



PERU

IV LATIN AMERICAN LEGAL CONFERENCE ON REPRODUCTIVE RIGHTS

**VIOLENCE AGAINST WOMEN
AND REPRODUCTIVE JUSTICE**

**NOVEMBER 2ND, 3RD, AND 4TH, 2015
LIMA, PERU**

PROGRAM

HOSTED BY:



*Asociación de Jueces para la
Justicia y Democracia
JUDEM*



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PRESENTATION

Dear participants,

We are pleased to welcome you to the *IV Latin American Legal Conference on Reproductive Rights*, a high level forum that, every two years, gathers academics, justice officials (judges, magistrates, prosecutors), legislators, activists specialized in strategic dispute resolution and incidence, professional colleges and civil society representatives involved in the defense and promotion of reproductive rights in the region from a perspective of human rights and comparative law.

The objectives of the IV Legal Conference are as follows: 1) Fostering dialogue among the judiciary, the academy and regional activism regarding the relevance of incorporating international standards for the protection of sexual and reproductive rights as human rights in court decisions; 2) Strengthening legal reasoning and judicial interpretation with a perspective on gender, public health and human rights to guarantee the validity of reproductive rights of women; 3) Identifying the main challenges and formal and structural barriers for the full exercise of reproductive rights, as well as effective strategies to overcome them; and 4) Creating collaboration links among the different parties involved in the defense, protection and guarantee of reproductive rights.

The subjects to be discussed this year will be framed in a long term and great relevance discussion for the Latin American region: **Intersections between violence against women and reproductive rights** with an insight from justice, equality of gender, human rights and democracy. This is a subject that poses judicial challenges, and the international community has evidenced its concern for the dramatic situation of many women as a result of restrictions on the free exercise of their sexuality and their reproductive capacities.

The IV Legal Conference will include and review several central themes: criminal law and reproductive rights; access to justice, including transnational justice, in the matter of reproductive rights; and the responsibilities of



the State regarding the right to be free of violence in the framework of reproductive rights. The leading theme and fundamental foundation of this conference is the understanding and treatment of reproductive rights as human rights and their protection mechanisms.

The **Association of Judges for Justice and Democracy - JUSDEM** and the **Andean Commission of Jurists – CAJ** as the host institutions of this IV Legal Congress, have the intention that dialogue shall be as enriching as possible.

Lima, November 2, 2015

JORGE LUIS RAMÍREZ

Chairman

Association of Judges for Justice and Democracy

DIEGO GARCÍA-SAYÁN

General Director

Andean Commission of Jurists



PROGRAM

SUNDAY, NOVEMBER 1, 2015

TIME	SUBJECT	LOCATION
15:00 – 19:00	Attendees registration	Second Floor Entrance Hall

FIRST DAY

MONDAY, NOVEMBER 2, 2015

TIME	SUBJECT	SPEAKER	LOCATION
7:00 – 9:00	Attendees registration		Second Floor Entrance Hall
9:00 – 10:00	OPENING CEREMONY	Jorge Luis Ramírez , Association of Judges for Justice and Democracy - JUSDEM Eduardo Vega , Office of the Ombudsman (Peru) Elvia Barrios , Supreme Court of Justice (Peru) Esteban Caballero , UNFPA - Peru	Salón Mediterráneo (Plenary)
10:00 – 10:30	STOLEN LIVES <i>Multi-country study on the health impact on pregnant girls under 15 victims of sexual violence</i>	Presenter: Ximena Casas , Planned Parenthood Global Session Coordinator: Rossina Guerrero , PROMSEX	Salón Mediterráneo (Plenary)
10:30-11:20	OPENING CONFERENCE <i>The right to reproductive health as a guarantee of material equality</i> Objectives: To see how reproductive rights should be interpreted under the protection of international human rights law.	Judge Olga Sánchez Cordero , Supreme Court of Justice (Mexico) Session Coordinator: José Luis Salas , Supreme Court of Justice (Peru)	Salón Mediterráneo (Plenary)
11:20 – 11:50	BREAK		



TIME	SUBJECT	SPEAKER	LOCATION
11:50 – 12:30	<p>KEYNOTE CONFERENCE <i>Violence against women and reproductive rights: revealing connections</i></p> <p>Objectives: To share some thoughts on the intersections between violence against women and reproductive rights from a human rights perspective.</p>	<p>Joanna Erdman, Dalhousie University (Canada)</p> <p>Session Coordinator: Violeta Bermúdez, Pontifical Catholic University of Peru</p>	Salón Mediterráneo (Plenary)
12:30 – 13:30	<p>KEYNOTE CONFERENCE <i>Violence and women's right to health in comparative law</i></p> <p>Objectives: To share the leading decisions of the Inter-American Court of Human Rights as well as those of other national and regional courts on the way the issue has been addressed. To make a brief analysis of the impact of the Court's decisions in Latin America.</p>	<p>Alexei Julio Estrada, Inter-American Court of Human Rights</p> <p>Session Coordinator: Janet Tello, Supreme Court of Justice (Peru)</p>	Salón Mediterráneo (Plenary)
13:30 – 15:00	LUNCH		
15:00 – 18:00	THEMATIC CONFERENCES IN PLENARY SESSION		
15:00 – 16:00	<p>THEMATIC CONFERENCE 1 <i>Context, opportunities, advances and challenges of reproductive justice</i></p> <p>Objectives: To reveal the legal framework and international standards affecting women's access to justice in general, and victims of sexual violence in particular, for enjoying reproductive rights and ensuring consequent State obligations.</p>	<p>Luz Patricia Mejía, Follow-up Mechanism to the Belém do Pará Convention - MESECVI</p> <p>Session Coordinator: Antonia Saquicuray, Supreme Court of Justice of Lima (Peru)</p>	Salón Mediterráneo (Plenary)
16:00 – 17:00	<p>THEMATIC CONFERENCE 2 <i>Criminal law on reproductive health</i></p> <p>Objectives: To discuss the interaction between criminal law and other legal restrictions on reproductive health and the right to health.</p>	<p>Carmen Hein de Campos, Pontifical Catholic University of Rio Grande do Sul (Brazil)</p> <p>Session Coordinator: María Jennie Dador, independent lawyer with expertise in gender and human rights</p>	



TIME	SUBJECT	SPEAKER	LOCATION
17:00 – 18:00	THEMATIC CONFERENCE 3 <i>State's responsibility regarding reproductive rights</i> Objectives: To analyze state obligations with regards to women's reproductive rights	Alicia Yamin , FXB Center for Health and Human Rights/Harvard School of Public Health Session Coordinator: Liliana Tojo , Center for Justice and International Law - CEJIL	
20:00 – 22:00	WELCOME COCKTAIL		Terrace – 3rd floor

SECOND DAY TUESDAY, NOVEMBER 3, 2015

TIME	SUBJECT	SPEAKER	LOCATION
9:00 – 10:00	KEYNOTE SPEECH <i>Violence and gender: reproductive rights perspective in the Americas</i> Objectives: To briefly review efforts on behalf of international human rights supervisory bodies on the importance of “mainstreaming the gender perspective,” inter alia, in the implementation of human rights standards, particularly reproductive rights.	Baltasar Garzón , former Judge of the High Criminal Court of Spain Session Coordinator: Elvira Álvarez , Lima High Court (Peru)	Salón Mediterráneo (Plenary)
10:00 – 10:50	KEYNOTE SPEECH <i>Gender stereotypes: Transnational legal perspectives</i> Objectives: To present the effects of stereotypes on legal matters, and how the stereotypical attitudes of legislators, judges, religious leaders, and health care providers translate into the violation of human rights laws that specifically prohibit discrimination against women.	Rebecca Cook , University of Toronto (Canada) Session Coordinator: Natalia Gherardi , Latin American Team for Gender and Justice - ELA	Salón Mediterráneo (Plenary)
10:50 – 11:20	BREAK		



TIME	SUBJECT	SPEAKER	LOCATION
11:20 – 13:20	SIMULTANEOUS ROUNDTABLES		
	ROUNDTABLE 1 <i>Stereotypes as a cause of violence</i> Objectives: To present, from a comparative law point of view, the jurisprudential advances of the Inter-American Court of Human Rights and the European Court of Human Rights and international instruments on violence as a discriminatory act against women in reproductive matters.	Panelist 1: Line Bareiro , ex member of the Committee on the Elimination of Discrimination Against Women (CEDAW Committee) Panelist 2: José Luis Álvaro , Complutense University of Madrid (Spain) Session Coordinator: Julissa Mantilla , UN Women	Salón Oceanus
	ROUNDTABLE 2 <i>Criminalization of the right to reproductive health</i> Objectives: To discuss the role of criminal law and gender with the problem of violence against women, particularly in reproductive matters. Criminalization of certain reproductive health and rights issues leads to penalizing women and, in many cases, depriving them of their liberty.	Panelist 1: Karen Duque , Specialized Unit on Sexual and Domestic Violence of Esmeraldas (Ecuador) Panelist 2: Cecilia Medina , former magistrate of the Inter-American Court of Human Rights Session Coordinator: Mónica Arango , Constitutional Court of Colombia	Salón Oppian
	ROUNDTABLE 3 <i>Challenges to reproductive justice</i> Objectives: To analyze, from the perspective of reproductive justice, the progress and obstacles that Latin American women have to face for exercising their liberty and autonomy in reproductive matters.	Panelist 1: Javier Vásquez , Pan American Health Organization Panelist 2: Fanny Gómez , Interamerican Commission of Human Rights Session Coordinator: Brenda Álvarez , Center for the Promotion and Defense of Sexual and Reproductive Rights - PROMSEX	Salón Mediterráneo A



TIME	SUBJECT	SPEAKER	LOCATION
	<p>ROUNDTABLE 4 <i>Violence and reproductive rights</i></p> <p>Objectives: To discuss how denying or ignoring the incidence of gender violence over reproductive freedom constitutes institutional violence when done by those who are responsible for ensuring such freedom (i.e. judges, legislators, judicial and health officials, among others). This includes topics related to maternal death, care for women with HIV and pregnancy, sexually active adolescents, and family planning services, legal abortion, obstetric violence, and others.</p>	<p>Panelist 1: Marge Berer, International Campaign for Women's Right to Safe Abortion</p> <p>Panelist 2: Nicolás Zevallos, Pontifical Catholic University of Peru</p> <p>Session Coordinator: Luis Távara, Peruvian Society of Obstetrics and Gynecology – SPOG / Network of Public Providers of Peru</p>	Salón Mediterráneo B
	<p>ROUNDTABLE 5 <i>Forced maternity: Sexual violence</i></p> <p>Objectives: To discuss the experiences of girls, adolescents and women who, after being victims of sexual violence, were forced to become mothers. To learn about the manner in which universal justice has addressed sexual violence crimes.</p>	<p>Panelist 1: Pilar Rueda, International Organization for Migration - IOM</p> <p>Panelist 2: Marta Rondón, International Association for Women's Mental Health</p> <p>Session Coordinator: María Ysabel Cedano, DEMUS</p>	Salón Mediterráneo C
13:30 – 15:00	LUNCH		
15:00 – 17:00	SIMULTANEOUS DISCUSSIONS AMONG PEERS		
	<p>DISCUSSION AMONG JUDGES</p>	<p>Subject: Jurisprudence from the Inter-American System about violence and reproductive rights</p> <p>Facilitator: Alexei Julio Estrada, Inter-American Court of Human Rights</p> <p>Session Coordinator: Jorge Luis Ramírez, JUSDEM</p> <p>Rapporteur: Ximena Casas and Mónica Roa, CLACAI Legal Committee</p>	Salón Mediterráneo C



TIME	SUBJECT	SPEAKER	LOCATION
	DISCUSSION AMONG LEGISLATORS	<p>Subject: Best practices in legislative matters related to sexual and reproductive rights</p> <p>Facilitator: Leticia Bonifaz, Supreme Court of Justice (Mexico)</p> <p>Session Coordinator: Fanny Gómez, Interamerican Commission of Humans Rights</p> <p>Rapporteur: Liurka Otsuka and Brenda Álvarez, CLACAI Legal Committee</p>	Salón Oppian
	DISCUSSION AMONG PHYSICIANS	<p>Subject: Obstetric violence</p> <p>Facilitators: Enrique Guevara, Instituto Nacional Materno Perinatal; Edgardo Vásquez, Hospital Nacional Docente Madre Niño “San Bartolomé”; Tula Zegarra, University of San Martín de Porres; Marta Rondón, Hospital Edgardo Rebagliatti and Víctor Álvarez, Peruvian National Coordinator of Human Rights</p> <p>Session Coordinator: Luis Távara, Peruvian Society of Obstetrics and Gynecology – SPOG / Network of Public Providers of Peru</p> <p>Rapporteur: Denise Sacsa, PROMSEX</p>	Salón Oceanus



TIME	SUBJECT	SPEAKER	LOCATION
	DISCUSSION FOR CIVIL SOCIETY	<p>Subject: Legal and extralegal strategies to ensure or prevent the right to legal and safe abortion: effects and effectiveness</p> <p>Facilitators: Camila Gianella, University of Bergen (Norway)/ Chr. Michelsen Institute – CMI; Angélica Peñas, National University of Cordoba (Argentina); Clara Burbano, FXB Center for Health and Human Rights/ Harvard School of Public Health; Paola Bergallo, University of Palermo (Argentina) and Daniela Schnidrig, University of Palermo (Argentina).</p> <p>Session Coordinator: Alicia Yamin, XB Center for Health and Human Rights/Harvard School of Public Health</p> <p>Report: Ariadna Tovar and Ana Cristina Vera, CLACAI Legal Committee</p>	Salón Mediterráneo A
	DISCUSSION AMONG CLACAI LEGAL COMMITTEE MEMBERS AND OTHER ACTIVISTS	<p>Subject: Gender-based violence and restrictions to reproductive rights: causes, effects and common challenges</p> <p>Facilitators: Oscar Cabrera, O'Neill Institute for National and Global Health Law/Georgetown University; Natalia Gherardi, Latin American Team for Gender and Justice – ELA and Beatriz Galli, IPAS</p> <p>Session Coordinator: CLACAI Legal Committee</p> <p>Report: Liliana Tojo and Viviana Bohórquez, CLACAI Legal Committee</p>	Salón Mediterráneo B



THIRD DAY WEDNESDAY, NOVEMBER 4, 2015

TIME	SUBJECT	SPEAKER	LOCATION
9:00 – 9:20	DOCUMENTARY <i>“Chicas Nuevas 24 Horas” (New Girls 24/7), by Mabel Lozano</i>	Presenter: Susana Chavez , Center for the Promotion and Defense of Sexual and Reproductive Rights - PROMSEX	Salón Mediterráneo (Plenary)
9:20 – 10:00	GENDER AND JUSTICE OBSERVATORY WOMEN'S LINK WORLDWIDE Objectives: Brief explanation about how the Gender and Justice Observatory operates and a brief presentation on the main reproductive rights jurisprudence	Facilitators: Mónica Roa and Alejandra Cárdenas , Women's Link Worldwide	Salón Mediterráneo (Plenary)
10:00 – 10:50	MAJOR FINDINGS OF THE ROUNDTABLES	Presenters: Julissa Mantilla , UN Women; Mónica Arango , Constitutional Court of Colombia; Brenda Álvarez , PROMSEX; Luis Távara , SPOG and María Ysabel Cedano , DEMUS Session Coordination: Center for Reproductive Rights	Salón Mediterráneo (Plenary)
10:50 – 11:30	BREAK		
11:30 – 12:00	THEMATIC CONFERENCE <i>The role of judicial officers in guaranteeing reproductive justice. Violence and reproductive rights</i>	Rodrigo Uprimny , UN Committee on Economic, Social and Cultural Rights Session Coordinator: Clotilde Cavero , Lima High Court (Peru)	Salón Mediterráneo (Plenary)
12:00 – 13:00	CLOSING CEREMONY Antonia Saquicuray , Association of Judges for Justice and Democracy – JUSDEM Leticia Bonifaz , Supreme Court of Justice (Mexico) Cecilia Medina , former magistrate of the Inter-American Court of Human Rights Grant holder from the judicial branch: to be determined along the IV Legal Conference Grant holder from the legislative branch: to be determined along the IV Legal Conference Session coordinator: Susana Chávez , Center for the Promotion and Defense of Sexual and Reproductive Rights - PROMSEX		Salón Mediterráneo (Plenary)



EVALUATION

1. HOW ARE YOU REGISTERED?:

- a) Student
- b) Professional
- c) Speaker or session coordinator

2. WHAT COUNTRY DO YOU COME FROM?:

- a) Peru
- b) Other country in the region (please specify):

3. WHAT IS YOUR OCCUPATION?:

- a) Lawyer
- b) Judicial officer
- c) Legislator
- d) Academic
- e) Civil society representative
- f) Healthcare professional
- g) Student
- h) Other

4. HAVE YOU PARTICIPATED IN PREVIOUS LATIN AMERICAN LEGAL CONFERENCES ON REPRODUCTIVE RIGHTS?

- a) Yes (specify):
- b) No

5. HOW DID YOU HEAR ABOUT THIS EVENT?

- a) Social networks
- b) Colleagues
- c) University
- d) Event organizers
- e) Newsletters
- f) Media
- g) Other (specify): _____

6. IN GENERAL, WHAT WAS YOUR LEVEL OF SATISFACTION WITH THE IV LEGAL CONFERENCE?

- a) Very satisfied
- b) Satisfied
- c) Dissatisfied
- d) Very dissatisfied

7. WHY?



8. IF YOU WERE NOT SATISFIED WITH THE IV LEGAL CONFERENCE, PLEASE TELL US HOW YOU THINK WE CAN IMPROVE IT:

9. ARE THE MATERIALS PROVIDED IN THE IV LEGAL CONFERENCE USEFUL FOR YOUR WORK/LEARNING CENTER?

- a) Yes
- b) No

10. IN YOUR OPINION, THE METHODOLOGY USED IN THE IV LEGAL CONFERENCE INCREASED THE KNOWLEDGE ABOUT KEY SENTENCES, JURISPRUDENTIAL ADVANCES AND KEY SCIENTIFIC EVIDENCE REGARDING REPRODUCTIVE RIGHTS?

- a) Yes
- b) No

11. OF ALL THE SUBJECTS COVERED DURING THE CONFERENCE, WHICH WAS THE MOST RELEVANT TO YOUR DAILY WORK?

12. REGARDING THE KEYNOTE CONFERENCES, WHICH ONE DID YOU LEARN MORE FROM?

- a) Opening conference: The right to reproductive health as a guarantee of material equality.
- b) Violence against women and reproductive rights: revealing connections.
- c) Violence and women's right to health in comparative law.
- d) Gender stereotypes: Transnational legal perspectives.
- e) Closing conference: Violence and gender: perspective of reproductive rights in the Americas.

13. REGARDING THE THEMATIC CONFERENCES, WHICH ONE DID YOU LEARN MORE FROM?

- a) Context, opportunities, advances and challenges of reproductive justice.
- b) Criminal law on reproductive health.
- c) State's responsibility regarding reproductive rights.
- d) The role of judicial officers in guaranteeing reproductive justice. Violence and reproductive rights.

14. WHAT WAS YOUR LEVEL OF SATISFACTION WITH THE PEER DISCUSSION IN WHICH YOU PARTICIPATED?

- e) Very satisfied
- f) Satisfied
- g) Dissatisfied
- h) Very dissatisfied

15. WHY? IF YOU WERE NOT SATISFIED, HOW DO YOU THINK IT COULD BE IMPROVED?

16. IF YOU ARE A MEMBER OF A PROFESSIONAL OR ACADEMIC INSTITUTION, DO YOU THINK YOUR INSTITUTION WOULD BE INTERESTED IN SPONSORING THE NEXT LATIN AMERICAN LEGAL CONFERENCE ON REPRODUCTIVE RIGHTS?

- a) Yes (please specify the name of your institution): _____
- b) No



REGISTRATION FOR A ROUNDTABLE

Please, mark with a cross the roundtable you wish to attend:

All the roundtables will take place simultaneously on **Tuesday November 3, from 11:20 until 13:20.**

(X)	SIMULTANEOUS ROUNDTABLES	SPEAKERS	LOCATION
	ROUNDTABLE 1 <i>Stereotypes as a cause of violence</i>	Panelist 1: Line Bareiro , ex member of the Committee on the Elimination of Discrimination Against Women (CEDAW Committee) Panelist 2: José Luis Álvaro , Complutense University of Madrid (Spain) Session Coordinator: Julissa Mantilla , UN Women	Salón Oceanus
	ROUNDTABLE 2 <i>Criminalization of the right to reproductive health</i>	Panelist 1: Karen Duque , Specialized Unit on Sexual and Domestic Violence of Esmeraldas (Ecuador) Panelist 2: Cecilia Medina , former magistrate of the Inter-American Court of Human Rights Session Coordinator: Mónica Arango , Constitutional Court of Colombia	Salón Oppian
	ROUNDTABLE 3 <i>Challenges to reproductive justice</i>	Panelist 1: Javier Vásquez , Pan American Health Organization Panelist 2: Fanny Gómez , Interamerican Commission of Human Rights Session Coordinator: Brenda Álvarez , Center for the Promotion and Defense of Sexual and Reproductive Rights - PROMSEX	Salón Mediterráneo A
	ROUNDTABLE 4 <i>Violence and reproductive rights</i>	Panelist 1: Marge Berer , International Campaign for Women's Right to Safe Abortion Panelist 2: Nicolás Zevallos , Pontifical Catholic University of Peru Session Coordinator: Luis Távara , Peruvian Society of Obstetrics and Gynecology – SPOG / Network of Public Providers of Peru	Salón Mediterráneo B
	ROUNDTABLE 5 <i>Forced maternity: Sexual violence</i>	Panelist 1: Pilar Rueda , International Organization for Migration - IOM Panelist 2: Marta Rondón , International Association for Women's Mental Health Session Coordinator: María Ysabel Cedano , DEMUS	Salón Mediterráneo C





REGISTRATION FOR A SIMULTANEOUS DISCUSSION AMONG PEERS

Por favor, marque con una (x) en El Conversatorio que participará:

Los cinco conversatorios se desarrollarán en simultáneo el día **martes 3 de noviembre de 15:00 a 17:00**

(X)	SIMULTANEOUS DISCUSSIONS	SPEAKERS	LOCATION
	DISCUSSION AMONG JUDGES Jurisprudence from the Inter-American System about violence and reproductive rights	Facilitator: Alexei Julio Estrada, Inter-American Court of Human Rights Session Coordinator: Jorge Luis Ramírez, JUSDEM Rapporteur: Ximena Casas and Mónica Roa, CLACAI Legal Committee	Salón Mediterráneo C
	DISCUSSION AMONG LEGISLATORS Best practices in legislative matters related to sexual and reproductive rights	Facilitator: Leticia Bonifaz, Supreme Court of Justice (Mexico) Session Coordinator: Fanny Gómez, Interamerican Commission of Humans Rights Rapporteur: Liurka Otsuka and Brenda Álvarez, CLACAI Legal Committee	Salón Oppian
	DISCUSSION AMONG PHYSICIANS Obstetric violence	Facilitators: Enrique Guevara, Instituto Nacional Materno Perinatal; Edgardo Vásquez, Hospital Nacional Docente Madre Niño “San Bartolomé”; Tula Zegarra, University of San Martín de Porres; Marta Rondón, Hospital Edgardo Rebagliatti and Víctor Álvarez, Peruvian National Coordinator of Human Rights Session Coordinator: Luis Távara, Peruvian Society of Obstetrics and Gynecology – SPOG / Network of Public Providers of Peru Rapporteur: Denise Sacsá, PROMSEX	Salón Oceanus
	DISCUSSION FOR CIVIL SOCIETY Legal and extralegal strategies to ensure or prevent the right to legal and safe abortion: effects and effectiveness	Facilitators: Camila Gianella, University of Bergen (Norway)/ Chr. Michelsen Institute – CMI; Angélica Peñas, National University of Córdoba (Argentina); Clara Burbano, FXB Center for Health and Human Rights/ Harvard School of Public Health; Paola Bergallo, University of Palermo (Argentina) and Daniela Schnidrig, University of Palermo (Argentina). Session Coordinator: Alicia Yamin, FXB Center for Health and Human Rights/Harvard School of Public Health Report: Ariadna Tovar and Ana Cristina Vera, CLACAI Legal Committee	Salón Mediterráneo A
	DISCUSSION AMONG CLACAI LEGAL COMMITTEE MEMBERS AND OTHER ACTIVISTS Gender-based violence and restrictions to reproductive rights: causes, effects and common challenges	Facilitators: Oscar Cabrera, O’Neill Institute for National and Global Health Law/Georgetown University; Natalia Gherardi, Latin American Team for Gender and Justice – ELA and Beatriz Galli, IPAS Session Coordinator: CLACAI Legal Committee Report: Liliana Tojo and Viviana Bohórquez, CLACAI Legal Committee	Salón Mediterráneo B





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