



NAME OF EVENT: Safeguarding Democracy: Lessons Learned from 1/6

DATE | TIME | LOCATION: January 6, 2022 | 6:00 PM-7:15 PM | Online

BRIEF DESCRIPTION:

In the year since the Capitol building was stormed by an angry mob intent on overturning the results of the 2020 election, congressional leaders and Department of Justice prosecutors have been working to hold those who orchestrated the Jan. 6 insurrection accountable. But advocates and lawmakers across the ideological spectrum agree that we must do more to reform our democratic institutions to guard against future threats. This panel will explore strategies that advocates, lawmakers, and law professors can take to safeguard democracy. How can we minimize the misinformation that fuels these threats? What can we learn from other countries who have lived through attacks on democracy? Are there legislative and institutional changes, including those contained in the Electoral Count Act and the Protect Our Democracy Act, that we should consider? And are there things that law schools and the broader legal community can do to build civil society resiliency and prevent another January 6th?

SPEAKERS' NAMES AND BIOS:

- **Rachel Kleinfeld**, Senior Fellow, Carnegie Endowment for International Peace's Democracy, Conflict, and Governance Program *Moderator*
- **Harold Hongju Koh**, Sterling Professor of International Law, Yale Law School
- **Hari Osofsky**, Dean and Myra and James Bradwell Professor of Law, Northwestern Pritzker School of Law
- **Donald Sherman**, Vice President and Chief Counsel, Citizens for Ethics and Responsibility in Washington (CREW)

AGENDA OF PROGRAM:

- Introduction (5 mins)
- Speaker Presentations and Moderated Conversation (55 mins)
- Q&A (15 min)

READING MATERIALS:

Amer. Const. Soc., *Insurrection at the Capitol: Where Do We Go From Here*, AMER. CONST. SOC. (Jan. 8, 2021).

Rachel Kleinfeld, *Profound Rebuilding Needed to Shore Up U.S. Democracy*, CARNEGIE ENDOWMENT FOR INT'L PEACE (Jan. 7, 2021).

Rachel Kleinfeld, *The Rise of Political Violence in the United States*, 32 J. OF DEMOCRACY 160 (2021).



Harold Koh & Michael Loughlin, *The President's Legal Authority to Commit Troops Domestically Under the Insurrection Act*, AMER. CONST. SOC. (Sept. 2020).

Dean Hari Osofsky and Other Law School Deans' Joint Statement on the 2020 Election and the January 6 2021 Events at the Capitol, (Jan. 13, 2021).

Jordan Libowitz & Lauren White, "We're Not Going to be Able to Hold that Base": Park Police Overwhelmed Hours Before Capitol Breach on Jan 6th, CREW (Sept. 30, 2021).

The Elements of Presidential Transitions: Hearing of the House Committee on Oversight and Reform Subcommittee on Government Operations (2020) (statement of Donald Sherman, Deputy Director, Citizens for Responsibility and Ethics in Washington).