

2023

Front Matter

Vol. 55 (2023)

Follow this and additional works at: <https://scholarlycommons.law.case.edu/jil>

 Part of the [International Law Commons](#)

Recommended Citation

Vol. 55 (2023), *Front Matter*, 55 Case W. Res. J. Int'l L. i (2023)

Available at: <https://scholarlycommons.law.case.edu/jil/vol55/iss1/1>

This Front Matter is brought to you for free and open access by the Student Journals at Case Western Reserve University School of Law Scholarly Commons. It has been accepted for inclusion in Case Western Reserve Journal of International Law by an authorized administrator of Case Western Reserve University School of Law Scholarly Commons.

CASE
WESTERN
RESERVE
JOURNAL OF
INTERNATIONAL LAW

Volume 55, Issues 1 & 2
Spring 2023



SCHOOL OF LAW

CASE WESTERN RESERVE
UNIVERSITY

© 2023 by Case Western Reserve Journal of International Law

The Case Western Reserve Journal of International Law (ISSN 0008-7524), is published by the students of the Case Western Reserve University School of Law. Postage paid at Cleveland, Ohio and at additional mailing offices. Editorial and business offices are located at Case Western Reserve University School of Law, 11075 East Boulevard, Cleveland, Ohio 44106. Contact the Journal by email: casejil@case.edu, or telephone: (216) 368-3291.

The Case Western Reserve Journal of International Law published this issue in print and online in April 2023.

Single issues of the current and previous volumes are available from the Case Western Reserve Journal of international Law for \$16.00 each (\$18.00 outside the United States), plus shipping and handling.

Back issues from earlier volumes are available from William S. Hein & Co., Inc., 2350 North Forest Rd., Getzille, New York 14068, or online at www.wshein.com/catalog/1807. Back issues are also available in electronic format at www.heinonline.org.

Citations conform to The Bluebook: A Uniform System of Citation (Columbia L. Rev. Ass'n et al., 21st ed. 2020). Style conforms generally to the Chicago Manual of Style (17th ed. 2017).

For all photocopy or republication requests please contact Copyright Clearance Center, Inc. by mail: 222 Rosewood Drive, Danvers, Massachusetts 01923, by phone: (855) 239-3415, by fax: (978) 646-8600, by email: info@copyright.com, or online at www.copyright.com.

Case Western Reserve
Journal of International Law

Volume 55

Spring 2023

Issues 1 & 2

Editor-in-Chief
EMMA H. PETERS

Managing Editor
MARYAM ASSAR

Executive Articles Editors
SYDNEY BELL
NOAH VERES

Executive Notes Editors
THADDEUS CWIKLINSKI
MATTHEW FENNEL
ZACHARY TOMI

Production Editor
ASHLEY MUELLER

Senior Editor
JONATHAN P. ZIGA
VINCENT PALUMBO
ANDREEA MITRACHE

Symposium Editor
GABRIEL KAUFMAN

NICHOLAS ABRAXSIA
SHAY ADLER
WILLIAM BAKER
MACKENZIE CLARK

Associate Editors
AMANDA HAYS
CAITLYN HERLIHY
MADELINE MCDANIEL
AMANDA PRICE

TREY QUILLIN
LULU TURNER
KYLE WEBSTER
SAMUEL
ZIMMERMAN

Faculty Advisor
MICHAEL P. SCHARF

Research Librarian
ANDREW DORCHAK

Case Western Reserve Journal of International Law

Volume 55

Spring 2023

Issues 1 & 2

INTERNATIONAL LAW AND THE NEW COLD WAR

Foreword: International Law and the New Cold War 1
Michael P. Scharf & Emma H. Peters

ROLE OF INTERNATIONAL LAW IN THE RUSSIA-UKRAINE CONFLICT

The War in Ukraine: A Case Study in 7
Modern Atrocity Crime Documentation
Paul Williams & Nicole Carle

Ukraine's Push to Prosecute Aggression 39
Implications for Immunity Ratione Personae and
the Crime of Aggression
Rebecca Hamilton

The Role of International Law in the Russia-Ukraine 61
War
Michael Kelly

Legal Issues Surrounding Veto Use and Aggression 93
Jennifer Trahan

Legitimate Supra-National Adjudication in the New 147
Era: The Requirement of Comparative Benefit
Margaret M. deGuzman

POWER SHIFT: SECURITY COUNCIL PARALYSIS AND GENERAL ASSEMBLY ASCENDANCE

International Law and the "New Cold War": 175
An Opportunity for Reflection on International Law
in the "Old" Cold War
Todd F. Buchwald

Power Shift: The Return of the Uniting for Peace Resolution <i>Michael P. Scharf</i>	217
From 'Uniting for Peace' to 'Uniting for Justice?': Reflections on the Power of the UN General Assembly to Create Criminal Tribunals or Make Referrals to the ICC <i>Carsten Stahn</i>	251
Power Shift: The UN Security Council Has Lost its Clout <i>Ved P. Nanda</i>	286
INFORMATION OPERATIONS AND THE NEW COLD WAR	
Peaceful World Leadership or Nationalist Advocate? How China Uses Social Media to Project its Stance on Russia's Invasion of Ukraine <i>Hannah Bailey</i>	321
China's Growing Discourse Power and Resurgent Authoritarianism <i>David L. Sloss</i>	359
THE NEW ERA OF INTERNATIONAL COURTS	
Prosecuting Atrocities Committed in Ukraine: A New Era for Universal Jurisdiction? <i>Yvonne M. Dutton</i>	391
The New Cold War with China and Russia: Same as the Old Cold War <i>Stuart Ford</i>	423

The Ukraine Crisis and the Future of International Courts and Tribunals <i>Milena Sterio</i>	479
--	-----

TALKING FOREIGN POLICY

Talking Foreign Policy: “Prosecuting Russian Leaders for War Crimes” October 24, 2021 Broadcast	503
--	-----

STUDENT NOTES

Catching Conspirators: How Can International Organizations Counter State-Sanctioned Doping After Scandal at the Sochi Olympics? <i>Thaddeus Cwiklinski</i>	535
The Ghost of <i>Dunhill</i> : How Commercial Activity Silently Escaped the Act of State Doctrine <i>Gabriel D. Kaufman</i>	577
Fair and Just Decolonial Solutions: Adaptation of the Washington Principles to the Context of Disputed Colonial Cultural Objects <i>Emma H. Peters</i>	617
Commercialization of Resource Extraction Throughout the Final Frontier & the Parallel to Terrestrial Procedures <i>Jonathan P. Ziga</i>	667