

Military Law Review

Volume 229

Issue 3

2021

CONTENTS

Articles

- The Rise of the “Fifth Fight” in Cyberspace: A New Legal Framework and Implications for Great Power Competition
Major Laura B. West 273
- Targeting Submarine Cables: New Approaches to the Law of Armed Conflict in Modern Warfare
Lieutenant Commander Dennis E. Harbin III 349
- Medals “Ridiculously Given”? The Authority to Award, Revoke, and Reinstate Military Decorations in Three Case Studies Involving Executive Clemency
Dwight S. Mears 381

Lecture

- The Thirty-Seventh Charles L. Decker Lecture in Administrative and Civil Law: Military Law in Uncertain Times
Edwin Meese III 431

Headquarters, Department of the Army, Washington, D.C.

Academic Journal No. 27-100-229-3, 2021

Military Law Review

Volume 229

Issue 3

Board of Editors

Colonel Sean T. McGarry

Dean, The Judge Advocate General's School

Lieutenant Colonel Emilee O. Elbert

Chair, Administrative and Civil Law Department

Major Josiah T. Griffin

Vice Chair, Administrative and Civil Law Department

Major Carling M. Dunham

Director, Professional Communications Program

Captain Bradan T. Thomas

Editor-in-Chief, *Military Law Review*

Captain Emma K. Fowler

Editor-in-Chief, *The Army Lawyer*

Ms. Jaleesa L. Mitchell-Smith

Technical Editor

Since its inception in 1958 at The Judge Advocate General's School, U.S. Army, in Charlottesville, Virginia, the *Military Law Review* has encouraged a full and frank discussion of legislative, administrative, and judicial principles through a scholarly examination of the law and emerging legal precepts. In support of that mission, the *Military Law Review* publishes scholarly articles that are relevant to, and materially advance, the practice of law within the military.

The *Military Law Review* does not promulgate official policy. An article's content is the sole responsibility of that article's author, and the opinions and conclusions that are reflected in an article are those of the author and do not necessarily reflect the views of the U.S. Government,

the Department of Defense, the Department of the Army, The Judge Advocate General's Corps, The Judge Advocate General's Legal Center and School, or any other governmental or non-governmental agency.

WEBSITE: The *Military Law Review* is available online at <https://tjaglcs.army.mil/mlr>.

COPYRIGHT: Unless noted in an article's title, all articles are works of the U.S. Government in which no copyright subsists. When copyright is indicated in the title, please contact the *Military Law Review* at usarmy.pentagon.hqda-tjaglcs.list.tjaglcs-mlr-editor1@mail.mil for copyright clearance.

CITATION: Cite this issue of the *Military Law Review* as 229 MIL. L. REV. [page number] (2021).

MANUSCRIPT SUBMISSIONS: The *Military Law Review* accepts manuscript submissions from military and civilian authors. Any work submitted for publication will be evaluated by the *Military Law Review's* Board of Editors. In determining whether to publish a work, the Board considers the work in light of the *Military Law Review's* mission and evaluates the work's argument, research, and style.

No minimum or maximum length requirements exist. Footnotes should be numbered consecutively from the beginning to the end of the manuscript rather than by section. Citations must conform to *The Bluebook: A Uniform System of Citation* (21st ed. 2020) and the *Military Citation Guide* (24th ed. 2021). Submissions should include biographical data for each author, to include branch of service, duty title, present and prior positions or duty assignments, all degrees (with names of granting schools and years received), and previous publications. If submitting a lecture or paper prepared in partial fulfillment of degree requirements, the author should include the date and place of delivery of the lecture or the date and source of the degree.

Submissions must be in Microsoft Word format and should be sent via email to the Editor, *Military Law Review*, at usarmy.pentagon.hqda-tjaglcs.list.tjaglcs-mlr-editor1@mail.mil. If email is not available, please forward the double-spaced submission to the Editor, *Military Law Review*, Administrative and Civil Law Department, The Judge Advocate General's Legal Center and School, U.S. Army, 600 Massie Road, Charlottesville, Virginia 22903-1781.