

Appendix 1: email from Jewish Defence League to president of York University, October 5, 2008

From: jdlcanada@jdl.org [mailto:jdlcanada@jdl.org]
Sent: Sunday, October 05, 2008 12:53 AM
To: mshoukri@yorku.ca **Cc:** Rose Lax; tedbel@rogers.com
Subject: Israel/Palestine Conference At York U Attention Mr Mamdouh Shoukri
President and Vice-Chancellor of York University

It has come to my attention that York University will be hosting a conference in June which will focus on Israel. The official website that promotes the conference states the following, "**Israel/Palestine: One State or Two? is co-sponsored by Queen's University and York University, and is an official U50 initiative, part of York University's 50th Anniversary celebrations.**"

I am writing to inform you that I have received many calls from Jewish Students for York U that have received threats and feel very threatened as a result of anti Jewish/Israel activities on campus. Racism should have no place on campus. And this conference will only serve to encourage a negative perception of Jews.

This conference should not be sponsored by York University. I would welcome a meeting with you to discuss this issue further. A university should be a place to learn about ethics, not the promotion of double standards which results in attacks on Jewish students. The Jewish Defence League of Canada is discussing the possibility of leading a campaign against York U, calling for boycott, divestment and sanctions. It is my hope that such a campaign will not be required, but we refuse to stand by and allow Jewish students to feel threatened.

I could be reached at 416-736-7000. I hope we can work together for a year of peace. Thank you, Meir Weinstein National Director Jewish Defence League of Canada

Appendix 2: email from David Dewitt regarding Howard Adelman's satisfaction with unchanged conference, June 8, 2009



David B Dewitt
<ddewitt@yorku.ca>
06/08/2009 05:38 PM

To "Stan Shapson" <sshapson@edu.yorku.ca>,
lawdean@osgoode.yorku.ca
cc sshapson@bell.blackberry.net

bcc

Subject Fw: Community Action Alert on York University conference
questioning Israeli's right to exist

So this is at least one of the sources, not surprisingly; see below. Classic BB right-wing stuff playing to their constituency.

Last week I went over the conference website and abstracts carefully and concluded that the organizers have improved what was there. While I personally still have some reservations, had what it is now been presented six months ago and had they been a bit more careful in how they selected their speakers, I think much of the problems we've encountered either would not have happened or could have been managed. And I told them that last summer....

I was pleased to note that entirely separately, in speaking with Howard Adelman over the weekend, he had gone through a similar exercise and came to much the same conclusion: that what is now there is significantly better than before. Still problematic in some ways, but not to the extent previously and certainly within the bounds for what might now be a managed engagement of strongly differing ideas.

However, I doubt that we will find that those -- such as B'nai B'rith or JDL -- are likely to take a careful and fair look at the changes currently (or as of last week) evident in the revised materials. So we are stuck with damage control. It still is not in my mind a high level/quality conference even with some very good scholars present; too uneven and still with some rather dubious individuals. Hence, Gerald Steinberg will still write what he writes, as noted in my previous e-mail to you.

As an aside, I hope you had a chance to read Patrick Martin's long article in Saturday's G&M on the very topic of the conference. It was well done, and could have been a fine piece to frame the original conference call had it been available a year ago! Oh well.

d.

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
YCISS Tel: 416-736-5156 Fax: 416-736-5752

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Appendix 3: email from chair of York University's Board of Governors indicating that he had been cornered at a Passover seder re Adelman memo, April 12, 2009



Mamdouh Shoukri

04/12/2009 11:23 PM

To "Prof. Patrick J. Monahan" <lawdean@osgoode.yorku.ca>

cc

bcc

Subject Re: Status Report on Israel-Palestine Conference

Agreed. Thanks.

Mamdouh

----- Original Message -----

From: lawdean

Sent: 04/12/2009 10:12 PM AST

To: Mamdouh Shoukri

Subject: Re: Status Report on Israel-Palestine Conference

Mamdouh I have already seen the memo from Howard Adelman. In fact, it was in light of his memo that I asked for this update from the organizing committee. At this point I think we continue to monitor the situation. I am in touch with the organizers on a regular basis (two of my faculty members are taking the lead on this) and I will let you know if there is anything that arises that needs attention. I think the problem we are having is that with the other events that have taken place recently, we are not given the benefit of the doubt on these questions. But I don't think we should initiate any discussions with the broader community at this point.

Best,
Patrick

From: Mamdouh Shoukri

Sent: 04/12/2009 08:44 PM AST

To: Law Dean

Subject: Fw: Status Report on Israel-Palestine Conference

Patrick:

I shared your memo with Mickey for his advise. His reaction is attached. Frankly, I am of two minds. On one hand, it is wise to anticipate these reactions and deal with them before they become problems. On the other hand, this is becoming a full time job. The community need to trust us. I like your response to [5.2.1.1] We should stay with the message.

Mamdouh

Mamdouh Shoukri

President and Vice-Chancellor

York University

Tel. 416-736-5200 Fax 416-736-5641

mshoukri@yorku.ca

www.yorku.ca/president

----- Forwarded by Mamdouh Shoukri/fs/YorkU on 12/04/2009 08:40 PM -----

"Cohen, Marshall" <mcohen@casselsbrock.com>

12/04/2009 09:37 AM

To "Mamdouh Shoukri"

cc

Subject RE: Status Report on Israel-Palestine Conference

And the beat goes on

I got cornered on this issue thurs nite at a seder when someone gave me a copy of a memo prepared by Adelman explaining why he withdrew from the conference. When I read the memo the next day, it didn't seem to me be much different than the usual academic infighting that goes on all the time at York and at all universities. That said, I don't know Prof Adelman and I don't know the audience he was aiming the memo at. Nor do I know whether there is any basis to his claims. If this memo is the jumping off point for the community reaction, it might be worth Patrick getting hold of it [if he hasn't already seen it]—it's always important to know what the "other side" thinks. I didn't bring the memo with me to Fla but I'm sure we can find a way for Patrick to get a copy [S. 2.1(1)] probly has it].

[S. 2.1(1)] briefly mentioned this conference to me some weeks ago and he seemed to feel it had an Israeli bashing bias, but didn't seem to feel it warranted a dramatic response by the administration. He might be worth Patrick talking to.

Apart from that, Patrick seems to have done all the right things.

That said, if this is the next big community push [now that LAW week is over], we shld not wait for the deluge before reacting. Consider whether we need a pro-active approach—i.e. a mtg w the community leaders to convey the message that Patrick laid out in his reply to [S. 2.1(1)] and in his e-mail to you. We need to look like we have thought about the situation even if our conclusion is not what the community wants to hear. We also need to get the facts on the table before these campaigns gain momentum. Too often, in the past, we have reacted after the damage has been done. As is often the case, best defense is an offense

Feel free to share this e-mail w Patrick

From: Mamdouh Shoukri
Sent: Sunday, April 12, 2009 8:04 AM
To: Cohen, Marshall
Subject: Fw: Status Report on Israel-Palestine Conference

----- Original Message -----

From: Law Dean/osgoode [lawdean@osgoode.yorku.ca]
Sent: 04/11/2009 06:58 AM AST
To: Mamdouh Shoukri

Cc: Law Dean/osgoode <lawdean@osgoode.yorku.ca>
Subject: Status Report on Israel-Palestine Conference

Mamdouh as you will see from my email exchange with [S. Z. (1)] the conference in June on Israel-Palestine continues to attract some controversy. You should be aware that Professor Howard Adelman (a leading Professor Emeritus at York) recently withdrew from the conference on grounds that it was not taking a sufficiently balanced approach to the issues. This has attracted some attention within the community and, because of the other events involving students, may create a knee-jerk reaction in the community. About a week ago I asked the organizing committee to prepare a report for me on the status of the conference. I am attaching their report from your information.

In general, I am satisfied that this conference will involve a balanced exploration of some very difficult and challenging issues, and that we have nothing to apologize for in regards to this conference.

Let me know if you would like further information.

Thanks,
Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

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Appendix 4: email to Dean Patrick Monahan complaining about the conference, April 22, 2009

Law Dean/osgoode
04/22/2009 09:34 PM

To [S. 21(1)]

cc

bcc

Subject Re: Israel/Palestine: Mapping Models of Statehood and Paths to Peace

Beri thanks for your note. Can I tell you in confidence that I am aware of this conference and in fact am attempting to see what can be done to address certain concerns that have been raised. I will get back to you at an appropriate time and respond to your concerns.

Patrick

From: [S. 21(1)]
Sent: 04/21/2009 02:40 PM AST
To: Law Dean
Subject: Israel/Palestine: Mapping Models of Statehood and Paths to Peace

Pat,

I hope this finds you well.

I have been copied on an exchange of e-mails regarding a proposed conference titled "Israel/Palestine: Mapping Models of Statehood and Paths to Peace" scheduled to be convened at York University this coming June. The conference is co-sponsored by both York and Osgoode.

You are certainly aware by now of the significant and quite angry reaction to this conference in the Jewish community of Toronto. This reaction, in my view, is highly detrimental to both York and Osgoode, particularly given other recent events at York that have negatively affected the university's reputation, certainly in the Jewish community in Toronto and elsewhere.

The concern raised by the conference is not related to its title or even to what appears to be a rather one-sided roster of presenters, or even to the map that graces the conference's Website which fails entirely to delineate the borders of the State of Israel (begging the question graphically don't you think?).

What troubles me about this conference is its very premise which is essentially to discuss whether Israel should continue to exist as a Jewish State. By implicitly opening to question whether the Jewish nation-state established with UN Recognition 61 years ago should continue to exist as such, this conference reopens the long-settled question of whether the Jewish people has the right of self determination afforded other peoples under the UN charter and international law. Moreover, there appears to be no recognition whatsoever in the loaded language that describes the theme of the conference that if the two-state solution has indeed "failed", it is demonstrably because of its consistent and repeated rejection by Arabs and other Moslems who simply don't want a non-Moslem state in the neighbourhood. (e.g., the 1947 rejection of the UN resolution dividing the remnants of mandatory Palestine (most of it having been already granted to the Palestinian Arabs by the establishment of Transjordan in 1922), the Khartoum Declaration of the Arab States after Israel's victory in the 1967 six-day war, and the unilateral rejection by the Palestinian Authority of the Clinton Camp David and Taba proposals for a two-state solution, etc.).

Why debate the right of a Jewish state to continue going forward without questioning the right of any other nation state to continue to exist? For example, what is it about the melange of tribes, clans and sects that comprise the dysfunctional "nation-states" of Pakistan, India, Syria, Iraq, Saudi Arabia, to name a few

examples, that immunizes them from this kind of academic scrutiny?

While I personally feel very strongly about free speech, particularly in the academy, and would feel compelled to readily support a general academic symposium on "the future of the nation state" for example, I think it is a genuine form of discrimination against Jews to convene an academic conference focused entirely on whether the Jewish state alone should cease to exist. Would York or Osgoode tolerate a conference called to discuss the possible abolition of synagogues-but not churches and mosques- Judaism- but no other religion? I hope not.

To my mind, the consideration of whether the State of Israel should continue to exist as a Jewish State is simply not a legitimate premise for an academic conference given its discriminatory nature. Discrimination against Jews is commonly referred to as anti-Semitism and that is not a tolerable sentiment in our society.

I simply cannot understand how York and Osgoode can allow this conference to proceed. Its insidious delegitimation of the idea of a Jewish state should be seen for what it is. I ask that you do all in your power to stop this abhorrent conference from taking place

[s.21(4)]

[s.21(1)]

Appendix 5: emails from anonymized complainer threatening financial consequences, April 24, 2009

Law Dean/osgoode
04/24/2009 07:24 PM

To [redacted] s. 21(1)]

cc

bcc

Subject Re: Patrick, is it true that one of the topics for this conference is whether the State of Israel should continue to exist?!? If so, [redacted] has a point in wondering why we don't have the same kind of conference hosted by Osgoode and York to ask [redacted]

I need to speak to you about this. Can I call you this evening?

From: [redacted] s. 21(1)]
Sent: 04/24/2009 06:30 PM AST
To: Law Dean

Subject: Patrick, is it true that one of the topics for this conference is whether the State of Israel should continue to exist?!? If so, [redacted] has a point in wondering why we don't have the same kind of conference hosted by Osgoode and York to ask

the same question of Saudi Arabia, Syria or Pakistan.

Is the question of the continued existence of israel really one of the topics? If it is, then despite my family's history of graduating from Osgoode and my own years of teaching there, I really just can't continue to support Osgoode financially anymore, as I have to the tune of \$3000/year these past 3 years.

Say it ain't so.

s. 21(1)

□
From:
To:

S. 21(1)

Sent: Fri Apr 24 18:20:04 2009

Subject: FW: Israel/Palestine: Mapping Models of Statehood and Paths to Peace

All,

I thought you may find the email below from S. 21(1) and my subsequent email attached, to be of interest, especially if any of you are Osgoode graduates or know of any Osgoode graduates who may be particularly interested.

S. 21(1)

From: S. 21(1)

Sent: April 21, 2009 2:41 PM

To: Patrick Monahan (lawdean@osgoode.yorku.ca)

Subject: Israel/Palestine: Mapping Models of Statehood and Paths to Peace

Pat,

I hope this finds you well.

I have been copied on an exchange of e-mails regarding a proposed conference titled "Israel/Palestine: Mapping Models of Statehood and Paths to Peace" scheduled to be convened at York University this coming June. The conference is co-sponsored by both York and Osgoode.

You are certainly aware by now of the significant and quite angry reaction to this conference in the Jewish community of Toronto. This reaction, in my view, is highly detrimental to both York and Osgoode, particularly given other recent events at York that have negatively affected the university's reputation, certainly in the Jewish community in Toronto and elsewhere.

The concern raised by the conference is not related to its title or even to what appears to be a rather one-sided roster of presenters, or even to the map that graces the conference's Website which fails entirely to delineate the borders of the State of Israel (begging the question graphically don't you think?).

What troubles me about this conference is its very premise which is essentially to discuss whether Israel should continue to exist as a Jewish State. By implicitly opening to question whether the Jewish nation-state established with UN Recognition 61 years ago should continue to exist as such, this conference reopens the long-settled question of whether the Jewish people has the right of self determination afforded other peoples under the UN charter and international law. Moreover, there appears to be no recognition whatsoever in the loaded language that describes the theme of the conference that if the two-state solution has indeed "failed", it is demonstrably because of its consistent and repeated rejection by Arabs and other Moslems who simply don't want a non-Moslem state in the neighbourhood. (e.g., the 1947 rejection of the UN resolution dividing the remnants of mandatory Palestine (most of it having been already granted to the Palestinian Arabs by the establishment of Transjordan in 1922), the Khartoum Declaration of the Arab States after Israel's victory in the 1967 six-day war, and the unilateral rejection by the Palestinian Authority of the Clinton Camp David and Taba proposals for a two-state solution, etc.).

Why debate the right of a Jewish state to continue going forward without questioning the right of any other nation state to continue to exist? For example, what is it about the melange of tribes, clans and sects that comprise the dysfunctional "nation-states" of Pakistan, India, Syria, Iraq, Saudi Arabia, to name a few

examples, that immunizes them from this kind of academic scrutiny?

While I personally feel very strongly about free speech, particularly in the academy, and would feel compelled to readily support a general academic symposium on "the future of the nation state" for example, I think it is a genuine form of discrimination against Jews to convene an academic conference focused entirely on whether the Jewish state alone should cease to exist. Would York or Osgoode tolerate a conference called to discuss the possible abolition of synagogues-but not churches and mosques- Judaism- but no other religion? I hope not.

To my mind, the consideration of whether the State of Israel should continue to exist as a Jewish State is simply not a legitimate premise for an academic conference given its discriminatory nature. Discrimination against Jews is commonly referred to as anti-Semitism and that is not a tolerable sentiment in our society.

I simply cannot understand how York and Osgoode can allow this conference to proceed. Its insidious delegitimation of the idea of a Jewish state should be seen for what it is. I ask that you do all in your power to stop this abhorrent conference from taking place

[s.21(1)]

[s.21(1)]
-0400

] on Fri, 24 Apr 2009 18:11:51

To: "Lawdean"
<Lawdean@osgoode.yorku.ca>
cc: [s.21(1)]

Subject: Israel/Palestine:

Patrick,

I have read [s.21(1)] email to you regarding the proposed conference titled "Israel/Palestine: Mapping Models of Statehood and Paths to Peace" which is scheduled to be convened at York University and co-sponsored by Osgoode. I am very surprised and dismayed that Osgoode would allow its name and reputation to be associated with a conference of this nature which is clearly discriminatory for the reasons [s.21(1)] has summarized. It is based on a veiled platform of anti-Semitism that should be apparent to any objective person. As someone who knows the high standards and non-discriminatory principles that you ordinarily are aligned with, I cannot understand how this has evolved under your leadership. In my own way, I have contributed to Osgoode in teaching, advisory and financial terms since I graduated from Osgoode over 35 years ago; fortunately, I have never had to take a position of this nature regarding an Osgoode event, until now.

Any explanation you can possibly provide would be appreciated, but I doubt that any explanation will properly and effectively address the issues at hand so long as the conference proceeds.

[s.21(1)]

Appendix 6: email with Monahan's original response to complaints about the conference,
April 24, 2009

Law Dean/osgoode
04/11/2009 06:51 AM

To: S. 21(1)
cc: S. 21(1)
Shoukri
bcc:

Mamdouh

Subject: Re: Fw: Please take the time to read this message

S. 21(1) further to our exchange yesterday, in my view the email you received is a totally inaccurate and unfair characterization of this conference. It is not calling for anything, and certainly not the end of Israel as a Jewish state. It is, rather, a serious academic conference that will feature over 40 speakers from around the world, including many from Israeli universities. The purpose of the conference, as is explained on the conference website, is to explore whether there are new solutions that might be explored in the middle east in an attempt to find peaceful solutions to the conflict there. This will involve the exploration of controversial ideas, and I know that the conference has been controversial within some elements of the community here in Toronto. But a serious academic institution has to encourage free inquiry, as long as the debate is balanced and not skewed in one direction or the other. I believe that this conference will do that.

Here is a link to the conference website.

<http://www.yorku.ca/lpconf/>

I encourage you to look at the website and see for yourself the range of opinion that is going to be canvassed at the event.

The fact that it received a grant from an independent committee at the SSHRC is evidence of the scholarly character of the conference. That is why it is mentioned on the conference website. In fact the SSHRC committee, which is made up of scholars from other universities, gave the conference the highest possible ranking as a scholarly conference. I do not know why your correspondent would take that as something to criticize.

Thanks for forwarding this message and providing me with an opportunity to provide further background. Happy to speak to you or others about this if you think it worthwhile.

I am copying Mamdouh so that he is aware of the discussions that are taking place around this conference.

Regards,
Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

S. 21(1)



S. 21(1)
04/10/2009 03:22 PM

To: lawdean@osgoode.yorku.ca
cc: S. 21(1)

CIJA statement on Upcoming York University Conference

May 12, 2009 – 1:06 pm

Statement by Hershell Ezrin, CEO, Canadian Council for Israel and Jewish Advocacy (CIJA):

2009 marks the 50th anniversary of York University, a proud academic institution with a long history of Jewish life and Jewish involvement. However, it saddens and concerns us that the anniversary celebrations include a conference running June 22-24, 2009, titled: "Israel/Palestine: Mapping Models of Statehood and Paths to Peace."

The conference aims to explore a one-state, bi-national solution to the conflict between Israelis and Palestinians, the imposition of which would spell the end of Israel as a Jewish state. The conference will include a number of speakers who are recognizable for their roles as organizers and outspoken proponents of "Israel apartheid week" and the Israel boycott movement.

Following on the heels of other recent occurrences at York that have intimidated Jewish students on campus, this seems a remarkable lapse of judgment on the part of the University. The organizers have procured a few balanced speakers of high repute, but this is certainly not enough to characterize the conference as one of high academic integrity or good scholarship as would befit a first-class institution.

Through its agencies, our community has spent months trying to work with York University on this and other issues related to antisemitism and anti-Israelism and is committed to continuing to do so in future.

CIJA recommends that you write to President Mamdou Shoukri (mshoukri@yorku.ca) and Dean Patrick Monahan (pmonahan@osgoode.yorku.ca) to make clear to the administration at York and Osgoode that:

- Events like this should not have the sanction of the university.
- These events only serve to further the already degenerating situation at York University surrounding the Israel/Palestinian issue.
- These events lead to an increased sense of insecurity for those who should feel free to express their support for Israel.

If you have any questions, please contact Susan Davis at CIJA (sdavis@cija.ca).

Appendix 8: email exchange between the president of York University and a donor threatening significant withdrawal of funds from the university, May 13, 2009



Paul Marcus
<marcusp@yorkfoundation.yorku.ca>

05/13/2009 04:52 PM

To mamdouh.shoukri@yorku.ca
cc pmonahan@osgoode.yorku.ca,
marcusp@yorkfoundation.yorku.ca
bcc

Subject Re: Fw: York University + Anti-Semitism

[5. 21(1)] would welcome a meeting with you-I will forward their coordinates to Irene to kindly make arrangements. Best, Paul

Paul E. Marcus, LL.B., CFRE
President and CEO
York University Foundation
West Office Building, 4700 Keele Street
Toronto, Ontario, Canada M3J 1P3
T 416.650.8025 F 416.650.8032
www.yorku.ca/foundation

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Paul Marcus <marcusp@yorkfoundation.yorku.ca>

05/12/2009 04:28 PM

To Mamdouh Shoukri
cc pmonahan@osgoode.yorku.ca, marcusp@yorkfoundation.yorku.ca
Subject Re: Fw: York University + Anti-Semitism

Mamdouh, understood and thanks for your speedy response. Nice of you to be willing to meet. I'll follow up with them. Paul

Paul E. Marcus, LL.B., CFRE
President and CEO
York University Foundation
West Office Building, 4700 Keele Street
Toronto, Ontario, Canada M3J 1P3
T 416.650.8025 F 416.650.8032
www.yorku.ca/foundation

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We apologize for any inconvenience to you and thank you
for your consideration.

Mamdouh Shoukri

05/12/2009 04:22 PM

To Paul Marcus <marcusp@yorkfoundation.yorku.ca>
cc mamdouh.shoukri@yorku.ca, pmonahan@osgoode.yorku.ca
Subject Re: Fw: York University + Anti-Semitism

Paul:

Happy to meet with them. I hope you can arrange that

That said, you know I am sensitive to the donations issue. If I meet them, I will be very firm on the issue of
donations. We will do everything possible to fight anti-semitism as a principle not because of donations.
Reference to donations makes a just cause cheaper than necessary.

Mamdouh

Mamdouh Shoukri
President and Vice-Chancellor
York University
Tel. 416-736-5200 Fax 416-736-5641
mshoukri@yorku.ca
www.yorku.ca/president

Paul Marcus <marcusp@yorkfoundation.yorku.ca>

05/12/2009 04:10 PM

To pmonahan@osgoode.yorku.ca, mamdouh.shoukri@yorku.ca
cc
Subject Fw: York University + Anti-Semitism

If I can help in any way please let me know, as I know [S. 21(1)]

] is friendly with

Paul E. Marcus, LL.B., CFRE
President and CEO
York University Foundation
West Office Building, 4700 Keele Street
Toronto, Ontario, Canada M3J 1P3
T 416.650.8025 F 416.650.8032
www.yorku.ca/foundation

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Forwarded by Paul Marcus/fs/YorkU on 05/12/2009 04:08 PM

[S. 21(1)]

05/12/2009 02:53 PM

To mshoukri@yorku.ca

cc pmonahan@osgoode.yorku.ca [S. 21(1)]
<marcus@yorkfoundation.yorku.ca>

Subject York University + Anti-Semitism

] Paul Marcus

Dear President Shoukri:

I have not had the pleasure of meeting you in person but by way of introduction, my husband

[S. 21(1)]

] has been proud to be one of York University's major donors. [S. 21(1)] and I have been following with great dismay the situation at York as it pertains to Jewish students. Frankly we are frightened and appalled by what we have heard. I recently had lunch with a professor of Jewish Studies at York who told me that she considers her top priority as an educator to be: "protecting her students from violence." This is totally unacceptable as I'm sure you would agree. I have now learned that the university is planning yet another Israel-bashing conference in June

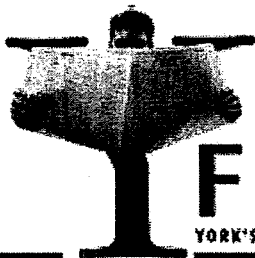
entitled: Israel/Palestine: Mapping Models of Statehood and Paths to Peace. It seems obvious that such pseudo-academic conferences whose true and sole purpose is to denigrate and demonize the state of Israel will only add to the atmosphere of fear and academic intimidation that has already been established at York. It saddens me that my husband has donated [S. 21(1)] to an institution which has so boldly positioned itself as an enemy of tolerance and mutual understanding. As recently as last month [S. 21(1)]

] But such donations will now end until we are convinced that we are indeed supporting a liberal and academically free institution where all students, regardless of faith or heritage, may feel free to express themselves intellectually without fear for their physical safety. I urge you to reconsider the sanctioning of anti-semitic conferences on campus.

Yours truly,

[S. 21(1)]

Appendix 9: presidential statements on the conference



FILE
YORK'S DAILY BULLETIN

Friday, May 22, 2009

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Headline News

President issues statement on academic freedom

President & Vice-Chancellor Mamdouh Shoukri issued this statement yesterday:

Freedom of inquiry by faculty and students is central to the mission of the academy. Academic freedom implies the freedom to teach, conduct research, disseminate knowledge and help shape public opinion and policy.

However, with academic freedom come certain obligations. Scholars' academic activities must be based on evidence, rigorous thought and extensive research, and universities must be dedicated to rigour, reasoned discourse and a willingness to accept dissent and deal with complex issues.

As such, academic freedom cannot be a shield for racism or bigotry.

Recently, two particular issues here at York have raised basic questions about academic freedom.

Conferences

The first arose in relation to an upcoming conference organized by York faculty members, as well as academics from other institutions, titled Israel/Palestine: Mapping Models of Statehood and Paths to Peace.

The freedom of independent scholars to organize events such as conferences on matters of legitimate academic inquiry goes to the very heart of academic freedom. It would be entirely inappropriate for the University administration to intervene in or to take responsibility for the academic content of such events, provided that they do not offend Canadian law, are consistent with the obligations cited above and deal with issues that are appropriate for academic debate.

Within those general parameters, the choice of topic, of who is to speak and of what is said at the event lies squarely with the individual academics who organize and/or participate in it and no one else. The University provides a forum for the robust exchange, but does not align itself with a particular set of views or positions.

Some have complained that the conference should not form part of the University's 50th anniversary calendar of almost 100 events. However, this would have involved excluding a conference *because* of its subject matter, which would in itself have been a fundamental violation of academic freedom.

Boycotts

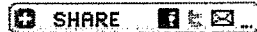
The second issue is the concept of academic boycotts, an issue that has been debated at a number of universities, including at a recent academic forum here at York.

Universities at their core are free institutions that must be open to the widest range of ideas, arguments and debates. Thus the concept of an academic boycott, which would prescribe a form of blacklist, is antithetical to the very purpose of a university. It would undermine the freedom of individual scholars to make their own academic choices, and would suggest that the university "owns" its academics or their opinions. In fact, it would be contrary to the very purpose of the university to dictate those with whom its scholars may or may not associate.

On this basis, York University has consistently opposed the call to boycott Israeli universities; our position is clearly outlined in the [President's Statement on the Autonomy of Universities](#).

Universities exist for the discussion of often difficult and uncomfortable ideas in a civil and respectful academic environment, because this is a critically important way to protect genuine freedom of thought and opinion. As these recent issues illustrate, it is important that, as a community, we clearly and unequivocally reaffirm our commitment to the core values of academic freedom and the right of free inquiry.

Like democracy, academic freedom is untidy, ungainly and often inconvenient, but it remains our best defence against the intellectual paralysis that is the hallmark of totalitarian societies.





6/16/2009 in headline news

University statement on building academic communities

York President & Vice-Chancellor Mamdouh Shoukri, Board of Governors Chair Marshall Cohen and Board of Governors Chair-designate Paul Cantor issued this statement yesterday:

York University has recently been singled out for public criticism from some external community groups. The catalyst for this criticism is an upcoming conference the University is hosting, with the support of Queen's University and the Social Sciences & Humanities Research Council of Canada (SSHRC), titled Israel/Palestine: Mapping Models of Statehood and Paths to Peace. The central criticism is that holding this conference is essentially anti-Israel and/or anti-Semitic.

York has considered these complaints very seriously and on May 21, President & Vice-Chancellor Mamdouh Shoukri issued a statement on academic freedom and the role of the university that clearly declared the University's position on the critical role academic freedom must play in fulfilling the mission of a university in a free society. The statement was equally clear about the obligations of evidence, research, rigorous thought and willingness to accept different perspectives that are entailed by academic freedom. It recognized that academic freedom can never be a shield for racism and bigotry in any form, including anti-Semitism.

Having considered the criticism the conference continues to generate, we believe that it is important to reiterate the University's view that the principles of academic freedom must prevail with regard to all activities undertaken under the auspices of the university, including this conference, so long as they are consistent with the obligations cited above and are consistent with Canadian law. To do otherwise would undermine the mission of the academy to provide a free and unmediated forum for serious academic discussion.

We understand that the subject at the heart of the conference, an examination of the potential models for statehood that could lead to peace between Israelis and Palestinians, is one that many find difficult, sensitive and very personal. We believe that the University remains a most appropriate forum for academic debate of these issues and for a conference such as this to take place. These issues are discussed on a daily basis in all parts of the world, especially in the Middle East, including Israel. There is no reason why they should not be discussed at a university in Canada.

York has also been criticized this year for events on campus that have included academic disruption, intimidation, sit-ins, name-calling and banging on the doors and windows of the Hillel student lounge. These events have disturbed the University community and members of the Jewish community. York has followed up on these complaints under the Student Code of Conduct, as has been widely reported and welcomed. When any individual or group does not adhere to the code, the University takes action as we have done in these specific instances, reprimanding and fining individuals and suspending the activities of student clubs who violated the code. We will continue to enforce the code without exception whenever complaints are received.

York has a long tradition of social activism, but these events – intimidation and shouting each other down – have nothing to do with social activism.

In February, the University made a commitment to fix the way members of our community relate to each other on campus. We know that we must build trust, learn to deal with each other in good faith and communicate in an open and honest way. We must replace tension and negativity with reasoned dialogue. We will answer any charge that anti-Semitism and intolerance in any form are allowed to persist at York. Let us once again be absolutely clear: they are not.

To that end, in March, York's president announced the creation of a Task Force on Student Life, Learning & Community under the leadership of the Dean of Osgoode and Provost-designate Patrick Monahan. At the time, President Shoukri said: "We are committed to ensuring that our students can pursue their studies free of harassment or intimidation. This task force will take a hard look at the current environment on campus, and explore ways that we can promote open debate and the free exchange of ideas."

The task force is hard at work, receiving submissions from all interested parties, and will report to the President by the end of August. Its recommendations, along with the perspectives gained through ongoing round-table meetings the President is holding with students, faculty and staff to discuss ideas and thoughts on how the University should move forward, will contribute to actions the University will take to ensure civility

and security on campus.

As always, the University will continue to reach out to all partners of goodwill who want to help build our academic community in good faith. Similarly, external community groups must also do their part to create an atmosphere of tolerance, respect and mutual understanding so that difficult ideas can be explored in a peaceful and constructive environment.

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Appendix 10: emails between Social Sciences and Humanities Research Council administrators regarding the atypical treatment of the conference, June 14, 2009

Moreno, Jose

From: Trauttmansdorff, Christine
Sent: June 14, 2009 5:43 PM
To: Yasmeen, Gisèle; Charette, Carmen
Cc: McNaughton, J. Craig; Gobel, Ursula; Crete-Robidoux, Carole; Taylor, Marilyn
Subject: RE: Draft letter to Ryder

Looking good.

Two notes of caution to consider regarding the sentence below:

It is important that the Council be able to respond to concerns communicated to SSHRC regarding your conference, and we rely on yourself as the grantee to permit an informed response.

I think we should avoid implicating Council in this situation or suggesting that they will respond publicly. They don't have a formal role in the process, nor have we asked them to insert themselves in this case. If they adopt a resolution of some kind, it would be entirely outside normal procedures and would have no binding effect vis à vis the institution... it would simply be an expression of support for Chad's decision or course of action.

Second, I am a little worried that the sentence suggests that SSHRC and Council have a pre-determined role or responsibility vis à vis responding to concerns raised about grants. In the normal course of things, questions or concerns about projects we fund are directed to the grant holder and the institution and that's the end of it. This case is outside the norm.

I think the sentence could be left out without changing the letter.

From: Yasmeen, Gisèle
Sent: June 14, 2009 5:26 PM
To: Charette, Carmen
Cc: McNaughton, J. Craig; Trauttmansdorff, Christine; Gobel, Ursula; Crete-Robidoux, Carole; Taylor, Marilyn
Subject: Draft letter to Ryder
Importance: High

Salut Carmen and hello everyone on the cc list...

Herewith, draft response to Ryder that Craig and I will be putting forward tomorrow a.m.

Please note the following:

This letter should be a simple acknowledgement to the request we made on the application... hence, not the place to deal with other possible issues that have not as yet been firmed up (possible E and I stuff, broader PR issues). Those other issues should be dealt with separately and not in correspondence from the program director on the administration of the actual application file in my opinion.

Wordings points to the responsibility of co-management of our process with the institution etc which was taken out by Christine in the shortened version... that definitely needs to be there.

Reference in the letter to the final activity report is open and subject to interpretation. Christine, Craig has pulled out the chapter and verse on final activity reports for conferences (and hopefully for final reports more generally). To my knowledge, we cannot go as far as you mention in your e-mail if we are to respect our current policy but I'll leave it to Craig to flesh out details and respond.

20/07/2009

(ATI 2009-2010 10) - Page: 476

I'm copying Marilyn as I'm concerned about possible implications of all this for her areas. We might also have to request help from some of her offices (particularly Sebastien) as Craig is getting super stretched on this stuff and has competitions next week (conferences, no less).

Christine, I'll try to take a look at your notes for E, G and N before going to bed this evening but am hoping Craig can comment first.

Cheerio and look forward to seeing folks at 8:30 tomorrow a.m.

GY

Appendix 11: statement issued by Minister of Science and Technology Gary Goodyear,
June 5, 2009

Danis, Joanne

From: Yasmeen, Gisèle
Sent: June 7, 2009 8:33 PM
To: Charette, Carmen
Subject: Extremely urgent

Marilyn, Craig, Trevor et moi avons discuté vendredi après midi. Je t'appelle a la maison dans qq minutes pour te faire part de nos idées. G

-----Original Message-----

From: Charette, Carmen
To: Yasmeen, Gisèle
Sent: Sun Jun 07 20:00:17 2009
Subject: Fw: Extremely urgent

Je viens tout juste de voir ce courriel! Je l'ai manqué vendredi. Ursula vient de confirmer que c'est bien sorti. My timing for this trip turned out to be bad. I should have followed my instincts and stayed back... Je pense prochaines étapes. Il faudrait s'en parler plus vite que plus tard. Première chose demain matin ou même ce soir?? Tu peux m'appeler 513 286 9759. Merci.

-----Original Message-----

From: Lynn, Trevor
To: Gaffield, Chad; Charette, Carmen
CC: Gobel, Ursula
Sent: Fri Jun 05 13:46:46 2009
Subject: Extremely urgent

Hi, Industry Canada will be releasing the following statement forthwith. I spoke to Phil and he indicated that this is an appropriate statement and they do not wish to change it at all. He said that this is a serious issue and was so serious that it will make it hard for the Minister to recommend increased funding for SSHRC in the next budget. He said the Minister respects peer review 100% but thinks that it is appropriate to publicly ask us to consider a second peer review. If you want to speak with Phil call 943 7602. This is going out very soon.

Statement from the Hon. Gary Goodyear

OTTAWA, June 5, 2009 - The following is a statement from the Hon. Gary Goodyear, Minister of State for Science and Technology, on the conference at York University entitled, "Israel/Palestine: mapping models of statehood and prospects for peace".

"Our government is committed to the principle of academic independence and the independent, arms-length, peer review process for assessing applications for research grants.

"It has come to my attention that following a recommendation of a peer review board earlier this year, the Social Sciences and Humanities Research Council provided \$19,750 under its Aid to Research Workshops and Conferences Program to a conference at York University entitled "Israel/Palestine: mapping models of statehood and prospects for peace".

"Approval of this funding was based on an initial proposal that did not include detailed information on the speakers at the conference. Since funding was provided, the organizers of the conference have added a number of speakers to their agenda.

"Several individuals and organizations have expressed their grave concerns that some of the speakers have, in the past, made comments that have been seen to be anti-Israeli and anti-Semitic. Some have also expressed concerns that the event is no longer an academic research-focussed event.

"Therefore, I have spoken to the president of the Social Sciences and Humanities Research Council to bring these concerns to his immediate attention and asked that Council give them full consideration. In particular, I asked that the Council, once they have seen this information, to consider conducting a second peer review of the application to determine whether or not the conference still meets SSHRC's criteria for funding of an academic conference."

I

Trevor Lynn

Manager | Gestionnaire

Communications | Communications

Social Sciences and Humanities Research Council of Canada Conseil de recherches en sciences humaines du Canada 350 Albert Street | 350, rue Albert, Ottawa, ON K1P 6G4
<<http://maps.google.com/maps?f=q&hl=en&geocode=&q=350+Albert+St,+Ottawa,+ON,+Canada&ll=45.452848,-75.757403&sspn=0.011952,0.027809&ie=UTF8&z=16>>

E | C : trevor.lynn@sshrc-crsh.gc.ca <<mailto:trevor.lynn@sshrc-crsh.gc.ca>>

T : 613.992.7302 C : 613.302.9879 F | T : 613.992.2803

www.sshrc-crsh.gc.ca <<http://www.sshrc-crsh.gc.ca/>>

Canadian Association of University Teachers

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Issues & Campaigns

Minister Goodyear's office threatens federal budget funding for SSHRC according to email obtained through ATIP request

(Ottawa, September 28, 2009) Minister Gary Goodyear's office threatened to withhold federal budget funding for the Social Sciences and Humanities Research Council (SSHRC) over its decision to fund a controversial academic conference, according to an email obtained by CAUT through Access to Information.

CAUT first learned in June that Minister Goodyear had telephoned SSHRC president Chad Gaffield to insist on reconsideration of a peer-reviewed decision to fund an academic conference called "Israel/Palestine: Mapping Models of Statehood and Paths to Peace" held at York University later that month.

"At the time we considered this personal intervention by the minister so serious we called for his resignation," said CAUT executive director James Turk. "Little did we know then that the phone call was apparently accompanied by a threat from the minister's office to withhold increases in federal budget funding."

Marked "Extremely Urgent," and sent to SSHRC president Chad Gaffield on June 5, 2009, the email is written by SSHRC's communications manager Trevor Lynn and describes what he has just been told by Minister Goodyear's Chief of Staff, Phillip Welford:

"He [Welford] said that this is a serious issue and is so serious that it will make it hard for the Minister to recommend increased funding for SSHRC in the next budget."

"This email raises serious questions about how decisions are made about federal government funding for academic granting councils," said Turk. "Minister Goodyear must be called upon to explain his chief of staff's actions, and if he cannot provide an adequate explanation, Prime Minister Harper must safeguard the integrity of academic research in Canada by asking for the minister's resignation."

The original email can be viewed in PDF format [here](#).

CAUT represents over 65,000 academic staff at 121 universities and colleges across Canada.

For more information e-mail Kerry Pither, CAUT Communications, at pither@caut.ca.

Appendix 13: public statement by SSHRC re the conference being in compliance, June 15, 2009



YFILE

YORK'S DAILY BULLETIN

Thursday, June 18, 2009

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More News

SSHRC upholds funding for York conference

The Social Sciences & Humanities Research Council of Canada (SSHRC) announced Monday that it has accepted assurances from York University officials that planning for next week's Israeli/Palestine conference is following its guidelines for grant holders.

Gary Goodyear, federal minister of state for science & technology, had asked for a review of the \$19,750 grant for the conference, Israel/Palestine: Mapping Models of Statehood and Paths to Peace, being held at York's Glendon campus June 22 to 24. Goodyear asked SSHRC president Chad Gaffield to convene a second peer-review committee to assess if the conference is still worthy of public funds.

Instead, SSHRC sought assurances from York that it was following the policies detailed in its Grant Holder's Guide for SSHRC's Aid to Research Workshops and Conferences program.

Below is the text of the June 15 SSHRC media release:

SSHRC awarded a grant-in-aid for the conference "Israel/Palestine: Mapping Models of Statehood and Paths to Peace" through its Aid to Research Workshops and Conferences Program, following an application for funding received in November 2008. The application was peer reviewed by an independent multidisciplinary committee of scholars, using established criteria. York University, the host institution for the conference, was notified in January 2009 of the decision to provide a grant-in-aid for the conference.

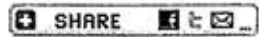
In light of public discussion, SSHRC requested information from the grant holder in the context of post award procedures as stated in the Grant Holder's Guide for the Aid to Research Workshops and Conferences program.

The grant holder [Professor Bruce Ryder of York's Osgoode Hall Law School] has informed SSHRC that the changes in conference programming since November 2008 are minor and that the aims of the event remain unchanged in their essence. The dean of Osgoode Hall Law School [Patrick Monahan], and the vice-president research & innovation [Stan Shapson] at York University agree with him. SSHRC has accepted their assurance that planning for the conference is proceeding in a manner consistent with provisions of the Grant Holder's Guide for the program.

As per SSHRC policies and procedures, grant holders are responsible for effective financial management and conduct of the research and related activities in

accordance with the program guidelines, institutional policies and with ethical and legal standards.

As we stated publicly, SSHRC is unwavering in its commitment to independent peer review and its grant policies and procedures.



Appendix 14: email from anonymized party re not caring a fig about academic freedom,
June 10, 2009



Mamdouh Shoukri

06/10/2009 11:14 AM

To "Prof. Patrick J. Monahan" <lawdean@osgoode.yorku.ca>,
.pjmonahan@YorkU.CA

cc

bcc

Subject Fw: ANOTHER SH-T STORM COMING

From: [S. 21(1)]
Sent: 06/10/2009 08:01 AM MST
To: Mamdouh Shoukri
Subject: Re: ANOTHER SH-T STORM COMING

MS

PLEASE PASS MY E-MAIL ON TO PATRICK M.
I DON'T CARE A FIG ABOUT ACADEMIC FREEDOM.
I DO CARE ABOUT YORK--AND WITH OUR PROBLEMS THIS YEAR
THIS IS TROUBLE WITH A CAPITAL T.
Sincerely,

[S. 21(1)]

-- On Wed, 6/10/09, Mamdouh Shoukri

wrote:

From: Mamdouh Shoukri
Subject: Re: ANOTHER SH-T STORM COMING
To: [S. 21(1)]
Date: Wednesday, June 10, 2009, 7:46 AM

Dear [S. 21(1)]

I am in Cairo and will be back by Monday.

Again, this is a most unfortunate situation which is being exploited politically.

The conference is organized by faculty members at Osgoode and Queen's Law schools. Everyone (on all sides) agree that the organizers had no political objectives or agenda. Their interests are academic. They have been working on the conference organization for over a year during which they secured financial support from the federal government through SSHRC. As you may expect, I did not even know about it at that time. In fact, I believe the plan started before my arrival to York.

Typical of academic conferences, the organizers issued an open call for papers. It is now obvious that many (but certainly not all) the papers submitted tended to discuss the so called "one-state two-nations" solution. I became aware of it as we started to receive messages from the community who appeared to believe that conference is promoting this particular solution. This is not true. This is an academic conference where participants debate ideas and issues freely and the conference does not issue statements in support of any resolution.

When we became aware of the concerns, Patrick Monahan and Stan Shapson encouraged the organizers to encourage more participation by people who hold other points of view. We know that the organizers tried their best

and may have had some success but the campaign continued.

Although I wish there is a way to please those who are concerned. I fact I wish the whole thing did not happen because, as you know, I agree with you. This problem should be solved there not here and I hope to focus on York's strategic objectives and not to be distracted by international politics.

Unfortunately, there is absolutely nothing we can do at this moment. We cannot cancel the conference and cannot appear to interfere any further without triggering another serious problem by the academics all over the country regarding academic freedom. I assure you, this is a real threat.

For the time being, I am happy to ask Patrick Monahan to get in touch with you And perhaps have a quick meeting. He is even more familiar with all what is happening and can share his prospective with you.

I will call upon my return. Best regards.

Mamdouh

From: S. 21(1)
Sent: 06/09/2009 04:20 PM MST
To: Mamdouh Shoukri
Subject: ANOTHER SH-T STORM COMING

DEAR MS:

I read today in the FP pp A17 about the approaching Israel/Palestine Conf. scheduled for June 22-24th. This is like watching a train bearing down on my child. Do we have a death wish?? Why in hell do we have to have this


stuff on our campus after all our public relations problems this year.
THIS THING WILL NOT END WELL AND SHOULD BE STOPPED.
How about we let the Israeli's and Palestineans solve their own problems and debate Canadian water export policies.
Sincerely,

[S. 21(1)]

Appendix 15: email from York Media re Hasbora and the JDL refusing to stand hand in hand, June 22, 2009



Alex Bilyk/fs/YorkU
06/22/09 05:06 PM

To: Richard Fisher/fs/YorkU@YORKU
cc
bcc
Subject: Re: Perhaps 

Two sets. Appears that Hasbora was here first noontime but that some squabble transpired that they did not want to stand in arm with JDL... -I'll check further into that w Mike. Now JDL here outside the gates... Think about an hour ago number was 30+ not sure what it is now. Listening to Speaker right now. Lots of TPS on campus and at gate

From: Richard Fisher
Sent: 06/22/2009 04:55 PM EDT
To: Alex Bilyk
Subject: Re: Perhaps

I think the idea wa just audio – any protests today?

Richard Fisher
Chief Marketing Officer
York University
Toronto, CANADA
Tel. (416) 650-8230
Richard.Fisher@yorku.ca
www.yorku.ca

Do you really need to print this email?

YORKWISE

Alex Bilyk <bilyk@yorku.ca>

06/22/09 04:25 PM

To "Richard Fisher" <richard.fisher@yorku.ca>
cc
Subject Perhaps

Maybe I can position HS being here as having been involved as a panelist with some (maybe just one) conference organizer who unwittingly invited him as a "colleague" ... Stretching it... Then add that videotapes would be made available ASAP. Though as I sit here during first address I don't see a camera set up... Unless they're just doing audio.

**IMAGINING A BI-NATIONAL CONSTITUTIONAL
DEMOCRACY IN ISRAEL/PALESTINE**

Thursday, 25 June – Saturday 27 June, 2009

**York University
Toronto, Canada**

Thursday, June 25

4:00-5:00 PM: Registration

5:00-6:00 PM: Cocktails and Opening Remarks/Welcome

- *Dr. Mamdouh Shoukri, President and Vice-Chancellor,
York University*
- *Professor Patrick Monahan, Dean, Osgoode Hall Law School*

6:00-8:00 PM: Key Note Speaker:

- **The Most Reverend Dr. Desmond Tutu**
Primate of the Church of the Province of Southern Africa

Commentators on Key Note Speech:

Three internationally recognized scholars will be invited to reflect upon the themes of the key note speech as a means of focusing the participants on the intellectual project of the conference. Each of the commentators will also be asked to either moderate or comment upon a subsequent panel and/or present paper of their own.

PROGRAM:

(Titles of Conference Panels are suggestive only)

Friday, 26 June

8:30 – 9:00 Coffee

9:00-10:30 AM

Is One State in Israel/Palestine Inevitable?

The two-state solution for the Israeli-Palestinian conflict has been advanced for the region since the Peel Commission of 1937 up to the recent Annapolis Conference of November, 2007. As the conflict persists and is further entrenched, the prospects of a lasting peace under the two-state model appear increasingly remote, if not impossible. This panel considers the one-state model as a viable alternative for the region, canvasses its history, and assesses its prospects against the background of the current poverty of hope in the two-state solution. The current prospects of the two-state model will also be examined in detail.

- Trials and Tribulations of the One State Proposal
- Divorced Till Death Do Us Part
- The Dusk of the Two State Solution
- Finding the Pulse of the Two State Solution

10:30-11:00 *Coffee Break*

11:00-1:00

The Moral and Emotional Foundations of Socio-Culturally Fragmented States

One of the persistent irritants of the apparently irreconcilable differences in Israel/Palestine is the widely different accounts and interpretations given to shared history. In this regard, the conflict bears similarities to the deep tensions of many socio-culturally fragmented regions. This panel explores the possibilities for, and limits of, shared memory and historiography in the Israeli-Palestinian context. A keen grasp of the history of the conflict should lay the foundations for a just resolution, as well as intimate the prospects for such a resolution finding a home under a one-state model.

- “The Job of the Historian is to Judge”
- The Indispensability of Memory
- The Practical Weight of History

1:00-2:00

Lunch

2:00 PM

Launch of Audio-Visual Cycle

Throughout the conference, there will be a room dedicated to cycling through films on Israel/Palestine such as Michel Khleifi and Eyal Sivan’s “Route 181”, Avi Moghrabi’s “Happy Birthday Mr. Moghrabi”, Dorit Namaan’s Salem/Jeru, Samir’s “Forget Baghdad, and others.

AFTERNOON PAPER/PANEL OPTIONS:

2:00-3:30

Statehood in Socio-Culturally Fragmented Societies

In socio-culturally fragmented states, such as the one envisioned by this conference, the rights of several groups to self-determination need to be balanced against each other. This panel explores the doctrine of self-determination in international law by examining the promise and limitation of the doctrine as well as alternative formulations that speak to the relationship between statehood and self-determination. The limitations of the ability of a Jewish (or Palestinian) state to accommodate the legitimate group rights of citizens will be explored.

- Legitimate Statehood in Socio-Culturally Fragmented States
- Self-determination as Non-Domination
- Sub-Statist Conceptions of Self-Determination

Multiculturalism and Street Level Constitutions

While the place of the international law doctrine of self-determination is critical to understanding both two-state and one-state models as ideals, the way in which ethnic groups are accommodated domestically within states preoccupies constitutional law. This panel is devoted to looking at the various ways in which states accommodate multiple majority ethnicities. The focus of this panel is less on formal constitution making and more on the practical realities and Realpolitik of the one state model accommodating two groups with deeply imbedded historical antipathies. The conditions for (and limits of) practical accommodation on the ground will be explored.

- Strange Multiplicity and Unwritten Constitutions
- Constitution Making in the Vernacular
- Multiculturalism, Pluralism, Federalism, and their Debacles

3:30-4:00

Coffee Break

4:00-5:30

Gender and Nationalism

Neither the Israeli's nor the Palestinians are monolithic groups. This panel will give voice to aspects of that diversity by focusing, in particular, on women's perspectives on the conflict, the relationship between gender and nationalism, and overlapping identities and interests between the different factions. It will also explore the influences between the prevailing atmosphere of militarism in the region and the textures and traumas of domestic life.

- Multiple voices
- Militarism and Domesticity
- Overlapping identities

Literature and the Arts

While the law is the fulcrum around which this conference turns, the ability of the law to speak eloquently to the realities on the ground is limited to the extent that it fails to engage the more robust humanity of each people. This panel is focused on how artists and writers both convey that reality, including the reality of the conflict and intimations of reconciliation.

- Translating Israel/Palestine
- Writing Cultures
- Visualizing Israel/Palestine

7:00

Cocktails and Reading from Emile Habiby's "The Pessoptimist"

Saturday, June 27

8:30-9:00 *Breakfast and Coffee*

9:00-10:30

Cantons, Bantustans, and Multicultural Federal States

Multicultural, bi-national federalism has been proposed as an imperfect best solution to the problematic of socio-culturally fragmented states and regions. State legitimacy based on a citizenship of equality offers another model. This panel explores the constitutional possibilities for Israel/Palestine (based on existent or imagined scenarios) that emerge out of the range of possibilities between these alternatives. The limitations of these models, in particular as they relate to Israel/Palestine, will also be examined.

- Federalism and Multiculturalism
- Multicultural Silos
- The Limits of Recognition

Homelands, Immigration and Return.

The Right of Return of Palestinian refugees has remained an intractable issue for any model of resolution for the Israeli-Palestinian conflict. On the surface, it appears to sit awkwardly with Jewish-Israeli rights of self-determination, the economic situation on the ground in Israel where secondary occupants are housed in former Palestinian homes and land, security concerns, and the Israeli Law of Return for Diaspora Jews. This panel explores the international framework of the Right of Return and examines how that right could be recognized and exercised within the one-state model.

- International law and Immigration and Refugee Rights
- Right of Return/Law of Return
- The Tenability of a Right of Return

10:30-11:00 *Coffee*
11:00-12:30

Reconciliation and Transitional Justice

In light of the deep historical antipathies that characterize the Israeli-Palestinian conflict, the prospects for a deep and lasting peace under a one-state model are conditioned by some modicum of each group's ability to come to terms with the historical anguish and existential uncertainty of the other. At the same time as the moral and emotional preconditions for a shared national life need to be laid for the one-state model, issues of restitution, compensation, and remedial justice need to be addressed. This panel is devoted to looking at comparative models for reconciliation and seeing how they might be implemented in the early formation of a one-state model.

- Justice and/or healing
- The practicalities of restitution and compensation
- Institutionalizing reconciliation
- The limits of reconciliation

Economic Issues

A one-state model for Israel/Palestine is predicated on a shared economy. The benefits of creating a bigger economy are obvious, but the impact on both groups will vary based on the difference in the size and nature of both economies. This panel is dedicated to an exploration of the best ways to merge unequal economies without creating a huge social gap, like the situation in post-apartheid South Africa.

- Economic Regions
- Removing Economic Borders
- Routes of Labour and Capital
- The Perils and Promises of Economic Promiscuity

12:30-1:30 *Lunch*

1:30-3:30

Geographic Transformation: Land Policy, the Law and the State

Land, its control and access to it, were always at the heart of the conflict. This is natural since territory is one of the constitutive elements of any state. Ever since 1948, Israeli land policy focused on the “judaization” of space. This was done at the expense of the Palestinians. This panel explores the changes that should be introduced to the land policies in Israel, which will be inevitable in the context of a single state. These issues will cover land restitution, compensation, egalitarian allocation of land, and the fate of the JNF lands.

- Land Policy in Israel: Between Judaization and Dispossession
- Restitution of Land: Possibilities and Barriers
- Looking Forward: Future Land Policy and Distributive Justice

Contexts: Local and International

The prospects for a one-state model are constrained by several conundrums including the irreconcilability of the one-state model with a Jewish state, the mechanics of how Jewish and Palestinian communities would live side-by-side, and, perhaps most critically, the place of Israel/Palestine in the imaginaries of several foreign jurisdictions, including the governments and populations of the surrounding region and the interests of foreign governments such as the United States. This panel explores the requisite conditions in these local, regional, and international contexts that would enable a one-state model to come to fruition.

- Jewish/Palestinian Character of State
- Sharing Space: Community, Settlement and Mobility Rights
- Impinging Contexts: Middle East, United States

3:30-4:00

Coffee

4:00-5:30

Conceiving Israel-Palestine

This final panel is intended to serve as a moment to pause and recapitulate the hesitations and aspirations that go into formulating a viable one-state model for the Israeli/Palestinian conflict. The appeal, if not inevitability, of the one-state model will be canvassed along with the ways in which the model may be fraught with difficulties.

- Trepidations
- Lamentations
- Constitutions

5:30-6:00

Global Conference Commentators

The three commentators assigned to follow the meanderings of the conference will be invited to summarize their impressions of the issues and tensions that were unearthed over its course.

6:00-6:45

- Discussion and Final Words

IMAGINING A BINATIONAL CONSTITUTIONAL DEMOCRACY IN ISRAEL/PALESTINE

March 7, 2008

The purpose of this conference is to explore the possibility that a single binational constitutional democracy in Israel / Palestine is the most promising path to future peace and security in the region.

A growing number of scholars are reaching the conclusion that the chances of reaching a just two-state solution are increasingly remote. The slow progress of peace talks, the isolation of Gaza, the construction of the separation wall in the West Bank, and the growth of Israeli settlements in the Occupied Territories all provide reason to be pessimistic about two viable states emerging from ongoing negotiations. The horrific toll division and violence takes on Israelis and Palestinians alike adds moral urgency to the need to open our hearts and imaginations to alternative political futures in the Middle East.

The existing one state scholarship is devoted primarily to convincing those with an aversion to even considering the idea. Specific issues of constitutional design have not been explored in any depth. While these are matters that can be decided only by the people of Israel / Palestinian in future negotiations, this conference aims to envision in specific terms the possible constitutional dimensions of a future single state. We are convinced that pursuing this visionary exercise is an important part of the ongoing search for justice and peace in the Middle East.

The conference aims to open a series of principled conversations among scholars with a commitment to the equality of all peoples, and in particular, a commitment to the equal rights of self-determination of Israelis and Palestinians. Drawing on the experiences of other multinational constitutional democracies - such as Canada and South Africa - the conference will explore the possibility that a state shaped by federalism, equal citizenship and respect for linguistic, cultural and religious rights could provide greater protection than the current situation to the long-term security and right to self-determination of both Israelis and Palestinians in the Middle East.

Appendix 17: email from dean of Osgoode Hall Law School to the U50 committee re the conference, March 27, 2008

Law Dean/osgoode <lawdean@osgoode.yorku.ca>



Law Dean/osgoode
<lawdean@osgoode.yorku.ca>

03/27/2008 03:10 PM

To Richard Fisher <richardf@yorku.ca>

cc Cynthia Bettcher <bettcher@yorku.ca>, "Giuseppina D'Agostino/osgoode" <GDAgostino@osgoode.yorku.ca>, jmcamus@osgoode.yorku.ca

Subject Re: Fw: U50 Activity / 2 matters

NIR []

Can I raise another matter? Two of my faculty members, Bruce Ryder and Susan Drummond, are in the process of organizing a conference for June 2009 on the general topic of a "One-State Solution" for the middle east conflict involving Israel and the Palestinians. They expect to have a very high profile list of international speakers, and are hoping to have Nelson Mandela as the keynote. I know the topic is controversial here at York but I believe this conference would be a real contribution to meaningful dialogue on these important issues. It would also be a way (perhaps) for York to show some leadership and to get beyond the bad press we often attract on this issue.

The problem is that they did not submit a proposal by the deadline for the U50 Committee. Is there any way they could shoe-horn a proposal for consideration by the relevant committee (without any commitment that it would make the list)? I think it would be well worth a look.

Thanks,
Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

Appendix 18: email from the dean to an anonymized complainant regarding the meaning of "sponsorship," April 24, 2009



Law Dean/osgoode
04/24/2009 09:08 PM

To [S. 21(C)]
cc
bcc
Subject Conference

[S. 21(C)]

I wasn't aware that [S. 21(C)] had copied you on his email to me. I told [S. 21(C)] that I was working on this issue and told him I would respond in due course at an appropriate time. Please keep this email confidential and do not share it with anyone else.

There are certainly major problems with this conference. I have become involved in a significant way in the last 2 weeks, in an attempt to ensure that there is balance in the discussion at the conference. I think I will be able to achieve that, although I have to tell you that it is extremely challenging because I have to work to persuade the organizers to move in certain directions and that is not easy to do. There are issues of academic freedom that are at play here and that have to be approached very carefully.

First you should look at the conference website. Here is the link

<http://www.yorku.ca/ipconf/>

As you will see from the "Vision statement" this is not intended to be an anti-Israel conference. The problem that has arisen is that the organizers issued a general call for papers and they have accepted some speakers who are anti-Israel. What I have been trying to do is to add a keynote speaker who will be a strong defender of Israel, and also to create a hierarchy amongst the various speakers with certain prominent and more responsible speakers on the plenary sessions and those who are problematic in workshop sessions (ie sessions that will run concurrently with each other at certain points in the day.)

This is not a perfect solution. But my goal is to ensure balance. That is what I can do. To imagine that I can just shut this thing down is fantasy.

As for the issue that it is "sponsored" by Osgoode, the organizers applied to a York committee to be designated as a York 50th event, which meant that they got some money from a fund created to celebrate the 50th anniversary of York. I supported their application, based on the vision statement. And really I had no other realistic choice but to support them. I supported every application that was put forward by my faculty members. (There were 7 applications and all of them got money from the York 50th fund.) So that is what the "sponsorship" consists of. (They also got a grant from the SSHRC, but I wasn't involved in that.)

I wanted to give you guys a sense of the challenges I am facing here, and the attempts I am making to address them. I do not expect you will be happy. I am not happy about it.

I want to speak to both of you but wanted to give you some background in advance of any discussion.

Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

Appendix 19: note to Ryder and Drummond from the dean re concerns, October 3, 2008

From: Law Dean/osgoode
To: Bruce Ryder/osgoode@Osgoode/CA
cc: Susan Drummond/osgoode@Osgoode/CA

Date: Friday, October 03, 2008 08:26AM
Subject: Re: Israel/Palestine One State Conference in Osgoode 's U50 Celebration- My view

Bruce and Susan,
I'd appreciate a chance to speak about these concerns. I know you are sensitive to these issues. Still there is a risk that others who have different motives may attempt to twist this in a different direction.

Patrick

Appendix 20: email from the dean confirming that he asked us to take Masri off the Organizing Committee, October 10, 2008

-----Law Dean/osgoode wrote: -----

To: Bruce Ryder@Osgoode/CA, "Susan Drummond" <sdrummond@osgoode.yorku.ca>
From: Law Dean/osgoode
Date: 10/10/2008 04:39PM
Subject: Fw: [Fwd: Israel/Palestine Conference At York U]

Fyi. When I meet with the President and the VPA I will be indicating that I have requested an adjustment in the membership of the organizing committee. Plse let me know what you decide to do in that regard.

Patrick

Appendix 21: email from dean to Drummond and Ryder re communications from inside and outside university re balance, April 15, 2009

From: Law Dean/osgoode
To: Bruce Ryder/osgoode@Osgoode/CA, Susan Drummond/osgoode@Osgoode/CA

Date: Wednesday, April 15, 2009 09:44PM
Subject: Re: Conference

History: ➡

I do appreciate the fact that you have issued invitations to a wide variety of people from different perspectives. But it is not enough to say that you have invited people. You will be judged on who is actually speaking. If you look at your website and review the abstracts I have to tell you that this comes across as not particularly balanced. We can discuss this more on Friday.

This is provoking a major reaction in the community, that will then provoke a counter-reaction from other groups. The conference will be lost in the cross fire. When we speak I want to impress on you the seriousness of the situation that we (both you and the university) is facing. This is shaping up as a major event that could spin very badly out of control. You need to understand that.

See you Friday.
Patrick

▼ Bruce Ryder

----- Original Message -----

From: Bruce Ryder
Sent: 04/15/2009 12:59 PM EDT
To: Susan Drummond
Cc: Law Dean
Subject: Re: Conference

I'm happy to put our heads together during the conference to discuss any constructive responses we can take to a perceived lack of balance in the papers to be presented at the conference. We've heard these concerns persistently from the outset of conference planning, and have responded by meeting with everyone who has openly expressed their concerns to us, by listening seriously to their concerns, and by sending an invitation to every academic speaker who has been suggested to us. We remain open to any and all suggestions.

Any time at the conference on Friday after 10 am, and before my 3:15 panel, works well for me.


▼ Susan Drummond/osgoode

Susan
Drummond/osgoode

To Law Dean/osgoode@Osgoode/CA

cc Bruce Ryder/osgoode@Osgoode/CA

04/15/2009
11:15 AM

Subject Re: Conference 

Please let me know a time and place to meet you both at the conference and I will be there.

Susan Drummond
Associate Professor
Osgoode Hall Law School,
York University,
4700 Keele Street,
Toronto, Ontario M3J 1P3
Canada
email: sdrummond@osgoode.yorku.ca

-----Cathy Malisani/osgoode wrote: -----

To: Bruce Ryder/osgoode@Osgoode/CA, Susan Drummond/osgoode@Osgoode/CA
From: Law Dean/osgoode
Sent by: Cathy Malisani/osgoode
Date: 04/15/2009 10:55AM
Subject: Conference

Dear Bruce and Susan,

There are increasing concerns emerging regarding the June conference. Over the last ten days or so I have received a variety of calls or emails from individuals both in and outside of the University expressing concerns over what is described as a lack of balance in the speakers and papers that are being prepared for the conference. In reliance on the memorandum you prepared for me I have consistently indicated that my understanding is that these fears are unfounded and that in fact the conference will be a balanced look at some difficult issues in the region. However in light of the fact that these concerns are persistent and in fact increasing I have now taken some additional time to review the website and in particular the papers that are described as having been confirmed for the conference. I must say that I have some serious concerns over a variety of aspects of the papers that I see both in terms of the content of specific papers as well as the overall volume and direction that many of the contributors appear to be taking to these issues. I prefer to speak about this in person because I think that attempting to communicate via email on difficult matters such as this is inappropriate and unwise. I am hoping that we can speak about this sometime in the next couple of days. Bruce and I are both going to be at the Constitutional Cases conference on Friday and perhaps sometime during the course of the day we could make some time to sit and review planning for the conference. I must say though that this becoming a significant issue and I am concerned about the impact it will have on a variety of fronts. I look forward to speaking with you about this in the near future.

Yours very truly,
Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

Appendix 22: email from Dewitt re scaling back the conference, April 15, 2009

To: David B Dewitt <ddewitt@yorku.ca>
From: MappingModels/osgoode
Sent by: Bruce Ryder/osgoode
Date: 04/16/2009 01:21PM
cc: sdrummond@osgoode.yorku.ca, aiken@post.queensu.ca,
MazenMasri@osgoode.yorku.ca, BRyder@osgoode.yorku.ca
Subject: Re: Suggestions - Israel/Palestine conference

Dear David,

Thanks for your message. As difficult as it is for us to hear negative assessments of the upcoming conference, we appreciate very much your willingness to offer us frank and constructive feedback.

We have given consideration to your suggestion that we consider a scaled-back conference featuring a dozen or so of our strongest speakers. Even if we did agree that such a course of action were desirable, it just isn't possible this far along in the planning process. We have over 50 confirmed speakers, and all were asked last month to indicate whether they required travel funding to facilitate their participation. We have offered partial or full travel funding to roughly 30 speakers, and many have already made their travel plans. Disinviting dozens of speakers at this point, and asking them to cancel their travel plans, would be devastating to the academic reputation of the conference sponsors and organizers. We continue to seek out speakers to fill gaps in the program or otherwise help us achieve the academic goals of the conference, and we continue to welcome all suggestions in this regard.

With best wishes,

Sharry Aiken

Susan Drummond

Mazen Masri

Bruce Ryder

To: MappingModels/osgoode <MappingModels@osgoode.yorku.ca>
From: David B Dewitt <ddewitt@yorku.ca>
Date: 04/15/2009 05:52PM
cc: Susan Drummond/osgoode <SDrummond@osgoode.yorku.ca>
Subject: Re: Suggestions - Israel/Palestine conference

Dear Susan, Bruce and Sharry,

Thanks for your note.

I'm pleased that you made contact with Irv Abella and that you'll be able to meet with him. I'll be interested to learn the results of your conversation.

I continue to be concerned about the conference. While I recognize your intent and I acknowledge that underlying it is a genuine intellectual investigation on your parts, as we discussed others may and do see it differently, from various sides.

I guess the best way I can express it, although it may sound somewhat extreme, is comparing it to a conference on the Holocaust. One is under no obligation to give over the venue to Holocaust deniers in order to achieve "balance," and objectivity simply is not part of the discourse. In the socio-political context in which Middle East affairs is now presented, and given the legacy of nationalism and state building not to speak of imperialism and colonialism in the region, posing the theme as has been done for this conference and giving space -- both intellectual and physical/material -- to individuals, some with serious academic credentials, others who by their past actions have been tarnished by ideology and polemic, your well-meaning effort to unpack the challenges facing both Israelis and Palestinians is being hijacked. Balance and objectivity here are not appropriate criteria for what I understand has been your intent.

As you and I discussed, I personally see nothing wrong with asking some very tough and fundamental questions about "models of statehood or of national aspirations" so long as it is very clear that we are not entertaining the elimination of the Jewish national homeland or questioning the legitimacy of the State of Israel or its right to live within secure and recognized boundaries. Alas, I continue to think that this baseline has been crossed.

Under these circumstances, I continue to be unable to participate and I also can't really provide you with anyone who might be appropriate for what you -- quite understandably and appropriately -- want to lead off the conference. Someone, say, of the stature of Shlomo Avineri at the Hebrew University, Asher Susser at Tel-Aviv University, Gabi Ben-Dor at Haifa University, David Newman at Ben-Gurion University, or even Emmanuel Adler now at the U of Toronto, will not participate.

However, I do have a suggestion which I previously raised, at least in passing. Since your SSHRC grant is insufficient to cover the expenses of the conference but its rules require this to be "public" (ie., not restricted to "by invitation only"), and since you already seem pretty confident that you have about a dozen or so strong contributions by recognized and worthy individuals, why not notify all that due to financial constraints (and everyone now knows about those!) the program has had to be reduced to a shorter time (one day perhaps or day plus a morning) for the presentation of those 12 or so papers, and only those individuals will receive financial support and be on the program. Others are certainly invited to attend in the audience and to participate from that vantage point, but not to present.

You do that and even though you (and York and Osgoode) may still face some "community" difficulties, you will have diverted the situation to one of managing some unhappiness while being able to move forward with your project, including the book. You also will be able to do another

revision to the website which would allow you to clarify as you deem appropriate both the core of the undertaking while confirming some fundamentals which could allay those who wish to think badly of what you are trying to do. You will never be able to satisfy those whose minds are fully made up, but you should be able to fulfil your academic responsibilities to SSHRC, accomplish much of what you are hoping for in terms of serious engagement, and come out with a respectable book.

Happy to continue the conversation.

Best wishes, d.

David B. Dewitt

Associate Vice-President Research

(Social Sciences & Humanities)

Professor of Political Science

Centre for International & Security Studies

York University, Toronto Canada M3J 1P3

E-mail: ddewitt@yorku.ca

AVP Research Tel: 416-736-5780 Fax: 416-650-8197

Website www.research.yorku.ca

YCISS Tel: 416-736-5156 Fax: 416-736-5752

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----- End forwarded message -----

Appendix 23: email from Cohen to Shoukri/Monahan re populating the audience at the conference, April 15, 2009



"Cohen, Marshall"
<mcohen@casselsbrock.com>
>

04/15/2009 03:41 PM

To Mamdouh Shoukri . <lawdean@osgoode.yorku.ca>
cc

bcc

Subject Fw:

After a sleepless night fretting about the mapping conference, I prepared the comments you see below. This is more intrusion than I am usually guilty of, but I care and I am concerned. Hopefully I am all wet, but just in case.... We are fighting both maybe a little reality and a lot of (mis)perception. As always, the what to do is your decision. And there are probly a dozen more or better things that you can up with. Anyway I finally decided to send it to you both so we can have a more focussed discussion later to-day Do what you think is best, just don't shoot the messenger

Sent from my BlackBerry Wireless Handheld

From: Cohen, Marshall

To: Cohen, Marshall

Sent: Wed Apr 15 10:41:40 2009

Subject:

Preparatory to our discussion, I thought I wld try and summarise what I perceive to be the situation.. Bottom line is that I think there is a gathering storm out there and I think we need to prepare for it. This situation worries me far more than recent events, but coming on top of recent events, it has tsunami proportions. If I sound a little panicky, it's because I am—not my normal style but there it is. Hopefully, I am all wrong about this.

First, what am I hearing in the Jewish Community:

This is a biased, Israeli bashing, one state solution, verging on anti-semitic conference.
[You have heard this too]

The moderate organizations in the community will soon start their campaigns to reach our parents, donors etc etc

The more extreme groups will march and protest [JDL, maybe B'nai Brith]

This is different than recent events—IAW was every universities problem, the Ferman incident was unexpected. This conference we blessed, we know it's coming and we are letting it happen. This is a York event.

This is another Durban in the making and York will forever be tagged with it

From those who care about York,- this conference is bad news in and of itself, but on top of recent events, it will be a disaster. York will never re-establish itself as a place where Jewish students can be comfortable. Moreover, if there are protests etc, then we will have unleashed a media circus a la Concordia. Regardless of what gets said inside the conference, the "riots" become the story and our reputation gets battered. Finally, the credibility of the Task force comes into question because the conference is an Osgoode affair and Patrick is common to both

So what to do.

First, some principles:

We should not defend the indefensible. By this I mean that you guys shld get really

comfortable that the conference is what it purports to be. I think you shld speak to Adelman, Abella and any one else who might have insight from the Israeli perspective to understand whaty the concern is and whether it has any basis.

Second, we should defend the defensible, once you are comfortable that the conference is being misunderstood.. By this I mean that we shld get very proactive and try to defuse the situation. Freedom of speech and academic freedom are essential to what we are

Here are some thoughts of my own. They may be non starters and they will certainly be met w a 1000 objections, but I wld ask you to measure them against the tsunami alternative that may await us. We are between a rock and a hard place and managing and mitigating the risks is all we can do.

1] I wld seriously consider moving the venue off campus. If this blows up on us then it occurring on campus will overwhelmingly exacerbate the impact on York. There are lots of "reasons" we can come up with to justify the decision

2] You need to met w the Jewish community leadership to carefully explain our position

3] maybe you shld offer the community the opportunity to put forward some speakers of their choice [subject to your approval] to "balance" the program -if indeed the program is biased

4] ensure that there will be no "Durban" style resolutions or conclusions

5] can we populate the audience with observers &/or participants to ensure a balanced dialogue

6] we need to manage the press coverage—can we pre-prepare the ground

7] get your crisis manager involved now—do they have any bright ideas

All these ideas have a price tag attached but the alternative may be even costlier.

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Appendix 24: email from dean to Professor Irving Abella, April 15, 2009




Law Dean/osgoode
04/15/2009 06:30 PM

To "Irving Abella" <labella@yorku.ca>
cc "Rosalie Abella" <rosalie.abella@scc-csc.gc.ca>
bcc
Subject Speak more about conference

Irv I have looked at the website in more detail and understand better the concerns. I want to get involved now in a more direct way and would like to speak with you, this evening if possible. Where can I reach you?

Thanks,
Patrick



Law Dean/osgoode
04/15/2009 09:29 PM

To "Dr. Mamdouh Shoukri"
cc "Marshall Cohen" <mcohen@casselsbrock.com>
bcc
Subject Conference

I spoke to Irv this evening and he tells me that he can't speak at the conference b/c he is speaking at an Aspen Conference at that time and, in any event, this is not an area of his expertise. I pressed him on it but that is his position. However he did say that he thinks David Dewitt would be a good speaker and also that David could assist us in getting others who would be helpful. I now have a list of other names of potential speakers suggested by Irv that we can approach, perhaps through David or with his assistance. I will get the list of names typed up tomorrow and sent around.

Patrick

Appendix 26: communications between Office of University Events and U50 manager of implementation,
April 14, 2009

Cynthia Bettcher/fs/YorkU
04/14/2009 06:07 PM

To Sarah Brathwaite/fs/YorkU@YORKU
cc "Sylvia Zingrone" <sylviaz@yorku.ca>
bcc
Subject Re: Glendon convocation question - REALLY NEED SOME
ADVICE

Hi Sarah, this is something that Sylvia needs to respond to. As much as I hate to say this, I think that you should give Sylvia a call at home. Sorry I can't be of more help.

Cindy

Cynthia Bettcher, Office of University Events and Community Relations

Tel: 416-650-8044

Email: bettcher@yorku.ca

Sarah Brathwaite

----- Original Message -----

From: Sarah Brathwaite
Sent: 04/14/2009 01:32 PM EDT
To: Sylvia Zingrone; Cynthia Bettcher
Subject: Fw: [REDACTED] convocation question - REALLY NEED SOME ADVICE

Hi,

Would appreciate your advice, this is not going well....

Sarah Brathwaite
U50 Manager of Implementation
Marketing & Communications
York University
Tel: 416-736-2100 Ext. 20447

----- Forwarded by Sarah Brathwaite/fs/YorkU on 14/04/2009 01:31 PM -----



Bruce Ryder/osgoode
<BRyder@osgoode.yorku.ca>
>

14/04/2009 01:29 PM

To Sarah Brathwaite <sbrath@yorku.ca>
cc
Subject Re: Glendon [REDACTED] question

Hi Sarah,

I really find this incomprehensible - ie, why it wouldn't be much easier for us to accommodate Glendon's [REDACTED] set-up requirements - a week in advance! - and a couple of meetings at Glendon that [REDACTED] with our conference, than it would be for us to move to Keele at this late date and navigate around two convocations that are actually taking place at Keele during our conference! It simply doesn't make any sense. The word I'm getting back from my colleagues on the organizing committee is "outrageous". I sincerely hope this turns out to be a false scare, or, if not, I hope whoever is insisting on displacing us at this late stage of planning is ready to compensate us for the inconvenience and additional expenses we'll have to incur.

Thanks,
Bruce

Sarah Brathwaite <sbrath@yorku.ca>

04/14/2009 01:13 PM

To Bruce Ryder/osgoode <BRyder@osgoode.yorku.ca>

cc Cynthia Bettcher <bettcher@yorku.ca>, sylviaz@yorku.ca

Subject Re: Glendon convocation question

Hi Bruce,

I understand you are very upset about the prospect of having to move the conference, I assure you we will review all requirements for space at Glendon Campus from June 22-24 and will make our best efforts to try to accommodate all requirements. As I indicated in our call this morning, it is the set-up for Convocation that is scheduled to take place at the same time as your conference, along with the Board of Governors Meeting and Hail & Farewell Dinner/ Reception scheduled for June 23rd that are the reasons we have been asked to move your conference to Keele Campus.

I have already shared the information we discussed this morning so that we can try to come up with a suitable solution for everyone involved. I will confirm the meetings we discussed with media relations and security by the end of the week, aiming to have these meetings take place within the next two weeks.

Sarah

Sarah Brathwaite
U50 Manager of Implementation
Marketing & Communications
York University
Tel: 416-736-2100 Ext. 20447

Bruce Ryder/osgoode <BRyder@osgoode.yorku.ca>

14/04/2009 12:25 PM

To sbrath@yorku.ca

cc

Subject Glendon convocation question

Hi Sarah,

I remain stunned about the possibility that we won't be able to hold our conference at Glendon. According to the info on the York website, Glendon convocation will be held on June 30th, the week after our conference:

<http://www.yorku.ca/mygraduation/Convocation/schedule/09JN/C13>

Has this date been changed to the 24th? According to the York website, the only convocation ceremonies scheduled for the 24th are at Schulich's and Osgoode's, which I would have thought would make the Keele campus a less attractive location than Glendon on that date.

Cheers,
Bruce

Appendix 27: email from Cohen to Shoukri and Monahan re putting the "fear of all three gods" into conference organizers, April 17, 2009



"Cohen, Marshall"
<mcohen@casselsbrock.com>
>

04/17/2009 04:54 PM

To <lawdean@osgoode.yorku.ca>, "Dr. Mamdouh Shoukri"
"Stan Shapson"
<sshapson@edu.yorku.ca>

cc

bcc

Subject RE: June Conference

On the question of moving, I wld suggest we handle it as Plan B. That is to say, if we get comfortable that it is balanced and that people perceive it to be so [i.e. no marches etc], then no need to move it to a hotel.

But if there is any doubt, and given that the incremental costs don't seem excessive, I wld move it.

Ergo, can we book something as insurance and then decide in a week or two when we see how things are going. Then at most, we might lose our deposit but that wld be an insurance premium well worth paying.

[the interesting thing, if I read your note right, is that the organisers don't seem bent out of shape at the suggestion. I can only assume that you put the fear of all 3 gods involved here into them! Good work]

-----Original Message-----

From: lawdean@osgoode.yorku.ca [mailto:lawdean@osgoode.yorku.ca]

Sent: Friday, April 17, 2009 3:23 PM

To: Cohen, Marshall; Dr. Mamdouh Shoukri; Stan Shapson

Subject: June Conference

Mamdouh, Mickey and Stan

I met with the organizers (Bruce Ryder and Susan Drummond) today to impress

upon them the seriousness of the situation and had a productive discussion.

First, they have welcomed my offer to assist in recruiting additional speakers to provide some balance. I am wondering, Stan, whether you have spoken to David D about his own participation as well as about his assistance in recruiting others.

Second, they are open to moving the conference off-site to a hotel, subject

to cost. I am having someone investigate the availability of a modestly price hotel option. Mickey you raised this idea - do you think it worth it.

to invest the additional money needed to move it off-campus? By the way, as

of now it is scheduled for Glendon, not the main campus. I expect the incremental cost would not be large.

Let me know what you think.

Patrick

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Appendix 28: email from Monahan to Drummond re needing more two-state advocates, April 22, 2009

From: Law Dean/osgoode
To: Susan Drummond/osgoode@Osgoode/CA
cc: Bruce Ryder/osgoode@Osgoode/CA

Date: Wednesday, April 22, 2009 08:24PM
Subject: Re: meeting tomorrow

History:

Susan my concern is that if we postpone this meeting I am about the slippage of time. I do believe it is essential that we get David involved and on board. If we do not meet tomorrow, the rest of the week is a write-off for me (I am leaving for Montreal tomorrow and will be away until Friday night) and so we will be forced to wait until next week. If we are to secure additional speakers at this stage (which I also believe to be essential), time is not on our side.

My other concern is that this is no longer an Osgoode issue, this is a university issue. I tried to convey that on Friday -- was I not clear about that? If not, let me be absolutely clear now. So the suggestion that this is something that involves the dean of Osgoode and a couple of faculty members is disturbing because it seems to me that it reflects a lack of understanding about the nature of the challenge we face. I have tried to be supportive and to work with you, but you have to work with me and try to search for solutions.

That being said, if you would really prefer to meet with me alone then so be it. Let me know how you would prefer to proceed.

Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

▼ Susan Drummond/osgoode

Susan
Drummond/osgoode

04/22/2009
08:02 PM

To Law Dean/osgoode@Osgoode/CA

cc Bruce Ryder/osgoode@Osgoode/CA

Subject Re: meeting tomorrow 

Hi Patrick,

In light of the concerns raised in both my earlier email and yours (below) we think it is more appropriate to postpone the meeting with David Dewitt and that the three of us (Bruce, you and I - two Osgoode professors and the Dean of Osgoode Hall Law School) meet together to discuss where things are at right now. While we understand that pressures may be mounting, the conference is in June and any urgency to a meeting with the Associate Vice President Research and Innovation will not be jeopardized by a slight delay.

Bruce and I are free to meet at either 8 or 8:30 AM with you - and, we would advise, without the VPRI. Please let us know which time is best for you.

Susan Drummond
Associate Professor
Osgoode Hall Law School,
York University,
4700 Keele Street,
Toronto, Ontario M3J 1P3
Canada
email: sdrummond@osgoode.yorku.ca

-----Law Dean/osgoode wrote: -----

To: Susan Drummond/osgoode@Osgoode/CA
From: Law Dean/osgoode
Date: 04/22/2009 06:16PM
cc: Bruce Ryder/osgoode@Osgoode/CA
Subject: Re: meeting tomorrow

I wanted to pass on the fact that I got a call from the Principal at Glendon today about the conference raising concerns about holding it at Glendon. He is requesting that the conference be moved to the Keele campus. I can explain more tomorrow.

The underlying tone of Susan's message gives me a bit of concern so please forgive me if I emphasize again how challenging this event is becoming in its current form. I do believe that it is essential that you be open to exploring ways to structure the event so as to mitigate some of the concerns that have arisen and continue to emerge. I want to help in finding a creative solution. I understood you to be open to changes when we met and, on that basis, met with Stan Shapson and David Dewitt on Monday. But, with respect, if the purpose of our first meeting is to explain why the concerns are wrong, or why you should not consider changes in your plans, I fear that our meeting is not going to be productive or help us to get to a place that is workable. I am assuming that you are willing to think about changes, as we discussed at our meeting on Friday.

See you tomorrow.

Patrick

From: Susan Drummond
Sent: 04/22/2009 03:02 PM EDT
To: Law Dean
Cc: Bruce Ryder
Subject: meeting tomorrow

Hi Patrick,

Bruce and I would like to set up a meeting with you independently of the 8:30 AM meeting with David Dewitt tomorrow and in advance of it. We are growing increasingly troubled by some of the developments around this conference.

We would like to meet with you at 8 AM in your office, just the three of us members of Osgoode.

If you are unable to meet at that time, we would like to arrange a conference call some time later today or perhaps early tomorrow morning.

Could you please confirm whether either of these possibilities will work for you?

Susan Drummond
Associate Professor
Osgoode Hall Law School,
York University,
4700 Keele Street,
Toronto, Ontario M3J 1P3
Canada
email: sdrummond@osgoode.yorku.ca

Appendix 29: email from the dean to president re strong-arming Dewitt and conference organizers lack of flexibility, May 9, 2009



Law Dean/osgoode
05/09/2009 12:29 PM

To "Dr. Mamdouh Shoukri"
cc
bcc
Subject Re: 

I'm not sure this would be fair to David since the topic of the conference is not really in his area and in any event the organizers have not been demonstrating the required flexibility. I am still going to try to work with the organizers and see if we can make any progress.

Patrick

From: Mamdouh Shoukri
Sent: 05/09/2009 12:25 PM AST
To: Law Dean

What do think of the idea that I personally put intense pressure on david dewitt to present a paper. He has to decide if he is a member of the team or not (I am not going to put it in this language).



Law Dean/osgoode
04/21/2009 05:59 PM

To Mamdouh Shoukri
cc "Mr. Marshall Cohen" <mcohen@casselsbrock.com>
bcc
Subject Re: Durban 11

I met on Monday with Stan and David Dewitt and we are working on a plan to try to rework the agenda and mitigate the damage. David and I are meeting with the organizers on Thursday morning to explore the possibilities and try to find a path forward. Rather than detail our thoughts now (some of which may not be possible or attainable), I want to meet first with the organizers and see what might have a chance of working. I will get back with an update once we have had that meeting.

Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca
Mamdouh Shoukri <mamshou@yorku.ca>



Mamdouh Shoukri
04/21/2009 03:29 PM

To "Mr. Marshall Cohen" <mcohen@casselsbrock.com>, "Prof.
Patrick J. Monahan" <lawdean@osgoode.yorku.ca>
cc
Subject Re: Durban 11

Mickey

First, no apologies needed. I also share your concern.

My expectation, based on early assurances, is that the participants are reasonable people but may have strong views about the issue. In that sense, I do not expect them to cross the line. It is always possible that some may. It is also possible that some from the other side may draw a line that is easily crossed. Either way, it is not hard to imagine a scenario in which some people walk out in protest.

Based on the above, I like your idea of an ambudsman-like in attendance. He may not be acting like a sensor but at least can interfere if things get out of hand or can be a reliable source of info on what really happened. I wonder if Roy will be willing to do that. Can he or John McCamus be asked to chair one of the sessions where troubles may occur?

I appreciate Patrick's input on this.

Mamdouh

From: "Cohen, Marshall" [mcohen@casselsbrock.com]
Sent: 04/21/2009 02:54 PM AST

To: Mamdouh Shoukri; <lawdean@osgoode.yorku.ca>
Subject: Durban 11

Hi

The story in to-day's papers about "Durban 11", which I assume you have both seen, is what worries me about the upcoming Mapping Conference. Assuming we get enough pro Israeli speakers to "balance" the program, we may still not be out of the danger zone.

What do we do if one of the speakers launches into what amounts to or comes close to a racist diatribe?

Yes we can argue that at a university academic conference, free speech must be tolerated but that argument will get drowned out in the media circus that will erupt. Some attendees will walk out, but some will stay and applaud, as was the case in Geneva and we, as sponsors and [physical] hosts will be caught in the middle of an argument that we can't win.

So, the issue becomes --is there anything we can do to ensure that no speaker wanders off the range--i.e. they stick to their abstracts. Can the conference organisers enforce some discipline on the speakers --and are they strong enough to do so? Can we disinvite known hate mongers, if we have any on the program? Is this censorship? Do we need an ombudsman in attendance at all times to preserve civility [Roy McMurtry?]

I don't have an answer but someone needs to think about this and be prepared.

Again, apologies for continuing to pester you guys about this, but yesterday's events will just heighten everyones interest in and fears about the conference

Marshall Cohen

Cassels Brock & Blackwell LLP
2100 Scotia Plaza
40 King Street West
Toronto Canada M5H 3C2

tel 416 860 2915
fax 416 644 9347
mcohen@casselsbrock.com

www.casselsbrock.com



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permanently delete the original transmission from us, including any attachments, without making a copy.

Appendix 31: emails from Monahan to Shoukri and Cohen re Drummond's threat about speaking to CAUT, April 25, 2009



"Cohen, Marshall"
<mcohen@casselsbrock.com>
>

04/27/2009 02:05 PM

To "Law Dean/osgoode" <lawdean@osgoode.yorku.ca>,
"Mamdouh Shoukri"

cc

bcc

Subject RE: Update on June Conference

that's good progress but we're not home safe and sound yet. My thought for the moment wld be to wait and see whether they can get enough new speakers to ensure a balanced program. If they can't, then you will have to turn your mind to a Plan "B".

This issue may come up at the Board mtg to-morrow. Or you may wish to use the occasion to initiate some comments and thereby send a "public" message. Either way, you shld be prepared and give some careful thought to what you say at this juncture, especially since we don't yet know whether we will end up with Plan A or Plan B.

From: Law Dean/osgoode [mailto:lawdean@osgoode.yorku.ca]

Sent: Saturday, April 25, 2009 11:16 AM

To: Mamdouh Shoukri; Cohen, Marshall

Subject: Update on June Conference

Mamdouh and Mickey

I wanted to update you on a couple of meetings I had this week with the organizers of the June Conference on Israel/Palestine, Bruce Ryder and Susan Drummond, and where we are at this point.

The bottom line is that we have made some progress, although perhaps not as much as I would have liked.

First, they have agreed to add a second keynote speaker (the first is Jeremy Webber, a CRC from University of Victoria, who is very balanced and strong). They have agreed on the following 3 to be invited as the 2nd keynote, in this order: Michael Bell (former Cdn amb. to Israel); Bob Rae and Irwin Cotler. They are writing Bell (who is now at the U of Windsor) and I will follow up with a call to him to attempt to persuade him to attend.

Second, they have agreed to create a hierarchy amongst the 40 or so speakers by having 10-12 featured in plenary sessions, with the others speaking at concurrent sessions that will be in the nature of workshops. They are working to identify who the 10-12 major speakers will be. I have emphasized the need for strong, credible speakers to be on the plenaries as the major speakers.

They have gotten their backs up on the idea of moving off campus. They say they booked the space at Glendon long ago and there is no legitimate academic reason for moving it now. They also say it would be embarrassing to them b/c the location has been advertised (including in the U50 booklet) and it would be hard for them to explain why it is being moved. Ryder (who is the more reasonable of the two) was particularly exercised on this point. With the changes discussed above, I have indicated that they can go ahead at Glendon.

They also don't want to shorten down the conference. This was a suggestion from David Dewitt (with whom they ultimately refused to meet., but that is another long story that I can share if you want), but I don't think it makes a lot of difference whether it is 1.5 days or 2.5 days. The key is to get this kind of rebalancing that will ensure that the conference is a legitimate academic conference.

I have to say that I pushed them very hard, even to the point where Drummond on Thursday said that I was pressuring them inappropriately and infringing their academic freedom. She suggested they may have to raise the matter with CAUT and with the Faculty Association. I don't think that will happen, but I just wanted to indicate that I have to be very cautious now in making suggestions, as opposed to demands.

It is still a work in progress, but there is definitely progress.

BTW I am getting a lot of emails from lawyers who are asking me what is going on. I have spoken to a couple of friends in an effort to get people to calm down and stop raising the temperature, which I don't think helps anyone. There is an email circulating calling for 1,000 Jewish flags to be waved on campus when the conference opens. That would make this into a media circus, which I hope we can avoid.

Happy to chat at your convenience to provide more detail.

Best,
Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

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Appendix 32: email from Monahan on securing Glendon Campus, May 10, 2009

From: Law Dean/osgoode
To: Susan Drummond/osgoode@Osgoode/CA
cc: Bruce Ryder@Osgoode/CA, Law Dean/osgoode@Osgoode/CA

Date: Sunday, May 10, 2009 07:14AM
Subject: Conference update

History:

Dear Susan and Bruce

Susan I am copying Bruce because he has been part of our discussions in the past, and I wanted to make sure he is included in this exchange. I would also encourage you to circulate this note to the other two members of your committee.

I must say that I was very discouraged to receive this email, as well as the email you sent to the President asking to meet with him. Whether intentional or not, the underlying message that I take from both of your emails is that, for some reason, you do not seem to appreciate that I have been attempting to assist you in your efforts to improve the conference. On the contrary, you seem to regard me as somehow threatening or undermining your efforts.

When we met in my office a couple of weeks ago I thought we had agreed that it was important to add another significant speaker to the program as a keynote speaker. The reason is that, given the current lineup of speakers, there is a perceived lack of balance in the approaches being taken. I hasten to add that this is not for lack of trying, as you have invited a significant number of speakers who would allow for the desired balance and have been unsuccessful in getting them to sign on (or in some cases, speakers who had signed on have since declined to participate.) But I thought we had agreed that, regardless of the reasons, there is a problem with the overall balance in the speakers and it was therefore important to add at least one other speaker who would be a strong advocate of a two-state solution.

As you know, offering someone a keynote slot is an important way to attract senior scholars. For a number of reasons I think it unlikely, although not impossible, that you will be able to attract significant scholars to participate in this conference at this stage. So adding a new speaker as a keynote was a very important and constructive decision on your part. I was encouraged by your agreement with this and, based on that, (as well as on the idea of plenary sessions to highlight the strongest scholars), I facilitated the securing of the space in Glendon for the conference.

What your email now indicates is that you are not in fact going to add another speaker but, instead, have decided to elevate one of your existing speakers to be a keynote. This is not what we agreed in my office. More importantly, from my perspective, by using up

the additional keynote slot on an existing speaker, you now have made it virtually impossible to attract any additional major scholars to the conference.

Even more troubling is the fact that you have already gone ahead and invited Lustick as a keynote, without any further consultation or discussion with me. So from my perspective this is presented as fait accompli.

I would have thought it appropriate and necessary to at least discuss this revised plan with me before acting on it, particularly since it was inconsistent with what we had agreed. So I have to ask, why would you do that, without consulting or discussing it with me? I have to conclude that you don't see meeting with me or discussing these issues in advance as helping you.

This is reinforced by the second email you sent to the President asking to meet with him. Rather than proposing to meet with me, which in fact you have never done as a committee, you are seeking a meeting with the President which does not include me. I can see a number of reasons why you might want to have such a meeting with him. But none of those reasons will help you in the work that you need to do – to achieve the balance that is necessary, and which you have not succeeded in achieving on your own.

I have said throughout that I want to be able to continue to support you in this endeavour, both within the university and publicly. But this is premised on my being comfortable that the necessary balance had been achieved. I have to tell you that at this point I very much doubt that I will be able to personally support the conference. (This does not mean that the university will withdraw its sponsorship – although, to be candid, had I know in the beginning that it would develop in this way, I would not have agreed to have the university or the law school associated as a sponsor of this event. But that has been done and I do not think it would be worthwhile to revisit that decision at this stage.)

I remain open to discussing this further with you, and working with you on improving the conference. But you have to want to work me. That involves more than just meeting or sending emails. It requires actual cooperation on your part, where you want to work with me in a positive and constructive way, seeing me as a collaborator rather than as a threat. Can I also suggest, gently, that you need some help at this stage – and that you would benefit from my involvement?

This is really why I am discouraged. What I see is that, rather than making progress, you are just retracing ground you have already covered, working within your committee and not looking outside, and that nothing is really going to change.

Despite all this, I remain open to working with you and attempting to assist you. Can I even suggest that it would be worthwhile for your entire committee to meet with me to discuss the conference? Another suggestion I would make is that you to seek some other form of outside participation on your committee, someone who could bring a fresh perspective to your work and help you get to where I think you need to be. Otherwise,

to be frank, I don't see you making a whole lot of progress.

Yours very truly,
Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

▼ Susan Drummond/osgoode

Susan
Drummond/osgoode

To Law Dean/osgoode@Osgoode/CA

cc

05/08/2009
07:53 PM

Subject

Hi Patrick,

I'm writing to give you a brief update from our organizing committee meeting today.

We have decided to showcase, in a keynote speaker role, one of the several strong Zionist two-state advocates from amongst our list of high profile academic presenters already secured for the conference. We do this with an aim to stimulating, as much as possible, a lively dialogue on the complex themes driving the conference.

To this end, we sent an invitation at our meeting today to Ian Lustick to serve in this capacity on the second day of the conference. Beyond our current offer of travel and accommodation we have offered him a \$2,000 honorarium for this role. Professor's Lustick's academic profile in this area is beyond reproach. He has replied this afternoon saying that he would love to take on this role, and that he will be in a position to confirm next week. In the event that he is not available in this capacity, it is our intention to turn next to Chaim Gans, a similarly renowned scholar with a similar philosophical position.

After a four hour meeting dedicated to the conference structure, we are almost finished putting the provisional program in place. We are planning - in addition to the keynote addresses by Jeremy Webber and Ian Lustick (or Chaim Gans) - to highlight our best scholars in three plenary sessions. We should be finished with this exercise early next week and have another meeting scheduled on Tuesday for this purpose.

Can we please ask something of you:

When Bruce and I met with Irving Abella last week, he was already aware that we had invited Michael Bell as a keynote speaker. He initiated a conversation about where we were at in that process. In fact, it had been the intention of Bruce and me not to bring up Bell's potential role in the conference as we are aware that there is fairly intense pressure being brought upon Jewish scholars in particular not to participate in the conference in any way. We were unsettled to know that Irving Abella already knew about the invitation to Bell. Similarly, when we were scheduling the meeting with Irving the previous week, he also made it clear to us the day before Bruce and I were scheduled to meet with you and David Dewitt that he was aware that that meeting was taking place. He appeared to be awaiting its outcome before arranging to meet with Bruce and I.

As we communicate with you about the details of the conference - details such as keynote speakers and the provisional program - can we please get an assurance from you that all of our communications with you are in confidence and that you will seek from us permission in advance to share information with third parties? This would be very much appreciated. We also feel that this discretion will shore up the integrity of the academic process in which we are engaged.

Susan Drummond
Associate Professor
Osgoode Hall Law School,
York University,
4700 Keele Street,
Toronto, Ontario M3J 1P3
Canada
email: sdrummond@osgoode.yorku.ca

Appendix 33: emails between Dewitt and Monahan on Michael Bell and other matters, April 28, 2009



David B Dewitt
<ddewitt@yorku.ca>
04/28/2009 08:54 AM

To "lawdean" <lawdean@osgoode.yorku.ca>
cc
bcc
Subject Re: Fw: Invitation to Deliver Keynote Address

At a meeting off campus. Should be in the office about 11:00.

From: lawdean
Sent: 04/28/2009 08:30 AM AST
To: David Dewitt
Subject: Re: Fw: Invitation to Deliver Keynote Address

Yes I'd like to chat with you about some further thoughts. Are you around this morning?

From: David B Dewitt [ddewitt@yorku.ca]
Sent: 04/28/2009 08:19 AM AST
To: Law Dean
Subject: Re: Fw: Invitation to Deliver Keynote Address

Patrick, happy to help when/if I can. Do you want to talk/meet? David

From: lawdean
Sent: 04/27/2009 10:08 PM AST
To: David Dewitt
Subject: Re: Fw: Invitation to Deliver Keynote Address

5.21(1) I spoke to [] this evening and, quite frankly, it is very discouraging to discuss this with him. He is not impressed with Bell, saying he is not seen as a defender of Israel; he also says (in response to my request to identify 10-12 speakers who should be featured in the plenary sessions) that there aren't really any speakers in the list at all. When I pressed him he did mention Lustick and Benvenisti, but grudgingly.

5.21(1) In any event this is not my area and I need some guidance as to whom we should be seeking to include in (and, conversely, to exclude from) the plenaries. I'm hoping that you can help me with that. [] just isn't helpful at all, quite frankly, and I find it (more than) a bit frustrating.

Patrick

From: David B Dewitt [ddewitt@yorku.ca]
Sent: 04/27/2009 09:28 PM AST
To: Law Dean
Subject: Re: Fw: Invitation to Deliver Keynote Address

Patrick

Thanks for copying me on the letter to Michael.

I do think it would be important for you to follow this with a call to him. He needs to know the context. He is not unaware of the various positions that are held both within the Canadian Jewish community and within the various Canadian Arab and Muslim communities, though depending on where he has been during the last few months, may well be unaware of the tensions around the June conference. I believe that he has credibility among many of the leaders in these sectors, but he needs to be able to determine whether his acceptance of the invitation would serve his overall interests. Given his important Jerusalem project and the weight his name carries among both Israelis and Palestinians inside and out of governments and academe, and international institutions (he represented the multilateral stakeholders in the UN aid and development efforts in Iraq), it will be important for him to be able to assess the terrain.

I very much like that the letter specifically encourages him to offer a "principled address of the two state solution" which, in one variant or another, is the status quo with adjustments made through negotiations. You may have been following some of the debates which have been occurring within Israel as well as between Israel and the US, among others, in addition to the more common positions expressed by others in the Middle East and the Muslim countries, about this. Most recently in today's Ha'aretz (the most "progressive" of the Israeli newspapers) there was an effort to lay out the profound constraints about moving forward on peace based even on a two-state solution, with the alternatives non-starters. The position of that author was that while ultimately it must end up being a two-state solution, at the moment the Palestinians simply are unable and their supporters unwilling to deliver on that, while Israelis under even a right wing government have moved in that direction, only to be rebuffed or worse. For that author, an end-state that is not a two-state is simply not possible if Israel is to survive, and the intent to eradicate Israel is the strategy of both moderate and more extreme Arab leaders. Michael Bell is, in my view, very well placed to unpack such arguments, examine alternatives, and I would guess whether for principles or for pragmatic politics, argue why a two-state solution is the only possible path should peace and security be the shared goal.

All that said, Michael must be informed about the "third tier" participants/presenters, and appreciate that there may well be some attention given to this meeting and especially to those who are seen as polarizing forces, ideologues, fellow travellers, etc. I would include not just those who are seen to be one staters in favour of undermining/destroying Israel, Israel apartheid and "Zionism as Racism" types, but the other one-staters who see the necessity of "cleansing" Israel of all Arabs and perhaps even all non-Jews, Arab or other. He likely would have to deal with these sorts from the floor in any Q&A that follows his presentation, but that will not be new territory for him. Undoubtedly he will appreciate that the conference organizers cannot control what the media do with the event, nor what various communities decide to do. expect that if he is there for only that one day, provides a strong and clear presentation, and is available for interviews by any media interested, he will be able to ensure that at least the first day and his words will ring as well reasoned and reasonable, and thus contribute to the overall perception of the conference.

If at some time you wish me to speak with him, I'd be happy to do so. David

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3

E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
YCISS Tel: 416-736-5156 Fax: 416-736-5752

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lawdean@osgoode.yorku.ca

04/27/09 06:04 PM

To "David Dewitt" <ddewitt@yorku.ca>
cc
Subject Fw: Invitation to Deliver Keynote Address

David see below. I am thinking I will call Bell tomorrow to follow up but wanted your thoughts.

Patrick

From: MappingModels
Sent: 04/27/2009 06:00 PM EDT
To: mbell@uwindsor.ca
Cc: aiken@post.queensu.ca; Susan Drummond; Mazen Masri; Bruce Ryder; Law Dean
Subject: Invitation to Deliver Keynote Address

Dear Professor Bell,

Please find attached an invitation to deliver a keynote address at the international conference on "Israel/Palestine: Mapping Models of Statehood and Paths to Peace", to be held at York University from June 22nd to 24th, 2009.

Yours very truly,
the Organizing Committee,

Sharryn Aiken

Susan Drummond

Mazen Masri

Bruce Ryder



Law Dean/osgoode
05/02/2009 07:47 AM

To David Dewitt
cc
bcc
Subject Fw: Israel / Palestine Conference Update

See below from Bruce. As you will see, he is asking to keep this strictly confidential at this point. It is therefore absolutely essential that if you share this information (and not his actual email) with anyone you must have 100% guarantees from them of confidentiality. Don't let me down on this. We have a chance to shape this in the right direction, but just one chance.

Patrick

Patrick J. Monahan, Dean
Osgoode Hall Law School
York University, 4700 Keele Street
Toronto, Ontario M3J 1P3
Telephone: (416) 736-5199 / Fax: (416) 736-5251
Email: lawdean@osgoode.yorku.ca

— Forwarded by Law Dean/osgoode on 05/02/2009 07:45 AM —



Bruce Ryder/osgoode
05/01/2009 02:04 PM

To Lawdean@osgoode.yorku.ca
cc Susan.Drummond@osgoode.yorku.ca
Subject Israel / Palestine Conference Update

Hi Patrick,

As I mentioned on the phone the other day, we were hoping, at our organizing committee meeting yesterday, that we'd be able to make progress on re-arranging the draft program with more plenaries to highlight our best speakers. While we're committed to getting this done as soon as we can, and fully understand its importance (underlined again in a conversation that Susan and I had with Irving Abella over coffee yesterday), we weren't able to get to it yesterday. We'll be taking it on in earnest at a 4 hour meeting we've scheduled for next Fri May 8th.

I'm wary of jumping the gun on that conversation with my colleagues on the organizing committee, but I expect we'll quickly agree that the 6 members of our advisory committee who are presenting should each be accorded a prominent role (Abunimah, Benvenisti, Farsakh, Kretzmer, Lustick, Smooha) along with a handful of other senior scholars (possibilities include Adam, Bisharat, Gans, Rabinowitz, Rouhana, Todd and the newly signed-on Marc Ellis, Director, Center of Jewish Studies, Baylor U). There are probably a few others I've neglected to mention or who we are actively recruiting. Anyway, it will be an impressive dozen or so that are candidates for participation on 3 or 4 plenary sessions. We expect that their papers will provide a solid foundation for the edited collection that will emerge from the event.

We'll keep you posted of course as our deliberations about the draft program unfold. In the meantime, can we agree to keep our conversations about prospective speakers and the conference program strictly confidential? We are grateful for your input and feedback, but fearful of ways in which others might continue to misconstrue - and even actively seek to undermine - our efforts.

All the best,
Bruce

Appendix 35: email from Monahan to Drummond re Bob Rae, May 2, 2009

From: Law Dean/osgoode
To: Law Dean/osgoode@Osgoode/CA, Bruce Ryder/osgoode@Osgoode/CA
cc: Susan Drummond/osgoode@Osgoode/CA

Date: Saturday, May 02, 2009 09:42AM
Subject: Re: Israel / Palestine Conference Update

History:

Why don't you want Rae regardless? He would add a huge amount of credibility. With or without Michael you should be wanting him. I would like to reach out but won't do so unless you tell me it is ok.

Appendix 36: email from Monahan to Shoukri re not meeting with the organizers, May 9, 2009



Mamdouh Shoukri

05/09/2009 08:10 AM

To "Prof. Patrick J. Monahan" <lawdean@osgoode.yorku.ca>

cc

bcc

Subject Re: Email from organizers of June Conference

I will do that.

Can I call you this morning?

From: lawdean

Sent: 05/09/2009 07:04 AM AST

To: Mamdouh Shoukri

Subject: Email from organizers of June Conference

Mamdouh set out below is an email that was sent to you last night by the organizers of the June conference. They are asking to meet with you to discuss the "progress" they are making. I think you should not meet with them at this stage for a couple of reasons.

First, when I met with them a couple of weeks ago they agreed to add a prominent keynote speaker who would defend a 2-state solution in the Middle East. They proceeded to invite Michael Bell. Unfortunately Bell has said he can't do it. Without further consultation or discussion with me, the organizers decided that they are not going to add any speakers to the conference program, contrary to what they had agreed with me last week. Instead they are going to have one of their existing speakers, (Ian Lustick), serve as a keynote. They proceeded to invite Lustick and presented that to me last night as a fait accompli.

Second, they have emailed you seeking a meeting with you to discuss the conference, also without discussing this with me. This I interpret as an attempt to do an end-run around me and perhaps to complain to you about me. I have not mentioned to them that I have been discussing the conference with you.

S. 13(1)

Patrick

From: Susan Drummond

Sent: 05/08/2009 07:58 PM EDT

To: mshoukri@yorku.ca

Cc: Law Dean; Sharry Aiken <aiken@post.queensu.ca>; Bruce Ryder; Mazen Masri

Dear President Shoukri,

In light of emerging concerns regarding the conference "Israel/Palestine: Mapping Models of Statehood and Paths to Peace", we on the conference organizing committee would like to schedule a meeting with you to discuss those concerns and means of addressing them. If you provide us with several times within

the next two weeks during which you will be available we will accommodate your schedule.

On behalf of the organizing committee,

Susan Drummond
Associate Professor
Osgoode Hall Law School,
York University,
4700 Keele Street,
Toronto, Ontario M3J 1P3
Canada
email: sdrummond@osgoode.yorku.ca

Appendix 37: Monahan and Dewitt confer, May 10, 2009

Patrick,

Just to let you know that I've contacted four scholars each from a different university (one an American in the US; two Israelis; another a South African/Israeli jointly with a major northeastern US university) with the list of possible plenary speakers as well as the website of the conference. I hope to hear back soon and then will give you whatever information and advice I can based on their responses.

Hold tight for what could be a continuing turbulent ride....

By the way, I have not approached S. 21(1); I don't think he would do it or is any longer available. I will be in the UK 13th-23rd June. David

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)

Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
YCISS Tel: 416-736-5156 Fax: 416-736-5752

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Appendix 38: "PRIVATE & CONFIDENTIAL" email from Dewitt to Monahan, May 11, 2009

From: David B Dewitt [ddewitt@yorku.ca]
Sent: 05/11/2009 12:39 PM AST
To: Law Dean
Subject: PRIVATE & CONFIDENTIAL Fw: oped draft on conference at York

PRIVATE & CONFIDENTIAL

Dear Patrick,

I've just received the attached. It is a draft of an op ed that S. Z. (1) a very well known senior Israeli academic who often writes in various Canadian and US newspapers, plans on submitting, probably to one of G&M, Star, Citizen, or Post. He has sent it to me out of "courtesy", I presume, indicating that under separate cover he also will be sending it to Jason Kenney and Irwin Cotler in the context of SSHRC funding issues.

I do not know when he intends to submit; probably fairly soon.

Patrick, I've also asked around about the UMass conference to which you alluded yesterday. I've not found anyone yet who knows of it nevermind being involved, and nothing seems to come up on the UMass website. It may well have happened but doesn't seem to be well known or to have led to a recognized publication, at least not yet.

I'm still waiting to hear from two more senior academics I've contacted regarding their assessment of the conference lineup, and in particular the dozen or so who might make up the so-called "plenary day". To date, the two have had mixed comments: one is fundamentally critical, and while recognizing that there are "a few" credible scholars, even they are well known – including or especially the Israelis – as being extreme critics, and among their colleagues often are seen this way as a means of reputation building and desiring notariety. The other colleague was somewhat more positive; about half of the plenary candidates he would join on the podium even though he likely would not agree with their views; a quarter he would not be seen with; and the remainder he doesn't really know either them or their work sufficiently well to comment one way or the other.

And so it goes....

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
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— Forwarded by David B Dewitt/fs/YorkU on 05/11/09 12:25 PM —



David B Dewitt
<ddewitt@yorku.ca>
05/12/2009 07:11 AM

To lawdean@osgoode.yorku.ca
cc
bcc
Subject Re: PRIVATE & CONFIDENTIAL Fw: oped draft on
conference at York

Thanks; good luck with the conversation and I appreciate your offer to keep me informed. d.

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
YCISS Tel: 416-736-5156 Fax: 416-736-5752

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lawdean@osgoode.yorku.ca

05/12/09 06:18 AM

To "David Dewitt" <ddewitt@yorku.ca>
cc
Subject Re: PRIVATE & CONFIDENTIAL Fw: oped draft on conference at York

Ok I will not share it, but will use the substantive points as the basis of my discussion. Will see where they are at. They may be feeling the pressure. I sent them a strong email over the weekend and Susan's email reply to me was a bit cryptic. But the armour may be cracking. On the other hand that may be wishful thinking and they may be coming to lodge a complaint.

The info on the UMass conference is interesting.

Will let you know how this turns out.

To be continued...

Patrick

From: David B Dewitt [ddewitt@yorku.ca]
Sent: 05/11/2009 10:50 PM AST
To: Law Dean
Subject: Re: PRIVATE & CONFIDENTIAL , Fw: oped draft on conference at York

Patrick,

PLEASE DO NOT SHARE THIS.

I think not. Even without telling them from whom it came, they will suppose it is either from me or from someone else with whom you are connected within a group of individuals interested in undermining them. Let them see it in the newspapers if/when it appears. I also think that given what I understand to be their views and how they have not kept one or more aspects of the agreement you thought you had with them, it puts you in an unfavourable position.

I don't think that they should need to see this op ed piece in draft form to understand the issues, including what they may well put you, Osgoode and YorkU through. The issue is not the topic but the quality of the invited and paid for speakers.

If the op ed piece comes out, there will be lots of time for all of us to have to respond, should that be necessary.

On the otherhand, you may wish to share with them the info I previously passed on to you about the UMass conference. Since that note, I also confirmed that it is not on the UMass website because it was not

officially sponsored by or supported by UMass.

N/R:

Snowbird
Ken

However, it convinced me even more that this conference planned for June is a very bad idea, and is so clearly stacked in one direction that even if I were in town I'd not bother attending. I'd be too embarrassed and annoyed, and don't need either, and certainly would be unlikely to defend York for convening it (again, not around the issue of being critical of Israel or Israeli state policy, but the use of the vehicle of an academic meeting as a pretense for something else).

Finally, I am attaching for your information and in confidence a number of comments I've now received from colleagues -- still one not yet heard from -- about the names you were interested in. The reviews are mixed but decidedly not what you'd want for a truly top quality meeting.

I hope your meeting tomorrow goes well.

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website: www.research.yorku.ca
YCISS Tel: 416-736-5156 Fax: 416-736-5752

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lawdean@osgoode.yorku.ca

05/11/09 10:02 PM

To "David Dewitt" <ddewitt@yorku.ca>
cc
Subject Re: PRIVATE & CONFIDENTIAL Fw: oped draft on conference at York

I'm meeting tomorrow morning with Susan and Bruce. Can I show them this piece, without indicating how it came to me?

PJM

From: David B Dewitt [ddewitt@yorku.ca]
Sent: 05/11/2009 12:39 PM AST
To: Law Dean
Subject: PRIVATE & CONFIDENTIAL Fw: oped draft on conference at York

PRIVATE & CONFIDENTIAL

Dear Patrick,

I've just received the attached. It is a draft of an op ed that S. 21 (1) a very well known senior Israeli academic who often writes in various Canadian and US newspapers, plans on submitting, probably to one of G&M, Star, Citizen, or Post. He has sent it to me out of "courtesy", I presume, indicating that under separate cover he also will be sending it to Jason Kenney and Irwin Cotler in the context of SSHRC funding issues.

I do not know when he intends to submit; probably fairly soon.

Patrick, I've also asked around about the UMass conference to which you alluded yesterday. I've not found anyone yet who knows of it nevermind being involved, and nothing seems to come up on the UMass website. It may well have happened but doesn't seem to be well known or to have led to a recognized publication, at least not yet.

I'm still waiting to hear from two more senior academics I've contacted regarding their assessment of the conference lineup, and in particular the dozen or so who might make up the so-called "plenary day". To date, the two have had mixed comments: one is fundamentally critical, and while recognizing that there are "a few" credible scholars, even they are well known -- including or especially the Israelis -- as being extreme critics, and among their colleagues often are seen this way as a means of reputation building and desiring notariety. The other colleague was somewhat more positive; about half of the plenary candidates he would join on the podium even though he likely would not agree with their views; a quarter he would not be seen with; and the remainder he doesn't really know either them or their work sufficiently well to comment one way or the other.

And so it goes....

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
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Appendix 40: email from Dewitt to Monahan about consulting unnamed external academics for plenary session, May 13, 2009



David B Dewitt
<ddewitt@yorku.ca>
05/13/2009 10:02 AM

To lawdean@osgoode.yorku.ca
cc "Stan Shapson" <sshapson@yorku.ca>
bcc
Subject commentary on the conference

This just in from a very distinguished Israel scholar whom I have known for 20 years, a former head of a research centre and dean, and a distinguished visiting scholar at some of the leading US and-UK universities:

The problem is not with any single one of the scholars. I would share the podium with any one of them. But I would not agree to be the fig leaf to give this circus cover and I don't think Deans or Presidents should either. The problem is that I or people like me were never even asked to share the podium. For what qualifies as scholarship these days one could hardly fault any one of them for not being a real scholar (interestingly S. 21 (1)). I am not familiar with all the names but I do know most of them. The problem is the insufferable one-sidedness of the conference. There is not one really mainstream Israeli in the entire list. It could very well be that it is so obviously lopsided that more centrist folk refused to participate. I know of at least one I think a Canadian called S. 21 (1) whose brilliant letter of decline I saw. Bottom line, the problem is not with the qualifications of any one of the speakers, but the congregation of an almost entirely one sided crowd to engage in what is obviously going to be an Israel bashing festival with no real scholarly debate. David Kretzmer and Sammy Smoocha would be amused to find that they are probably the most right wing persons there. The organizers are motivated by their own war against Israel and that is what this is really about. All the rest is camouflage. This in essence is not a scholarly exercise but political advocacy under the guise of scholarship – the high jacking of academe to promote the undoing of Israel. The world abounds today with evidence that flies in the face of the one state idea (Belgium, Czechoslovakia, Yugoslavia, Sri Lanka) yet none of these are even discussed. There is exactly one paper out of about 30 that deals with India and Pakistan and takes us beyond the Israel/South Africa paradigm

Whoever wants to give this a hand should know what he/she is really doing.

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
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Law Dean/osgoode
05/12/2009 10:42 PM

To "Dr. Mamdouh Shoukri"
cc
bcc
Subject June conference - possible solution

Mamdouh I think the organizers are not going to agree to postpone the conference. I spoke with one of them this evening and he was very hostile to the notion. I don't think it will fly with them. And we can't force them to delay it. That will only hurt us.

I've been trying to think of a way to finesse this. The source of the problem, really, is that the conference has been designated as an official York 50th event. This is being interpreted as the university somehow endorsing the views expressed at the event. But this is not the case. The views expressed at the conference will reflect a range of opinion, and the university does not necessarily endorse the views of any of the participants.

I am wondering whether we couldn't issue a disclaimer of some kind, clarifying this point. In effect we would say that this is an independently organized academic event; that the views expressed at the conference are those of the participants and will reflect a range of opinion; and that these views do not necessarily reflect those of the university.

This is a standard disclaimer that is not exceptional since the university does not generally endorse the particular opinions of faculty members. This reality seems to have been lost in the current context.

This does not suggest that we are withdrawing our sponsorship of the event as a York 50th event, just that we are clarifying that this financial support does not imply support of the substantive views and opinions expressed at the event.

If we put out such a statement, then we would just let them proceed with their event as they wish, without attempting to make any further changes.

I think we can defend this position academically from criticism from both sides.

BTW, I have to speak at Conference downtown tomorrow morning and will not be at UEC until after 10 am. We could perhaps chat then about this approach.

I think this could work.
Patrick

Appendix 42: email from Monahan to Dewitt asking the latter to send the president's statement to Gerald Steinberg, May 21, 2009



Law Dean/osgoode
05/21/2009 10:14 AM

To "David Dewitt" <ddewitt@yorku.ca>, "Stan Shapson"
<sshapson@edu.yorku.ca>

cc

bcc

Subject President's message on academic freedom posted

See below. David as per our discussion can you follow with GS? Thanks.

Patrick

From: Keith Marnoch [marnoch@yorku.ca]
Sent: 05/21/2009 10:06 AM AST
To: Richard Fisher <richardf@yorku.ca>
Cc: Alex Bilyk <bilyk@yorku.ca>; Berton Woodward <bertonw@yorku.ca>; Ijade Maxwell Rodrigues <ijade@yorku.ca>; Ken Fasciano <fasciano@yorku.ca>; Law Dean; Mamdouh Shoukri
Subject: Re:

It is posted on the websites... will now get it on the Student Portal....

<http://www.yorku.ca/mediar/archive/Release.php?Release=1678>

Keith Marnoch
Associate Director, Media Relations
York University
(416) 736-2100 ext. 22091
marnoch@yorku.ca

110 West Office Building
4700 Keele Street
Toronto, ON
Canada M3J 1P3

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Richard
Fisher/fs/YorkU

To Keith Marnoch/fs/YorkU@YORKU
cc Alex Bilyk/fs/YorkU@YORKU, Berton Woodward/fs/YorkU@YORKU, Ijade Maxwell

05/21/2009
10:00 AM

Rodrigues/fs/YorkU@YORKU, Ken Fasciano/fs/YorkU@YORKU, "lawdean" <lawdean@osgoode.yorku.ca>,
Mamdouh Shoukri/fs/YorkU@YORKU

Subject: Re: Link

good to go per patrick

Richard Fisher
Chief Marketing Officer
York University
Toronto, CANADA
Tel. (416) 650-8230
Richard.Fisher@yorku.ca
www.yorku.ca

Do you really need to print this email?
YORKWISE

Keith
Marnoch/fs/Yo
rkU

05/21/09 09:45
AM

To Richard Fisher/fs/YorkU@YORKU

cc Alex Bilyk/fs/YorkU@YORKU, Berton Woodward/fs/YorkU@YORKU, Ijade Maxwell
Rodrigues/fs/YorkU@YORKU, Ken Fasciano/fs/YorkU@YORKU, "lawdean" <lawdean@osgoode.yorku.ca>,
Mamdouh Shoukri/fs/YorkU@YORKU

Subject: Re: Link

I am set and standing-by to post as soon as we are good to go.....

Keith Marnoch
Associate Director, Media Relations
York University
(416) 736-2100 ext. 22091
marnoch@yorku.ca

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Richard
Fisher/fs/YorkU
05/21/2009 09:33
AM
To Ken Fasciano/fs/YorkU@YORKU, Keith Marnoch/fs/YorkU@YORKU, Berton
Woodward/fs/YorkU@YORKU
cc Alex Bilyk/fs/YorkU@YORKU, Ijade Maxwell Rodrigues/fs/YorkU@YORKU, "lawdean"
<lawdean@osgoode.yorku.ca>, Mamdouh Shoukri/fs/YorkU@YORKU
Subject: Re: [Link](#)

thanks. we'll wait for patrick's ok then we should post on both homepages, President's page immediately and Yfile for Friday.

Richard Fisher
Chief Marketing Officer
York University
Toronto, CANADA
Tel. (416) 650-8230
Richard.Fisher@yorku.ca
www.yorku.ca

Do you really need to print this email?
YORKWISE

Ken
Fasciano/fs/YorkU
U
05/21/09 09:31
AM
To Mamdouh Shoukri/fs/YorkU@YORKU
cc Alex Bilyk/fs/YorkU@YORKU, Ijade Maxwell Rodrigues/fs/YorkU@YORKU, "lawdean"
<lawdean@osgoode.yorku.ca>, Richard Fisher/fs/YorkU@YORKU
Subject: Re: [Link](#)

Here is the clean version, with the link to the President's statement on the autonomy of universities

K

KEN FASCIANO fasciano@yorku.ca | Manager, Communications | Office of the President | Ross Building, S949 | P: 416-736-5200 | F: 416-736-5641 |

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Mamdouh

Shoukri/fs/YorkU

To Richard Fisher/fs/YorkU@YORKU

cc Alex Bilyk/fs/YorkU@YORKU, Ijade Maxwell Rodrigues/fs/YorkU@YORKU, Ken Fasciano/fs/YorkU@YORKU, "lawdean" <lawdean@osgoode.yorku.ca>

21/05/2009 09:18 AM

Subject: Re: Link

In my haste I missed one thing which I mentioned to Ken yesterday. At the end of the section on boycotts, please reference the site address of the presidential statement on boycotts. Mamdouh

From: Richard Fisher

Sent: 05/21/2009 09:09 AM EDT

To: Mamdouh Shoukri

Cc: Alex Bilyk; Ijade Maxwell Rodrigues; Ken Fasciano; lawdean@osgoode.yorku.ca; Mamdouh Shoukri

Subject: Re:

ok

looks fine to me - Patrick?

Richard Fisher

Chief Marketing Officer

York University

Toronto, CANADA

Tel. (416) 650-8230

Richard.Fisher@yorku.ca

www.yorku.ca

Do you really need to print this email?

YORKWISE

Mamdouh
Shoukri/fs/YorkU

05/21/09 08:53 AM

To Richard Fisher/fs/YorkU@YORKU, lawdean@osgoode.yorku.ca
cc Ken Fasciano/fs/YorkU@YORKU, ljade Maxwell Rodrigues/fs/YorkU@YORKU, bilyk@yorku.ca,

Mamdouh Shoukri

Subject
t

Hi all:

Here is a yest another revised version. I had some suggestions from Sam. I tried to implemnt some of them. I believe these changes do not alter the main message in any way.

Please review carefully...Let me know of any concerns. after that just go ahead and release.

Mamdouh

Mamdouh Shoukri
President and Vice-Chancellor
York University
Tel. 416-736-5200 Fax 416-736-5641
mshoukri@yorku.ca
www.yorku.ca/president



Statement_Academic_Freedom.doc



David B Dewitt
<ddewitt@yorku.ca>
05/22/2009 09:37 AM

To lawdean@osgoode.yorku.ca, "Stan Shapson"
<sshapson@edu.yorku.ca>
cc
bcc
Subject Fw: 2ND ARTICLE: YORK UNIVERSITY VS. ISRAEL:
?ACADEMIC FREEDOM? OR ACADEMIC FARCE?

FYI. Don't know where he intends to post this.

David B. Dewitt
Associate Vice-President Research
(Social Sciences & Humanities)
Professor of Political Science
Centre for International & Security Studies
York University, Toronto Canada M3J 1P3
E-mail: ddewitt@yorku.ca
AVP Research Tel: 416-736-5780 Fax: 416-650-8197
Website www.research.yorku.ca
YCISS Tel: 416-736-5156 Fax: 416-736-5752

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— Forwarded by David B Dewitt/fs/YorkU on 05/22/09 09:35 AM —

"Gerald M. Steinberg"
<steing@mail.biu.ac.il>

05/22/09 03:29 AM

To David Dewitt <ddewitt@YorkU.CA>
cc
Subject 2ND ARTICLE: YORK UNIVERSITY VS. ISRAEL: "ACADEMIC FREEDOM" OR
! ACADEMIC FARCE?

Draft for comment before blog posting: 22 May 2009

**YORK UNIVERSITY VS. ISRAEL:
"ACADEMIC FREEDOM" OR ACADEMIC FARCE?**

Gerald M. Steinberg
Chair, Political Science, Bar Ilan University
and Executive Director, NGO Monitor

IF THE HYPERLINKS WITH SOURCES ARE MISSING FROM THIS COPY, CLICK [HERE](#)

The President of York University in Toronto has issued a statement attempting to defend his university's sponsorship of an event headlined "Israel/Palestine: Mapping Models of Statehood and Paths to Peace", scheduled for June 22 to 24. This response to intense criticism of the program attempts to portray serious criticism as an attack on academic freedom. However, in examining the details and the debate over this event, and in the context of vulgar anti-Israel activities and physical intimidation of Jewish students at York, these bland words are a diversion -- a straw man aimed at deflecting criticism, and blocking the important public debate over the role of university campuses as battlefields in the Arab-Israeli narrative wars that perpetuate the violent conflict.

York's defense seeks to answer the public statement issued by Hershell Ezrin, head of the Canadian Council for Israel and Jewish Advocacy (CIJA). This analysis was based on a careful examination of the speakers and their topics, which reveals that this conference "aims to explore a one-state, bi-national solution to the conflict between Israelis and Palestinians, the imposition of which would spell the end of Israel as a Jewish state. The conference will include a number of speakers who are recognizable for their roles as organizers and outspoken proponents of 'Israel apartheid week' and the Israel boycott movement."

Far from an attack on academic freedom, such criticism highlights the very absence of the free exchange in a marketplace of ideas which is the indispensable foundation for academic freedom. The extremely complex history of the Arab-Israeli conflict and multiple dimensions of peace efforts contrast starkly with the narrowly constricted ideologies reflected in the list of 44 speakers. This information is readily available using the internet, and had the eleven sponsors -- six from York, four from Queen's university and a government funded research framework -- exercised "due diligence", they would have found that many of the speakers are virulent anti-Israeli activists, and are far removed from academic work to understand complex issues through research and debate. In other words, it is the conference that constitutes a brutal attack on academic freedom, rather than the analysts and critics.

For example, the first speaker on the list is Ali Abunimah, who runs a propaganda internet site known as the "Electronic Intifada", specializing in demonization of Israel through articles such as "Why Israel won't survive". Abunimah is also affiliated with a political organization (PCHR) based in Gaza that systematically distorts and exploits the language of human rights -- also to attack Israel. Abunimah's groups frequently condone Palestinian terrorism using the euphemism of "resistance" and terms like "apartheid" and "racist" in reference to Israel -- the exact opposite of promoting compromise and a two state solution. Attempts to feature speakers like Abunimah under the banner of peace research is dishonest, and rather than attempting to prevent this criticism by pretending that academic freedom is at stake, York university officials should welcome the analysis

While the ideological bios and activist records of all 44 speakers would fill dozens of pages (a

task that the sponsors at York University should undertake as a public service), a few more illustrations are useful. Jeff Halper is another veteran pro-Palestinian campaigner, far removed from any academic pursuits. He runs a small organization that claims to oppose the demolition of Palestinian houses, but most of his activities are aimed at generating support for the Palestinian narrative. He recently participated in sailing a few small boats from Cyprus to Hamas-controlled Gaza, hoping to engage in publicity-generating confrontations with the Israeli Navy. Halper often appears in support of Naim Ateek, whose speeches include classical antisemitic references, such as accusing Israel of "crucifying Palestinians". The context of Palestinian mass terror attacks, the mangled bodies, and the hatred against Israelis that promotes this inhuman behavior, is entirely erased.

An Israeli columnist recently witnessed Halper urging "his Muslim listeners in an American university to reject the Arab Peace Initiative, because it serves the Muslim tyrants. He told his listeners that Israel is actually a force that serves world capitalism, in the framework of the attempt to make enormous populations in the world disappear. The antisemites could not have said it better." To label such activities as promoting peace or remotely connected to university discourse is an insult to intelligent people. Recently, Halper's main benefactor, the European Union, rejected his application for renewed funding, but York University – for reasons yet to be explained – is giving him the façade of academic legitimacy.

Amidst the long list of speakers, there are also few genuine academics – whom critics might dismiss as fig leaves for the hard-core propagandists – but even here, the ideological range runs from strongly critical of Israel (but accepting the legitimacy of Jewish sovereign equality) to extremely critical (one-state promoters, tantamount to "wiping Israel off the map".) Although there are many academics whose research goes beyond one-dimensional Israel-bashing, and examines the failures of Arab, Palestinian, and Moslem leaders to contribute to peace making, these dimensions are conspicuously absent from the program. In this Orwellian twist, the use of "academic freedom" is a mask for the crude censorship at York.

With so many obvious distortions, the defense offered by the President of York University is a farce. Without a free market of ideas, academic freedom, and even the concept of a university, is meaningless. Given a conference which fails to even hint at the complexity of the issues, the result is not censorship, but the transformation of the university into a macabre circus that sells hatred, martyrdom and murder.

In a free society, the circus, like the university, is open to all – as P.T. Barnum observed, "There's a sucker born every minute". But in the Middle East, such farces will only serve to fuel the vicious warfare and mass terror which has taken the lives of tens of thousands of Israelis, Palestinians, and others, and is escalating into nuclear confrontation. And York University has



become an accomplice in this crime. YORK UNIVERSITY VS ISRAEL.doc

Appendix 44: email from Monahan to Shoukri re terms of reference, July 20, 2009

Sent by: Patrick
Monahan/fs/YorkU
07/20/2009 09:01 AM
To "Mamdouh Shoukri"
cc
bcc
Subject Lessons Learned-v7.doc

I agree the terms of reference should be entirely neutral.
How about this?

PJM

Patrick J. Monahan
Vice-President Academic and Provost
York University
4700 Keele Street
Toronto, Ontario
M3J 1P3
provost@yorku.ca
416,736.5280
<http://vpacademic.yorku.ca>

Mamdouh Shoukri/fs/YorkU

07/20/2009 07:16 AM

To Patrick Monahan
YorkU@YorkU
cc
Subject Re: Emailing: Lessons Learned-v6marked.doc [Link](#)

Patrick

Better. The only remaining concern is point #1.. Can we try something simpler e.g.

1. explore what lessons were learned from the experience of planning, organizing and delivering the "Mapping" conference.

I just want to avoid the impression that we are looking for something that was done wrongly.

Mamdouh

----- Original Message -----

From: Patrick Monahan

Sent: 07/20/2009 06:18 AM EDT

To: Mamdouh Shoukri

Subject: Emailing: Lessons Learned-v6marked.doc

Mamdouh I agree that there were problems with the earlier version of the terms of reference. I attach a revised version that takes a softer approach. (Not sure if this addresses your concerns or not.) Happy to chat later today.

Patrick



Lessons Learned-v7.doc

Appendix 45: memo from Provost Monahan to staff re terms of reference and soliciting information consistent with them, September 2009

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— Forwarded by IJade Maxwell Rodrigues/fs/YorkU on 09/22/2009 09:35 PM —

Sent by: Lynn
Horwood/fs/YorkU

To Gary Brewer/fs/YorkU@YORKU, richard.fisher@yorku.ca, Mike Markicevic/fs/YorkU@YORKU,
ijade@yorku.ca
cc
Subje Iacobucci Review
ct

09/14/2009, 04:19 PM

Dear Colleagues,

As you know the President has asked Frank Iacobucci to review the recent conference with a view to identifying lessons learned for the future. Part of the exercise involves gathering together information about the extent to which various departments or units of the university provided support to the conference. I believe that each of you or your departments would have been involved in some way in providing support to the conference either by direct financial support or indirect logistical support. I am wondering if you could identify for me the nature of the support that was provided by you or staff reporting to you to the conference. We are hoping to gather this information together by the end of the month so that it will be available to Mr. Iacobucci in a timely way. If you envisage any difficulties in gathering this information please let me know as soon as possible.

Yours very truly,

Patrick

Patrick J. Monahan
Vice-President Academic and Provost
York University
4700 Keele Street
Toronto, Ontario
M3J 1P3
provost@yorku.ca
416,736.5280
<http://vpacademic.yorku.ca>