

Scoring Points

*Politicians, Activists, and the
Lower Federal Court Appointment Process*

Nancy Scherer

Scoring Points Politicians Activists And The Lower Federal Court Appointment Process

**Julie Dolan, Melissa M.
Deckman, Michele L. Swers, Paru Shah**

Scoring Points Politicians Activists And The Lower Federal Court Appointment Process:

Scoring Points Nancy Scherer, 2005 This book explores how the lower federal court appointment process became vastly politicized in the modern era Scherer develops a theory of elite mobilization positing that lower court appointments have always been used by politicians for electoral purposes but because of two historic changes to American institutions in the 1950s and 1960s the breakdown of the old party system and a federal judiciary reception to expanding individuals constitutional rights politicians shifted from an appointment system dominated by patronage to a system dominated by new policy oriented appointment strategies The use of these new strategies not only resulted in partisan warfare during the nomination and confirmation stages of the appointment process but also led to party polarized voting in the lower federal courts Employing exclusive data of judicial decision making from the New Deal era through the present Scherer demonstrates that there was little party polarized voting in the lower federal courts until the late 1960s and that once politicians began to use elite mobilization strategies significant party polarized voting in the lower federal courts resulted Accordingly elite mobilization strategies have affected not only politics in Washington but also the way justice is distributed across the country *Research Handbook on Judicial Politics* Michael P. Fix, Matthew D. Montgomery, 2024-09-06 This timely Research Handbook offers a comprehensive examination of judicial politics both in the US and across the globe Taking a broad view of the judiciary in all levels of the court it examines the present state of the field and raises new questions for future scholarly exploration **The Oxford Handbook of U.S. Judicial Behavior** Lee Epstein, Stefanie A. Lindquist, 2017-06-08 The Oxford Handbook of U S Judicial Behavior offers readers a comprehensive introduction and analysis of research regarding decision making by judges serving on federal and state courts in the U S Featuring contributions from leading scholars in the field the Handbook describes and explains how the courts political and social context formal institutional structures and informal norms affect judicial decision making The Handbook also explores the impact of judges personal attributes and preferences as well as prevailing legal doctrine influence and shape case outcomes in state and federal courts The volume also proposes avenues for future research in the various topics addressed throughout the book Consultant Editor for The Oxford Handbooks of American Politics George C Edwards III [Women and Politics](#) Julie Dolan, Melissa M. Deckman, Michele L. Swers, Paru Shah, 2025-08-26 Women and Politics Paths to Power and Political Influence examines the role of women in politics from the early women s movement to the female politicians in power today Focusing on women whose stories have not yet been told this book includes new analysis and scholarship on the experiences and viewpoints of conservative women women of color LGBT women and millennial women Students will gain historical insight into how women have achieved political power and how they have influenced the American political system at the state local and national levels in each branch of government Engaging profiles of the key players who have shaped our political system are interwoven with an analysis of the most recent election data to provide a comprehensive and unbiased

introduction to the study of women and politics **Judicial Process in America** Robert A. Carp, Kenneth L. Manning, Lisa M. Holmes, Ronald Stidham, 2019-02-20 Known for shedding light on the link between the courts public policy and the political environment Judicial Process in America offers students a clear but comprehensive overview of today s American judiciary Considering the courts from every level the authors thoroughly cover judges lawyers litigants and the variables at play in judicial decision making The highly anticipated Eleventh Edition offers updated coverage of recent Supreme Court rulings including same sex marriage and health care subsidies the effect of three women justices on the Court s patterns of decision and the policy making role of state tribunals as they consider an increasing number of state programs and policies New to this Edition Discussions of recent judicial appointments take a critical look at how President Trump s victory has set the stage for moving the ideological direction of the Supreme Court and of the lower federal judiciary in a distinctly more conservative direction An analysis of recent controversial Supreme Court decisions help students to identify with the content by exploring issues such as citizenship rights for immigrants gay and lesbian rights and freedom of speech and religion Additional tables and graphs illustrate the patterns and trends that are occurring in today s judicial process New coverage of current topics help students see how the judicial process is applied These topics include the legality of Congress feeble attempts to repeal and replace the Affordable Care Act that affects millions of people how to address the issues of immigration and deportations including what to do about so called Dreamers children brought illegally to the United States by their parents without the children s knowledge and who have spent much or all of their lives here the status of abortion rights in America as more and more conservative states have sought to further restrict a woman s right to such a procedure the legal status of transgender persons in the armed forces the degree to which severely gerrymandered legislative districts pass constitutional muster and the great changes in the issue of same sex marriage both among average Americans and within the state and federal court systems including all the ancillary issues such as whether same sex couples can adopt children and obtain government fringe benefits **The Oxford Handbook of Law and Politics** Keith E. Whittington, R.

Daniel Kelemen, Gregory A. Caldeira, 2010-06-10 The study of law and politics is one of the foundation stones of the discipline of political science and it has been one of the most productive areas of cross fertilization between the various subfields of political science and between political science and other cognate disciplines This Handbook provides a comprehensive survey of the field of law and politics in all its diversity ranging from such traditional subjects as theories of jurisprudence constitutionalism judicial politics and law and society to such re emerging subjects as comparative judicial politics international law and democratization The Oxford Handbook of Law and Politics gathers together leading scholars in the field to assess key literatures shaping the discipline today and to help set the direction of research in the decade ahead

Judiciaries in Comparative Perspective H. P. Lee, 2011-08-11 An independent and impartial judiciary is fundamental to the existence and operation of a liberal democracy Focussing on Australia Canada New Zealand South Africa the United

Kingdom and the United States this comparative 2011 study explores four major issues affecting the judicial institution These issues relate to the appointment and discipline of judges judges and freedom of speech the performance of non judicial functions by judges and judicial bias and recusal and each is set within the context of the importance of maintaining public confidence in the judiciary The essays highlight important episodes or controversies affecting members of the judiciary to illustrate relevant principles Law as a Means to an End Brian Z. Tamanaha,2006-10-02 The contemporary US legal culture is marked by ubiquitous battles among various groups attempting to seize control of the law and wield it against others in pursuit of their particular agenda This battle takes place in administrative legislative and judicial arenas at both the state and federal levels This book identifies the underlying source of these battles in the spread of the instrumental view of law the idea that law is purely a means to an end in a context of sharp disagreement over the social good It traces the rise of the instrumental view of law in the course of the past two centuries then demonstrates the pervasiveness of this view of law and its implications within the contemporary legal culture and ends by showing the various ways in which seeing law in purely instrumental terms threatens to corrode the rule of law *Judicial Politics in the United States* Mark C. Miller,2018-09-03 Judicial Politics in the United States examines the role of courts as policymaking institutions and their interactions with the other branches of government and other political actors in the U S political system Not only does this book cover the nuts and bolts of the functions structures and processes of our courts and legal system it goes beyond other judicial process books by exploring how the courts interact with executives legislatures and state and federal bureaucracies It also includes a chapter devoted to the courts interactions with interest groups the media and general public opinion and a chapter that looks at how American courts and judges interact with other judiciaries around the world Judicial Politics in the United States balances coverage of judicial processes with discussions of the courts interactions with our larger political universe making it an essential text for students of judicial politics **Gender and Justice** Sally Jane Kenney,2013 Intended for use in courses on law and society as well as courses in women s and gender studies women and politics and women and the law this book explores different questions in different North American and European geographical jurisdictions and courts demonstrating the value of a gender analysis of courts judges law institutions organizations and ultimately politics Gender and Justice argues empirically for both more women and more feminists on the bench while demonstrating that achieving these two aims are independent projects

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