## Canadian Law and Society Association – Association Canadienne Droit et Société
### Annual Conference - Colloque annuel
#### Ottawa, June 3-5th 2015 - Le 3-5 juin 2015, Ottawa
Fauteux Hall – Faculty of Law*

### Wednesday, June 3 2015
(Mecredi, 3 juin 2015)
*(Joint day with Canadian Association of Law Teachers)*

<table>
<thead>
<tr>
<th>Time</th>
<th>Registration</th>
<th>Joint CLSA/CSA/CPSA Panel</th>
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<tbody>
<tr>
<td>8:30-9:30</td>
<td>Mezzanine - Fauteux Hall</td>
<td><em>Please note start/end time and location differs from the rest of program</em> 8:30-10:30 am -FSS # 1030</td>
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<tr>
<th>Time</th>
<th>Rm # 133</th>
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<th>Rm # 316</th>
<th>Rm # 359</th>
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<tbody>
<tr>
<td>9:00 -10:00</td>
<td>Graduate Student Methods and Approaches Café</td>
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<td></td>
<td><strong>Introductions &amp; Ice breakers</strong> Coffee, tea, and muffins Provided</td>
<td>Atrium 371 (3rd floor) (Section with Tables and Chairs)</td>
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<tr>
<td>10:00-12:15</td>
<td>Graduate Student Methods and Approaches Café</td>
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<tr>
<th>Time</th>
<th>Lunch Break</th>
<th>Pause diner</th>
<th>Lunch Provided for Graduate Students</th>
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<tr>
<td>12:15-2:00</td>
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<tbody>
<tr>
<td>2:00-3:30</td>
<td><strong>Colonialism, Reparation &amp; Transitional Justice</strong> Chair: A. S. J. Park</td>
<td><strong>Securitization, Administration &amp; Legal Pluralism</strong> Chair: L. Cao</td>
<td><strong>Banking on the Public Interest</strong> Chair: J. Buckland Financialization, Fringe Banks, and</td>
<td><strong>Legal Knowledge: Historical Perspectives</strong> Chair: Michael Boudreau</td>
<td><strong>Joint CLSA/CSA Panel</strong> Indigeneity, Law, Gender, Sexuality <em>Please note earlier start time</em> (1:45-3:15 pm)</td>
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</table>

*Note: All presentations take place in Fauteux Hall, unless indicated otherwise. Please note that room numbers and start/end times may change depending on whether the panel is jointly presented with another association.*
Settler Colonialism and the Politics of Grief: Conceptualising Transitional Justice for Indian Residential School Deaths
D. Spencer

Extraction and Pulverization: A Narrative Analysis of Sixties Scoop Survivors
K. Petoukhov

Beyond Repair: Theorizing the Limits of Collective and Individual Reparations for Settler Colonial Violence
A. Woolford

Negating Capital: Severing Indigenous Social and Cultural Power through Settler Colonialism and Forced Assimilation in the American Southwest

Comparison of Securitization of Intellectual Property Assets in North America and China
H. Tegnan

Legal Pluralism and Land Administration in West Sumatra: The Implementation of the Regulation of Local and Nagari Governments on Communal Land Tenure
Y.C.B. Machtinger

Socio-legal Storytelling and Gendered Remedies of siruv get, Jewish Divorce Refusals

Universal Banking
F. Kodar
Regulating Beyond the Bank: An Assessment of Canadian Responses to Consumer Vulnerability in the Payday Lending Market
A. Lund

Financial Institutions & the Public Interest: Bankruptcy’s Ex Post Facto Regulation of Commercial Morality
G. Henderson

Lessons from the Irish Banking Crisis: Do Canadian Banks Need ‘Public Interest Director’?

To Know the Law: Instructing Popular Legal Literacy in Canada, 1870-1920
M. Charbonneau

From Socio-legal Studies to Sociology of Private Insurance: The Emergence of Modern Life Insurance legislation in England, 1664-1774
J. Sauvageau & C. Goggin

Homicide et peine de mort au Canada, 1920-1949 : les effets de la Grande dépression
N. O’Byrne

Piecemeal Policy-Making: Métis-Government Relations Under the Patterson Administration in Saskatchewan, 1938-1944
E. Snyder

Citizenship Injustices, Aboriginal and Immigrant Women Sex Workers: Finding the Links
J. Kaye

Human Trafficking in Settler-Colonial Canada: Naturalizing National, Racial, and Sexual Priorities
E. Jackson

Resilience or Resistance? A Feminist Politics of Response to Violence Against Indigenous Women
P. G. Del Moral

Transnational Legal Activism and the Construction of State Responsibility for the Murders of Aboriginal Women in Canada

Indigenous Feminist Legal Pedagogy

3:30-3:45
Health Break
Pause Santé
Light Refreshments Available outside of conference rooms

3:45-5:15
Plenary Session: Surveilling Criminalized Communities: Implications for Sex Workers, People Living with HIV, and Prisoners
Borden Ladner Gervais Hall, Rm 147 (Mezzanine)

Chair: Lara Karaian

Robert Heynen, Emily van der Meulen, and Jordana Wright
Surveillance, Resistance, and the Criminalizing Gaze

Nora Butler Burke
Opération Cyclope and Community Surveillance in Montréal

Alex McClelland & Adrian Guta
HIV Treatment and Prevention Technologies in the Context of Criminalization

Shoshana Magnet
The Importance of Prison Abolition to Feminist Surveillance Studies
<table>
<thead>
<tr>
<th>Time</th>
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</table>
| 6:30-7:00 | Cocktail Reception - Lowertown Brewery  
73 York St. (In Ottawa’s popular Byward Market)  
15 min walk/roll from the conference  
Award Winners Announced |
| 7:00-    | CLSA-CALT Joint Annual Banquet  
Lowertown Brewery  
www.lowertownbrewery.ca  
73 York St. (In Ottawa’s popular Byward Market  
15 min walk/roll from the conference  
Keynote Speaker- Nathalie Des Rosiers  
Dean, Faculty of Common Law, University of Ottawa |
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</table>
| 8:30-9:00    | Law and Visuality: Legal Capital and Political Purchase  
Chair: Lara Karaian  
J. Hruschka  
The Spectacle of Suffering: Law, Media and Development  
S. Hogg  
Development and Beyond: The Visuality of Chernobyl  
S. Rochelle  
« Seeing » Guantanamo Bay: (Re)presenting Race and the Body  
T. Pinkofsky  
Engaging with Miss Chief: Exploring Art’s Potential in Response to the Limits of Law  
Chair: T. Nootens  
Crédit, Capital Symbolique et Justice Civile Durant la Seconde Moitié du 19e siècle  
A. Buitrago  
Domestic Regulation Of Gmo's In Global Capitalism- Science Vs Public Policy  
F. D. Chowdhury  
Globalization and Women’s Paid Work in Bangladesh  
Chair: T. Nootens  
The Stories we Tell: The Supreme Court of Canada in a Pluridisciplinary World  
K. Glover  
Administrative Justice Requires Judgment  
D. DesBaillets  
Representing Canadian Justice: The Iconography and Symbolism of the Supreme Court of Canada  
Chair: Erica See  
From Common Goods to Public Goods – the Effects of Legal Intervention on Codification of Traditional Knowledge  
A. Gebru  
The Right to Know: Access to Information as Cultural Capital  
J. Kilwein & B. Bellmore  
The Opikanawasowin Model of Child Welfare Alternative Dispute Resolution in Central Saskatchewan  
Chair: K. Drake  
Métis Title: Truth or Fiction?  
N. Schabus  
The Real Capital of Indigenous Peoples: Aboriginal Title and Indigenous Territorial Authority  
K. Manley-Casimir  
The Spaces We Inhabit: Approaching Indigenous Resurgence |
| 9:00-10:30   | Heath Break  
Pause Santé  
Light Refreshments Available outside of conference rooms | | | | |
| 10:30-10:45  | | | | | |
| 10:45-12:15  | The Legacy of Marta Russell (1951-2013)  
Chair: Lise Gotell  
R. Malhotra  
The Legal Politics of Marta Russell  
M. Weber  
Social Insurance for Disability and Disability Rights  
Chair: F. Braga  
Liberty, Freedom of Expression, Movement and the Validity of Public Demonstrations  
J. Velloso  
Penal Configurations and Legal Technicalities in Comparative  
U. Alvi  
Implementing Foreign Workers? Implementing Labour Law and Social Security Programs in a Context of Employment Related Mobility  
J. Z. Garrod  
Globalization of Capital and the Restructuring of the Property Relations  
B. F. C. HSU  
Capital Markets in Crisis: Decaying Democracy and Degenerating Rule of Law  
Chair: K. Lippel & F. Décousse  
Access to Compensation for an Occupational Injury: What Access for Temporary Foreign Workers Working in Canada? | | | | |
<table>
<thead>
<tr>
<th>Time</th>
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<th>Title</th>
<th>Chair/Authors</th>
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<tbody>
<tr>
<td>2:00</td>
<td>133</td>
<td>Aboriginal Subjectivity and Settler Colonialism: A Critical Analysis of the Affirmation of Aboriginal Title in Tsilhqot’in v Her Majesty The Queen 2014</td>
<td>R. Gorman, Jihan Abbas, A. Garcia, E. Gallant, K. Horn</td>
</tr>
<tr>
<td>2:00</td>
<td>135</td>
<td>Prison Health Now: Promoting Prison-Based Needle and Syringe Programs in Canada’s Federal Prisons</td>
<td>R. M. Mirza, V. Jafolla &amp; L. McDonald</td>
</tr>
<tr>
<td>2:00</td>
<td>315</td>
<td>Localisation sociale et rapports au droit</td>
<td>S. B. Boyd, P. Cornut-St-Pierre, E. Bernheim, W. Whitebird, D. Gesualdi-Fecteau, V. H. Sukdeo</td>
</tr>
<tr>
<td>2:00</td>
<td>316</td>
<td>Constitutionalism, Federalism &amp; Criminalization</td>
<td>D. Gesualdi-Fecteau, V. MacDonnell, M. Young, M. Sennek</td>
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<tr>
<td></td>
<td>359</td>
<td>Sexuality and Law</td>
<td>Chair: Lara Karaian, L. Gottle, K. Matulewicz, A. Dodge</td>
</tr>
<tr>
<td>12:15</td>
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<td>Lunch Break, Pause dinner</td>
<td>Lunch provided in the Atrium, Rm 371 (3rd floor Lounge)</td>
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<td>CLSA Annual General Meeting</td>
<td>All Welcome - Please Come! Rm 359</td>
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*Sponsors: CLSA Annual Conference*
### 3:30 - 3:45

**Heath Break Pause Santé**

Light Refreshments Available outside of conference rooms

<table>
<thead>
<tr>
<th>Room #</th>
<th>Session</th>
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</table>
| 133    | Police, Pacification and Policy  
Chair: Ravi Malhotra  
R. Whitehead  
*Re-Branding Homicide: A Critique Of The Adoption Of “Suicide By Cop” By Canadian Courts And Coroners*  
E. Laming  
*Use of Force: Developing Effective CEW Policies through Pacification*  
J. Monaghan & K. Walby  
*Surveillance of Environmental Movements in Canada: Critical Infrastructure Protection and the Petro-Security Apparatus* |
| 135    | The Laws of Geographies and Geographies of Law  
Chair:  
C. Laude  
*Reconciling the Supreme Court’s ruling in Tsilhqot’in Nation v. British Columbia on Aboriginal title with environmental planning*  
Z. Voukitchevitch  
*The Best of all Worlds?: Anthropological Origin and the International Legal System*  
S. Airey  
*Taming space through law - regional trade agreements as cartographic instruments*  
E. F. Judge & T. Brown  
*Law’s understanding of the virtual environment: tort liability in the geoweb*  
E. See  
*Just Sign Here: Spaces of data protection exceptionalism in disaster response* |
| 315    | Labour and Capital  
Chair:  
L. Aylsworth  
*What can we learn? Listening to the voices of women involved in Edmonton’s sex trade*  
G. Lecoq  
*It Takes Two to Translate: An Analysis of Bedford as Governance and Resistance through Judicial Dialogue*  
D. Wilson  
*The Distinction Between Commercial And Altruistic Surrogacy: Illusory, Or Necessary Protection Against Commodification And Exploitation?*  
M. Denike  
*Emotional Capital and Ant-Immigrant Sentiment: The Political Labor of Affect*  
R. Singh & D. Moore  
*Seeing Crime: Injuries, Images and Victims of Domestic Violence*  
N. Seuffert  
*Penny Pether’s Culinary Jurisprudence: Edna Lewis’s “The Taste of Country Cooking”* |
| 316    | Law, Emotion and the Senses  
Chair:  
C. M. F. Okah Atenga  
*Le capital émotionnel du délinquant et la sanction pénale en droit camerounais*  
R. Foroughi Nik  
*The Role of the Emotions in Bentham’s Theory of Punishment*  
M. Denike  
*Emotional Capital and Ant-Immigrant Sentiment: The Political Labor of Affect*  
R. Singh & D. Moore  
*Seeing Crime: Injuries, Images and Victims of Domestic Violence*  
N. Seuffert  
*Penny Pether’s Culinary Jurisprudence: Edna Lewis’s “The Taste of Country Cooking”* |
| 359    | Boundaries of Development: History, Theory and Regions  
Chair:  
O. D. Akinbogbe  
*Regionalism, Law and the Developmental State in Africa: A Critical Appraisal*  
O. Ayotunde  
*Multi-Stakeholder Participation in Resource Management: A Human Rights Based Approach to Development?*  
U. Özsu  
*Contemporary Legal Thought and the Failures of the New International Economic Order*  
I. Odumosu-Ayanu  
*Local Communities at the Boundaries of Development: A Study of Investment in Extractive Industries*  
P. Parmar  
*Competing Sovereignties, Development and Law in Canada and India* |

### 5:30

**Thirty Years of the Canadian Journal of Law and Society**

Please join the Celebration!

SAW Gallery  
67 Nicholas Street  
(10 minute walk/roll from the conference)  
([http://www.galeriesawgallery.com/sawgallery.html](http://www.galeriesawgallery.com/sawgallery.html))
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<tr>
<td>9:00-10:30</td>
<td>Indigenous Peoples and Local Communities in Natural Resource Development</td>
<td>Author Meets Reader Critical Perspectives on Women and the Law in Canada</td>
<td>Alienation and Honour</td>
<td>Risk Management &amp; Criminal Justice</td>
<td>Security, Terror, &amp; Crime</td>
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<td>Chair: Augustine Park</td>
<td>Editor/Chair: Jennifer Kilty</td>
<td>Chair: S. Ross</td>
<td>Chair: Erin Dej</td>
<td>Chair: Martin Vihrenov Manolov</td>
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<td></td>
<td>I. Odumosu-Ayanu &amp; O. Ayotunde Multi-Stakeholder Approaches to Local</td>
<td>Contributors/Presenters</td>
<td>Diluting Poverty: Urban Legal Anthropology and Mixed-Income Communities</td>
<td>Affecting Sex Work: Risk and vulnerability in parliamentary debates on</td>
<td>Security – from use, exchange and the symbolic, to simulation,</td>
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<td>Community Participation in Oil and Gas Management</td>
<td>V. Chartrand</td>
<td>in Toronto</td>
<td>prostitution</td>
<td>hyperreality and the beyond</td>
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<td>K. Harvey Who Benefits From Confidentiality Clauses in Impact and Benefit</td>
<td>F. Kellner</td>
<td>Z. Haider</td>
<td>K. Kirkup</td>
<td>Vanessa Iafolla</td>
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<td>Agreements?</td>
<td>G. Balfour</td>
<td>Rejected people in Bangladesh: If the Biharis were counted</td>
<td>Releasing Stigma: Police, Journalists, and Crimes of HIV Non-</td>
<td>Controlling the crime-terror nexus: the expansion of the anti-money</td>
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<td>D. Newman Impact Benefit Agreements and Governance</td>
<td>H. Johnson &amp; A. McConnell</td>
<td>M. Sennek</td>
<td>Disclosure in the Capital</td>
<td>laundering complex in Canada</td>
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<td></td>
<td>I. Odumosu-Ayanu Local Communities and Extractive Industry Contracts</td>
<td>M. Rajiva &amp; A. Khoday</td>
<td>Honour Killings and the Socio-Economic Uses of Marriage Contracts</td>
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<td>T. Lovett The Utilization of Impact and Benefit Agreements to Circumvent</td>
<td>K. Kramar</td>
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<td>total Federal Legislation and better Administer Resource Revenue</td>
<td>C. A. Sears</td>
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<td>S. Hannem &amp; C. Bruckert</td>
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<td>10:30-10:45</td>
<td>Heath Break</td>
<td>Pause Santé</td>
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<tr>
<td>10:45-12:15</td>
<td>The Wrongs and Rights of War and Peace: Critical Approaches to</td>
<td>Tort Litigation in the United States and Canada: Historical Perspectives</td>
<td>Critical Theory and Socio-legal Research</td>
<td>Capital Punishment &amp; Politics of Exclusion</td>
<td>Space, Place and Mapping</td>
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<td>International Law</td>
<td>Chair: L. Campbell</td>
<td>Chair: M. A. Malamir</td>
<td>Chair: M. Boudreau</td>
<td>Chair: L. Wright</td>
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<td>Chair: Augustine Park</td>
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<td>Investigating the growth of in-house corporate executive lawyers</td>
<td>A “backwoods tragedy”: The</td>
<td>Policing Harm Reduction Spaces: Mapping Drug Regulation in</td>
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<td>A. Kiyani</td>
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| **Notes Towards a History of the Civilian**
R. Williamson
Negotiating the war/peace binary: identity and the classification of violence in economic imperialism
J. Ali
Kimathi wa Waciuri’s Ghost: the Longue Durée and Indigenous Durée as Method in International Legal History
C. Wilke
Towards a History of the Civilian

| **Defaming Women: Women’s Use of Defamation in Massachusetts and Nova Scotia, 1820-40**
D. Brady
Contemporary Camp: Problematizing Private Property
E. Reiter
Avenging the Memory of the Dead: Family Honour in Quebec Defamation Cases, 1885-1920
R. B. Brown
As a rule, it is not advisable to bring an action against a physician: Litigating Medical Malpractice in Canada, 1902-1935

| **Moral Capital, Modern Slavery and Victimology**
Chair: C. Doonan
S. Mahamuni
Re-thinking the Choc v. Hudbay Minerals Inc. Case in Guatemala: Corporate Violence Against Women and Transnational Corporate Criminal Liability
G. J. Silveira
Surrogate Motherhood and the Status of the Child in Mexico
N. A. Ovalle Diaz
La réparation intégrale aux victimes et les recours disponibles

| **Representing Adolescents & Their Rights**
Chair: Lara Karaian
E. Lockhart
Sexual Deviant or Sexual Agent?: The Representation of Teenage Sexual Subjects in Popular Legal Dramas
Rebecca Bromwich
Technologies of governance and the discursive figures of Ashley Smith
T. Collins & M. Paré
Analysis of Anti-Violence Efforts in Schools using a Rights-Based Approach

| **Capital Markets and the Prison Industrial Complex**
Chair: Kyle Kirkup
E. Dej
Imprisoning the free: Conceptualizing the homeless shelter as a neo-liberal total institution
G. McElligott
Capitalizing on pain: Who benefits from federal prison expansion in Canada?
D. Parkes
In Search of Accountability: A Prison Inspectorate for Canada?
A. Grace
Prison’s Successes: Examining the Rationale behind Canadian Prisons

| **Governance, Criminalization & Criminology**
Chair: Aaron Doyle
J. Martel & R. Brassard
The professionalization of criminology in Québec: Policing knowledge through law
S. Heath
Has Our Political Rhetoric Taken a ‘Punitive Turn’? Examining Canadian Political Rhetoric on Crime in a ‘Punitive’ Climate
A. Nelund
Resisting with Care: Mentalities of Governance in Alternative Justice Programs for Criminalized Women

| **Restoring the Balance of Human Capital of Vulnerable Groups in Latin America**
Chair: S. Herencia-Carrasco
The Transformation of Indigenous Peoples Rights in Latin America through an Inter-American Lens
S. Mahamuni
Re-thinking the Choc v. Hudbay Minerals Inc. Case in Guatemala: Corporate Violence Against Women and Transnational Corporate Criminal Liability
G. J. Silveira
Surrogate Motherhood and the Status of the Child in Mexico
N. A. Ovalle Diaz
La réparation intégrale aux victimes et les recours disponibles

| **Lunch Break**
| **Pause diner**

| **CLSA Board Meeting**
| **Rm #359**

| **Downtown Ottawa**
K. Anker
The Symbolic Capital of Maps in Aboriginal Claims
B. Isitt
Property, Indigenous Protest, and the Law in British Columbia

| **Rm #133**
Restoring the Balance of Human Capital of Vulnerable Groups in Latin America
Chair:
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| **Rm #135**
Moral Capital, Modern Slavery and Victimology
Chair:
C. Doonan
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N. A. Ovalle Diaz
La réparation intégrale aux victimes et les recours disponibles

| **Rm #315**
Representing Adolescents & Their Rights
Chair: Lara Karaian
E. Lockhart
Sexual Deviant or Sexual Agent?: The Representation of Teenage Sexual Subjects in Popular Legal Dramas
Rebecca Bromwich
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T. Collins & M. Paré
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| **Rm #316**
Capital Markets and the Prison Industrial Complex
Chair: Kyle Kirkup
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A. Nelund
Resisting with Care: Mentalities of Governance in Alternative Justice Programs for Criminalized Women
### 3:00-3:15

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### Heath Break
Pause Santé
Light Refreshments Available outside of conference rooms