# 1AC

### 1AC—Plan

#### Plan: Private entities ought not appropriate outer space via Large Satellite Constellations in Lower Earth Orbit

Takaya et al 18 “The Principle of Non-Appropriation and the Exclusive Uses of LEO by Large Satellite Constellations” Yuri Takaya-Umehara [Visiting researcher at the University of Tokyo since April 2017. She was affiliated to the Kobe University to provide a course on space law to post-graduate students (2011-2017). She chairs a working group on the formulation of global norms in space law organized by the Keio University since 2018. She obtained her Ph.D. degree at the IDEST of Paris XI University in France, LL.M. at the Leiden University in the Netherlands.] Quentin Verspieren [Ph.D. in public policy @ The University of Tokyo, Assistant Professor of Space Policy @UTokyo, General Manager, Global Strategy @ArkEdge Space Inc., Associate Research Fellow @ESPI] Goutham Karthikeyan [The University of Tokyo & Institute of Space and Astronautical Science, Japan Aerospace Exploration Agency (ISAS-JAXA)] 2018 https://www.researchgate.net/publication/328094878\_The\_Principle\_of\_Non-Appropriation\_and\_the\_Exclusive\_Use\_of\_LEO\_by\_Large\_Satellite\_Constellations SM

* LSC = large satellite constellations
* Outlines density thresholds for exclusive use via LSCs
* Private entities are the actors of the plan – no treaty or alteration of international law would enforce a prohibition on large satellite constellations
* Exact density thresholds would be based on collision risk and determined on a constellation by constellation basis by an impartial 3rd party – candidates include the ITU or UNCOPUOS

By investigating expected large satellite constellation projects and by reviewing existing interpretations of international space law, this paper argues that the exclusive use of specific LEO orbits by a large constellation of satellite could constitute a violation of the non-appropriation principle by means of occupation and by means of use, drawing a parallel between orbits as resources and the exploitation of tangible mineral resources in space. Based on this, the important question to be raised is what constitutes an exclusive use of a specific orbit. In other words, an important hurdle in the concrete evaluation of whether a planned or established constellation potentially violates the non-appropriation principle through an exclusive use of LEO resides in the lack of clear definition on what can be considered an exclusive use. While the authors claim that legal issue can be clearly solved in abstracto, it naturally shifts towards a regulatory challenge.

This regulatory challenge consists in first defining qualitatively what is the exclusive use of an orbit before translating this definition into measurable, technical rules. In this paper, the authors define an exclusive use of an orbit by a state40 as any use that would prevent/hinder the usage of the same orbit by any other state. Translating this definition into an applicable regulation could consist in defining a threshold of orbital collision risk or a threshold of density of satellites along an orbit based on its altitude, shape, relative velocity of neighbouring objects, etc. It is however not the purpose of this space law paper. What is more appropriate here is to think about which organization or forum would be in charge of elaborating this technical definition. Serious candidates could be the ITU, with excellent track-record in dealing with the use of the GEO region but which would have to review its “first come, first served” principle, or the UNCOPUOS, aiming for the widespread adoption of a new piece of international law. Moreover, even if its rules suffer from a low implementation rates, the IADC would be an appropriate discussion platform thanks to its very deep technical focus.

6. Conclusion

The various announced projects of LSC, also called mega-constellations, push existing regulations and practices to their limit, forcing researchers and practitioners around the world to rethink the applicability of existing space law principles to this new trend. In this paper, the authors, after providing background information on current LSC plans as well as recalling the legal status of the LEO region, investigate whether the deployment of an LSC having an exclusive use of an orbit constitutes a violation of the nonappropriation principle as stated in OST Article II. This paper concludes that:

The exclusive use of an orbit by an LSC constitutes a violation of the non-appropriation principle by means of occupation due to the innate nature of orbit being a specific location in space that can be occupied, but most notably by means of use, considering orbits as “limited natural resources” and invoking parallels with the exploitation of natural resources in outer space;

ITU’s “first come, first served” principle is reaching its limits with current LSC projects and should be re-evaluated;

The main challenge ahead is not legal but technical and regulatory and consists in defining precisely what can constitute an exclusive use of an orbit and in translating such definition into a clear regulation or code of conduct.

### 1AC—Advantage

#### LSCs are bad:

#### Scenario 1 is Collisions—

#### Satellite internet constellations accelerate collision risks – more close encounters and less transparency means bad decisions are inevitable.

Pultarova 21 “SpaceX Starlink satellites responsible for over half of close encounters in orbit, scientist says” Tereza Pultarova [Master's in Science from the International Space University, France, to her Bachelor's in Journalism and Master's in Cultural Anthropology from Prague's Charles University. She worked as a reporter at the Engineering and Technology magazine, freelanced for a range of publications including Live Science, Space.com, Professional Engineering, Via Satellite and Space News and served as a maternity cover science editor at the European Space Agency.], August 18, 2021 <https://www.space.com/spacex-starlink-satellite-collision-alerts-on-the-rise> SM

SpaceX Starlink satellites responsible for over half of close encounters in orbit, scientist says

Starlink satellites might soon be involved in 90% of close encounters between two spacecraft in low Earth orbit.

Operators of satellite constellations are constantly forced to move their satellites because of encounters with other spacecraft and pieces of space junk. And, thanks to SpaceX's Starlink satellites, the number of such dangerous approaches will continue to grow, according to estimates based on available data.

SpaceX's Starlink satellites alone are involved in about 1,600 close encounters between two spacecraft every week, that's about 50 % of all such incidents, according to Hugh Lewis, the head of the Astronautics Research Group at the University of Southampton, U.K. These encounters include situations when two spacecraft pass within a distance of 0.6 miles (1 kilometer) from each other.

Lewis, Europe's leading expert on space debris, makes regular estimates of the situation in orbit based on data from the Socrates (Satellite Orbital Conjunction Reports Assessing Threatening Encounters in Space ) database. This tool, managed by Celestrack, provides information about satellite orbits and models their trajectories into the future to assess collision risk.

Lewis publishes regular updates on Twitter and has seen a worrying trend in the data that reflects the fast deployment of the Starlink constellation.

"I have looked at the data going back to May 2019 when Starlink was first launched to understand the burden of these megaconstellations," Lewis told Space.com. "Since then, the number of encounters picked up by the Socrates database has more than doubled and now we are in a situation where Starlink accounts for half of all encounters."

The current 1,600 close passes include those between two Starlink satellites. Excluding these encounters, Starlink satellites approach other operators’ spacecraft 500 times every week.

Chart, line chart

Description automatically generated

A graph showing the growing number of close encounters in space involving Starlink satellites as plotted by Professor Hugh Lewis using data from the Socrates database. (Image credit: Hugh Lewis)

In comparison, Starlink's competitor OneWeb, currently flying over 250 satellites, is involved in 80 close passes with other operators' satellites every week, according to Lewis' data.

And the situation is bound to get worse. Only 1,700 satellites of an expected constellation of tens of thousands have been placed into orbit so far. Once SpaceX launches all 12,000 satellites of its first generation constellation, Starlink satellites will be involved in 90% of all close approaches, Lewis’ calculations suggest.

**Chart, line chart

Description automatically generated**

A graph showing the number of close encounters between Starlink satellites and spacecraft of other operators plotted by Professor Hugh Lewis based on data from the Socrates database. (Image credit: Hugh Lewis)

The risk of collision

Siemak Hesar, CEO and co-founder of Boulder, Colorado, based Kayhan Space, confirms the trend. His company, which develops a commercial autonomous space traffic management system, estimates that on average, an operator managing about 50 satellites will receive up to 300 official conjunction alerts a week. These alerts include encounters with other satellites as well as pieces of debris. Out of these 300 alerts, up to ten might require operators to perform avoidance maneuvers, Hesar told Space.com.

Kayhan Space bases their estimates on data provided by the U.S. Space Surveillance Network. This network of radars and telescopes, managed by the U.S. Space Force, closely monitors about 30,000 live and defunct satellites and pieces of debris down to the size of 4 inches (10 centimeters) and provides the most accurate location data of the orbiting objects.

The size of this catalog is expected to increase ten times in the near future, Hesar added, partly due to the growth of megaconstellations, such as Starlink, and partly as sensors improve and enable detection of even smaller objects. The more objects in the catalog mean more dangerously close encounters.

"This problem is really getting out of control," Hesar said. "The processes that are currently in place are very manual, not scalable, and there is not enough information sharing between parties that might be affected if a collision happens."

Hesar compared the problem to driving on a highway and not knowing that there has been an accident a few miles ahead of you. If two spacecraft collide in orbit, the cloud of debris the crash generates would threaten other satellites travelling through the same area.

"You want to have that situational awareness for the other actors that are flying in the neighbourhood," Hesar said.

Bad decisions

Despite the concerns, only three confirmed orbital collisions have happened so far. Earlier this week, astrophysicist and satellite tracker Jonathan McDowell, who's based at the Harvard-Smithsonian Center for Astrophysics in Cambridge, Massachusetts, found evidence in Space-Track data that the Chinese meteorological satellite Yunhai 1-02, which disintegrated in March this year, was actually hit by a piece of space debris.

The worst known space collision in history took place in February 2009 when the U.S. telecommunication satellite Iridium 33 and Russia's defunct military satellite Kosmos-2251 crashed at the altitude of 490 miles (789 kilometres). The incident spawned over 1,000 pieces of debris larger than 4 inches (10 cm). Many of these fragments were then involved in further orbital incidents.

Lewis is concerned that with the number of close passes growing, the risk of operators at some point making a wrong decision will grow as well. Avoidance maneuvers cost fuel, time and effort. Operators, therefore, always carefully evaluate such risks. A decision not to make an avoidance maneuver following an alert, such as that made by Iridium in 2009, could, however, clutter the orbital environment for years and decades.

"In a situation when you are receiving alerts on a daily basis, you can't maneuver for everything," Lewis said. "The maneuvers use propellant, the satellite cannot provide service. So there must be some threshold. But that means you are accepting a certain amount of risk. The problem is that at some point, you are likely to make a wrong decision."

Hesar said that uncertainties in the positions of satellites and pieces of debris are still considerable. In case of operational satellites, the error could be up to 330 feet (100 meters) large. When it comes to a piece of debris, the uncertainty about its exact position might be in the order of a mile or more.

"This object can be anywhere in this bubble of multiple kilometres," Hesar said. "At this point, and for the foreseeable future, avoidance is our best recourse. People that say 'I'm going to take the risk', in my humble opinion, that's an irresponsible thing to do."

Starlink monopoly

Lewis is concerned about the growing influence of a single actor — Starlink — on the safety of orbital operations. Especially, he says, as the spaceflight company has entered the satellite operations world only recently.

"We place trust in a single company, to do the right thing," Lewis said. "We are in a situation where most of the maneuvers we see will involve Starlink. They were a launch provider before, now they are the world's biggest satellite operator, but they have only been doing that for two years so there is a certain amount of inexperience."

SpaceX relies on an autonomous collision avoidance system to keep its fleet away from other spacecraft. That, however, could sometimes introduce further problems. The automatic orbital adjustments change the forecasted trajectory and therefore make collision predictions more complicated, according to Lewis.

"Starlink doesn't publicize all the maneuvers that they're making, but it is believed that they are making a lot of small corrections and adjustments all the time," Lewis said. "But that causes problems for everybody else because no one knows where the satellite is going to be and what it is going to do in the next few days."

#### LEO collisions due to constellations take out ISR and other military assets – debris cascades into different altitudes and triggers Kessler Syndrome.

Wong 19 “Congested Outer Space: Increased Deployment of Small Satellite Constellations Could Hamper Military Space Operations” 2019 Arthur Wong [Strategic Development of Forces Division, SHAPE. Prior to working at SHAPE he has worked at NATO HQ, within the Defence Investment Division on interoperability for NATO’s multinational battlegroups.] <https://www.japcc.org/congested-outer-space/> SM

Since the production of a large number of small satellites in a factory environment will lower the cost of the overall programme, companies such as SpaceX, Amazon and OneWeb have been creating a satellite constellation within the LEO and Medium Earth Orbit (MEO).8, 9 OneWeb is a new company which plans to create an initial constellation of 648 satellites to provide global satellite internet broadband services. Each satellite weighs approximately 150 kg and will be programmed to operate in 20 different orbital planes at an altitude of 1,200 km.10 Creating a large constellation within the LEO could mitigate transmission delays and latency due to their closer range to ground stations while allowing users to send and receive data in a timely manner. The first six of the 648 satellites were launched in early 2019 with more launches scheduled to occur throughout this year.

Both SpaceX and Amazon have also announced their intention of creating a separate constellation for internet communication systems. SpaceX satellite constellations, named Starlink, will be the largest constellation ever built when it is completed. The constellations consist of nearly 12,000 satellites in more than 20 different orbital planes.11 The altitude of Starlink will range between 550 km to 1,150 km. SpaceX aims to have a minimum of 2,200 satellites in the next five years and achieve initial commercial operation by 2020.12 Amazon’s version of constellation, named Kuiper, has also been seeking approval from the Federal Communications Commission (FCC) to launch more than 3,200 satellites between 590 km to 630 km in the LEO.13

Space Debris Threat Increases in the LEO

The usage of cube satellite has provided positive impacts in various fields, ranging from environmental studies to offering worldwide internet access in rural areas through communication constellations. However, the current space environment is becoming congested. Hundreds of satellites have already been scheduled to launch each year before the construction of the constellation programme by OneWeb, SpaceX and Amazon. To further worsen the space debris situation in the LEO, direct-ascent Anti-Satellite Testing (ASAT) was conducted in recent years and more debris will be created through such testing. During the Chinese ASAT in 2007, some debris from the collision was blasted outward away from the Earth, causing a potential threat to satellites above the altitude where the ASAT testing occurred.14 Nine years after the incident happened, there are still more than 3,000 traceable pieces in orbit.

In 2009, two satellites collided at a speed of 10 km/s at an altitude of 800 km. This was the first time a collision had happened between two satellites. The incident created more than 1,000 pieces of debris larger than 10 cm. Such activity could initiate a chain reaction, creating more collisions from the initial impact. This phenomenon is known as the Kessler Syndrome.15

From early 2019, there were approximately 34,000 pieces of debris larger than 10 cm (similar to the size of a cube satellite) and more than 900,000 pieces of debris ranging from one cm to 10 cm in size. Objects that are smaller than one cm in size are expected to be more than 100 million within the LEO.16 Despite the small size of the space debris, they are travelling at a speed of more than seven km/s. At this speed, tiny objects could harm any large satellite orbiting in the LEO. While satellites can increase their physical hardening to protect the on-board instruments from impact, some satellites cannot be hardened due to the size and dimensional constraints. Furthermore, hardened materials would also increase the overall cost of the satellite.

Constellation in the Making Could Impact Space-Based Military Assets

The previous examples revealed the congestion of the LEO. With companies continuing to launch thousands of small satellites, the chances of a collision in space will continue to increase. This will hinder space-based Intelligence, Surveillance and Reconnaissance (ISR) support to provide valuable information to military operations. A majority of the ISR assets are orbiting in the LEO. NATO relies on space-based assets to assist its operations. Increasing the number of spacecraft in the LEO could raise problems and threats to military assets as well as access to space assets to support operations. If the orbital path of these smaller objects were not tracked by the Space Operation Centre regularly, larger satellites or manned-space stations could be penetrated by the non-propulsion satellites, making them a potential kinetic kill vehicle.

Most satellites within the 600 km region of the LEO are affected by the atmospheric drag, which is helping to bring down some of the obsolete satellites. However, satellites orbiting above 800 km are less likely to be affected by the atmospheric drag, making cube satellites or small satellites without propulsion systems difficult to deorbit once they have reached the EOL.17, 18 The altitude for some of the OneWeb, Starlink and Kuiper constellations is planned to be above the atmospheric drag region. Despite this, Starlink satellites will have propulsion system for orbital manoeuvre and EOL deorbiting, tracking the full constellation with 12,000 satellites could be challenging for the company and the Combined Space Operations Center (CSpOC).19 Additionally, there is the possibility of losing contact with satellites before they reach their EOL. Envisat, an 8,210 kg satellite that is currently drifting at an altitude of 785 km, poses a collision threat with other satellites. Envisat was expected to decommission in 2014 but the European Space Agency (ESA) lost contact with the satellite in 2012.20 If no interaction will be made with the Envisat, it is expected to stay in orbit for the next 150 years.21

#### Collisions with early warning satellites causes miscalc and goes nuclear – magnified by the Kessler effect

Blatt 20 [Talia, joint concentration in Social Studies and Integrative Biology at Harvard, specialization in East Asian geopolitics and security issues] “Anti-Satellite Weapons and the Emerging Space Arms Race,” Harvard International Review, May 26, 2020, <https://hir.harvard.edu/anti-satellite-weapons-and-the-emerging-space-arms-race/> TG

Despite their deterrent functions, ASATs are more likely to provoke or exacerbate conflicts than dampen them, especially given the risk they [pose](https://thebulletin.org/2019/06/arms-control-in-outer-space-the-russian-angle-and-a-possible-way-forward/) to early warning satellites. These satellites are a crucial element of US ballistic missile defense, capable of [detecting missiles](https://www.globalsecurity.org/space/world/japan/warning.htm) immediately after launch and tracking their paths.

Suppose a US early warning satellite goes dark, or is shut down. Going dark could signal a glitch, but in a world in which other countries have ASATs, it could also signal the beginning of an attack. Without early warning satellites, the United States is much more susceptible to nuclear missiles. Given the strategy of counterforcing—[targeting](https://www.belfercenter.org/sites/default/files/files/publication/isec_a_00273_LieberPress.pdf) nuclear silos rather than populous cities to prevent a nuclear counterattack—the Americans might believe their nuclear weapons are imminently at risk. It could be [twelve hours](https://books.google.com/books?id=ET8lDwAAQBAJ&pg=PA1&lpg=PA1&dq=%22Protecting+Space+Assets%22+johnson-freese&source=bl&ots=6Oq0IdeBjw&sig=ACfU3U1G6Hj8QdP4JlCRNxA6i5XplZwHyg&hl=en&sa=X&ved=2ahUKEwj1n-jT2YzpAhUugnIEHUuMCu4Q6AEwA3oECAkQAQ#v=onepage&q=%22Protecting%20Space%20Assets%22%20johnson-freese&f=false) before the United States regains satellite function, which is too long to wait to put together a nuclear counterattack. The United States, therefore, might move to mobilize a nuclear attack against Russia or China over what might just be a piece of debris shutting off a satellite.

Additionally, accidental warfare, or strategic miscalculation, is uniquely likely in space. It is [much easier](https://books.google.com/books?id=VyXTDwAAQBAJ&pg=PA339&lpg=PA339&dq=space+offense+dominant&source=bl&ots=Mw0bgJ51qf&sig=ACfU3U3DeZiEHpr9nfszlCbJZIoyyssIpg&hl=en&sa=X&ved=2ahUKEwjrs-WD3IzpAhVulHIEHbL0AE4Q6AEwCXoECAoQAQ#v=onepage&q=space%20offense%20dominant&f=false) to hold an adversary’s space systems in jeopardy with destructive ASATs than it is to [sustainably defend](https://www.cnas.org/publications/commentary/the-us-military-should-not-be-doubling-down-on-space) a system, which is expensive and in some cases not technologically feasible because of limitations on satellite movement. Space is therefore [considered](https://books.google.com/books?id=VyXTDwAAQBAJ&pg=PA339&lpg=PA339&dq=space+offense+dominant&source=bl&ots=Mw0bgJ51qf&sig=ACfU3U3DeZiEHpr9nfszlCbJZIoyyssIpg&hl=en&sa=X&ved=2ahUKEwjrs-WD3IzpAhVulHIEHbL0AE4Q6AEwCXoECAoQAQ#v=onepage&q=space%20offense%20dominant&f=false) offense-dominant; offensive tactics like weapons development are prioritized over defensive measures, such as [improving GPS](https://www.politico.com/story/2018/04/06/outer-space-war-defense-russia-china-463067) or making satellites more resistant to jamming.

As a result, countries are left with poorly defended space systems and rely on offensive posturing, which increases the risk that their actions are perceived as aggressive and incentivizes rapid, risky counterattacks because militaries cannot rely on their spaced-based systems after first strikes.

There are several hotspots in which ASATs and offensive-dominant systems are particularly relevant. Early warning satellites [play](https://www.politico.com/story/2018/04/06/outer-space-war-defense-russia-china-463067) a central role in US readiness in the event of a conflict involving North Korea. News of North Korean missile launches comes from these satellites. Given North Korea’s [history](https://www.bbc.com/news/world-asia-pacific-11813699) of nuclear provocations, unflinchingly hostile rhetoric towards the United States and South Korea, and diplomatic opacity, North Korea is always a threatening, unknowable adversary, but recent developments have magnified the risk. With the health of Kim Jong-un [potentially in jeopardy](https://apnews.com/f5d302ae65b03838173e40848223b771), a succession battle or even civil war on the peninsula [raises the chances](https://www.express.co.uk/news/world/1273890/Kim-Jong-un-dead-North-Korea-nuclear-weapon-news-latest-death-US) of loose nukes. If the regime is terminal, traditional MAD risk calculus will become moot; with nothing to lose, North Korea would have no reason to hold back its nuclear arsenal. Or China [might decide](https://foreignpolicy.com/2020/04/28/kim-jong-un-china-north-korea/) to seize military assets and infrastructure of the regime. If the US does not have its early warning satellites because they have been taken out in an ASAT attack, the US, South Korea, and Japan are all in imminent nuclear peril, while China could be in a position to fundamentally reshape East Asian geopolitics.

The South China Sea is another hotspot in which ASATs could risk escalation. China [is developing](https://missiledefenseadvocacy.org/missile-threat-and-proliferation/todays-missile-threat/china-anti-access-area-denial-coming-soon/) Anti-Access Area Denial (A2/AD) in the South China Sea, a combination of long range radar with air and maritime defense meant to deny US freedom of navigation in the region. Given the disputed nature of territory in the South China Sea, the United States and its allies do not want China to successfully close off the region.

#### Scenario 2 is Hacking—

#### Causes cyberwar and satellite hacking which escalates. Empirics prove it’s possible and likely by state and nonstate actors – especially true given private sector cost cutting.

Akoto 20 “Hackers could shut down satellites -- or turn them into weapons” February 13, 2020 William Akoto [a postdoctoral research fellow at the University of Denver.] <https://www.upi.com/Top_News/Voices/2020/02/13/Hackers-could-shut-down-satellites-or-turn-them-into-weapons/4091581597502/> SM

Feb. 13 (UPI) -- Last month, SpaceX became the operator of the world's largest active satellite constellation. As of the end of January, the company had 242 satellites orbiting the planet with plans to launch 42,000 over the next decade. This is part of its ambitious project to provide Internet access across the globe. The race to put satellites in space is on, with Amazon, U.K.-based OneWeb and other companies chomping at the bit to place thousands of satellites in orbit in the coming months.

These new satellites have the potential to revolutionize many aspects of everyday life -- from bringing Internet access to remote corners of the globe to monitoring the environment and improving global navigation systems. Amid all the fanfare, a critical danger has flown under the radar: the lack of cybersecurity standards and regulations for commercial satellites, in the United States and internationally. As a scholar who studies cyber conflict, I'm keenly aware that this, coupled with satellites' complex supply chains and layers of stakeholders, leaves them highly vulnerable to cyberattacks.

If hackers were to take control of these satellites, the consequences could be dire. On the mundane end of scale, hackers could simply shut down satellites, denying access to their services. Hackers could also jam or spoof the signals from satellites, creating havoc for critical infrastructure. This includes electric grids, water networks and transportation systems.

Some of these new satellites have thrusters that allow them to speed up, slow down and change direction in space. If hackers took control of these steerable satellites, the consequences could be catastrophic. Hackers could alter the satellites' orbits and crash them into other satellites or even the International Space Station.

Commodity parts

Makers of these satellites, particularly small CubeSats, use off-the-shelf technology to keep costs low. The wide availability of these components means hackers can analyze them for vulnerabilities. In addition, many of the components draw on open-source technology. The danger here is that hackers could insert back doors and other vulnerabilities into satellites' software.

The highly technical nature of these satellites also means multiple manufacturers are involved in building the various components. The process of getting these satellites into space is also complicated, involving multiple companies. Even once they are in space, the organizations that own the satellites often outsource their day-to-day management to other companies. With each additional vendor, the vulnerabilities increase as hackers have multiple opportunities to infiltrate the system.

Hacking some of these CubeSats may be as simple as waiting for one of them to pass overhead and then sending malicious commands using specialized ground antennas. Hacking more sophisticated satellites might not be that hard either.

Satellites are typically controlled from ground stations. These stations run computers with software vulnerabilities that can be exploited by hackers. If hackers were to infiltrate these computers, they could send malicious commands to the satellites.

History of hacks

This scenario played out in 1998 when hackers took control of the U.S.-German ROSAT X-Ray satellite. They did it by hacking into computers at the Goddard Space Flight Center in Maryland. The hackers then instructed the satellite to aim its solar panels directly at the sun. This effectively fried its batteries and rendered the satellite useless. The defunct satellite eventually crashed back to Earth in 2011. Hackers could also hold satellites for ransom, as happened in 1999 when hackers took control of the U.K.'s SkyNet satellites.

Over the years, the threat of cyberattacks on satellites has gotten more dire. In 2008, hackers, possibly from China, reportedly took full control of two NASA satellites, one for about two minutes and the other for about nine minutes. In 2018, another group of Chinese state-backed hackers reportedly launched a sophisticated hacking campaign aimed at satellite operators and defense contractors. Iranian hacking groups have also attempted similar attacks.

Although the U.S. Department of Defense and National Security Agency have made some efforts to address space cybersecurity, the pace has been slow. There are no cybersecurity standards for satellites and no governing body to regulate and ensure their cybersecurity. Even if common standards could be developed, there are no mechanisms in place to enforce them. This means responsibility for satellite cybersecurity falls to the individual companies that build and operate them.

As they compete to be the dominant satellite operator, SpaceX and rival companies are under increasing pressure to cut costs. There is also pressure to speed up development and production. This makes it tempting for the companies to cut corners in areas like cybersecurity that are secondary to actually getting these satellites in space.

#### Interconnectedness and surface area

Graczyk et al 21, Rafal, Paulo Esteves-Verissimo, and Marcus Voelp. "Sanctuary lost: a cyber-physical warfare in space." arXiv preprint arXiv:2110.05878 (2021). (University of Luxembourg, Interdisciplinary Center for Security, Reliability and Trust (SnT) - CritiX group)//Elmer

NewSpace is on course of enabling satellites to become interconnected, creating orbital networks with many nodes and numerous points of entry that are eventually connected to the Internet. It leads to the creation of (mega-)constellations (i.e., formations of spacecrafts cooperating in achieving a common goal, typically for telecommunication but also for real-time Earth observation and similar activities [36]), which on the one hand enables operators and users to utilize the greater potential of these new services and increases the availability and robustness against accidental faults. At the same time, NewSpace approach, and use of large constellations in particular, also increases the attack surface, making it harder to defend and maintain control on the system. The trend of increasing the size of satellite constellation along with simplifying and miniaturizing the satellites themselves starts to spill into the traditional space industry [37], and most likely will become even more significant in the future.

#### Scenario 3 is Astronomy—

#### Constellations sabotage modern astronomy – tweaks like DarkSats don’t solve. That guts asteroid detection and preparedness.

Grush 20 “The true impact of SpaceX’s Starlink constellation on astronomy is coming into focus” Loren Grush [science reporter for The Verge] Mar 24, 2020 <https://www.theverge.com/2020/3/24/21190273/spacex-starlink-satellite-internet-constellation-astronomy-coating> SM

Ever since SpaceX launched its first batch of internet-beaming satellites last year, astronomers have watched with dread as the company continued to blast more spacecraft into orbit. Could this ballooning constellation of bright satellites fill the night sky with artificial light and muck up observations of the Universe for years to come? Now, new data is partially validating what many astronomers have feared since that first launch.

Up until now, people have been somewhat in the dark about the true impact of SpaceX’s internet-from-space project called Starlink, which envisions nearly 12,000 of these satellites orbiting Earth. SpaceX’s satellites are super bright compared to others, and astronomers have been worried that with so many luminous satellites in the sky, the odds of one passing in front of a telescope and obscuring an image will increase.

It turns out, some astronomers have reason to be concerned. Certain types of astronomy may be more negatively affected than others, one peer-reviewed study shows, particularly those kinds that scour large swaths of the sky over long periods of time looking for faint, faraway objects. That means scientists looking for distant objects beyond Neptune — including the hunt for the mysterious Planet Nine — might have trouble when Starlink is complete. Additionally, Starlink may be much more visible during twilight hours, or the first few hours of the night, which could be a major problem in the hunt for massive asteroids headed toward Earth. “It depends on what science you’re doing, and that’s really what it comes down to,” Jonathan McDowell, an astrophysicist at Harvard and spaceflight expert who wrote the study accepted by Astrophysical Journal Letters, tells The Verge.

Meanwhile, scientists are also learning if SpaceX’s effort to mitigate the brightness of its satellites is actually going to work. The company coated one of its satellites in an attempt to make it appear less visible in the sky. Now, the first observations of that satellite are being published, and the coating is working — but it might not be enough to make everyone happy. “It doesn’t solve the issue,” Jeremy Tregloan-Reed, a researcher at the University of Antofagasta and lead author on the study, which is undergoing peer review at Astronomy and Astrophysics Letters, tells The Verge. “But it shows that SpaceX has taken on board astronomers’ concerns, and it does appear to be trying to solve the situation.”

HOW STARLINK WILL AFFECT THE ASTRONOMERS

For astronomers, light is everything. Observing celestial objects in different wavelengths of light is the best method we have for exploring the Universe. That’s why adding artificial light to the sky freaks out so many scientists. Some astronomers take long-exposure images of the sky, gathering as much light as possible from distant objects — and when a bright satellite reflecting light from the Sun passes overhead, it can leave a long white streak that ruins the picture.

Of course, the sky is a big canvas, and one tiny satellite isn’t going to be a major headache. A host of factors dictate exactly how and when satellites will be a problem. A satellite’s size, shape, height, and path around Earth all affect exactly how much light it reflects from the Sun and where people will see it the most. Meanwhile, the time of year and the time of night determine how much sunlight is shining on a satellite at any given moment.

To figure out Starlink’s exact impression on the night, McDowell made a comprehensive simulation based on what we know about where all of the Starlink satellites are going. Ahead of launching its constellation, SpaceX had to file multiple requests with the Federal Communications Commission, detailing where the company planned to send all of its spacecraft. Using that information, McDowell came up with a snapshot of which areas will see the most satellites overhead and what times of night will be the worst for observations.

In the more northern and southern latitudes, Starlink satellites will dominate the horizon during the first and last few hours of the night. In the summertime, it’ll be much worse, with hundreds of satellites visible for those in rural areas away from city light pollution. “Where I live in [Boston], I can see the planes hovering over Logan [Airport] on the horizon,” says McDowell. “That’s what it will look like, but it’ll be satellites and it’ll be a lot of them.” SpaceX declined to comment for this story.

While people living in cities and towns won’t really notice, this spells bad news for those hunting really distant faint objects using long exposures. “The longer that you have the shutter open for, the more that you’re likely to have an observation impeded by one of these streaks that are quite bright,” Michele Bannister, a planetary astronomer at the University of Canterbury in New Zealand who helped McDowell with his research, tells The Verge. That means those hunting Planet Nine and objects at the edge of the Solar System have some cause for alarm.

Additionally, asteroid hunters are going to be extra affected by this constellation, says McDowell. “They’re really hosed, because they need to look at twilight,” he says. Scientists looking for asteroids orbiting near Earth often look for these objects near the Sun; they observe just after sunset when they can see the part of the sky near the Sun that’s too bright to see during the day. “That’s where the problem with illuminated Starlink satellites is the worst,” he says. “Even from regular 30-degree latitude observatories, they’re going to have serious problems.”

As for what that means for these astronomy fields, one obvious concern is that a potentially hazardous asteroid could go unnoticed until it’s too late to act appropriately. It’s also possible observers will have to take expensive countermeasures to get the kinds of images they want. “It may mean you have to observe twice as long, if you have to throw away half your data,” says McDowell. “So that’s expensive. Or you may need to make changes to your telescope design, to stop reflections from a satellite.”

The silver lining here, at least, is that McDowell’s study found that Starlink may not really have a big effect on a lot of other astronomers’ work, especially those who only look at small slices of the night sky for certain periods of time. But his work does fly in the face of what SpaceX CEO Elon Musk has said about Starlink and its astronomy repercussions. “I am confident that we will not cause any impact whatsoever in astronomical discoveries. Zero,” Musk said during a space conference at the beginning of March. “That’s my prediction. And we’ll take corrective action if it’s above zero.”

Despite Musk’s brazen proclamation, the truth is SpaceX has already taken some corrective action, but new research shows it may not be enough to silence all of the company’s critics.

A COAT OF NO COLORS

On its third Starlink launch in January, SpaceX included a satellite that had been painted with an experimental coating, meant to darken the spacecraft’s reflectivity. Nicknamed DarkSat, the spacecraft has been of particular interest to amateur satellite trackers. Various observatories have taken images of DarkSat as it’s passed overhead to gauge just how much fainter it appears compared to its cohort.

The answer, it seems, is that DarkSat is indeed darker but only slightly. Once it reached its final orbit, the satellite appeared 55 percent fainter compared to another bright Starlink satellite, according to Tregloan-Reed’s study. That’s based on the initial observations he made using a telescope at the Ckoirama Observatory in Chile. “The DarkSat coating does push the satellite beyond being able to be seen with the naked eye,” says Tregloan-Reed.

That’s a big reduction, but 55 percent may not be enough for some observatories. The Vera Rubin Observatory in Chile is still under construction, but it has the massive task of surveying the entire night sky. “It’s going to be able to give us the history of the Solar system in absolutely intricate and amazing detail,” says Bannister of the survey. “And I think that’s definitely something that is under threat.” People at the observatory have estimated that the Starlink satellites would need to be even fainter than DarkSat in order to truly stay out of the way and not saturate the images gathered.

The good news is that SpaceX has hinted that more extreme countermeasures may be on their way. During its latest launch, a SpaceX employee noted that while the coated satellite showed “a notable reduction” in brightness, a future Starlink satellite may be equipped with a sunshade to further reduce reflectivity. “We have a couple other ideas that we think could reduce the reflectivity even further, the most promising being a sunshade that would operate in the same way as a patio umbrella, or a sun visor — but for the satellite,” Jessica Anderson, a lead manufacturing engineer at SpaceX, said during the live stream.

Tregloan-Reed says he’s hopeful about some kind of shade. “If that was to work then in theory it would block out the sunlight completely,” he says.

Still, that doesn’t solve every single astronomy problem because even a darkened satellite can still be a nuisance. Astronomers searching for planets beyond our Solar System, for instance, often take very sensitive measurements of distant stars, looking for dips in their brightness that might indicate a foreign planet passing by. If a satellite, even a dark one, were to pass in front of a star someone was observing, it could throw off the search for these alien worlds.

No matter what, it seems that a giant constellation is going to have some kind of negative impact on someone — it can’t be helped. And looking at the big picture, SpaceX isn’t alone in its attempt to create a mega-constellation of satellites. The company just gets the most attention because it’s proposing the largest number of spacecraft, and its vehicles are big, bright, and lower in the sky compared to other proposed constellations. Others like OneWeb and Amazon want to also fill the sky with internet-beaming vehicles.

Such a large influx of artificial bright spots is really the heart of the issue. “I understand the importance of Starlink; I can see the benefits of worldwide internet,” says Tregloan-Reed. “It’s just the sheer numbers that are worrying me.”

#### Asteroids threats are existential – increasingly likely

Spencer ’18 - senior editor for Salon. He manages Salon's science, tech, economy and health coverage Keith Spencer, “The Asteroids Most Likely to Hit Earth,” Salon, January 14, 2018, <https://www.salon.com/2018/01/14/the-asteroids-most-likely-to-hit-earth/>.

Like earthquakes and volcanoes, the most frightening thing about asteroid strikes is their inevitability. Our solar system formed from a planetary nebula of dust and gas that slowly coalesced into rocks, planets, moons, and the Sun. And there are plenty of rocks still floating around. Astronomers estimate that between 37,000 and 78,000 tons of solar system debris hit Earth every year, though luckily these usually rain down in tiny pieces that burn up in the atmosphere — rather than large chunks that explode on the ground. (Although those hit us too.)

As a result, our planet is littered with little geologic memento mori that foreshadow what is to come. The Chesapeake Bay looks the way it does because of a massive impact of a three- to five-kilometer-wide asteroid that hit about 35 million years ago; even today, the region’s freshwater aquifer is at risk of being contaminated by an adjacent salty underground reservoir that was created in the wake of the impact. Oil drillers and water management agencies in the region must mitigate for a 35-million-year-old natural disaster.

Unsurprisingly given how often we get hit with space debris, meteors rank high on the list of existential horrors; some of our civilization’s most popular books and films are about the fear of a meteor impact–related disaster. Likewise, scientists periodically sound the alarm bells over the lack of resources being devoted to hazardous asteroid detection and — perhaps someday — diversion. Luckily, NASA, the California Institute of Technology and other agencies have done a fair bit of sky-scouring to track and monitor nearby hazardous space rocks of varying sizes.

The trick with estimating likely impact candidates is knowing that while many of the things on this list have a low probability of hitting us in the next century, they have higher — but more difficult to estimate accurately — probabilities of striking Earth in coming centuries. So why do most lists of potentially hazardous asteroids only estimate their orbits as far as a hundred years in advance? Partly because we are trapped in our own human perspectives — 100 years is about as long as our children will live — and partly because any orbital uncertainty is compounded year to year.

In estimating the precise location of an asteroid and extrapolating its future path, precision is key; being off by, say, 40 kilometers today will equate to an orbital uncertainty thousands of times greater many years in the future. That could easily mean the difference between a strike and a miss. (Incidentally, 40 kilometers of uncertainty is the approximate uncertainty of 3200 Phaethon, a near-miss that grazed Earth last month.)

All of this is to say that the asteroids on this list move in and out of our planet’s orbit — on a long enough timescale, we’re either going to have a close encounter or an impact, provided ours or another planet doesn’t gravitationally slingshot these space rocks into a less hazardous orbit. In picking and choosing asteroids for inclusion here, I tried to pick ones that were A) big enough to at least cause a nuclear winter, and B) that have a decent likelihood of eventual collision. The way that near-Earth objects are ranked by astronomers takes into account the number of opportunities for the orbit to intercept Earth; most of these have elliptical orbits that will swing past our planet many times.

3200 Phaethon

The aforementioned asteroid, which I wrote about last month when it had a close encounter with Earth, is rumored to be the source of the Geminid meteor shower. An asteroid creating meteor showers on Earth is unusual; but 3200 Phaethon is a weird asteroid. The atmosphere-free, 3.6 mile-wide rock swings very close to the Sun, rapidly heating the asteroid's surface, and — scientists believe — creating fractures in its surface as its temperature changes, thus releasing dust. That dust then creates the Geminid meteors, tiny particles that rain down periodically on Earth.

3200 Phaethon has a very elliptical orbit, meaning it passes close to the Sun before swinging far out again. Its motion moves it in and out of Earth’s near-circular orbit, which is how it ended up grazing us by 6.2 million miles back in December, at which point it was visible from Earth with a small telescope.

A 3.6 mile-wide asteroid like 3200 Phaethon probably wouldn’t end most life on Earth, but it would certainly muck things up for a bit. This size is just slightly bigger than the asteroid implicated in the aforementioned Chesapeake Bay asteroid impact. That asteroid created a crater over 50 miles wide and almost a mile deep, according to the US Geological Survey. Even outside that 50-mile-wide diameter, earthquakes, dust clouds and heat levels made a large swath of North America uninhabitable for a while.

Accordingly, NASA lists 3200 Phaethon as “potentially hazardous.”

2017 XO2

Despite being only 330 feet wide, 2017 XO2 merits inclusion on this list solely because this 2-million-ton rock keeps crossing Earth’s path. Like the bee that won’t stop buzzing you at the picnic, 2017 XO2 will take many passes at Earth, each with their own small probability of collision. Notably: April 28, 2041, April 29, 2047, April 28, 2053, April 29, 2059, and April 28, 2065, all have impact probabilities greater than 0.00001 percent. The Center for Near-Earth Object Studies (CNEOS) only calculates trajectories up to 2111 — uncertainties rise after that point — but it seems to swing near us around the end of April every few years, up to April 30, 2111. CNEOS calculates a cumulative impact probability of 0.002 percent between now and 2111. Threateningly, it may keep swinging by Earth for thousands more years.

2017 YZ1

Some asteroids on this list are going to cross Earth’s path again and again and keep scaring us, but 2017 YZ1 has one shot before it loses it. If it were overtime in the NBA championship game and the score were tied, 2017 YZ1 is trying desperately to dunk — by which I mean, violently collide with Earth. This 1,000-foot-wide asteroid has a non-zero chance (0.00015 percent) of hitting Earth on June 30, 2047. Those aren’t great odds, but still a much better chance than you have of winning the lottery. I suspect some actuary at Lloyd’s of London is selling 2017 YZ1 insurance by now.

Fortunately, 2017 YZ1 is only about a thousand feet in diameter, which isn’t big enough to cause an extinction event. Yet if it struck land it might create a cataclysmic explosion that would mess up our weather for a few years.

Jot down June 30, 2047, in your calendar, and then pull out your telescope, watch it sail by and toast your good fortune.

2018 AE2

As its “2018” designation hints, 2018 AE2 is hot off the observational data tables. Between 2094 and 2112, 2018 AE2 will have a number of low-probability chances to hit Earth. At 50 million tons with an impact velocity of 53,000 miles per hour, 2018 AE2 would have a destructive capacity (3,200 megatons) equal to about half the world’s nuclear arsenal. If the theory of nuclear winter is true — that the amount of smoke and ash sent into the troposphere from such a large explosion could temporarily dim the Sun’s flux on Earth, resulting in crop loss, colder days, and the probable deaths of millions or billions — we would indeed be in for trouble.

If you glean any politics from this article, take away the moral imperative for our civilization to improve our long-term thinking and invest well in planetary asteroid detection and deflection. We’re in the middle of a political era of “individual responsibility,” where it’s every person for themselves, but space hazards like these hint at the long-term absurdity of that kind of right-wing positioning. No number of tax credits or bootstrap-yanks are going to stop the asteroid from personally affecting you (and everyone else); these are equal-opportunity planet destroyers that require cooperative solutions. In a future article, I'll explore the ways that humanity might come together to deflect a hazardous asteroid, many of which are actually quite simple if done far enough in advance of impact.

#### Nuke war causes extinction – Ice Age, famines, and war won’t stay limited

Edwards 17 [Paul N. Edwards, CISAC’s William J. Perry Fellow in International Security at Stanford’s Freeman Spogli Institute for International Studies. Being interviewed by EarthSky. How nuclear war would affect Earth’s climate. September 8, 2017. earthsky.org/human-world/how-nuclear-war-would-affect-earths-climate] Note, we are only reading parts of the interview that are directly from Paul Edwards -- MMG

In the nuclear conversation, what are we not talking about that we should be?

We are not talking enough about the climatic effects of nuclear war. The “nuclear winter” theory of the mid-1980s played a significant role in the arms reductions of that period. But with the collapse of the Soviet Union and the reduction of U.S. and Russian nuclear arsenals, this aspect of nuclear war has faded from view. That’s not good. In the mid-2000s, climate scientists such as Alan Robock (Rutgers) took another look at nuclear winter theory. This time around, they used much-improved and much more detailed climate models than those available 20 years earlier. They also tested the potential effects of smaller nuclear exchanges. The result: an exchange involving just 50 nuclear weapons — the kind of thing we might see in an India-Pakistan war, for example — could loft 5 billion kilograms of smoke, soot and dust high into the stratosphere. That’s enough to cool the entire planet by about 2 degrees Fahrenheit (1.25 degrees Celsius) — about where we were during the Little Ice Age of the 17th century. Growing seasons could be shortened enough to create really significant food shortages. So the climatic effects of even a relatively small nuclear war would be planet-wide. What about a larger-scale conflict? A U.S.-Russia war currently seems unlikely, but if it were to occur, hundreds or even thousands of nuclear weapons might be launched. The climatic consequences would be catastrophic: global average temperatures would drop as much as 12 degrees Fahrenheit (7 degrees Celsius) for up to several years — temperatures last seen during the great ice ages. Meanwhile, smoke and dust circulating in the stratosphere would darken the atmosphere enough to inhibit photosynthesis, causing disastrous crop failures, widespread famine and massive ecological disruption. The effect would be similar to that of the giant meteor believed to be responsible for the extinction of the dinosaurs. This time, we would be the dinosaurs. Many people are concerned about North Korea’s advancing missile capabilities. Is nuclear war likely in your opinion? At this writing, I think we are closer to a nuclear war than we have been since the early 1960s. In the North Korea case, both Kim Jong-un and President Trump are bullies inclined to escalate confrontations. President Trump lacks impulse control, and there are precious few checks on his ability to initiate a nuclear strike. We have to hope that our generals, both inside and outside the White House, can rein him in. North Korea would most certainly “lose” a nuclear war with the United States. But many millions would die, including hundreds of thousands of Americans currently living in South Korea and Japan (probable North Korean targets). Such vast damage would be wrought in Korea, Japan and Pacific island territories (such as Guam) that any “victory” wouldn’t deserve the name. Not only would that region be left with horrible suffering amongst the survivors; it would also immediately face famine and rampant disease. Radioactive fallout from such a war would spread around the world, including to the U.S. It has been more than 70 years since the last time a nuclear bomb was used in warfare. What would be the effects on the environment and on human health today? To my knowledge, most of the changes in nuclear weapons technology since the 1950s have focused on making them smaller and lighter, and making delivery systems more accurate, rather than on changing their effects on the environment or on human health. So-called “battlefield” weapons with lower explosive yields are part of some arsenals now — but it’s quite unlikely that any exchange between two nuclear powers would stay limited to these smaller, less destructive bombs.

### FW – Fancy

**Moral Realism is true – there is an ethical truth that exists metaphysically: a) otherwise we could not make moral claims since we would merely claim disagreement rather than an absolute wrong, justifying any ethical statement b) regressive moral debates always terminate in an endpoint of agreement, we just compare different values in an attempt to find the ultimate one.**

#### Synthetic a posteriori moral naturalism is the basis of realist ethics:

#### A] The normative supervenes on the natural – natural facts like whether brains develop to permit rationality or subjectivity determine whether non naturalist moral facts can be premised on things like capacity for reason

**Lutz and Lenman 18.** Lutz, Matthew and Lenman, James, "Moral Naturalism", The Stanford Encyclopedia of Philosophy (Fall 2018 Edition), Edward N. Zalta (ed.), URL = <https://plato.stanford.edu/archives/fall2018/entries/naturalism-moral/>. //Massa

The first argument against normative non-naturalism concerns normative supervenience. **The normative supervenes on the natural; in all** metaphysically **possible worlds in which the natural facts are the same as** they are in **the actual world, the moral facts are the same** as well. **This** claim **has been called the “least controversial thesis in metaethics”** (Rosen forthcoming); **it is very widely accepted.** But it is also a striking fact that stands in need of some explanation. **For naturalists**, such an explanation is easy to provide: **the moral facts just are natural facts, so when we consider worlds that are naturally the same** as the actual world, **we will ipso facto be considering worlds that are morally the same** as the actual world. But for the non-naturalist, no such explanation seems available. In fact, **it seems** to be in principle **impossible for a non-naturalist to explain how the moral supervenes on the natural.** And if the non-naturalist can offer no explanation of this phenomenon that demands explanation, this is a heavy mark against non-naturalism (McPherson 2012).

#### That outweighs other metaethical justifications– controversy prevents acting on moral laws, but lack of philosophical controversy on the correlation between moral and natural facts indicates naturalism guides action.

#### B] The problem of disagreement – resolving a priori conflicts requires indicting the epistemological basis of one’s judgement with a reliable process for deriving moral truths which is impossible given widespread moral disagreement about non verifiable a priori truth – grounding ethics with verifiable natural facts solve

#### Next, phenomenal introspection can bridge the gap from experiential natural facts to moral truths and necessitates hedonism. When I observe a lemon’s yellowness shifting my visual fields from darker to lighter shades, I can introspect on that experience and identify brightness as an intrinsic property of seeing a lemon. Similarly, when I feel pleasure, I can introspect on the shift in hedonic tones and identify that goodness is an intrinsic property of the pleasure that was increased.

#### This connection between pain and pleasure and phenomenal conceptions of intrinsic value and disvalue is irrefutable – everything else regresses – robust neuroscience proves.

Blum et al. 18 Kenneth Blum, 1Department of Psychiatry, Boonshoft School of Medicine, Dayton VA Medical Center, Wright State University, Dayton, OH, USA 2Department of Psychiatry, McKnight Brain Institute, University of Florida College of Medicine, Gainesville, FL, USA 3Department of Psychiatry and Behavioral Sciences, Keck Medicine University of Southern California, Los Angeles, CA, USA 4Division of Applied Clinical Research & Education, Dominion Diagnostics, LLC, North Kingstown, RI, USA 5Department of Precision Medicine, Geneus Health LLC, San Antonio, TX, USA 6Department of Addiction Research & Therapy, Nupathways Inc., Innsbrook, MO, USA 7Department of Clinical Neurology, Path Foundation, New York, NY, USA 8Division of Neuroscience-Based Addiction Therapy, The Shores Treatment & Recovery Center, Port Saint Lucie, FL, USA 9Institute of Psychology, Eötvös Loránd University, Budapest, Hungary 10Division of Addiction Research, Dominion Diagnostics, LLC. North Kingston, RI, USA 11Victory Nutrition International, Lederach, PA., USA 12National Human Genome Center at Howard University, Washington, DC., USA, Marjorie Gondré-Lewis, 12National Human Genome Center at Howard University, Washington, DC., USA 13Departments of Anatomy and Psychiatry, Howard University College of Medicine, Washington, DC US, Bruce Steinberg, 4Division of Applied Clinical Research & Education, Dominion Diagnostics, LLC, North Kingstown, RI, USA, Igor Elman, 15Department Psychiatry, Cooper University School of Medicine, Camden, NJ, USA, David Baron, 3Department of Psychiatry and Behavioral Sciences, Keck Medicine University of Southern California, Los Angeles, CA, USA, Edward J Modestino, 14Department of Psychology, Curry College, Milton, MA, USA, Rajendra D Badgaiyan, 15Department Psychiatry, Cooper University School of Medicine, Camden, NJ, USA, Mark S Gold 16Department of Psychiatry, Washington University, St. Louis, MO, USA, “Our evolved unique pleasure circuit makes humans different from apes: Reconsideration of data derived from animal studies”, U.S. Department of Veterans Affairs, 28 February 2018, accessed: 19 August 2020, <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC6446569/>, R.S.

**Pleasure** is not only one of the three primary reward functions but it also **defines reward.** As homeostasis explains the functions of only a limited number of rewards, the principal reason why particular stimuli, objects, events, situations, and activities are rewarding may be due to pleasure. This applies first of all to sex and to the primary homeostatic rewards of food and liquid and extends to money, taste, beauty, social encounters and nonmaterial, internally set, and intrinsic rewards. Pleasure, as the primary effect of rewards, drives the prime reward functions of learning, approach behavior, and decision making and provides the **basis for hedonic theories** of reward function. We are attracted by most rewards and exert intense efforts to obtain them, just because they are enjoyable [10].

Pleasure is a passive reaction that derives from the experience or prediction of reward and may lead to a long-lasting state of happiness. The word happiness is difficult to define. In fact, just obtaining physical pleasure may not be enough. One key to happiness involves a network of good friends. However, it is not obvious how the higher forms of satisfaction and pleasure are related to an ice cream cone, or to your team winning a sporting event. Recent multidisciplinary research, using both humans and detailed invasive brain analysis of animals has discovered some critical ways that the brain processes pleasure [14].

Pleasure as a hallmark of reward is sufficient for defining a reward, but it may not be necessary. A reward may generate positive learning and approach behavior simply because it contains substances that are essential for body function. When we are hungry, we may eat bad and unpleasant meals. A monkey who receives hundreds of small drops of water every morning in the laboratory is unlikely to feel a rush of pleasure every time it gets the 0.1 ml. Nevertheless, with these precautions in mind, we may define any stimulus, object, event, activity, or situation that has the potential to produce pleasure as a reward. In the context of reward deficiency or for disorders of addiction, homeostasis pursues pharmacological treatments: drugs to treat drug addiction, obesity, and other compulsive behaviors. The theory of allostasis suggests broader approaches - such as re-expanding the range of possible pleasures and providing opportunities to expend effort in their pursuit. [15]. It is noteworthy, the first animal studies eliciting approach behavior by electrical brain stimulation interpreted their findings as a discovery of the brain’s pleasure centers [16] which were later partly associated with midbrain dopamine neurons [17–19] despite the notorious difficulties of identifying emotions in animals.

Evolutionary theories of pleasure: The love connection BO:D

Charles Darwin and other biological scientists that have examined the biological evolution and its basic principles found various mechanisms that steer behavior and biological development. Besides their theory on natural selection, it was particularly the sexual selection process that gained significance in the latter context over the last century, especially when it comes to the question of what makes us “what we are,” i.e., human. However, the capacity to sexually select and evolve is not at all a human accomplishment alone or a sign of our uniqueness; yet, we humans, as it seems, are ingenious in fooling ourselves and others–when we are in love or desperately search for it.

It is well established that modern biological theory conjectures that **organisms are** the **result of evolutionary competition.** In fact, Richard Dawkins stresses gene survival and propagation as the basic mechanism of life [20]. Only genes that lead to the fittest phenotype will make it. It is noteworthy that the phenotype is selected based on behavior that maximizes gene propagation. To do so, the phenotype must survive and generate offspring, and be better at it than its competitors. Thus, the ultimate, distal function of rewards is to increase evolutionary fitness by ensuring the survival of the organism and reproduction. It is agreed that learning, approach, economic decisions, and positive emotions are the proximal functions through which phenotypes obtain other necessary nutrients for survival, mating, and care for offspring.

Behavioral reward functions have evolved to help individuals to survive and propagate their genes. Apparently, people need to live well and long enough to reproduce. Most would agree that homo-sapiens do so by ingesting the substances that make their bodies function properly. For this reason, foods and drinks are rewards. Additional rewards, including those used for economic exchanges, ensure sufficient palatable food and drink supply. Mating and gene propagation is supported by powerful sexual attraction. Additional properties, like body form, augment the chance to mate and nourish and defend offspring and are therefore also rewards. Care for offspring until they can reproduce themselves helps gene propagation and is rewarding; otherwise, many believe mating is useless. According to David E Comings, as any small edge will ultimately result in evolutionary advantage [21], additional reward mechanisms like novelty seeking and exploration widen the spectrum of available rewards and thus enhance the chance for survival, reproduction, and ultimate gene propagation. These functions may help us to obtain the benefits of distant rewards that are determined by our own interests and not immediately available in the environment. Thus the distal reward function in gene propagation and evolutionary fitness defines the proximal reward functions that we see in everyday behavior. That is why foods, drinks, mates, and offspring are rewarding.

There have been theories linking pleasure as a required component of health benefits salutogenesis, (salugenesis). In essence, under these terms, pleasure is described as a state or feeling of happiness and satisfaction resulting from an experience that one enjoys. Regarding pleasure, it is a double-edged sword, on the one hand, it promotes positive feelings (like mindfulness) and even better cognition, possibly through the release of dopamine [22]. But on the other hand, pleasure simultaneously encourages addiction and other negative behaviors, i.e., motivational toxicity. It is a complex neurobiological phenomenon, relying on reward circuitry or limbic activity. It is important to realize that through the “Brain Reward Cascade” (BRC) endorphin and endogenous morphinergic mechanisms may play a role [23]. While natural rewards are essential for survival and appetitive motivation leading to beneficial biological behaviors like eating, sex, and reproduction, crucial social interactions seem to further facilitate the positive effects exerted by pleasurable experiences. Indeed, experimentation with addictive drugs is capable of directly acting on reward pathways and causing deterioration of these systems promoting hypodopaminergia [24]. Most would agree that pleasurable activities can stimulate personal growth and may help to induce healthy behavioral changes, including stress management [25]. The work of Esch and Stefano [26] concerning the link between compassion and love implicate the brain reward system, and pleasure induction suggests that social contact in general, i.e., love, attachment, and compassion, can be highly effective in stress reduction, survival, and overall health.

Understanding the role of neurotransmission and pleasurable states both positive and negative have been adequately studied over many decades [26–37], but comparative anatomical and neurobiological function between animals and homo sapiens appear to be required and seem to be in an infancy stage.

Finding happiness is different between apes and humans

As stated earlier in this expert opinion one key to happiness involves a network of good friends [38]. However, it is not entirely clear exactly how the higher forms of satisfaction and pleasure are related to a sugar rush, winning a sports event or even sky diving, all of which augment dopamine release at the reward brain site. Recent multidisciplinary research, using both humans and detailed invasive brain analysis of animals has discovered some critical ways that the brain processes pleasure.

Remarkably, there are pathways for ordinary liking and pleasure, which are limited in scope as described above in this commentary. However, there are **many brain regions**, often termed hot and cold spots, that significantly **modulate** (increase or decrease) our **pleasure or** even produce **the opposite** of pleasure— that is disgust and fear [39]. One specific region of the nucleus accumbens is organized like a computer keyboard, with particular stimulus triggers in rows— producing an increase and decrease of pleasure and disgust. Moreover, the cortex has unique roles in the cognitive evaluation of our feelings of pleasure [40]. Importantly, the interplay of these multiple triggers and the higher brain centers in the prefrontal cortex are very intricate and are just being uncovered.

Desire and reward centers

It is surprising that many different sources of pleasure activate the same circuits between the mesocorticolimbic regions (Figure 1). Reward and desire are two aspects pleasure induction and have a very widespread, large circuit. Some part of this circuit distinguishes between desire and dread. The so-called pleasure circuitry called “REWARD” involves a well-known dopamine pathway in the mesolimbic system that can influence both pleasure and motivation.

In simplest terms, the well-established mesolimbic system is a dopamine circuit for reward. It starts in the ventral tegmental area (VTA) of the midbrain and travels to the nucleus accumbens (Figure 2). It is the cornerstone target to all addictions. The VTA is encompassed with neurons using glutamate, GABA, and dopamine. The nucleus accumbens (NAc) is located within the ventral striatum and is divided into two sub-regions—the motor and limbic regions associated with its core and shell, respectively. The NAc has spiny neurons that receive dopamine from the VTA and glutamate (a dopamine driver) from the hippocampus, amygdala and medial prefrontal cortex. Subsequently, the NAc projects GABA signals to an area termed the ventral pallidum (VP). The region is a relay station in the limbic loop of the basal ganglia, critical for motivation, behavior, emotions and the “Feel Good” response. This defined system of the brain is involved in all addictions –substance, and non –substance related. In 1995, our laboratory coined the term “Reward Deficiency Syndrome” (RDS) to describe genetic and epigenetic induced hypodopaminergia in the “Brain Reward Cascade” that contribute to addiction and compulsive behaviors [3,6,41].

Furthermore, ordinary “liking” of something, or pure pleasure, is represented by small regions mainly in the limbic system (old reptilian part of the brain). These may be part of larger neural circuits. In Latin, hedus is the term for “sweet”; and in Greek, hodone is the term for “pleasure.” Thus, the word Hedonic is now referring to various subcomponents of pleasure: some associated with purely sensory and others with more complex emotions involving morals, aesthetics, and social interactions. The capacity to have pleasure is part of being healthy and may even extend life, especially if linked to optimism as a dopaminergic response [42].

Psychiatric illness often includes symptoms of an abnormal inability to experience pleasure, referred to as anhedonia. A negative feeling state is called dysphoria, which can consist of many emotions such as pain, depression, anxiety, fear, and disgust. Previously many scientists used animal research to uncover the complex mechanisms of pleasure, liking, motivation and even emotions like panic and fear, as discussed above [43]. However, as a significant amount of related research about the specific brain regions of pleasure/reward circuitry has been derived from invasive studies of animals, these cannot be directly compared with subjective states experienced by humans.

In an attempt to resolve the controversy regarding the causal contributions of mesolimbic dopamine systems to reward, we have previously evaluated the three-main competing explanatory categories: “liking,” “learning,” and “wanting” [3]. That is, dopamine may mediate (a) liking: the hedonic impact of reward, (b) learning: learned predictions about rewarding effects, or (c) wanting: the pursuit of rewards by attributing incentive salience to reward-related stimuli [44]. We have evaluated these hypotheses, especially as they relate to the RDS, and we find that the incentive salience or “wanting” hypothesis of dopaminergic functioning is supported by a majority of the scientific evidence. Various neuroimaging studies have shown that anticipated behaviors such as sex and gaming, delicious foods and drugs of abuse all affect brain regions associated with reward networks, and may not be unidirectional. Drugs of abuse enhance dopamine signaling which sensitizes mesolimbic brain mechanisms that apparently evolved explicitly to attribute incentive salience to various rewards [45].

Addictive substances are voluntarily self-administered, and they enhance (directly or indirectly) dopaminergic synaptic function in the NAc. This activation of the brain reward networks (producing the ecstatic “high” that users seek). Although these circuits were initially thought to encode a set point of hedonic tone, it is now being considered to be far more complicated in function, also encoding attention, reward expectancy, disconfirmation of reward expectancy, and incentive motivation [46]. The argument about addiction as a disease may be confused with a predisposition to substance and nonsubstance rewards relative to the extreme effect of drugs of abuse on brain neurochemistry. The former sets up an individual to be at high risk through both genetic polymorphisms in reward genes as well as harmful epigenetic insult. Some Psychologists, even with all the data, still infer that addiction is not a disease [47]. Elevated stress levels, together with polymorphisms (genetic variations) of various dopaminergic genes and the genes related to other neurotransmitters (and their genetic variants), and may have an additive effect on vulnerability to various addictions [48]. In this regard, Vanyukov, et al. [48] suggested based on review that whereas the gateway hypothesis does not specify mechanistic connections between “stages,” and does not extend to the risks for addictions the concept of common liability to addictions may be more parsimonious. The latter theory is grounded in genetic theory and supported by data identifying common sources of variation in the risk for specific addictions (e.g., RDS). This commonality has identifiable neurobiological substrate and plausible evolutionary explanations.

Over many years the controversy of dopamine involvement in especially “pleasure” has led to confusion concerning separating motivation from actual pleasure (wanting versus liking) [49]. We take the position that animal studies cannot provide real clinical information as described by self-reports in humans. As mentioned earlier and in the abstract, on November 23rd, 2017, evidence for our concerns was discovered [50]

In essence, although nonhuman primate brains are similar to our own, the disparity between other primates and those of human cognitive abilities tells us that surface similarity is not the whole story. Sousa et al. [50] small case found various differentially expressed genes, to associate with pleasure related systems. Furthermore, the dopaminergic interneurons located in the human neocortex were absent from the neocortex of nonhuman African apes. Such differences in neuronal transcriptional programs may underlie a variety of neurodevelopmental disorders.

In simpler terms, the system controls the production of dopamine, a chemical messenger that plays a significant role in pleasure and rewards. The senior author, Dr. Nenad Sestan from Yale, stated: “Humans have evolved a dopamine system that is different than the one in chimpanzees.” This may explain why the behavior of humans is so unique from that of non-human primates, even though our brains are so surprisingly similar, Sestan said: “It might also shed light on why people are vulnerable to mental disorders such as autism (possibly even addiction).” Remarkably, this research finding emerged from an extensive, multicenter collaboration to compare the brains across several species. These researchers examined 247 specimens of neural tissue from six humans, five chimpanzees, and five macaque monkeys. Moreover, these investigators analyzed which genes were turned on or off in 16 regions of the brain. While the differences among species were subtle, **there was** a **remarkable contrast in** the **neocortices**, specifically in an area of the brain that is much more developed in humans than in chimpanzees. In fact, these researchers found that a gene called tyrosine hydroxylase (TH) for the enzyme, responsible for the production of dopamine, was expressed in the neocortex of humans, but not chimpanzees. As discussed earlier, dopamine is best known for its essential role within the brain’s reward system; the very system that responds to everything from sex, to gambling, to food, and to addictive drugs. However, dopamine also assists in regulating emotional responses, memory, and movement. Notably, abnormal dopamine levels have been linked to disorders including Parkinson’s, schizophrenia and spectrum disorders such as autism and addiction or RDS.

Nora Volkow, the director of NIDA, pointed out that one alluring possibility is that the neurotransmitter dopamine plays a substantial role in humans’ ability to pursue various rewards that are perhaps months or even years away in the future. This same idea has been suggested by Dr. Robert Sapolsky, a professor of biology and neurology at Stanford University. Dr. Sapolsky cited evidence that dopamine levels rise dramatically in humans when we anticipate potential rewards that are uncertain and even far off in our futures, such as retirement or even the possible alterlife. This may explain what often motivates people to work for things that have no apparent short-term benefit [51]. In similar work, Volkow and Bale [52] proposed a model in which dopamine can favor NOW processes through phasic signaling in reward circuits or LATER processes through tonic signaling in control circuits. Specifically, they suggest that through its modulation of the orbitofrontal cortex, which processes salience attribution, dopamine also enables shilting from NOW to LATER, while its modulation of the insula, which processes interoceptive information, influences the probability of selecting NOW versus LATER actions based on an individual’s physiological state. This hypothesis further supports the concept that disruptions along these circuits contribute to diverse pathologies, including obesity and addiction or RDS.

#### The Darwinian dilemma bridges the is ought gap and takes out their theory. Moral beliefs we hold shift as we evolve which means either moral facts have changed which contradicts moral realism or evolution has randomly just now led us to moral truth. The latter is statistically impossible since evolution doesn’t track morality – there is no pressure to identify moral truths that have no bearing on survival and reproduction.

#### Hedonism escapes this dilemma through the byproduct hypothesis since natural selection proves the reliability of phenomenal introspection. When we introspect for survival on data from our eyes or ears, such as whether one sees or smells food or a predator, we use the same part of the brain that introspects on hedonic tones and identifies their moral relevance. The ability to correctly identify moral truths is evolutionarily advantageous if and only if that ability is a byproduct of a different trait that enables survival and reproduction.

#### Thus, the standard is consistency with hedonic act utilitarianism. Prefer it:

#### 2] No act-omission distinction – governments are culpable for omissions cuz their purpose is to protect the constituency – otherwise they would have no obligation to make murder illegal. Actor spec o/w – different agents have different ethical standings that affect their obligations and considerations.

#### 4] Degrees of wrongness - only util can account for degrees of wrongness, telling someone their shirt looks nice when it doesn’t is better than telling a slave owner where a runaway slave is which means aggregation controls the internal link to your fw