



אוניברסיטת בר-אילן
Bar-Ilan University



המרכז למשפט
יהודי ודמוקרטי
The Center for Jewish and Democratic Law
Bar-Ilan University Faculty of Law

The 3rd Annual Conference of the Center for Jewish and Democratic Law
Communities & the Law

3-4 June 2018, Faculty of Law Building 306, Room 200

Conference organizer: Dr. Shai Stern, Bar-Ilan University

Sunday, June 3, 2018

09:00-09:15 Registration and welcome

09:15 - 09:30 Greetings

Prof. Oren Perez, Dean, Bar-Ilan University Faculty of Law

Prof. Shahar Lifshitz, Director, Center for Jewish & Democratic Law, Bar-Ilan University

09:30-11:15 Communities in Private Law I

Chair: **Dr. Shai Stern**, Bar-Ilan University

Prof. Gregory S. Alexander, Cornell Law School, "*Community and Communities in the Human Flourishing Theory of Property*"

Dr. Shelly Kreitzer Levy, College of Law & Business, "*Reimagining Intimacy through Property Relations*"

Prof. Bernadette Atuahene, Chicago-Kent College of law, "*Dignity Takings & Dignity Restoration*"

Dr. Avital Margalit, Sapir Academic College, "*Check In v. Check Out: Communities and their Members' property*"

11:15-11:30 Coffee break

11:30-13:15 Local Governments as the Law of Communities

Chair: **Prof. Gideon Parchomovsky**, Bar-Ilan University

Prof. Richard Briffault, Columbia Law School, "*The Challenge of the New Preemption*"

Prof. Yishai Blank, Tel Aviv University, "*City speech*"

Dr. Manal Totry-Jubran, Bar-Ilan University, "*Private localism*"

Prof. Nadav Shoked, Northwestern University, "*Local Communities Taxing Sins*"

13:15-14:00 Lunch

14:00-15:45 Communities in Private Law II

Chair: **Dr. Miriam Marcowitz-Bitton**, Bar-Ilan University

Prof. Hanoch Dagan, Tel Aviv University, "*Relational Justice in Private Law*"

Prof. Aditi Bagchi, Fordham University, "*Production Liability*"

Prof. Amnon Lehavi, IDC Herzliya, "*Re-romanticizing Commons and Community in Israeli Discourse: Economic, Social and Political Motives*"

Dr. Yotam Kaplan, Bar-Ilan University, "*Ordinary Contractual Misconduct: a Behavioral Ethics Perspective to Tailored Regulation*"

16:00-18:30 Tour among communities: Tel Aviv – Jaffa

18:30 Dinner

Monday, June 4, 2018

09:00-09:15 Refreshments

09:15-10:30 Technology, Communities & Cooperation

Chair and commentator: **Dr. Ayelet Sela**, Bar-Ilan University

Prof. Yochai Benkler, Harvard Law School, "*Network Pragmatism: Institutional Design in the Age of Uncertainty*"

10:30-10:45 Coffee break

10:45-12:45 Communities in a Multicultural World

Chair: **Prof. Michal Alberstein**, Bar-Ilan University

Prof. Chandran Kukatas, LSE

Prof. Menachem Mautner, Tel Aviv University, "*How Should a Liberal State Treat Non-Liberal Cultural Groups Living in its Territory?*"

Prof. Yuli Tamir, President, Shenkar College, "*Multiculturalism or Civilizations Fight*"

Prof. Shahar Lifshitz, Bar-Ilan University, "*Liberal Multiculturalism as a Solution to Religion-State Relations*"

12:45-13:30 Lunch

13:30-16:00 In her footsteps – "אחרייך וראיך"

(Movie screening):

Followed by a panel on women's roles in communities:

Prof. Ruth Halperin Kaddari, Bar-Ilan University

Ms. Esty Bitton-Shushan, Nivcharot - Charedi women for representation voice and equality

Ms. Rawia Aburabia, Postdoctoral Fellow on Gender, Conflict Resolution and Peace, The Hebrew University

16:00-16:15 Coffee break

16:15-18:15 Communities in Jewish Law

Chair: **Dr. Hila ben Eliyahu**, Bar-Ilan University

Prof. Jay R. Berkovitz, University of Massachusetts, "*Early Modern Communal Autonomy Revisited: Competing Jurisdictions and Authority of the Kahal, the Beit Din, and the State*"

Prof. Amihai Radzyner, Bar-Ilan University, "*Is the Official Rabbinical Court Always Preferable? On the Advantages of Communal Power in Dealing with Get Refusal Cases.*"

Dr. Rivka Brot, Bar-Ilan University, "*Jewish Justice: Community and Law in DP Camps in Germany*"

Prof. Haim Shapira, Bar-Ilan University, "*The Jewish Court of Law-between Power and Consent*"

18:30 - 21:00 Dinner and Public event