collectively, there is a notable absence of regulatory and licensing provisions that states must follow to enforce law domestically. As the Outer Space Treaty requires that states retain responsibility over all activity launched from their state, it is peculiar that the treaty does not explicitly designate how states should authorize and supervise these activities.147 Allowing states to take complete control over the manner in which they authorize and supervise the launch of space activities has allowed a wide range of enforcement levels between states. For instance, some states issue a single license for all space activities while other states issue a single license for only specific space activities.148 National laws regarding the scope of jurisdiction have also varied across states. Some states assert jurisdiction over where an object is launched, while other states assert jurisdiction over the nationality of the private actor that launched the space object.149 This lack of uniformity in national space law may incentivize private actors to choose a state to launch their space objects from based on the enforcement policies that are most beneficial to it. 2. Regulatory Enforcement Capabilities of UNCOPUOS and Other Intergovernmental Bodies Outside of the flawed enforcement mechanisms drafted in the Liability Convention and the Registration Convention, the U.N. intergovernmental body that oversees them, UNCOPUOS, may be seen to bring private actors in conformity with international space law. However, UNCOPUOS lacks true enforcement abilities, described in Part II.B.2.a below. Also, other international organizations that are involved in the regulation of space activities, namely the World Trade Organization (“WTO”), the International Telecommunication Union (“ITU”), the World Intellectual Property Organization (“WIPO”), the U.N. Educational, Scientific and Cultural Organization (“UNESCO”), and the International Institute for the Unification of Private Law (“UNIDROIT”), provide only marginally stronger enforcement over specific space activity matters and provide little assistance in regulating private actors specifically.150 a. UNCOPUOS Since its establishment in 1959, UNCOPUOS remains the only committee of the General Assembly that deals exclusively with “international cooperation in the peaceful uses of outer space” and with “monitor[ing] . . . developments related to the exploration of outer space.”151 The Committee has ninety-two members, making it one of the largest Committees in the United Nations.152 It consists of two subcommittees: the Scientific and Technical Subcommittee (“STSC”) and the Legal Subcommittee.153 The STSC meets every year for two weeks to discuss issues concerning the scientific and technical aspects of space activities.154 The Legal Subcommittee also meets every year for two weeks, but to discuss legal issues concerning the same topic.155 UNCOPUOS is overseen by a bureau that consists of five offices: Chair, Vice-Chair, Rapporteur, Chair of the STSC, and Chair of the Legal Subcommittee.156 While this infrastructure may be seen as robust, it has little legal effect. UNCOPUOS works to (1) encourage more countries to accede to the five space treaties and (2) encourage more members of the five treaties to implement the treaties’ obligations through national space law. As such, the only way in which UNCOPUOS can enforce the provisions of space treaties that do not possess internal enforcement authorities is to conduct “diplomatic maneuvering.”157 To encourage more countries to accede to the treaties, UNCOPUOS formed a working group in 2012 that established a report to strengthen international mechanisms for cooperation with international space law.158 To encourage national legislation that complies with the international space treaties, UNCOPUOS consulted with UNGA for it to adopt a resolution concerning recommendations on national legislation.159 However, it is the prerogative of the states to follow through with these recommendations to actually create enforceable law. Even UNCOPUOS’s strongest enforcement capability, diplomatic maneuvering, is inhibited by a number of factors. First, UNCOPUOS is governed by strict procedural rules that stunt its ability to produce resolutions.160 Resolutions require unanimous approving or abstaining votes from all voting members in order to pass.161 In some instances, this vote by consensus has taken UNCOPUOS almost a decade to pass resolutions on crucial issues.162 For instance, UNCOPUOS took nearly ten years to settle principles concerning direct broadcasting and remote sensing163—an obstructive delay for the rapidly developing industry. Second, UNCOPUOS is further constrained by the political motives of its voting members, who have voted against credible proposals simply because they were introduced by a political rival.164 These factors serve as impediments for the only committee on international cooperation relating to outer space to implement real legal change.

**11 - Space norms fail and the plan doesn’t establish consensus, it just adds a conflicting interpretation to an already fractured set of ideas about space**

**Lambakis 18** (Dr. Steven - Director of Space Studies and Senior Defense Analyst at the National Institute for Public Policy, Ph.D. at Catholic University, and Managing Editor of Comparative Strategy, “Foreign Space Capabilities: Implications for U.S. National Security”, Comparative Strategy, Volume 37, Issue 2, p. 135)

A recent unclassified national security space strategy report provides no indication that the Obama Administration was preparing to actively counter the space capabilities of adversaries; rather, the Obama Administration apparently was attempting to balance its highly idealistic language with the potential realities of conflict. Yet it must be pointed out that U.S. leadership in the world today is predicated heavily on its **military might**. Leading by **example without strength** to bear against those who would transgress U.S. interests would most likely lead the nation to **retreat** from the defense of its interests. Moreover, such a **display of weakness** could **lead to attacks** on the **U**nited **S**tates. **History** does **not** tell us that merely leading by example through living responsibly and peacefully is the best way to defend the nation. Why would we expect this tactic to work in space? Today, counter-space operations against U.S. assets are getting attention, but there seems to be no attention given to providing the United States with capabilities to counter the hostile space activities of other nations. There is significant discussion in official circles today about bolstering behavioral norms in space. But to **whose “norms”** will nations adhere? As the U.S. Deputy Assistant Secretary of Defense for Space, Doug Loverro put it, “we don’t want people shooting at satellites, we don’t believe that’s a good thing for mankind.”280 It has also been said that the establishment of norms “serves as a reminder that any battle for control over the use of space to support military operations begins well before forces begin to mobilize on Earth.”281 We **cannot assume**, however, that the norms which other states adopt will be **those norms we deem appropriate** to ensure peaceful actions and safe behavior in space. The last decade is **replete** with examples of other countries, some of which are potential adversaries of the United States, practicing direct ascent ASAT maneuvers; one of these was destructive, demonstrating co-orbital ASAT operations, and practicing reversible interference through jamming of radio signals or dazzling infrared sensors. The norm of **self-serving behavior** that **advances national goals** is **the norm** that has been **most obvious** in international relations for centuries. And, this norm has been **reflected in space** over the past 10 years. Are efforts to create benign “rules of the road” likely to **replace** this norm? While possible in principle, it seems **extremely unlikely**, and would be highly imprudent to assume as a basis for defense planning. Another norm that characterizes the current age and should inform our thinking about space is invasion of sovereign nations. In February 2014, Russia’s president Vladimir Putin invaded Ukraine, starting with the annexation of Crimea (part of Ukraine). Since the invasion, more than 10,000 Ukrainians have been killed. This has happened **despite** international norms, treaties, and agreements that condemn such aggressive behavior and consider it to be politically shameful; indeed, international agreements and shaming speeches have been **entirely ineffectual**. The Ukrainians either did not consider that such a transgression could occur, or believed that the world would rally to their side to push back the invasion. Neither belief, of course, was based in reality. All that matters today are the facts on the ground—i.e., the nature of the regimes confronting us and the strategies they are pursuing. There are broad national security implications of not having access to space. On land, at sea, and in the air, the United States customarily strives for peaceful, safe, and responsible behavior to avoid accidents, ensure international tensions do not flare up, and essentially collaborate with other states to ensure a stable, predictable environment—but it does so armed all the same, prepared to defend interests in each of those environments. Why? Because **history is replete** with **violations** of **broken** conventions and international **agreements**, and because **peace does not last**.

#### 12 - No space PTD – no sovereignty.

Jonckheere 18 – Master’s Dissertation on Public and International Law, Evarist Ghent University. (Evarist Jonckheere, reviewed by Maes Frank and René Oosterlinck, professors at Evarist Ghent University, “The Privatization of Outer Space and the Consequences for Space Law”, May 2018)

121 The common heritage of mankind principle has been applied throughout history in the form of the ‘public trust’ doctrine.122 However, this application is problematic in outer space. The doctrine proposes that states possess all the property rights of the common areas. While these states remain the owners, they can subsequently convey usage rights of the property to its residents – possibly private enterprises. This results in a division between the rights of the state and the rights conveyed to its residents. Both parties have their own interests in owning the area and using its resources, but the state’s interest is the primary concern. Article I of the Outer Space Treaty seemingly creates such a public trust situation. However, states do not have the purposed sovereignty over outer space that is necessary in the public trust doctrine. Sovereign control over real property by a state is needed before any rights can be conferred to private actors. States do not have this control in outer space and as a result, states would not be able to recognize private ownership there.

### 1NC – Debris

#### 1 - No debris cascades—This ev answers all aff warrants.

Fange 17 (Daniel Von Fange, Web Application Engineer, Founder and Owner of LeanCoder, Full Stack, Polyglot Web Developer, “Kessler Syndrome is Over Hyped”, 5/21/2017, http://braino.org/essays/kessler\_syndrome\_is\_over\_hyped/)

Kessler Syndrome is overhyped. A chorus of online commenters great any news of upcoming low earth orbit satellites with worry that humanity will to lose access to space. I now think they are wrong. What is Kessler Syndrome? Here’s the popular view on Kessler Syndrome. Every once in a while, a piece of junk in space hits a satellite. This single impact destroys the satellite, and breaks off several thousand additional pieces. These new pieces now fly around space looking for other satellites to hit, and so exponentially multiply themselves over time, like a nuclear reaction, until a sphere of man-made debris surrounds the earth, and humanity no longer has access to space nor the benefits of satellites. It is a dark picture. Is Kessler Syndrome likely to happen? I had to stop everything and spend an afternoon doing back-of-the-napkin math to know how big the threat is. To estimate, we need to know where the stuff in space is, how much mass is there, and how long it would take to deorbit. The orbital area around earth can be broken down into four regions. Low LEO - Up to about 400km. Things that orbit here burn up in the earth’s atmosphere quickly - between a few months to two years. The space station operates at the high end of this range. It loses about a kilometer of altitude a month and if not pushed higher every few months, would soon burn up. For all practical purposes, Low LEO doesn’t matter for Kessler Syndrome. If Low LEO was ever full of space junk, we’d just wait a year and a half, and the problem would be over. High LEO - 400km to 2000km. This where most heavy satellites and most space junk orbits. The air is thin enough here that satellites only go down slowly, and they have a much farther distance to fall. It can take 50 years for stuff here to get down. This is where Kessler Syndrome could be an issue. Mid Orbit - GPS satellites and other navigation satellites travel here in lonely, long lives. The volume of space is so huge, and the number of satellites so few, that we don’t need to worry about Kessler here. GEO - If you put a satellite far enough out from earth, the speed that the satellite travels around the earth will match the speed of the surface of the earth rotating under it. From the ground, the satellite will appear to hang motionless. Usually the geostationary orbit is used by big weather satellites and big TV broadcasting satellites. (This apparent motionlessness is why satellite TV dishes can be mounted pointing in a fixed direction. You can find approximate south just by looking around at the dishes in your northern hemisphere neighborhood.) For Kessler purposes, GEO orbit is roughly a ring 384,400 km around. However, all the satellites here are moving the same direction at the same speed - debris doesn’t get free velocity from the speed of the satellites. Also, it’s quite expensive to get a satellite here, and so there aren’t many, only about one satellite per 1000km of the ring. Kessler is not a problem here. How bad could Kessler Syndrome in High LEO be? Let’s imagine a worst case scenario. An evil alien intelligence chops up everything in High LEO, turning it into 1cm cubes of death orbiting at 1000km, spread as evenly across the surface of this sphere as orbital mechanics would allow. Is humanity cut off from space? I’m guessing the world has launched about 10,000 tons of satellites total. For guessing purposes, I’ll assume 2,500 tons of satellites and junk currently in High LEO. If satellites are made of aluminum, with a density of 2.70 g/cm3, then that’s 839,985,870 1cm cubes. A sphere for an orbit of 1,000km has a surface area of 682,752,000 square KM. So there would be one cube of junk per .81 square KM. If a rocket traveled through that, its odds of hitting that cube are tiny - less than 1 in 10,000. So even in the worst case, we don’t lose access to space. Now though you can travel through the debris, you couldn’t keep a satellite alive for long in this orbit of death. Kessler Syndrome at its worst just prevents us from putting satellites in certain orbits. In real life, there’s a lot of factors that make Kessler syndrome even less of a problem than our worst case though experiment.

* Debris would be spread over a volume of space, not a single orbital surface, making collisions orders of magnitudes less likely.
* Most impact debris will have a slower orbital velocity than either of its original pieces - this makes it deorbit much sooner.
* Any collision will create large and small objects. Small objects are much more affected by atmospheric drag and deorbit faster, even in a few months from high LEO. Larger objects can be tracked by earth based radar and avoided.
* The planned big new constellations are not in High LEO, but in Low LEO for faster communications with the earth. They aren’t an issue for Kessler.
* Most importantly, all new satellite launches since the 1990’s are required to include a plan to get rid of the satellite at the end of its useful life (usually by deorbiting)

**2 - Probability – 0.1% chance of a collision.**

Alexander William **Salter 16**, **Economics Professor at Texas Tech**, **’16**, “SPACE DEBRIS: A LAW AND ECONOMICS ANALYSIS OF THE ORBITAL COMMONS” 19 STAN. TECH. L. REV. 221 \*numbers replaced with English words

The probability of a collision is currently **low**. Bradley and Wein estimate that the **maximum probability** in LEO of a collision over the lifetime of a spacecraft remains **below one in one thousand**, conditional on continued compliance with NASA’s deorbiting guidelines.3 However, the possibility of a future “snowballing” effect, whereby debris collides with other objects, further congesting orbit space, remains a significant concern.4 Levin and Carroll estimate the average immediate destruction of wealth created by a collision to be approximately $30 million, with an additional $200 million in damages to all currently existing space assets from the debris created by the initial collision.5 The expected value of destroyed wealth because of collisions, currently small because of the low probability of a collision, can quickly become significant if future collisions result in runaway debris growth.

#### 3 - No Kessler - takes centuries and mitigation checks.

Hugh Lewis 15. Senior Lecturer in Aerospace Engineering at the University of Southampton, “Space debris, Kessler Syndrome, and the unreasonable expectation of certainty.” Room, <https://room.eu.com/article/Space_debris_Kessler_Syndrome_and_the_unreasonable_expectation_of_certainty>

There is now widespread awareness of the space debris problem amongst policymakers, scientists, engineers and the public. Thanks to pivotal work by J.C. Liou and Nicholas Johnson in 2006 we now understand that the continued growth of the debris population is likely in the future even if all launch activity is halted. The reason for this sustained growth, and for the concern of many satellite operators who are forced to act to protect their assets, are collisions that are expected to occur between objects – satellites and rocket stages – already in orbit. In spite of several commentators warning that these collisions are just the start of a collision cascade that will render access to low Earth orbit all but impossible – a process commonly referred to as the ‘Kessler Syndrome’ after the debris scientist Donald Kessler – the reality is not likely to be on the scale of these predictions or the events depicted in the film Gravity. Indeed, results presented by the Inter-Agency Space Debris Coordination Committee (IADC) at the Sixth European Conference on Space Debris show an expected increase in the debris population of only 30% after 200 years with continued launch activity. Collisions are still predicted to occur, but this is far from the catastrophic scenario feared by some. Constraining the population increase to a modest level can be achieved, the IADC suggested, through widespread and good compliance with existing space debris mitigation guidelines, especially those relating to passivation (whereby all sources of stored energy on a satellite are depleted at the end of its mission) and post-mission disposal, such as de-orbiting the satellite or re-orbiting it to a graveyard orbit. Nevertheless, the anticipated growth of the debris population in spite of these robust efforts merits the investigation of additional measures to address the debris threat, according to the IADC.

#### 4 - Space debris isn’t a threat - current monitoring systems and rules solve.

Dave Mosher 18. Journalist for Business Insider, citing Jesse Gossner, an orbital-mechanics engineer who teaches at the US Air Force's Advanced Space Operations School/ 8-30-2018, "A space junk disaster could cut off human access to space. Here's how." https://www.businessinsider.com/space-junk-kessler-syndrome-chain-reaction-prevention-2018-3

The Kessler syndrome plays center-stage in the movie "Gravity," in which an accidental space collision endangers a crew aboard a large space station. But Gossner said that type of a runaway space-junk catastrophe is unlikely. "Right now I don't think we're close to that," he said. "I'm not saying we couldn't get there, and I'm not saying we don't need to be smart and manage the problem. But I don't see it ever becoming, anytime soon, an unmanageable problem." There is no current system to remove old satellites or sweep up bits of debris in order to prevent a Kessler event. Instead, space debris is monitored from Earth, and new rules require satellites in low-Earth orbit be deorbited after 25 years so they don't wind up adding more space junk. "Our current plan is to manage the problem and not let it get that far," Gossner said. "I don't think that we're even close to needing to actively remove stuff. There's lots of research being done on that, and maybe some day that will happen, but I think that — at this point, and in my humble opinion — an unnecessary expense."

### 1NC – Space War

#### 1 - Interdependence checks space war.

**Hall 15** [Luke Penn-Hall 15, Analyst at The Cipher Brief, M.A. from the Johns Hopkins School for Advanced International Studies, B.A. in International Relations and Religious Studies from Claremont McKenna College, “5 Reasons “Space War” Isn’t As Scary As It Sounds”, The Cipher Brief, 8/18/2015, <https://www.thecipherbrief.com/article/5-reasons-%E2%80%9Cspace-war%E2%80%9D-isn%E2%80%99t-scary-it-sounds>] recut Adam

* If you are also reading the Pavur evidence then unhighlight the debris stuff

1. An ASAT attack would likely be part of a larger, terrestrial attack. An attack on space assets would be no different than an attack on territory or other assets on earth. This means that no space war would stay limited to space. An ASAT campaign would be part of a larger conventional military conflict that would play out on earth.

2. Every country with ASAT capabilities also needs satellites. While the United States is the most dependent on military satellites, most other countries need satellites to participate in the global economy. All countries that have the technical ability to play in this space – the U.S., Russia, China and India - also have a vested interest in preventing the militarization of space and protecting their own satellites. If any of those countries were to attack U.S. satellites, it would likely hurt them far more than it would hurt the United States.

3. Destruction of satellites could create a damaging chain reaction. Scientists warn that the violent destruction of satellites could result in an effect called an ablation cascade. High-velocity debris from a destroyed satellite could crash into other satellites and create more high-velocity debris. If an ablation cascade were to occur, it could render certain orbital levels completely unusable for centuries.

4. Any country that threatened access to space would threaten the global economy. Even if a full-blown ablation cascade didn’t occur, an ASAT campaign would cause debris, making operating in space more hazardous. The global economy relies on satellites and any disruption of operations would be met with worldwide disapproval and severe economic ramifications.

5. International Prohibits the Use of ASAT Weapons. Several international treaties expressly prohibit signatory nations from attacking other countries’ space assets. It is generally accepted that space should be treated as a global common area, rather than a military domain.

While it remains necessary for military planners to create contingency plans for a, space war it is a highly unlikely scenario. All involved parties are incentivized against attacking. However, if a space war did occur, it would be part of a larger conflict on Earth. Those concerned about the potential for war in space should be more concerned about the potential for war, period.

**2 - No space wars. Insurmountable barriers overwhelm.**

Bohumil **Doboš 19**, scholar at the Institute of Political Studies, Faculty of Social Sciences, Charles University in Prague, Czech Republic, and a coordinator of the Geopolitical Studies Research Centre, **’19**, Geopolitics of the Outer Space, Chapter 3: Outer Space as a Military-Diplomatic Field, Pgs. 48-49)

Despite the theorized potential for the achievement of the terrestrial dominance throughout the utilization of the ultimate high ground and the ease of destruction of space-based assets by the potential space weaponry, the utilization of space weapons is with current technology and no effective means to protect them far from fulfilling this potential (Steinberg 2012, p. 255). **In current global international political and technological setting, the utility of space weapons is very limited**, even if we accept that the ultimate high ground presents the potential to get a decisive tangible military advantage (which is unclear). This stands among the reasons for the lack of their utilization so far. Last but not the least, it must be pointed out that the states also develop passive defense systems designed to protect the satellites on orbit or critical capabilities they provide. These **further decrease the utility of space weapons**. These systems include larger maneuvering capacities, launching of decoys, preparation of spare satellites that are ready for launch in case of ASAT attack on its twin on orbit, or attempts to decrease the visibility of satellites using paint or materials less visible from radars (Moltz 2014, p. 31). Finally, we must look at the main obstacles of connection of the outer space and warfare. The first set of barriers is comprised of **physical obstructions**. As has been presented in the previous chapter, the outer space is very challenging domain to operate in. Environmental factors still present the largest threat to any space military capabilities if compared to any man-made threats (Rendleman 2013, p. 79). A following issue that hinders military operations in the outer space is the predictability of orbital movement. If the reconnaissance satellite's orbit is known, the terrestrial actor might attempt to hide some critical capabilities-an option that is countered by new surveillance techniques (spectrometers, etc.) (Norris 2010, p. 196)-but the hide-and-seek game is on. This same principle is, however, in place for any other space asset-any nation with basic tracking capabilities may quickly detect whether the military asset or weapon is located above its territory or on the other side of the planet and thus mitigate the possible strategic impact of space weapons not aiming at mass destruction. Another possibility is to attempt to destroy the weapon in orbit. Given the level of development for the ASAT technology, it seems that they will prevail over any possible weapon system for the time to come. Next issue, directly connected to the first one, is the utilization of weak physical protection of space objects that need to be as light as possible to reach the orbit and to be able to withstand harsh conditions of the domain. This means that their protection against ASAT weapons is very limited, and, whereas some avoidance techniques are being discussed, they are of limited use in case of ASAT attack. We can thus add to the issue of predictability also the issue of easy destructibility of space weapons and other military hardware (Dolman 2005, p. 40; Anantatmula 2013, p. 137; Steinberg 2012, p. 255). Even if the high ground was effectively achieved and other nations could not attack the space assets directly, there is still a need for communication with those assets from Earth. There are also ground facilities that support and control such weapons located on the surface. Electromagnetic communication with satellites might be jammed or hacked and the ground facilities infiltrated or destroyed thus rendering the possible space weapons useless (Klein 2006, p. 105; Rendleman 2013, p. 81). This issue might be overcome by the establishment of a base controlling these assets outside the Earth-on Moon or lunar orbit, at lunar L-points, etc.-but this perspective remains, for now, unrealistic. Furthermore, **no contemporary actor will risk full space weaponization in the face of possible competition and the possibility of rendering the outer space useless.** No actor is dominant enough to prevent others to challenge any possible attempts to dominate the domain by military means. To quote 2016 Stratfor analysis, "(a) war in space would be devastating to all, and preventing it, rather than finding ways to fight it, will likely remain the goal" (Larnrani 20 16). This stands true unless some space actor finds a utility in disrupting the arena for others.

#### 3 - No escalation from satellite attacks.

Dr. Eric J. Zarybnisky 18, MA in National Security Studies from the Naval War College, PhD in Operations Research from the MIT Sloan School of Management, Lt Col, USAF, “Celestial Deterrence: Deterring Aggression in the Global Commons of Space”, 3/28/2018, https://apps.dtic.mil/dtic/tr/fulltext/u2/1062004.pdf

While deterrence and the Cold War are strongly linked in the public’s mind through the nuclear standoff between the United States and the Soviet Union, the fundamentals of deterrence date back millennia and deterrence remains relevant. Thucydides alludes to the concept of deterrence in his telling of the Peloponnesian War when he describes rivals seeking advantages, such as recruiting allies, to dissuade an adversary from starting or expanding a conflict.6F6 Aggression in space was successfully avoided during the Cold War because both sides viewed an attack on military satellites as highly escalatory, and such an action would likely result in general nuclear war.7F7 In today’s more nuanced world, attacking satellites, including military satellites, does not necessarily result in nuclear war. For instance, foreign countries have used high-powered lasers against American intelligence-gathering satellites8F8 and the United States has been reluctant to respond, let alone retaliate with nuclear weapons. This shift in policy is a result of the broader use of gray zone operations, to which countries struggle to respond while limiting escalation. Beginning with the fundamentals of deterrence illuminates how it applies to prevention of aggression in space.

#### 4 - Turn - commercial growth key to internet access.

James Pethokoukis 21 [James Pethokoukis, a columnist and an economic policy analyst, is the Dewitt Wallace Fellow at the American Enterprise Institute, where he writes and edits the AEIdeas blog and hosts a weekly podcast, “Political Economy with James Pethokoukis.” He is also a columnist for The Week and an official contributor to CNBC. “Why a SpaceX bankruptcy would hurt the global poor” Faster, Please! November 30, 2021 <https://fasterplease.substack.com/p/-why-a-spacex-bankruptcy-would-hurt>

I don’t have enough deep knowledge about SpaceX’s business or financials to reliably gauge the actual bankruptcy risk here, and the piece’s reporter is skeptical. I will note, however, that although the company is currently valued at around $100 billion, the bank Morgan Stanley assigns it a valuation “of somewhere between $5bn and $200bn, with uncertainty about its success accounting for the wide range,” according to The Economist. Starship and Starlink are key to that upper bound. (Also: A Morgan Stanley survey of “institutional investors and industry experts” expect SpaceX to become more valuable than Tesla, currently a trillion-dollar company. We’ll see.) So it’s not surprising that Musk emphasizes the importance of the Starlink internet satellite venture here, especially its next incarnation. Now go and Twitter search on the terms “Musk,” “ruining,” and “sky,” and you’ll find plenty of complaints about the Starlink constellation — with currently more than 1,700 satellites in low-Earth orbit. For many of these keyboard critics, Starlink is nothing more than an uberbillionaire's reckless effort to become an even wealthier uberbillionaire. Or maybe it’s just another Muskian vanity project, like building rockets to Mars. Either way, these diehard anti-Muskers see a cluttered sky for visual astronomers, both amateur and professional, as a horrific tradeoff just so the entrepreneur can sell global internet access. Now, the extreme version of this critique is unserious, little more than anti-billionaire emoting. The profit potential of Starlink is unclear, though it seems to be Musk’s goal that the telecom business will one day help fund his Mars ambitions. But the venture isn’t there yet. Last summer, Musk estimated that Starlink would likely need between $20 billion and $30 billion in investment. "If we succeed in not going bankrupt, then that'll be great, and we can move on from there," Musk said. For now, Starlink aims to add another 1,000 satellites a year, even more when Starship is operational. That is, assuming Starship become operational. But the astronomy issue is a real one, as SpaceX has acknowledged. And after astronomer complaints about the brightness of the first group of 60 satellites launched in 2019, SpaceX developed a work-around to minimize the glare from solar reflection on subsequent launches. Of course, some scientists don’t want to rely on the goodwill of SpaceX and other satellite companies. They see an international regulatory agreement, perhaps a new protocol under the Outer Space Treaty, as a necessity. But as such an add-on is unlikely to happen anytime soon, notes The Economist, “not least because other issues raised by the mega constellations, such as risks from debris, will doubtless seem more pressing.” Here’s one of the many pictures floating around the Internet showing the impact of Starlink satellites — “the 333-second exposure shows at least 19 satellites passing overhead” — on astronomical observations, via the IFLScience website: Of course, framing the trade-off as the above picture vs. “better global internet” doesn’t quite capture the benefits of the latter. And they are considerable. There remains a stark digital divide in global internet access. As the World Economic Forum notes: “Globally, only just over half of households (55 percent) have an internet connection, according to UNESCO. In the developed world, 87 percent are connected compared with 47 percent in developing nations, and just 19 percent in the least developed countries.” It seems pretty clear that broadband internet access brings considerable economic gains, particularly to poorer countries. (Musk has specifically said this is a goal of Starlink.) Here are a few examples from the August 2021 analysis “The Economic Impact of Internet Connectivity in Developing Countries” by Jonas Hjort (Columbia University) and Lin Tian (INSEAD): Quite a few studies convincingly estimate the effect on consumption of specific internet-enabled technologies (rather than internet connectivity itself) through model-based approaches, and a few do so more directly. Jack & Suri (2014) show that access to mobile money decreased consumption poverty by two percentage points in Kenya. In contrast, Couture et al. (2021) finds that expansion of e-commerce in China has little effect on income to rural producers and workers. Different areas of Sub-Saharan Africa got access to basic internet at different times starting in the early 2000s. Exploiting variation arising from the gradual arrival of submarine cable connections and using nighttime satellite image luminosity as a proxy for economic activity, Goldbeck & Lindlacher (2021) estimate that basic internet availability leads to about a two percentage point increase in economic growth. As we briefly discussed in Sub-section 3.1.1, Bahia et al. (2020) show evidence that the gradual roll-out of mobile broadband in Nigeria between 2010 and 2016 increased labor force participation and employment. The paper also shows that household consumption simultaneously increased and poverty decreased. Households that had at least one year of mobile broadband coverage experienced an increase in total consumption of about 6 percent. Masaki et al. (2020) document a similarly striking result. Combining household expenditure surveys with data on the location of fiber-optic transmission nodes and coverage maps of 3G mobile technology, they show that 3G coverage is associated with a 14 percent increase in total consumption and a 10 percent decline in extreme poverty in Senegal. Finally, Bahia et al. (2021) use a similar empirical approach to study the effect of mobile broadband roll-out in Tanzania and find a comparable increase in household consumption and decline poverty in this setting. The eventual endgame here is that there are going to be many tens of thousands more satellites in orbit, enabling total global internet coverage. And they will be joined by all manner of human-occupied installations for tourist, commercial, and scientific endeavors. (You may have missed the late October announcement that Blue Origin, the space company owned by Jeff Bezos, is teaming up with other firms to build a space station in Earth orbit.) Stargazing from Earth will never be the way it used to be. Then again, people still complain about shadows from skyscrapers even as humanity continues to build them. But recall one of the running themes of this newsletter: Technology solves one problem, creates another, then solves that one — rinse and repeat — even as the overall direction is forward. More astronomy in the future will be space based. And if all those space objects and structures make even low-Earth orbit astronomy difficult, more of it will need to be performed further out, as with the James Webb Space Telescope. Or maybe via telescopes on the Moon, such as the proposed Lunar Crater Radio Telescope, which would deploy robots to transform a half-mile wide crater into an observatory by attaching a wire mesh along the crater walls. And once there are lots of satellites around a fully colonized Moon, off to Mars — which might be accessible thanks to Starlink funding Musk’s deep-space ambitions. Meanwhile, there will be a lot less global poverty here on Earth than otherwise.