

Symposium on a Federal Marriage Protection Amendment
J. Reuben Clark Law School, Brigham Young University
Friday, September 9, 2005

*Sponsored by the Marriage & Family Law Research Grant
and by a grant from the Ashton Family Foundation.*

Program

8:30-8:55 a.m. Registration and light breakfast (outside Moot Courtroom)

8:55-10:55 a.m. **Session One:**

8:55-9:05 a.m. Welcome & Introduction of Theme (Moot Courtroom 303 JRCB)

BYU Vice-President John Tanner

Dean Kevin J. Worthen

Professor Lynn D. Wardle

9:05-10:55 a.m. **Panel One: Comparative & Federal Perspectives on Protecting Marriage and Legalizing Same-Sex Marriage** (Moot Courtroom 303 JRCB)

Moderator: Professor A. Scott Loveless, World Family Policy Center, BYU Law School

Robert Wintemute, Professor of Human Rights Law, School of Law, Kings College London,
Same-Sex Marriage: When Will It Reach Utah?

Monte N. Stewart, President Marriage Law Foundation (Former Director of Advocacy, J. Reuben Clark Law School, Brigham Young University),
The Judicial Role in Enacting a Federal Marriage Amendment.

Nicholas Bala, Faculty of Law, Queen's University, Kingston, Canada,
The Debates About Same-sex Marriage in Canada & the United States: Controversy Over the Evolution of a Fundamental Social Institution.

Lynn D. Wardle, Professor of Law, J. Reuben Clark Law School, Brigham Young University,
Comparative Constitutional Protection for the Institution of Marriage and Considering A Convention Call for a Federal Marriage Amendment.

11:20-11:40 a.m. *Tour, J. Reuben Clark Law School, & Howard W. Hunter Law Library*

11:40-11:50 a.m. Walk to Wilkinson Student Center (WSC) for lunch in Skyroom (6th Floor)

11:50 a.m.-12:50 p.m. *Lunch in Skyroom, WSC*

12:50-1:00 p.m. Walk back to J Reuben Clark Law School

1:00-3:00 p.m. **Session Two: Federalism, Separation of Powers and the Proposed Federal Marriage Protection Amendments** (Moot Courtroom 303 JRCB)

Moderator: Professor Gary Bryner, Department of Political Science, B.Y.U.

Mark Strasser, Trustees Professor of Law, Capital University,
Some Undesirable Intended and Unintended Consequences of the Proposed Federal Marriage Amendment.

Robert E. Riggs, Professor Emeritus, J. Reuben Clark Law School, Brigham Young University,
Can the Supreme Court Be Expected to Preserve Marriage as a Union Between a Man and a Woman?

Scott Dodson, Gibson, Dunn & Crutcher (DC),
Constitutional Thematics and the Peculiar Federal Marriage Amendment

John Eastman, Professor of Law, Chapman University School of Law & Director, The Claremont Institute Center for Constitutional Jurisprudence
Full Faith and Republican Guarantees: Gay Marriage, DOMA, and the Courts

3:00-3:20 *Break & snacks*

3:20-5:20 p.m. **Session Three: Social & Political Dimensions of the Movements to Constitutionally Ban or Compel Legalized Same-Sex Marriage** (Moot Courtroom 303 JRCB)

Moderator: William C. Duncan, Director, Marriage Law Foundation

Linda C. McClain, Rivkin Radler Distinguished Professor of Law, Hofstra University School of Law,
"God's Created Order," Gender Complementarity, and the Federal Marriage Amendment.

Camille S. Williams, Director, Marriage & Family Law Research Grant, J. Reuben Clark Law School, Brigham Young University,
Women, Equality, and the Federal Marriage Amendment

Kenneth K. Hsu, J.D., 2005, U.C. Berkeley, Boalt Hall School of Law, Senior Staff Editor of the Berkeley Business Law Journal, 2003-04,
Why The Politics Of Marriage Matter: An Essay On the Unsuccessful Legal And Strategic Battles Waged By Gay Marriage Proponents To Win The Right To Marry.

Arthur Taylor, Founder, Families for America and CFO, Nebraska Coalition for Marriage
Fears of an Article V Constitutional Convention (for an FMPA)

5:20-5:25 p.m. Conclusion and Adjournment of Conference

5:30-6:00 p.m. Tour of BYU Museum of Art

6:00-6:10 p.m. Walk to Dinner in Wilkinson Student Center Garden Court

6:10-8:00 p.m. Dinner for speakers, participants, and students at WSC Garden Court

8:10 p.m. Return to Marriott Hotel (hotel shuttle will pick up at WSC East covered pickup area)