

# Senator Warren Outraged By Israeli 'Evictions' In Sheikh Jarrah

by Hugh Fitzgerald



**Senator Elizabeth Warren** has in the last few years been delivering herself of ever more strident anti-Israel remarks.

In October 2019, she said “everything is on the table” should Israel move away from a two-state solution. By “two-state solution,” she did not mean the one offered by the Trump Administration, but one which would be based on the “1967 lines,” which means the 1949 armistice lines. In May 2020, she signed a letter with 18 Senate Democrats opposing Israel’s possible “annexation” – really, an extension of sovereignty – of territories in the West Bank. On the campaign trail, the senator said she would push Israel to end its “ongoing

occupation of Palestinian land” – and denounced the country’s decision to bar Reps. Rashida Tlaib, D-Mich, and Ilhan Omar, D-Minn., from entering the West Bank and East Jerusalem where, of course, they would have participated in an anti-Israel propaganda fest, complete with visits to the demolished houses of terrorists and scenes of Israeli bulldozers creating new apartments in “the settlements,” and whatever else they could find to blacken Israel’s image.

**In a speech at J Street recently, Warren said that “if we’re serious about arresting settlement expansion and helping move the parties toward a two-state solution, then it would be irresponsible not to consider all of the tools we have at our disposal. One of those is restricting military aid from being used in the occupied territories. By continuing to provide military aid without restriction, we provide no incentive for Israel to adjust course.”**

She’s a law professor, well-versed in bankruptcy law, but international law is not her strong suit. She assumes, a bit too self-assuredly, that she doesn’t need to study further any aspect of the Arab-Israeli dispute; she’s a Harvard Law professor; don’t try to tell her there are gaps in her knowledge. Between the two attitudes – Wittgenstein’s “whereof we do not know, thereof we should not speak” and the verses aimed at Benjamin Jowett, Master of Balliol, “I am the master of this college/And what I don’t know isn’t knowledge” – the complacent Warren displays the second attitude every time.

For It is clear from her constantly referring to “occupied territories” that Warren has no idea that the League of Nations assigned all of the land which we now call the “West Bank” to the Mandate for Palestine, to form part of the future Jewish National Home. She has certainly not read the Palestine Mandate, and especially its Article 6, which calls on the Mandatory (Great Britain) to “facilitate Jewish immigration” and “to encourage close settlement by Jews on the land.” She does not realize that the League of Nations’ Mandates became

part of international law. She does not know that Article 80 (known as “the Jewish people’s article”) of the U.N. Charter constituted the U.N.’s solemn promise to fulfill the commitments previously made by the League of Nations when it created its system of mandates.

Now Warren has delivered herself of her thoughts on the Sheikh Jarrah dispute: “illegal and must stop immediately.”

Let’s get something straight. The Sheikh Jarrah dispute is over property – who has title to the land in question. It is being used by the Palestinians as an excuse to riot and attack Jews throughout Jerusalem, and especially exploited by Mahmoud Abbas to shift attention away from his decision to cancel the elections that he had announced with such fanfare earlier this year.

Warren complains about the “forced removal” of Palestinians, but there has been no such “forced removal.” Instead, there has been an excruciatingly slow process, as the property dispute has wound its way through the Israeli courts. All of the decisions have upheld the rights of the Jewish property owners. Now the case is to be decided by Israel’s Supreme Court, but given the riots in Jerusalem, the date for the Supreme Court to deliver its decision has been postponed.

Warren clearly does not know the history of this property dispute, so let’s set out the facts.

In 1875, the Chief Rabbis of Jerusalem, both Sephardic and Ashkenazi, bought the Sheikh Jarrah properties from Arab owners. then until 1948, Jews lived on the land, that was indisputably owned at the time, by two Jewish organizations. In 1948 Jordan’s Arab Legion captured east Jerusalem and expelled all the Jews, including those living in the Sheikh Jarrah neighborhood of east Jerusalem. In 1956, 28 Arab families moved onto the plots in Sheikh Jarrah; UNRWA built

homes for them. In 1967, the Israelis captured east Jerusalem. But Israel did not, as it might have, simply expel the Arabs and move Jews back onto the land to which Jewish organizations had clear title, but that had been seized by Jordan in 1948 and kept until 1967. Instead, after 1967 the Arabs continued to live in their homes in Sheikh Jarrah, refusing to pay rent and claiming "to own" the properties in question.