



**CHAPTER 7: Strategic Litigation
Guided Notes**

CHAPTER SUMMARY:

Write 3-5 sentences to explain the main points of the chapter.

CONVERSATION:

Write a one-sentence description for each of the contributors to this chapter.

Write 3 main points from each contributor's response.

PARTICIPANT: Anton Burkov, Russia

TOPIC: *Introduction*

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TOPIC: *Scope of Strategic Litigation*

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TOPIC: *Using the ECHR*

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TOPIC: *Increasing the Capacity of the Public*

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PARTICIPANT: **Carmen Mestizo, Colombia**

TOPIC: *Sexual Bias Case*

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TOPIC: *Background Support*

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TOPIC: *Campaigning*

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TOPIC: *Involving the Media and Public*

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TOPIC: *Changing the Law*

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TOPIC: *Personal Reflection*

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PARTICIPANT: **Gaye Sowe, The Gambia**

TOPIC: *Background on the Institute for Human Rights and Development in Africa (IHRDA)*

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TOPIC: *Collecting Evidence for a Case*

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TOPIC: *Focus on States*

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TOPIC: *Exhausting Local Remedies*

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TOPIC: *The Maputo Protocol – The Women’s Rights Protocol*

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Describe and explain the Dorothy Njemanze case.

TOPIC: *Scope of Remedies*

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TOPIC: *Other Cases of Interest*

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TOPIC: *Identifying Cases and Deciding on the Appropriate Tribunal*

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TOPIC: *Implementation of Successful Case Rulings*

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TOPIC: *Personal Relationships in Litigation*

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PARTICIPANT: **Kathy Roberts, USA**

Describe and explain the Alien Tort Statute.

TOPIC: *Finding Plaintiffs and Defendants in ATS Cases*

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TOPIC: *Developing Relationships*

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TOPIC: *Forensic Anthropology*

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TOPIC: *Cultural Awareness*

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TOPIC: *Effectiveness and Self Care*

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TOPIC: *Underlying Motivations*

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TOPIC: *Looking Forward*

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DISCUSSION QUESTIONS:

Be prepared to answer the following discussion questions/questions for further research. Write a few points that could be used to support your answers from the chapter summary, chapter discussion, and your own knowledge/research.

- 1. What methods exist for engaging in strategic litigation?**
 - a.
 - b.
 - c.
- 2. How do the different political and legal contexts discussed below impact on strategic litigation methods?**
 - a.
 - b.
 - c.
- 3. What other avenues exist outside of litigation to advance human rights? Can you think of other avenues or methods to enhance litigation or assist your cause beyond the courtroom?**
 - a.
 - b.
 - c.
- 4. How might one strategically use "litigation" both before and after entering the courtroom? What tactics have been used by the strategic litigation actors in this chapter outside the courtroom?**
 - a.
 - b.
 - c.
- 5. From the conversations below, distinguish the different approaches and tactics used by each speaker. Which one(s) do you feel work(s) the best for their given context?**
 - a.
 - b.
 - c.

TAKE ACTION:

Write a few ways you can take action regarding strategic litigation.

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CONTINUING THE CONVERSATION

If you were to talk to Anton, what would you ask?

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If you were to talk to Carmen, what would you ask?

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If you were to talk to Gaye, what would you ask?

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If you were to talk to Kathy, what would you ask?

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Pick one participant and do some more research regarding their work.

Participant: _____

Notable Facts:

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Who is another individual knowledgeable about this topic that you know of and would like to see speak/hear their story?
