# 1NC R4 UH

## 1

### T

#### Interpretation: debaters must only defend that the appropriation of outer space by private entities is unjust. To clarify, they must only defend private entities.

#### Private entities excludes governments and nations.

Upcounsel [UpCounsel is an interactive online service that makes it faster and easier for businesses to find and hire legal help solely based on their preferences. “Private Entity: Everything You Need to Know.” <https://www.upcounsel.com/private-entity>] Justin

A private entity can be a partnership, corporation, individual, nonprofit organization, company, or any other organized group that is not government-affiliated. Indian tribes and foreign public entities are not considered private entities.

#### Private entities are non-governmental.

Dunk 11 – Frans G. von der Dunk, 2011, [“The Origins of Authorisation: Article VI of the Outer Space Treaty and International Space Law,” University of Nebraska] Justin

4. Interpreting Article VI of the Outer Space Treaty One main novel feature of Article VI stood out with reference to the role of private enterprise in this context. Contrary to the version of the concept applicable under general international law, where “direct state responsibility” only pertained to acts somehow directly attributable to a state and states could only be addressed for acts by private actors under “indirect,” “due care”/“due diligence” responsibility,18 Article VI made no difference as to whether the activities at issue were the state’s own (“whether such activities are carried on by governmental agencies” . . .) or those of private actors (. . . “or by non-governmental entities”). The interests of the Soviet Union in ensuring that, whomever would actually conduct a certain space activity, some state or other could be held responsible for its compliance with applicable rules of space law to that extent had prevailed. However, the general acceptance of Article VI as cornerstone of the Outer Space Treaty unfortunately was far from the end of the story. Partly, this was the consequence of key principles being left undefined.

#### Violation – they don’t defend private entities – at best they also defend public entities.

Gorove1969 [Stephen Gorove, jurist & Professor Emeritus at University of Mississippi, “Interpreting Article II of the Outer Space Treaty”, 37 Fordham L. Rev. 349, 1969, <https://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=1966&context=flr>] //neth Recut Justin

I. SUBJECT MATTER OF APPROPRIATION With respect to the problem of subject matter, the prohibition of national appropriation relates clearly to "outer space, including the moon and other celestial bodies."2 The Treaty is silent on the question of what is outer space, what it encompasses or what its boundaries are in relation to airspace. The only statement contained in the Treaty is that the moon and other celestial bodies are included in outer space. For this reason, the prohibition regarding national appropriation would unquestionably extend to the moon and other celestial bodies. Whether or not the prohibition would extend to outer space in its totality or only to part of it, or would relate to the moon or a celestial body as a whole or only to a part of it, are further significant questions. By common sense interpretation the prohibition could not very well relate to outer space as a whole since no one could at present appropriate outer space as a whole but only a part of it. Insofar as the moon and other celestial bodies are concerned, the prohibition could extend to the whole entity if national appropriation of the whole is indeed possible. But even in relation to the moon and other celestial bodies, it would appear by reasonable interpretation that the prohibition would also cover acquisition of a part of the moon or other celestial body. Any contrary interpretation would seem to make the prohibition of national appropriation largely illusory. In relation to national acquisition of a part of outer space, further questions may be raised. For example, does the prohibition extend to the collection of dust particles or other special elements during flight in outer space? Does the prohibition extend to the appropriation of cosmic rays, gases or the sun's energy, or to the collecting of mineral samples or precious metals on the moon or other celestial bodies? Should the answer depend on the type of resource involved, or on its availability in unlimited (cosmic rays, meteorites, gases) or limited (minerals, metals) quantities or perhaps on its location? In attempting to give answers to these questions, it may be pointed out, first of all, that, in the absence of some special circumstance, little would be gained by insisting on the nonappropriation of resources such as cosmic rays or gases, which are available in inexhaustible quantities. At the same time, the Treaty as it stands seems to make little allowance for national acquisition of exhaustible spatial resources. With respect to location, it could be argued that if any parts of outer space, including the moon and other celestial bodies, were found on the earth, they would not be subject to the prohibition of national appropriation since they would become part and parcel of the earth. Under a strict interpretation it may also be argued that the prohibition extends to the resource irrespective of its location. However, it might be preferable to distinguish between elements of outer space which have reached the earth as a result of natural causes and those which have done so through human intervention. In the first instance national appropriation would not be prohibited, whereas in the second example the prohibition would apply. Thus, a meteorite falling on the earth could be appropriated whereas a precious stone or metal brought to the earth from outer space could not be a subject of national appropriation. Regarding the jurisdictional boundaries of outer space, particularly the dividing line between airspace and outer space, we seem to know a little more now than we knew at the time of the first Colloquium on the Law of Outer Space back in 1958. At that time it did not appear with certainty that nation states would not object to the orbiting of foreign space instrumentalities over and above their territories. Today after more than a decade of spatial experiments, it can be said that an international custom seems to have sprung up which regards the area where space instrumentalities move in durable orbit as outer space. From this we also take for granted that anything above and beyond this area is also regarded as outer space. However, the more precise boundary line between airspace and outer space is still left undetermined. II. NATIONAL APPROPRIATION Turning to the second question which involves the meaning of "national" appropriation, it has been suggested that only the United Nations acting on behalf of the world community as a whole, should be entitled to appropriate.3 While further developments in space law, by international custom or treaty, may eventually prohibit spatial appropriations by an individual or a chartered company or the European communities, the Treaty in its present form appears to contain no prohibition regarding individual appropriation or acquisition by a private association or an international organization, even if other than the United Nations. Thus, at present, an individual acting on his own behalf or on behalf of another individual or a private association or an international organization could lawfully appropriate any part of outer space, including the moon and other celestial bodies. Whether or not an ad hoc international organization could be created for the exclusive purpose of enabling it to appropriate outer space is a delicate question. The answer may have to depend on the good faith of the parties. A further question in relation to "national" appropriation is whether or not political subdivisions of a state, such as the states of a federal state, cities or municipalities may appropriate? Under a strict interpretation, the answers to these questions would likely be in the negative even though an occasional court decision in other areas of the law may support an affirmative position.4 IlL. THE CONCEPT OF APPROPRIATION With respect to the concept of appropriation the basic question is what constitutes "appropriation," as used in the Treaty, especially in contradistinction to casual or temporary use. The term "appropriation" is used most frequently to denote the taking of property for one's own or exclusive use with a sense of permanence. Under such interpretation the establishment of a permanent settlement or the carrying out of commercial activities by nationals of a country on a celestial body may constitute national appropriation if the activities take place under the supreme authority (sovereignty) of the state. Short of this, if the state wields no exclusive authority or jurisdiction in relation to the area in question, the answer would seem to be in the negative, unless, the nationals also use their individual appropriations as cover-ups for their state's activities.5 In this connection, it should be emphasized that the word "appropriation" indicates a taking which involves something more than just a casual use. Thus a temporary occupation of a landing site or other area, just like the temporary or nonexclusive use of property, would not constitute appropriation. By the same token, any use involving consumption or taking with intention of keeping for one's own exclusive use would amount to appropriation. The question may also be asked whether or not the purpose of appropriation, that is whether it takes place in the name of science, for enrichment, or for any other purpose would have a bearing on the question of its lawfulness. Normally, the purpose of appropriation should have little bearing on the prohibition except that to constitute appropriation, the acquisition must be carried out for the purpose of one's own or exclusive use. However, since the Treaty proclaims freedom of scientific investigation in outer space, 6 there seems to be some support for the argument that if the appropriation takes place in the name of science or in the course of a scientific investigation in outer space, including the moon and other celestial bodies, such use would not be prohibited under the Treaty. Nonetheless, if the proclaimed principle is taken literally, the same argument could not be used with equal force in a case where the scientific investigation was carried out on the earth. It is doubtful whether the Treaty intended such effect, but if it did not, it is unfortunate that it fails to make it clear.7 IV. SOVEREIGN AUTHORITY In relation to the question whether or not there is any room for the exercise of some form or degree of superior authority, jurisdiction, use or occupation in outer space, the answer would seem to be in the affirmative, since the Treaty prohibits the exercise of such authority, use or occupation only if it amounts to national appropriation. Under such interpretation, the temporary use of a spatial resource without the latter's transformation or deterioration may be permissible, whereas the consumption or destruction of a resource may not. Furthermore, insofar as the exercise of authority is concerned, the state on whose registry an object launched into space is carried must retain jurisdiction and control over such object, and over its personnel, while in outer space or on a celestial body.' The Treaty also makes it clear that the states will be internationally responsible for national activities in outer space, including the moon and other celestial bodies, irrespective of whether such activities are carried on by governmental or nongovernmental entities. In fact, the activities of nongovernmental entities require authorization and continuing supervision by the state concerned.9 The fact that some measure of at least temporary exclusive jurisdiction may be exercised over a particular area on the moon or other celestial bodies, such as a space station and its adjacent grounds, is also apparent from Article XII which makes access by representatives of a foreign state contingent on reciprocity. It is not the purpose of the foregoing brief analysis to attempt to resolve the complex problems which may arise in connection with the interpretation of Article II of the Outer Space Treaty. The purpose is rather to draw attention to the existence of these problems which will have to be resolved if man's exploration of the cosmos is to be guarded by law and order.

#### Plan text in a vacuum is a useless guideline since words are contextually defined based on function – the only basis should be if the implementation of the plan as per their 1AC solvency evidence follows the topic’s intent – anything else allows the 1AR to recontextualize what they defend forcing the 1NC to predict infinite spin since they’re not tied to their evidence.

#### Standards

#### 1] Precision—they justify doing away with random words because the aff is no longer bounded by the resolution which decks predictability. Independent voter for jurisdiction—the judge can’t vote aff if there wasn’t a legitimate aff.

#### 2] Limits—tangentially related affs are unpredictable and infinite because there’s no stasis to the resolution—exacerbated by 195 governments and permutations.

#### Two impacts:

#### A] Kills neg prep and ground because they can spike out of links by defending governments and create infinite prep burdens of unpredictable affs—exacerbated by infinite preround prep.

#### B] They inflate aff solvency by allowing a laundry list of external actions that private entities can’t do like government mission, NASA operations, testing ASATs, and more because private entities are qualitatively different. That impossible to negate because generics are beaten by overpowered affs.

#### 3] TVA – defend only private entities – solves your offense.

#### Drop the debater to deter future abuse.

#### CI- A] Reasonability is arbitrary since we don’t know your BS meter until the 1AR which invites judge intervention B] Collapses since it uses an offense/defense paradigm to win it

#### No RVIs/Impact turns- A] Illogical- you don’t win for being fair B] Baiting- encourages baiting theory which proliferates abuse C] Chilling effect- chills checking abuse for fear of the RVI D] Exclusions inevitable- neg has burden of rejoinder which means we inevitably have to exclude parts of the aff.

## 2

### T

#### Interp: The affirmative may only garner offense from the hypothetical implementation that the appropriation of outer space by private entities is unjust and may not garner offense external to that.

#### Resolved indicates a policy action.

Parcher 1. [Jeff. 2/26/01. “Re: Jeff P--Is the resolution a question?” [https://web.archive.org/web/20050122044927/http://www.ndtceda.com/archives/200102/0790.html](https://web.archive.org/web/20050122044927/http:/www.ndtceda.com/archives/200102/0790.html)] Justin

(1) Pardon me if I turn to a source besides Bill. American Heritage Dictionary: Resolve: 1. To make a firm decision about. 2. To decide or express by formal vote. 3. To separate something into constiutent parts See Syns at \*analyze\* (emphasis in orginal) 4. Find a solution to. See Syns at \*Solve\* (emphasis in original) 5. To dispel: resolve a doubt. - n 1. Frimness of purpose; resolution. 2. A determination or decision. (2) The very nature of the word "resolution" makes it a question. American Heritage: A course of action determined or decided on. A formal statemnt of a deciion, as by a legislature. (3) The resolution is obviously a question. Any other conclusion is utterly inconcievable. Why? Context. The debate community empowers a topic committee to write a topic for ALTERNATE side debating. The committee is not a random group of people coming together to "reserve" themselves about some issue. There is context - they are empowered by a community to do something. In their deliberations, the topic community attempts to craft a resolution which can be ANSWERED in either direction. They focus on issues like ground and fairness because they know the resolution will serve as the basis for debate which will be resolved by determining the policy desireablility of that resolution. That's not only what they do, but it's what we REQUIRE them to do. We don't just send the topic committtee somewhere to adopt their own group resolution. It's not the end point of a resolution adopted by a body - it's the prelimanary wording of a resolution sent to others to be answered or decided upon. (4) Further context: the word resolved is used to emphasis the fact that it's policy debate. Resolved comes from the adoption of resolutions by legislative bodies. A resolution is either adopted or it is not. It's a question before a legislative body. Should this statement be adopted or not.

#### Violation: cross was explicit that they garner offense external to the resolution.

#### Vote neg for competitive equity and clash: offense external to the topic favors the aff because it destroys the only stasis point and makes prep impossible because any ground is self-serving, concessionary, and from distorted literature bases. Their model allows someone to specialize for 4 years giving them an edge over people who switch every 2 months.

#### Impacts:

#### 1] Procedural fairness outweighs—a) intrinsicness—debate is a game and equity is necessary to sustain the activity b) probability—debate can’t alter subjectivity, but it can rectify skews c) metaconstraint—all your arguments concede fairness since you assume they will be evaluated fairly

#### 2] Switch Side Debate—they can read it as a K against affirmatives—forces debaters to consider issues from multiple perspectives. Non-topical affs allow individuals to establish their own metrics for what they want to debate leading to dogmatism.

**3] TVA – defend an affirmative that defends the topic – their whole aff is about how private entities exploration of space is bad**

## 3

### CP

#### CP Text: States ought to call a global constitutional convention and establish a constitution reflecting intergenerational concern with exclusive authority to end private appropriation of outer space by ruling that it violates the non-appropriations clause of the OST and bind participating bodies to its result.

#### The CP applies intergenerational equity to future generations – that’s better than trying to decide now whether the plan is beneficial across deep time – every country would say yes.

Tan 2k [David Tan, LL.M., Harvard Law School; LL.B. (Hons), B.Com., University of Melbourne. Former Tutor in Law, Trinity College, University of Melbourne, “Towards a New Regime for the Protection of Outer Space as the "Province of All Mankind",” 2000, *The Yale Journal of International Law*, Vol. 25, https://digitalcommons.law.yale.edu/cgi/viewcontent.cgi?article=1114&context=yjil]

Edith Brown Weiss has advanced the theory of “intergenerational equity,” which provides for generational rights and obligations.158 Her thesis consists of a normative framework of intersecting theories of intergenerational and intragenerational equity that are derived from an underlying planetary trust, embodying the notion that generations act as stewards to sustain the welfare and well-being of all generations. This planetary trust obliges “each generation to preserve the diversity of the resource base and to pass the planet to future generations in no worse condition than it receives it.”159 The principle of the conservation of options requires each generation “to conserve the diversity of the natural and cultural resource base, so that it does not unduly restrict the options available to future generations in solving their problems and satisfying their own values, and should be entitled to diversity comparable to that enjoyed by previous generations.”\*60 The theory of intergenerational equity is an appealing one. Unfortunately, Weiss’s model generally rests upon an intertemporal human rights model for preserving the global environment. This presents many problems, ranging from the questionable existence of the right to a decent environment to the issue of remedies in respect of claims made by future generations against present generations.161

Whether the global awareness of the harm to our sense of intergenerational identity, as evidenced by the various U.N. General Assembly resolutions and numerous international conventions, will be sufficient to mobilize the implementation and enforcement of effective legal measures on behalf of future generations is doubtful. But more importantly, the notions of intergenerational identity and sustainable development will prove to be invaluable concepts in framing the discussion in Part VI.

Current literature has concentrated on the notion of sustainable development as involving the integration of economic and environmental considerations at all levels of decision-making.162 But the outer-space environment has been largely ignored, as if it were simply economic development on Earth that must be environmentally sound. There is no reason, however, why the precautionary principles that emerge from the concept of sustainable development in the Stockholm Declaration, the Rio Declaration, and the World Charter for Nature should not apply equally to the outer-space environment. Few states, if any, will take issue with the proposition that the exploration and use of outer space should be sustainable. It is in the common interest of all states, whether spacefaring or otherwise, to subscribe to a regime that allows for the development of space activities in a manner that leaves the space environment in a substantially unimpaired condition for future generations. One might even ultimately find that the uniqueness and vulnerability of the outer-space environment demand that the international community as a whole recognize sustainable development as a “global ethic”163 that transcends terrestrial boundaries, as a peremptory norm that prohibits “policies and practices that support current living standards by depleting the productive base, including natural resources, and that leaves future generations with poorer prospects and greater risks than our own.”164 We should not confine our actions to those we are now able to determine as directly or indirectly benefiting ourselves or our descendants. On the contrary, we should “cultivate our natural sense of obligation not to act wastefully or wantonly even when we cannot calculate how such acts would make any present or future persons worse off.”165 It seems impossible to find universally agreed-upon limits on the freedom of exploration and use of outer space. Rather than focus on indeterminate rules of custom-formation, we should concentrate on establishing fair and workable arrangements and institutions that can successfully accommodate the competing interests of all nations. With these guidelines in mind, we will now examine new methods of treaty-making that will enhance the willingness of states to participate in an environmental program that seeks to achieve an acceptable balance between pollution control and freedom of space exploration.

#### That solves the aff – it addresses shared anxieties while building political consensus.

Gardiner 14 1 [Stephen M. Gardiner, Professor of Philosophy and Ben Rabinowitz Endowed Professor of Human Dimensions of the Environment at the University of Washington, Seattle, “A Call for a Global Constitutional Convention Focused on Future Generations,” 2014, *Ethics & International Affairs*, Vol. 28, Issue 3, pp. 299-315, https://doi.org/10.1017/S0892679414000379, EA]

A Constitutional Convention

In my view, the above line of reasoning leads naturally to a more specific proposal: that we—concerned individuals, interested community groups, national governments, and transnational organizations—should initiate a call for a global constitutional convention focused on future generations. This proposal has two components. The first component is procedural. The proposal takes the form of a “call to action.” It is explicitly an attempt to engage a range of actors, based on a claim that they have or should take on a set of responsibilities, and a view about how to go about discharging those responsibilities. The second component is substantive. The main focus for action is a push for the creation of a constitutional convention at the global level, whose role is to pave the way for an overall constitutional system that appropriately embodies intergenerational concern.

The substantive idea rests on several key ideas. Still, for the purposes of a basic proposal, I suggest that these be understood in a relatively open way that, as far as is practicable, does not prejudge the outcome of the convention, and especially its main recommendations. First, the convention itself should be understood as “a representative body called together for some occasional or temporary purpose” and “constituted by statute to represent the people in their primary relations.”14 Second, a constitutional system should be thought of in a minimalist sense as “a set of norms (rules, principles or values) creating, structuring, and possibly defining the limits of government power or authority.”15 Third, the “instigating” role of the convention should be to discuss, develop, make recommendations toward, and set in motion a process for the establishment of a constitution. Fourth, its primary subject matter should be the need to adequately reflect and embody intergenerational concern, where this would include at least the protection of future generations, the promotion of their interests (where “interests” is to be broadly conceived so as to include rights, claims, welfare, and so on), and the discharging of duties with respect to them. It may also (and in my view should) include some way of reflecting concern for past generations, including responsiveness to at least certain of their interests and views. However, I will leave that issue aside in what follows.

The proposal to initiate a call for a global constitutional convention has at least two attractive features. First, it is based in a deep political reality, and does not underplay the challenge. It acknowledges the problem as it is, both specific and general, and calls attention to the heart of that problem, including to the failures of the current system, the need for an alternative, and the background issue of responsibility. Moreover, though the proposal is dramatic and rhetorically eye-catching, it is so in a way that is appropriately responsive to the seriousness of the issue at hand, the persistent political inertia surrounding more modest initiatives, and the fact that (grave though concerns about it are) climate change is only one instance of the tyranny of the contemporary (and the wider perfect moral storm), and we should expect others to arise over the coming decades and centuries.

The second attractive feature of the proposal is that, though ambitious, it is not alienating. While it does not succumb to despair in the face of the challenge, neither does it needlessly polarize and divide from the outset (for example, by leaping to specific recommendations about how to fill the institutional gap). Instead, it acknowledges that there are fundamental difficulties and anxieties, but uses them to start the right kind of debate, rather than to foreclose it. As a result, the proposal is a promising candidate to serve as the subject of a wide and overlapping political consensus, at least among those who share intergenerational concern.

Selective Mirroring

To quell some initial anxieties, it is perhaps worth clarifying the open-ended and non-alienating character of the proposal. One temptation would be to view the call for a global constitutional convention as a fairly naked plea for world government, a prospect that would be deeply alienating—indeed anathema—to many. However, that is not my intention. Though it is possible that a global constitutional convention would lead in this direction, it is by no means certain.

At a minimum, no such body could plausibly recommend any form of “world government” without simultaneously advancing detailed suggestions about how to avoid the standard threats such an institution might pose. Moreover, it seems perfectly conceivable, even likely under current ways of thinking, that a global constitutional convention would pursue what we might call a selective mirroring strategy. Specifically, a convention would seek to develop a broader system of institutions and practices that reflected the desirable features of a powerful and highly centralized global authority but neutralized the standing threats posed by it (for example, it might employ familiar strategies such as the separation of powers). In all likelihood, one feature of a selective mirroring approach would be the significant preservation of existing institutions to serve as a bulwark against the excesses of any newly created ones. Whether and how such a strategy might be made effective against the perfect moral storm, and whether something closer to a “world government” would do better, would be a central issue for discussion by the convention.

#### It spills over to foster broader intergenerational representation, but independence is key

Gardiner 14 2 [Stephen M. Gardiner, Professor of Philosophy and Ben Rabinowitz Endowed Professor of Human Dimensions of the Environment at the University of Washington, Seattle, “A Call for a Global Constitutional Convention Focused on Future Generations,” 2014, *Ethics & International Affairs*, Vol. 28, Issue 3, pp. 299-315, https://doi.org/10.1017/S0892679414000379, EA]

One set of guidelines concerns how the global constitutional convention relates to other institutions. The first guideline concerns relative independence:

(1) Autonomy: Any global constitutional convention should have considerable autonomy from other institutions, and especially from those dominated by factors that generate or facilitate the tyranny of the contemporary (and the perfect moral storm, more generally).

Thus, for example, attempts should be made to insulate the global constitutional convention from too much influence from short-term and narrowly economic forces.

The second guideline concerns limits to that independence:

(2) Mutual Accountability: Any global constitutional convention should be to some extent accountable to other major institutions, and they should be accountable to it.

Thus, for example, though the global constitutional convention should not be able to decide unilaterally that national institutions should be radically supplanted, nevertheless such institutions should not have a simple veto on the recommendations of the convention, including those that would result in sharp limits to their powers.

A third guideline concerns adequacy:

(3) Functional Adequacy: The global constitutional convention should be constructed in such a way that it is highly likely to produce recommendations that are functionally adequate to the task.

Thus, for example, the tasks of the global constitutional convention should not be assigned to any currently existing body whose design and authority is clearly unsuitable. In my view, this guideline rules out proposals such as the Royal Society’s suggestion that governance of geoengineering should be taken up by the United Nations’ Commission on Sustainable Development,20 or the Secretary-General’s recommendation of a new United Nations’ High Commissioner for Future Generations.21 Though such proposals may have merit for some purposes (for example, as pragmatic, incremental suggestions to highlight the importance of intergenerational issues), they are too modest, in my opinion, to reflect the gravity of the threats posed by climate change in particular, and the perfect moral storm more generally.

Aims

A second set of guidelines concerns the aims of the global constitutional convention. Here, the perfect moral storm analysis would suggest:

(4) Comprehensiveness: The convention should be under a mandate to consider a very broad range of global, intergenerational issues, to focus on such issues at a foundational level, and to recommend institutional reform accordingly.

(5) Standing Authority: Though the convention may recommend the establishment of some temporary and issue-specific bodies, its focus should be on the establishment of institutions with standing authority over the long term.

These guidelines are significant in that they stand against existing issue-specific approaches to global and intergenerational problems, and encourage not only a less ad hoc but also a more proactive approach. In particular, the global constitutional convention might be expected to recommend institutions that would be charged with identifying, monitoring, and taking charge of intergenerational issues as such. For example, such institutions should address not only specific policy issues (such as climate change, large asteroid detection, and long-term nuclear waste) but also the need to identify similar threats before they arise.

#### Discounting future generations causes extinction – only formalizing a mechanism to weight their concerns solves

Jones et al 18 [Natalie Jones, Mark O'Brien, and Thomas Ryan, University of Cambridge, United Kingdom. Representation of future generations in United Kingdom policy-making. Futures Volume 102, September 2018, Pages 153-163. https://www.sciencedirect.com/science/article/pii/S0016328717301179#sec0005]

Global catastrophic and existential risks pose central challenges for intergenerational justice and the structure of our current democracy. The Global Challenges Report 2016 defines global catastrophic risk as risk of an ‘event or process that, were it to occur, would end the lives of approximately 10% or more of the global population, or do comparable damage’ (Global Challenges Foundation & Global Priorities Project, 2016). A subset of catastrophic risks are ‘existential’ risks, which would end human civilisation or lead to the extinction of humanity (Global Challenges Foundation & Global Priorities Project, 2016). Catastrophic and existential risks may be categorised in terms of ongoing risks, which could potentially occur in any given year (e.g. nuclear war; pandemics), versus emerging risks which may be unlikely today but will become significantly more likely in the future (e.g. catastrophic climate change; risks stemming from emerging technologies). Ongoing risks have existed for some time now and are generally well-understood. However, emerging risks, particularly those arising from technological developments, are less understood and demand increasing attention from scientists and policymakers. These technological developments include advances in synthetic biology, geoengineering, distributed manufacturing and artificial intelligence (AI) (Global Priorities Project, Future of Humanity Institute, Oxford Martin School, Centre for the Study of Existential Risk, 2014). Although the impact of these technologies is still very uncertain, expert estimates suggest a non-negligible probability of catastrophic harm.

In this article we rely on two main premises. The first is that future generations are under-represented in current political structures partly due to political ‘short-termism’ or ‘presentism’ (Thompson, 2010). Governments primarily focus on short-term concerns, which mean that they may systematically neglect global catastrophic risks and, accordingly, future generations (Global Priorities Project et al., 2014). The problem of presentism transcends political divisions: people across the political spectrum are concerned about its effects, and should care about mitigating global catastrophic risks. This situation is exacerbated in that the good of mitigating global catastrophic and existential risks is typically global. Individual political actors (even whole countries) bear many costs in providing for such goods, whereas the benefits are dispersed globally. In addition to the benefits of mitigating existential risks being global, many of the beneficiaries are future people who do not exist presently and as such have no voice in the political process. There is a clear lack of incentives to mitigate such risks, and market failure should be expected (Beckstead, 2013).

The second key assumption is that we as a society consider the rights and interests of future generations to be important. It is beyond the scope of this paper to present a complete account of the philosophical arguments on this matter. It is sufficient to note that although significant philosophical problems have been pointed out, chiefly due to the fact that the actions of present people have a causal impact on the values, number and identity of future individuals (Parfit, 1984), there are several theories of intergenerational justice that may support this assumption (Gosseries, 2008).

The need to include explicit pathways in governance structures for accountability to the rights and needs of future generations has been noted (Global Priorities Project et al., 2014). Some thought has been put into how future generations may be represented in relation to environmental risks such as climate change, resource depletion and biodiversity loss; this research is reflected in the sustainable development literature (Brown Weiss, 1990). However, this problem has not been explored in relation to society’s burgeoning awareness of technology-related catastrophic and existential risks. In addition, such pathways have not been fully explored in the United Kingdom (UK) context. This policy paper hopes to fill this gap in the literature.

#### Mathematical equations confirm our impacts outweigh.

MacAskill 14 [William, Oxford Philosopher and youngest tenured philosopher in the world, Normative Uncertainty, 2014]

The human race might go extinct from a number of causes: asteroids, supervolcanoes, runaway climate change, pandemics, nuclear war, and the development and use of dangerous new technologies such as synthetic biology, all pose risks (even if very small) to the continued survival of the human race.184 And different moral views give opposing answers to question of whether this would be a good or a bad thing. It might seem obvious that human extinction would be a very bad thing, both because of the loss of potential future lives, and because of the loss of the scientific and artistic progress that we would make in the future. But the issue is at least unclear. The continuation of the human race would be a mixed bag: inevitably, it would involve both upsides and downsides. And if one regards it as much more important to avoid bad things happening than to promote good things happening then one could plausibly regard human extinction as a good thing.For example, one might regard the prevention of bads as being in general more important that the promotion of goods, as defended historically by G. E. Moore,185 and more recently by Thomas Hurka.186 One could weight the prevention of suffering as being much more important that the promotion of happiness. Or one could weight the prevention of objective bads, such as war and genocide, as being much more important than the promotion of objective goods, such as scientific and artistic progress. If the human race continues its future will inevitably involve suffering as well as happiness, and objective bads as well as objective goods. So, if one weights the bads sufficiently heavily against the goods, or if one is sufficiently pessimistic about humanity’s ability to achieve good outcomes, then one will regard human extinction as a good thing.187 However, even if we believe in a moral view according to which human extinction would be a good thing, we still have strong reason to prevent near-term human extinction. To see this, we must note three points. First, we should note that the extinction of the human race is an extremely high stakes moral issue. Humanity could be around for a very long time: if humans survive as long as the median mammal species, we will last another two million years. On this estimate, the number of humans in existence in the The future, given that we don’t go extinct any time soon, would be 2×10^14. So if it is good to bring new people into existence, then it’s very good to prevent human extinction. Second, human extinction is by its nature an irreversible scenario. If we continue to exist, then we always have the option of letting ourselves go extinct in the future (or, perhaps more realistically, of considerably reducing population size). But if we go extinct, then we can’t magically bring ourselves back into existence at a later date. Third, we should expect ourselves to progress, morally, over the next few centuries, as we have progressed in the past. So we should expect that in a few centuries’ time we will have better evidence about how to evaluate human extinction than we currently have. Given these three factors, it would be better to prevent the near-term extinction of the human race, even if we thought that the extinction of the human race would actually be a very good thing. To make this concrete, I’ll give the following simple but illustrative model. Suppose that we have 0.8 credence that it is a bad thing to produce new people, and 0.2 certain that it’s a good thing to produce new people; and the degree to which it is good to produce new people, if it is good, is the same as the degree to which it is bad to produce new people, if it is bad. That is, I’m supposing, for simplicity, that we know that one new life has one unit of value; we just don’t know whether that unit is positive or negative. And let’s use our estimate of 2×10^14 people who would exist in the future, if we avoid near-term human extinction. Given our stipulated credences, the expected benefit of letting the human race go extinct now would be (.8-.2)×(2×10^14) = 1.2×(10^14). Suppose that, if we let the human race continue and did research for 300 years, we would know for certain whether or not additional people are of positive or negative value. If so, then with the credences above we should think it 80% likely that we will find out that it is a bad thing to produce new people, and 20% likely that we will find out that it’s a good thing to produce new people. So there’s an 80% chance of a loss of 3×(10^10) (because of the delay of letting the human race go extinct), the expected value of which is 2.4×(10^10). But there’s also a 20% chance of a gain of 2×(10^14), the expected value of which is 4×(10^13). That is, in expected value terms, the cost of waiting for a few hundred years is vanishingly small compared with the benefit of keeping one’s options open while one gains new information.

#### Anything else ontologically destroys the subject.

Paterson 1 – Department of Philosophy, Providence College, Rhode Island. (Craig, “A Life Not Worth Living?”, Studies in Christian Ethics, <http://sce.sagepub.com>)

Contrary to those accounts, I would argue that it is death per se that is really the objective evil for us, not because it deprives us of a prospective future of overall good judged better than the alter- native of non-being. It cannot be about harm to a former person who has ceased to exist, for no person actually suffers from the sub-sequent non-participation. Rather, death in itself is an evil to us because it ontologically destroys the current existent subject — it is the ultimate in metaphysical lightening strikes.80 The evil of death is truly an ontological evil borne by the person who already exists, independently of calculations about better or worse possible lives. Such an evil need not be consciously experienced in order to be an evil for the kind of being a human person is. Death is an evil because of the change in kind it brings about, a change that is destructive of the type of entity that we essentially are. Anything, whether caused naturally or caused by human intervention (intentional or unintentional) that drastically interferes in the process of maintaining the person in existence is an objective evil for the person. What is crucially at stake here, and is dialectically supportive of the self-evidency of the basic good of human life, is that death is a radical interference with the current life process of the kind of being that we are. In consequence, death itself can be credibly thought of as a ‘primitive evil’ for all persons, regardless of the extent to which they are currently or prospectively capable of participating in a full array of the goods of life.81  In conclusion, concerning willed human actions, it is justifiable to state that any intentional rejection of human life itself cannot therefore be warranted since it is an expression of an ultimate disvalue for the subject, namely, the destruction of the present person; a radical ontological good that we cannot begin to weigh objectively against the travails of life in a rational manner. To deal with the sources of disvalue (pain, suffering, etc.) we should not seek to irrationally destroy the person, the very source and condition of all human possibility.82

#### It's the only static category – even if life is bad now.

Tännsjö 11 (Torbjörn, the Kristian Claëson Professor of Practical Philosophy at Stockholm University, “Shalt Thou Sometimes Murder? On the Ethics of Killing,” <http://people.su.se/~jolso/HS-texter/shaltthou.pdf>) //BS 1-27-2018

\*\*Bracketed to avoid triggers

I suppose it is correct to say that, if Schopenhauer is right, if life is never worth living, then according to utilitarianism we should all [die] commit suicide and put an end to humanity. But this does not mean that, each of us should commit suicide. I commented on this in chapter two when I presented the idea that utilitarianism should be applied, not only to individual actions, but to collective actions as well.¶ It is a well-known fact that people rarely commit suicide. Some even claim that no one who is mentally sound commits suicide. Could that be taken as evidence for the claim that people live lives worth living? That would be rash. Many people are not utilitarians. They may avoid suicide because they believe that it is morally wrong to kill oneself. It is also a possibility that, even if people lead lives not worth living, they believe they do. And even if some may believe that their lives, up to now, have not been worth living, their future lives will be better. They may be mistaken about this. They may hold false expectations about the future.¶ From the point of view of evolutionary biology, it is natural to assume that people should rarely commit suicide. If we set old age to one side, it has poor survival value (of one’s genes) to kill oneself. So it should be expected that it is difficult for ordinary people to kill themselves. But then theories about cognitive dissonance, known from psychology, should warn us that we may come to believe that we live better lives than we do.¶ My strong belief is that most of us live lives worth living. However, I do believe that our lives are close to the point where they stop being worth living. But then it is at least not very far-fetched to think that they may be worth not living, after all. My assessment may be too optimistic.¶ Let us just for the sake of the argument assume that our lives are not worth living, and let us accept that, if this is so, we should all kill ourselves. As I noted above, this does not answer the question what we should do, each one of us. My conjecture is that we should not [die] commit suicide. The explanation is simple. If I [die] kill myself, many people will suffer. Here is a rough explanation of how this will happen: ¶ ... suicide “survivors” confront a complex array of feelings. Various forms of guilt are quite common, such as that arising from (a) the belief that one contributed to the suicidal person's anguish, or (b) the failure to recognize that anguish, or (c) the inability to prevent the suicidal act itself. Suicide also leads to rage, loneliness, and awareness of vulnerability in those left behind. Indeed, the sense that suicide is an essentially selfish act dominates many popular perceptions of suicide. ¶ The fact that all our lives lack meaning, if they do, does not mean that others will follow my example. They will go on with their lives and their false expectations — at least for a while devastated because of my suicide. But then I have an obligation, for their sake, to go on with my life. It is highly likely that, by committing suicide, I create more suffering (in their lives) than I avoid (in my life).

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#### The 1AC is a misdiagnosis of the university – their techniques are enfolded within logistical transparency in which the worlds visibility and mappability is taken as ontological presumption to be achieved by techniques of resistance. The aff’s praxis of resistance is articulated through a grammar of concrete planning utilized by state governance and the neoliberal university that reproduces logistics as the terrain of the political – only a refusal of the aesthetics of planning, logistics, and transparency can facilitate fugitivity

Moten & Harney 9 – Fred Moten, professor of Performance Studies at New York University and has taught previously at University of California, Riverside, Duke University, Brown University, and the University of Iowa, and Stefano Harney, Professor of Strategic Management Education at Singapore Management University, 2009 (“Policy and Planning” Social Text 100 • Vol. 27, No. 3 • Fall 2009 Pages 182-186)

Policy is correction. Policy distinguishes itself from planning by distinguishing those who dwell in policy and x things, from those who dwell in planning and must be xed. This is the first rule of policy. It xes others. In an extension of Michel Foucault, we might say of this first rule that it remains concerned with how to be governed just right, how to x others in a position of equi- librium, even if this today requires constant recalibration. But the objects of this constant adjustment provoke this attention because they just don’t want to govern at all. And because such policy emerges materially from post-Fordist oppor- tunism, policy must optimally, for each policy maker, x others as others, as those who have not just made an error in planning (or indeed an error by planning) but who are themselves in error. And from the perspective of policy, of this post-Fordist opportunism, there is indeed something wrong with the multitude. They are out of joint — instead of constantly positing their position in contingency, they seek solidity, a place from which to plan, some ground on which to imagine, some love on which to count. Nor is this just a political problem from the point of view of policy, but an ontological one. Seeking xity, nding a steady place from which to launch a plan, hatch an escape, signals a problem of essentialism, of beings who think and act like they are something in particular, like they are somebody, although at the same time that something is, from the perspective of policy, whatever you say I am. To get these planners out of this problem of essentialism, this x- ity and repose, this security and base, they have to come to imagine they can be more, they can do more, they can change, they can be changed. Because right now, there is something wrong with them. We know there is something wrong with them because they keep making plans. And plans fail. Plans fail because that is policy. Plans must fail because planners must fail. Planners are static, essential, just surviving. They do not see clearly. They hear things. They lack perspective. They fail to see the complexity. Planners have no vision, no real hope for the future, just a plan here and now, an actually existing plan. They need hope. They need vision. They need to have their sights lifted above the furtive plans and night launches of their despairing lives. Vision. Because from the perspective of policy, it is too dark in there to see, in the black heart of the multitude. You can hear something, you can feel something, feel people going about their own business in there, feel them present at their own making. But hope can lift them above ground into the light, out of the shadows, away from these dark senses. Whether the hope is Fanonian redemption or Arendtian revaluation, policy will x these humans. Whether they lack consciousness or politics, utopianism or common sense, hope has arrived. With new vision, planners will become participants. And participants will be taught to reject essence for contingency, as if planning and improvisation, flexibility and fixity, and complexity and simplicity were opposed within an imposed composition there is no choice but to inhabit, as some exilic home. All that could not be seen in the dark heart of the multitude will be supposed absent, as policy checks its own imagination. But most of all they will participate. Policy is a mass effort. Left intellectuals will write articles in the newspapers. Philosophers will hold conferences on new utopias. Bloggers will debate. Politicians will surf. Change is the only constant here, the only constant of policy. Participating in change is the second rule of policy. Now hope is an orientation toward this participation in change, this participation as change. This is the hope policy gives to the multitude, a chance to stop digging and start circulating. Policy not only offers this hope, but enacts it. Those who dwell in policy do so not just by invoking contingency but riding it, by, in a sense, proving it. Those who dwell in policy are prepared. They are legible to change, liable to change, lendable to change. Policy is not so much a position as a disposition, a disposition toward display. This is why policy’s chief manifestation is governance. Governance should not be confused with government or governmen- tality. Governance is the new form of expropriation. It is the provocation of a certain kind of display, a display of interests as disinterestedness, a display of convertibility, a display of legibility. Governance offers a forum for policy, for bidding oneself, auctioning oneself, to post-Fordist production. Gover- nance is harvesting of immaterial labor, but a willing harvest, a death drive of labor. As capital cannot know directly affect, thought, sociality, imagi- nation, it must instead prospect for these in order to extract and abstract them as labor. This is the real bioprospecting. Governance, the voluntary but dissociative offering up of interests, willing participation in the general privacy and privation, grants capital this knowledge, this wealth-making capacity. Who is more keen on governance than the dweller in policy? On the new governance of universities, hospitals, corporations, governments, and prisoners, on the governance of NGOs, of Africa, of peace processes? Policy offers to help by offering its own interests, and if it really seeks to be valuable, provoking others to offer up their own interests, too. But governance despite its own hopes to universality is for the initi- ated, for those who know how to articulate interests disinterestedly, who know why they vote (not because someone is black or female but because he or she is smart), who have opinions and want to be taken seriously by serious people. In the meantime, policy also orders the quotidian sphere of aborted plans. Policy posits curriculum against study, child develop- ment against play, careers against jobs. It posits voice against voices, and gregariousness against friendship. Policy posits the public sphere, and the counterpublic sphere, and the black public sphere, against the illegal occupation of the illegitimately privatized. Policy is not the one against the many, the cynical against the roman- tic, or the pragmatic against the principled. It is simply baseless vision. It is against all conservation, all rest, all gathering, cooking, drinking, and smoking, if they lead to marronage. Policy’s vision is to break it up, move along, get ambition, and give it to your children. Policy’s hope is that there will be more policy, more participation, more change. However, there is also a danger in all this participation, a danger of crisis. When the multitude participates in policy without first being xed, this leads to crisis: participation without fully entering the enlightenment, without fully functioning families, without financial responsibility, with- out respect for the rule of law, without distance and irony; participation that is too loud, too fat, too loving, too full, too owing, too dread. This leads to crisis. People are in crisis. Economies are in crisis. We are facing an unprecedented crisis, a crisis of participation, a crisis of faith. Is there any hope? Yes, there is, if we can pull together, if we can share a vision of change. For policy, any crisis in the productivity of radical contingency is a crisis in participation, which is to say, a crisis provoked by the wrong participation of the multitude. This is the third rule of policy. The crisis of the credit crunch caused by subprime debtors, the crisis of race in the U.S. elections produced by Reverend Wright and Bernie Mac, the crisis in the Middle East produced by peace movements, the crisis of obesity produced by unhealthy eaters, the crisis of the environ- ment produced by Chinese and Indians, are all instances of uncorrected, unmanaged participation. If the multitude is to stop its sneaky plans only to participate in this way, crisis is inevitable. But policy diagnoses the problem: participation must be hopeful, it must have vision, it must embrace change. Participants must be fashioned who are hopeful, visionary change agents. Those who dwell in policy will lead the way, toward concrete changes in the face of the crisis. Be smart. Believe in change. This is what we have been waiting for. It’s time for the Left to offer solutions. Now’s the time, before it’s night again, and you start hearing D.O.C. They got a secret plan of their own and they won’t be corrected. Before you get stopped by KRS-One and asked for your plan, before Storm says “holla if you understand my plan ladies.” Before you start singing another half-illiterate fantasy. Before you are in the ongoing amplification at the dark heart of the multitude, the operations in its soft center. Before someone says let’s get together and get some land where we’ll still plan to be communist about communism, still plan to be unreconstructed about reconstruction, and still plan to be absolute about abolition. Policy can’t see it, policy can’t read it, but it’s intelligible if you got a plan.

#### Their investment into the university is a tool of speed-elitism. The move for more transparent discussions about revolutionary praxis mystifies the reliance on the highly exclusive and unethical technologies of the university. By figuring those technics as the metrics for liberatory strategization, that expands debate’s state of exploitation.

Hoofd 10 – Ingrid M. Hoofd is an Assistant Professor in the Department of Communications and New Media at the National University of Singapore, ("The Accelerated University: Activist-Academic Alliances and the Simulation of Thought." Ephemera: Theory and politics in organisation, Vol. 10, No.1 (September 2010), <http://www.ephemerajournal.org/contribution/accelerated-university-activist-academic-alliances-and-simulation-thought>) KB + TR Recut Justin

Cries announcing the **demise** of the university abound, in particular in Europe and North America. Those who utter these cries often do this in an admirable attempt to **renew** the original mandate of the university, namely the fostering of **truth**, **justice** and **democratic debate**. Giving up on the now largely neoliberal and managerial university system that plagues Europe and the United States, some such critics try to mobilise a renewal of this mandate **outside academia’s institutional walls** with people and groups who represent an alternative to neoliberal globalisation. Much of this mobilisation is in turn done through technologies and discourses of mobility and tele-communication. Examples here are the European anti-Bologna ‘new university’ projects like Edu-Factory, the various autonomous virtual universities, and the intellectual collaboration with local and international activists and non-Western academics. I am referring here in particular to the promising formation of various extra-academic ‘activist-research’ networks and conferences over the last years, like Facoltà di Fuga (Faculty of Escape), Mobilized Investigation, Rete Ricercatori Precari (Network of Precarious Researchers), Investigacció (Research), Universidad Nómada (Nomadic University), and Glocal Research Space. Characteristically, these projects organise events that try to set up dialogues between non-Western and anti-neoliberal activists and academics, and carve out spaces for offline and web-based discussion and participation. Initiators and participants of these projects often conceptualise their positions as relating closely to **alter-globalist activism** – positions which hence are **hoped** to effectively **subvert neo-liberalism** as well as the **elitist-managerial university space** and its problematic method of scientific objectification for capitalist innovation. In this paper, I will explain how such announcements of **the university’s demise**, the conceptualisation of its current situation as **one of crisis**, as well as the mobilisation of **the true academic mandate** today which often segues into a **nostalgia for the original university** of independent thought, truth and justice, are themselves paradoxically **complicit in the techno-acceleration that** precisely **grounds and reproduces neo-liberalism.** This is because the playing out of such nostalgia typically runs through the problematic invocation of **the humanist opposition between doing and thinking.** This causes the terms and their mode of production to become increasingly intertwined under contemporary conditions of capitalist simulation in which ‘thinking’ is more and more done in service of an economist form of ‘doing’. The aforementioned commendable projects thus paradoxically appear foremost as symptoms of acceleration. Moreover, I will argue that this acceleration increasingly renders certain groups and individuals as **targets of techno-academic scrutiny and violence.** This increasing objectification that runs through the contemporary prostheses of the humanist subject hence spells disaster for non-technogenic forms of **gendered**, **raced** and **classed otherness.** I therefore suggest that this disastrous state of affairs is precisely carried out by the humanist promise of transcendence, democracy and justice that currently speeds up institutions like the university, and vice versa. Following this line of thought through, I claim that technological acceleration then surprisingly also harbours the promise of the coming of **a radical alternative** to neo-liberalism, and that it is precisely through the eschatological performance of this promise – arguably a repetition of the Christian belief in the apocalypse – that these activist-research projects and their neo-liberal mode of production may fruitfully **become the future objects of their own critique.** In short then, this paper attempts to affirm and displace the projects’ call for reinstating the original ‘true’ or transcending the current ‘spoilt’ university, in the hope of gesturing towards yet another alterity, through its own accelerated argument. I argue that the complicity of projects like Edu-Factory and Facoltà di Fuga in technological acceleration should primarily be understood in terms of what I in my work call **speed-elitism** (Hoofd, 2009: 201). I extrapolate the idea of speed-elitism largely from the work of John Armitage on the discursive and technocratic machinery underlying current neoliberal capitalism. In turn, I will argue that these activist-academic projects exacerbate speed-elitism by connecting the latter to Jacques Derrida’s ideas on technology and thought, as well as the late Bill Readings’ and Fred Moten and Stefano Harney’s critiques of the contemporary university. In ‘Dromoeconomics: Towards a Political Economy of Speed’, Armitage and Phil Graham suggest that due to the capitalist need for the production of excess, there is a strong relationship between the forces of communication and the logic of speed. They connect the logic of speed specifically to a certain militarisation of society under neoliberalism. In line with Virilio’s Speed and Politics, they argue that the areas of war, communication and trade are today intimately connected through the technological usurpation and control of space (and territory), and through the compression and regulation of time. Eventually, Armitage and Graham suggest that ‘**circulation** has become **an essential process** of capitalism, **an end in itself**’ (Armitage and Graham, 2001: 118) and that therefore any form of cultural production increasingly finds itself tied up in this logic. Neoliberal capitalism is hence a system in which the most intimate and fundamental aspects of human social life – in particular, forms of thought and linguistic difference – are formally subsumed under this system by being **circulated** as capital. In “Resisting the Neoliberal Discourse of Technology’, Armitage elaborates on this theme of circulation by pointing out that the current mode of late-capitalism relies on the continuous extension and validation of the infrastructure and the optimistic discourses of the new information technologies. Discourses that typically get repeated in favour of what I designate as the emerging speed-elite are those of connection, instantaneity, liberation, transformation, multiplicity and border crossing. **Speed-elitism**, I therefore argue, **replaces Eurocentrism** today as the primary nexus around which global and local disparities are organised, even though it largely builds on the formalisation of Eurocentric conceptual differences like doing versus thinking, and East versus West. Under speed-elitism, the utopian emphasis on the transparent mediation through technologies of instantaneity gives rise to the fantasy of the networked spaces ‘outside’ the traditional academic borders as radical spaces, as well as the desire for a productive dialogue or alliance between activism and academia. This would mean that activism and academia have become *relative* others under globalisation, in which the (non-Western or anti-capitalist) activist figures as some kind of *hallucination* of radical otherness for the Western intellectual. This technological hallucination serves an increasingly aggressive neo-colonial and patriarchal economic state of exploitation, despite – or perhaps rather *because of* – such technologies of travel and communication having come to figure as tools for liberation and transformation. So the discourses of techno-progress, making connections, heightened mobility and crossing borders in activist-academic alliances often go hand in hand with the (implicit) celebration of highly mediated spaces for action and communication between allied groups. Such **discourses** however **suppress** the **violent colonial, capitalist and patriarchal history** of those technological spaces and the subsequent unevenness of any such alliance. More severely, they **foster an oppressive** sort of **imaginary ‘collective’ or ‘unity of struggles’ through the myth of ‘truly’ allowing for radical difference and multiplicity within that space** – a form of **techno-inclusiveness that** in turn **excludes** a variety of **non-technogenic groups and slower classes**. That these highly mediated spaces of thought and knowledge production are exclusivist is also shown by Sheila Slaughter and Gary Rhoades’ study of the transformation of higher education in ‘The Academic Capitalist Knowledge/Learning Regime’. Slaughter and Rhoades argue that new technologies allow the neo-liberal university to precisely cross the borders of universities and external for-profit and non-profit agencies in the name of development, production and efficacy, resulting in ‘new circuits of knowledge’. These ‘opportunity structures’ (Slaughter and Rhoades, 2004: 306) that the neoliberal economy creates, I in turn argue, become precisely those spaces of imagination that come to signify as well as being resultant of the university’s humanist promise of reaching-out to alterity. This paradoxically also **leads to** what Slaughter and Rhoades accurately identify as a ‘**restratification among and within** **colleges** and **universities’** (2004: 307). *Thought* is then increasingly exercised in, and made possible through, spaces that are just as much spaces of acceleration and militarisation. The increasing complicity of the humanities in the applied sciences within the contemporary university, and hence the integration of critical thinking and neo-liberalist acceleration, is also a major theme running through Jacques Derrida’s *Eyes of the University*. Derrida there suggests that neo-liberalisation entails a militarisation of the university, claiming that ‘never before has so-called basic research been so deeply committed to ends that are at the same time military ends’ (Derrida, 2004: 143). The intricate relation between the military (‘missiles’) and the imperatives of the humanities (‘missives’) also pervades Derrida’s ‘No Apocalypse, Not Now’, in which he argues that the increasing urgency with which intellectuals feel compelled to address disenfranchisement and crisis **paradoxically** leads to a differential acceleration of such oppression through technologies of instantaneous action. But the relationship between new technologies and the subject’s *perception* of and subsequent desire for the incorporation of otherness that speed-elitism engenders, is best illustrated through Derrida’s *Archive Fever* and *Monolingualism of the Other*. Derrida’s concerns here are not so much directly with the contemporary university, but rather with the link between how thought is situated in technologies of communication (like language) and the emergence of authority as well as (academic and activist) empowerment.

#### **The conditioning of debate as a sight for liberal discussions about our orientations towards revolution merely engenders a semiotic fantasy of radicalism that paves over very real conditions of pain and death that make this space possible. Its try or die for a semiotic insurrection.**

Occupied UC Berkeley 09 – Occupied University of California, Berkeley, 11/18/09 (“Civic Life, Social Death, and the UC,” The Necrosocial, Anti-Capitalist Projects, <https://anticapitalprojects.wordpress.com/2009/11/19/the-necrosocial/>) Justin

Yes, very much a cemetery. Only here there are no dirges, no prayers, only the repeated testing of our threshold for anxiety, humiliation, and debt. The classroom just like the workplace just like the university just like the state just like the economy manages our social death, translating what we once knew from high school, from work, from our family life into academic parlance, into acceptable forms of social conflict. Who knew that behind so much civic life (electoral campaigns, student body representatives, bureaucratic administrators, public relations officials, Peace and Conflict Studies, ad nauseam) was so much social death? What postures we maintain to claim representation, what limits we assume, what desires we dismiss? And in this moment of crisis they ask us to twist ourselves in a way that they can hear. Petitions to Sacramento, phone calls to Congressmen—even the chancellor patronizingly congratulates our September 24th student strike, shaping the meaning and the force of the movement as a movement against the policies of Sacramento. He expands his institutional authority to encompass the movement. When students begin to hold libraries over night, beginning to take our first baby step as an autonomous movement he reins us in by serendipitously announcing library money. He manages movement, he kills movement by funneling it into the electoral process. He manages our social death. He looks forward to these battles on his terrain, to eulogize a proposition, to win this or that—he and his look forward to exhausting us. He and his look forward to a reproduction of the logic of representative governance, the release valve of the university plunges us into an abyss where ideas are wisps of ether—that is, meaning is ripped from action. Let’s talk about the fight endlessly, but always only in their managed form: to perpetually deliberate, the endless fleshing-out-of—when we push the boundaries of this form they are quick to reconfigure themselves to contain us: the chancellor’s congratulations, the reopening of the libraries, the managed general assembly—there is no fight against the administration here, only its own extension. Each day passes in this way, the administration on the look out to shape student discourse—it happens without pause, we don’t notice nor do we care to. It becomes banal, thoughtless. So much so that we see we are accumulating days: one semester, two, how close to being this or that, how far? This accumulation is our shared history. This accumulation—every once in a while interrupted, violated by a riot, a wild protest, unforgettable fucking, the overwhelming joy of love, life shattering heartbreak—is a muted, but desirous life. A dead but restless and desirous life. The university steals and homogenizes our time yes, our bank accounts also, but it also steals and homogenizes meaning. As much as capital is invested in building a killing apparatus abroad, an incarceration apparatus in California, it is equally invested here in an apparatus for managing social death. Social death is, of course, simply the power source, the generator, of civic life with its talk of reform, responsibility, unity. A ‘life,’ then, which serves merely as the public relations mechanism for death: its garrulous slogans of freedom and democracy designed to obscure the shit and decay in which our feet are planted. Yes, the university is a graveyard, but it is also a factory: a factory of meaning which produces civic life and at the same time produces social death. A factory which produces the illusion that meaning and reality can be separated; which everywhere reproduces the empty reactionary behavior of students based on the values of life (identity), liberty (electoral politics), and happiness (private property). Everywhere the same whimsical ideas of the future. Everywhere democracy. Everywhere discourse to shape our desires and distress in a way acceptable to the electoral state, discourse designed to make our very moments here together into a set of legible and fruitless demands. Totally managed death. A machine for administering death, for the proliferation of technologies of death. As elsewhere, things rule. Dead objects rule. In this sense, it matters little what face one puts on the university—whether Yudof or some other lackey. These are merely the personifications of the rule of the dead, the pools of investments, the buildings, the flows of materials into and out of the physical space of the university—each one the product of some exploitation—which seek to absorb more of our work, more tuition, more energy. The university is a machine which wants to grow, to accumulate, to expand, to absorb more and more of the living into its peculiar and perverse machinery: high-tech research centers, new stadiums and office complexes. And at this critical juncture the only way it can continue to grow is by more intense exploitation, higher tuition, austerity measures for the departments that fail to pass the test of ‘relevancy.’ But the ‘irrelevant’ departments also have their place. With their ‘pure’ motives of knowledge for its own sake, they perpetuate the blind inertia of meaning ostensibly detached from its social context. As the university cultivates its cozy relationship with capital, war and power, these discourses and research programs play their own role, co-opting and containing radical potential. And so we attend lecture after lecture about how ‘discourse’ produces ‘subjects,’ ignoring the most obvious fact that we ourselves are produced by this discourse about discourse which leaves us believing that it is only words which matter, words about words which matter. The university gladly permits the precautionary lectures on biopower; on the production of race and gender; on the reification and the fetishization of commodities. A taste of the poison serves well to inoculate us against any confrontational radicalism. And all the while power weaves the invisible nets which contain and neutralize all thought and action, that bind revolution inside books, lecture halls. There is no need to speak truth to power when power already speaks the truth. The university is a graveyard– así es. The graveyard of liberal good intentions, of meritocracy, opportunity, equality, democracy. Here the tradition of all dead generations weighs like a nightmare on the brain of the living. We graft our flesh, our labor, our debt to the skeletons of this or that social cliché. In seminars and lectures and essays, we pay tribute to the university’s ghosts, the ghosts of all those it has excluded—the immiserated, the incarcerated, the just-plain-fucked. They are summoned forth and banished by a few well-meaning phrases and research programs, given their book titles, their citations. This is our gothic—we are so morbidly aware, we are so practiced at stomaching horror that the horror is thoughtless. In this graveyard our actions will never touch, will never become the conduits of a movement, if we remain permanently barricaded within prescribed identity categories—our force will be dependent on the limited spaces of recognition built between us. Here we are at odds with one another socially, each of us: students, faculty, staff, homebums, activists, police, chancellors, administrators, bureaucrats, investors, politicians, faculty/ staff/ homebums/ activists/ police/ chancellors/ administrators/ bureaucrats/ investors/ politicians-to-be. That is, we are students, or students of color, or queer students of color, or faculty, or Philosophy Faculty, or Gender and Women Studies faculty, or we are custodians, or we are shift leaders—each with our own office, place, time, and given meaning. We form teams, clubs, fraternities, majors, departments, schools, unions, ideologies, identities, and subcultures—and thankfully each group gets its own designated burial plot. Who doesn’t participate in this graveyard? In the university we prostrate ourselves before a value of separation, which in reality translates to a value of domination. We spend money and energy trying to convince ourselves we’re brighter than everyone else. Somehow, we think, we possess some trait that means we deserve more than everyone else. We have measured ourselves and we have measured others. It should never feel terrible ordering others around, right? It should never feel terrible to diagnose people as an expert, manage them as a bureaucrat, test them as a professor, extract value from their capital as a businessman. It should feel good, gratifying, completing. It is our private wet dream for the future; everywhere, in everyone this same dream of domination. After all, we are intelligent, studious, young. We worked hard to be here, we deserve this. We are convinced, owned, broken. We know their values better than they do: life, liberty, the pursuit of happiness. This triumvirate of sacred values are ours of course, and in this moment of practiced theater—the fight between the university and its own students—we have used their words on their stages: Save public education! When those values are violated by the very institutions which are created to protect them, the veneer fades, the tired set collapses: and we call it injustice, we get indignant. We demand justice from them, for them to adhere to their values. What many have learned again and again is that these institutions don’t care for those values, not at all, not for all. And we are only beginning to understand that those values are not even our own. The values create popular images and ideals (healthcare, democracy, equality, happiness, individuality, pulling yourself up by your bootstraps, public education) while they mean in practice the selling of commodified identities, the state’s monopoly on violence, the expansion of markets and capital accumulation, the rule of property, the rule of exclusions based on race, gender, class, and domination and humiliation in general. They sell the practice through the image. We’re taught we’ll live the images once we accept the practice. In this crisis the Chancellors and Presidents, the Regents and the British Petroleums, the politicians and the managers, they all intend to be true to their values and capitalize on the university economically and socially—which is to say, nothing has changed, it is only an escalation, a provocation. Their most recent attempt to reorganize wealth and capital is called a crisis so that we are more willing to accept their new terms as well as what was always dead in the university, to see just how dead we are willing to play, how non-existent, how compliant, how desirous. Every institution has of course our best interest in mind, so much so that we’re willing to pay, to enter debt contracts, to strike a submissive pose in the classroom, in the lab, in the seminar, in the dorm, and eventually or simultaneously in the workplace to pay back those debts. Each bulging institutional value longing to become more than its sentiment through us, each of our empty gestures of feigned-anxiety to appear under pressure, or of cool-ambivalence to appear accustomed to horror, every moment of student life, is the management of our consent to social death. Social death is our banal acceptance of an institution’s meaning for our own lack of meaning. It’s the positions we thoughtlessly enact. It’s the particular nature of being owned. Social rupture is the initial divorce between the owners and the owned. A social movement is a function of war. War contains the ability to create a new frame, to build a new tension for the agents at play, new dynamics in the battles both for the meaning and the material. When we move without a return to their tired meaning, to their tired configurations of the material, we are engaging in war. It is November 2009. For an end to the values of social death we need ruptures and self-propelled, unmanaged movements of wild bodies. We need, we desire occupations. We are an antagonistic dead. Talk to your friends, take over rooms, take over as many of these dead buildings. We will find one another.

#### The alternative is

#### Voting neg is a withdrawal from the instrumental game of call-and-response into an aesthetic under-commons of redaction, opacity, and fugitive resonance. The refusal of demands for transparent or professionalized alternative frustrates the professional logistics of academia. Redaction is an aesthetic embodiment of indecision, a critical strategy of resistance that cannot be captured on a wiretap because it’s always on the tip of the tongue.

Moten & Harney 13 – Fred Moten, professor of Performance Studies at New York University and has taught previously at University of California, Riverside, Duke University, Brown University, and the University of Iowa, and Stefano Harney, Professor of Strategic Management Education at Singapore Management University, 2013 (Undercommons: Fugitive Planning and Black Study, pgs. 28-32)

In that undercommons of the university one can see that it is not a matter of teaching versus research or even the beyond of teaching ver- sus the individualisation of research. To enter this space is to inhabit the ruptural and enraptured disclosure of the commons that fugitive enlightenment enacts, the criminal, matricidal, queer, in the cistern, on the stroll of the stolen life, the life stolen by enlightenment and stolen back, where the commons give refuge, where the refuge gives commons. What the beyond of teaching is really about is not finishing oneself, not passing, not completing; it’s about allowing subjectivity to be unlawfully overcome by others, a radical passion and passivity such that one becomes unfit for subjection, because one does not possess the kind of agency that can hold the regulatory forces of subjecthood, and one cannot initiate the auto-interpellative torque that biopower subjection requires and rewards. It is not so much the teaching as it is the prophecy in the organization of the act of teaching. The prophecy that predicts its own organization and has therefore passed, as commons, and the prophecy that exceeds its own organization and therefore as yet can only be organized. Against the prophetic organization of the undercommons is arrayed its own deadening labor for the university, and beyond that, the negligence of professionalization, and the professionalization of the critical academic. The undercommons is therefore always an unsafe neighborhood. As Fredric Jameson reminds us, the university depends upon “Enlightenment-type critiques and demystification of belief and committed ideology, in order to clear the ground for unobstructed planning and ‘development.’” This is the weakness of the university, the lapse in its homeland security. It needs labor power for this “enlightenment- type critique,” but, somehow, labor always escapes. The premature subjects of the undercommons took the call seriously, or had to be serious about the call. They were not clear about planning, too mystical, too full of belief. And yet this labor force cannot reproduce itself, it must be reproduced. The university works for the day when it will be able to rid itself, like capital in general, of the trouble of labor. It will then be able to reproduce a labor force that understands itself as not only unnecessary but dangerous to the development of capitalism. Much pedagogy and scholarship is already dedicated in this direction. Students must come to see themselves as the problem, which, counter to the complaints of restorationist critics of the university, is precisely what it means to be a customer, to take on the burden of realisation and always necessarily be inadequate to it. Later, these students will be able to see themselves properly as obstacles to society, or perhaps, with lifelong learning, students will return having successfully diagnosed themselves as the problem. Still, the dream of an undifferentiated labor that knows itself as superfluous is interrupted precisely by the labor of clearing away the burn- ing roadblocks of ideology. While it is better that this police function be in the hands of the few, it still raises labor as difference, labor as the development of other labor, and therefore labor as a source of wealth. And although the enlightenment-type critique, as we suggest below, informs on, kisses the cheek of, any autonomous development as a re- sult of this difference in labor, there is a break in the wall here, a shal- low place in the river, a place to land under the rocks. The university still needs this clandestine labor to prepare this undifferentiated labor force, whose increasing specialisation and managerialist tendencies, again contra the restorationists, represent precisely the successful in- tegration of the division of labor with the universe of exchange that commands restorationist loyalty. Introducing this labor upon labor, and providing the space for its de- velopment, creates risks. Like the colonial police force recruited un- wittingly from guerrilla neighborhoods, university labor may harbor refugees, fugitives, renegades, and castaways. But there are good reasons for the university to be confident that such elements will be exposed or forced underground. Precautions have been taken, book lists have been drawn up, teaching observations conducted, invitations to contribute made. Yet against these precautions stands the immanence of transcendence, the necessary deregulation and the possibilities of criminality and fugitivity that labor upon labor requires. Maroon communities of composition teachers, mentorless graduate students, adjunct Marxist historians, out or queer management professors, state college ethnic studies departments, closed-down film programs, visa- expired Yemeni student newspaper editors, historically black college sociologists, and feminist engineers. And what will the university say of them? It will say they are unprofessional. This is not an arbitrary charge. It is the charge against the more than professional. How do those who exceed the profession, who exceed and by exceeding escape, how do those maroons problematize themselves, problematize the university, force the university to consider them a problem, a dan- ger? The undercommons is not, in short, the kind of fanciful com- munities of whimsy invoked by Bill Readings at the end of his book. The undercommons, its maroons, are always at war, always in hiding. There is no distinction between the American University and Professionalization But surely if one can write something on the surface of the univer- sity, if one can write for instance in the university about singularities – those events that refuse either the abstract or individual category of the bourgeois subject – one cannot say that there is no space in the university itself ? Surely there is some space here for a theory, a con- ference, a book, a school of thought? Surely the university also makes thought possible? Is not the purpose of the university as Universitas, as liberal arts, to make the commons, make the public, make the na- tion of democratic citizenry? Is it not therefore important to protect this Universitas, whatever its impurities, from professionalization in the university? But we would ask what is already not possible in this talk in the hallways, among the buildings, in rooms of the university about possibility? How is the thought of the outside, as Gayatri Spivak means it, already not possible in this complaint? The maroons know something about possibility. They are the condition of possibility of the production of knowledge in the university – the singularities against the writers of singularity, the writers who write, publish, travel, and speak. It is not merely a matter of the secret labor upon which such space is lifted, though of course such space is lifted from collective labor and by it. It is rather that to be a critical academic in the university is to be against the university, and to be against the university is always to recognize it and be recognized by it, and to institute the negligence of that internal outside, that unas- similated underground, a negligence of it that is precisely, we must insist, the basis of the professions. And this act of being against always already excludes the unrecognized modes of politics, the beyond of politics already in motion, the discredited criminal para-organiza- tion, what Robin Kelley might refer to as the infrapolitical field (and its music). It is not just the labor of the maroons but their prophetic organization that is negated by the idea of intellectual space in an organization called the university. This is why the negligence of the critical academic is always at the same time an assertion of bourgeois individualism. Such negligence is the essence of professionalization where it turns out professionalization is not the opposite of negligence but its mode of politics in the United States. It takes the form of a choice that excludes the prophetic organization of the undercommons – to be against, to put into question the knowledge object, let us say in this case the university, not so much without touching its founda- tion, as without touching one’s own condition of possibility, with- out admitting the Undercommons and being admitted to it. From this, a general negligence of condition is the only coherent position. Not so much an antifoundationalism or foundationalism, as both are used against each other to avoid contact with the undercom- mons. This always-negligent act is what leads us to say there is no distinction between the university in the United States and profes- sionalization. There is no point in trying to hold out the university against its professionalization. They are the same. Yet the maroons refuse to refuse professionalization, that is, to be against the university. The university will not recognize this indecision, and thus professionalization is shaped precisely by what it cannot acknowledge, its internal antagonism, its wayward labor, its surplus. Against this wayward labor it sends the critical, sends its claim that what is left beyond the critical is waste. But in fact, critical education only attempts to perfect professional education. The professions constitute themselves in an opposition to the unregulated and the ignorant without acknowledging the unregulated, ignorant, unprofessional labor that goes on not opposite them but within them. But if professional education ever slips in its labor, ever reveals its condition of possibility to the professions it supports and reconstitutes, critical education is there to pick it up, and to tell it, never mind – it was just a bad dream, the ravings, the drawings of the mad. Because critical education is precisely there to tell professional education to rethink its relationship to its opposite – by which criti- cal education means both itself and the unregulated, against which professional education is deployed. In other words, critical education arrives to support any faltering negligence, to be vigilant in its negli- gence, to be critically engaged in its negligence. It is more than an ally of professional education, it is its attempted completion. A professional education has become a critical education. But one should not applaud this fact. It should be taken for what it is, not progress in the professional schools, not cohabitation with the Universitas, but counterinsurgency, the refounding terrorism of law, coming for the discredited, coming for those who refuse to write off or write up the undercommons.

## Case

### 1NC – Ballot

#### Presumption – they can’t solve broader structures of queer violence –

#### Extinction outweighs – consent disad –

#### Presumption flips neg against K affs – they have the burden of proof since they aren’t defending the rez. That’s key to ensure the neg has a shot at engagement.

#### Vote neg on presumption:

#### 1] Systems--the 1AC says institutions create social realities that replicate violence but in-round discourse does nothing to alter conditions. All you do is encourage teams to write better framework blocks.

#### 2] Spillover--they are missing an internal link as to why they need the ballot or why the reading of the aff forwards change. Empirically denied – judges vote on these affs all the time and nothing happens.

#### 3] Competition--debate is the wrong forum for change and competition moots any ethical value of the aff. Winning rounds just makes it seem like you want to win and a loss is internalized as a technical mistake.