



RAILROAD LABOR DISPUTES

THE
BEGINNINGS
OF
FEDERAL
STRIKE
POLICY

Railroad Labor Disputes The Beginnings O

Daniel R. Ernst



Railroad Labor Disputes The Beginnings O:

Legislative History of the Railway Labor Act, as Amended (1926 Through 1966), 1974 *The Supreme Court under Morrison R. Waite, 1874-1888* Paul Kens, 2012-10-15 A view of the major legal challenges of post Civil War America as seen from the highest court in the land In *The Supreme Court under Morrison R Waite 1874 1888* Paul Kens provides a history of the Court during a time that began in the shadow of the Civil War and ended with America on the verge of establishing itself as an industrial world power Morrison R Waite 1816 1888 led the Court through a period that experienced great racial violence and sectional strife At the same time a commercial revolution produced powerful new corporate businesses and in turn dissatisfaction among agrarian and labor interests The nation was also consolidating the territory west of the Mississippi River an expansion often marred with bloodshed and turmoil It was an era that strained America s thinking about the purpose nature and structure of government and ultimately about the meaning of the constitution Some of the landmark events faced by this Court centered on issues of civil rights These ranged from the Colfax massacre and treatment of blacks in the South to the rights of women conflicts with Mormons over polygamy and religious freedom and the mistreatment of Chinese immigrants in the West Economic concerns also dominated the decisions of the Court Westward expansion brought conflicts over the distribution of public domain lands The building and financing of the transcontinental railroad and the web of railroads throughout the nation brought great wealth to some but that success was accompanied by the Panic of 1873 the first nationwide labor strike and the Granger movement Changes in business practices and concerns over concentrated wealth fueled debates over the limits of government regulation of business enterprise and the constitutional status of corporations In addition to the more dramatic topics of civil rights and economic regulation this study also covers such important issues of the day as bankruptcy criminal law interstate commerce labor strife bonds and railroad financing and land disputes Challenging the conventional portrayal of the Waite Court as being merely transitional Kens observes that the majority of these justices viewed themselves as guardians of tradition Even while facing legal disputes that grew from the drastic changes in post Civil War America s social political and economic order the Waite Court tended to look backward for its cues Its rulings on issues of liberty and equality federalism and the powers of government and popular sovereignty and the rights of the community were driven by constitutional traditions established prior to the Civil War This is an important distinction because the conventional portrayal of this Court as transitional leaves the impression that later changes in legal doctrine were virtually inevitable especially with respect to the subjects of civil rights and economic regulation By demonstrating that there was nothing inevitable about the way constitutional doctrine has evolved Kens provides an original and insightful interpretation that enhances our understanding of American constitutional traditions as well as the development of constitutional doctrine in the late nineteenth century *Railroad Labor Disputes* Gerald G. Eggert, 1967 Historical study of strikes in the railway transport industry in the USA covers government policy in respect of labour disputes

dispute settlement labour courts collective bargaining the role of the armed forces unemployment wages etc Bibliography pp 285 to 295

Streets, Railroads, and the Great Strike of 1877 David O. Stowell, 1999-06 For one week in late July of 1877 America shook with anger and fear as a variety of urban residents mostly working class attacked railroad property in dozens of towns and cities The Great Strike of 1877 was one of the largest and most violent urban uprisings in American history Whereas most historians treat the event solely as a massive labor strike that targeted the railroads David O Stowell examines America's predicament more broadly to uncover the roots of this rebellion He studies the urban origins of the Strike in three upstate New York cities Buffalo Albany and Syracuse He finds that locomotives rumbled through crowded urban spaces sending panicked horses and their wagons careening through streets Hundreds of people were killed and injured with appalling regularity The trains also disrupted street traffic and obstructed certain forms of commerce For these reasons Stowell argues The Great Strike was not simply an uprising fueled by disgruntled workers Rather it was a grave reflection of one of the most direct and damaging ways many people experienced the Industrial Revolution Through meticulously crafted case studies the author advances the thesis that the strike had urban roots that in substantial part it represented a community uprising A particular strength of the book is Stowell's description of the horrendous accidents the toll in human life and the continual disruption of craft business and ordinary movement engendered by building railroads into the heart of cities Charles N Glaab American Historical Review

Answers to the Labour Question Gary Mucciaroni, 2024-01-31 Since the mid nineteenth century public officials reformers journalists and other elites have referred to the labour question The labour question was rooted in the system of wage labour that spread throughout much of Europe and its colonies and produced contending classes as industrialization unfolded Answers to the Labour Question explores how the liberal state responded to workers demands that employers recognize trade unions as their legitimate representatives in their struggle for compensation and control over the workplace Gary Mucciaroni examines five Anglophone nations Australia Canada Great Britain New Zealand and the United States whose differences are often overlooked in the literature on political economy which lumps them together as liberal market led economies Despite their many shared characteristics and common historical origins these nations responses to the labour question diverged dramatically Mucciaroni identifies the factors that explain why these nations developed such different industrial relations regimes and how the paths each nation took to the adoption of its regime reflected a different logic of institutional change Drawing on newspaper accounts parliamentary debates and personal memoirs among other sources Answers to the Labour Question aims to understand the variety of state responses to industrial unrest and institutional change beyond the domain of industrial relations

Railroads and American Law James W. Ely, Jr., 2001-12-06 No enterprise is so seductive as a railroad for the influence it exerts the power it gives and the hope of gain it offers Poor's Manual of Railroads 1900 At its peak the railroad was the Internet of its day in its transformative impact on American life and law A harbinger and promoter of economic empire it was also the icon of a

technological revolution that accelerated national expansion and in the process transformed our legal system James W Ely Jr in the first comprehensive legal history of the rail industry shows that the two institutions the railroad and American law had a profound influence on each other Ely chronicles how America's first big business impelled the creation of a vast array of new laws in a country where long distance internal transport had previously been limited to canals and turnpikes Railroads the first major industry to experience extensive regulation brought about significant legal innovations governing interstate commerce eminent domain private property labor relations and much more Much of this development was originally designed to serve the interests of the railroads themselves but gradually came to contest and control the industry's power and exploitative tendencies As Ely reveals despite its great promise and potential as an engine of prosperity and unifier of far flung regions the railroad was not universally admired Railroads uprooted people threatened local autonomy and posed dangers to employees and the public alike situations with unprecedented legal ramifications Ely explores the complex and sometimes contradictory ways in which those ramifications played out as railroads crossed state lines and knitted together a diverse nation with thousands of miles of iron rail Epic in its scope Railroads and American Law makes a complex subject accessible to a wide range of readers from legal historians to railroad buffs and shows the many ways in which a powerful industry brought change and innovation to America

Dynamic Statutory Interpretation William N. Eskridge, 1994

Contrary to traditional theories of statutory interpretation which ground statutes in the original legislative text or intent legal scholar William Eskridge argues that statutory interpretation changes in response to new political alignments new interpreters and new ideologies It does so first of all because it involves richer authoritative texts than does either common law or constitutional interpretation statutes are often complex and have a detailed legislative history Second Congress can and often does rewrite statutes when it disagrees with their interpretations and agencies and courts attend to current as well as historical congressional preferences when they interpret statutes Third since statutory interpretation is as much agency centered as judge centered and since agency executives see their creativity as more legitimate than judges see theirs statutory interpretation in the modern regulatory state is particularly dynamic Eskridge also considers how different normative theories of jurisprudence liberal legal process and antiliberal inform debates about statutory interpretation He explores what theory of statutory interpretation if any is required by the rule of law or by democratic theory Finally he provides an analytical and jurisprudential history of important debates on statutory interpretation

American Economic History James S. Olson, Abraham O. Mendoza, 2015-04-28

Covering figures events policies and organizations this comprehensive reference tool enhances readers appreciation of the role economics has played in U S history since 1776 A study of the U S economy is important to understanding U S politics society and culture To make that study easier this dictionary offers concise essays on more than 1 200 economics related topics Entries cover a broad array of pivotal information on historical events legislation economic terms labor unions inventions interest groups elections court cases

economic policies and philosophies economic institutions and global processes Economics focused biographies and company profiles are featured as sidebars and the work also includes both a chronology of major events in U S economic history and a selective bibliography Encompassing U S history since 1776 with an emphasis on recent decades entries range from topics related to the early economic formation of the republic to those that explore economic aspects of information technology in the 21st century The work is written to be clearly understood by upper level high school students but offers sufficient depth to appeal to undergraduates In addition the general public will be attracted by informative discussions of everything from clean energy to what keeps interest rates low Global Labour History Jan Lucassen,2008 Contains 18 essays on worldwide aspects and comparisons in labour history Covers mainly the period from the beginning of 19th century to 2000

American History After 1865 Ray Allen Billington,Martin Ridge,1981 Essays on educational theory written in the 1800s record the beliefs of many influential figures on the topics of public education and democracy **Current History** ,1920 **Encyclopedia of U.S. Labor and Working-class History** Eric Arnesen,2007 Publisher Description

Legislative History of the Labor Management Relations Act, 1947 ,1974 **Legislative History of the Labor-management Reporting and Disclosure Act of 1959** United States. National Labor Relations Board. Office of the General Counsel,1959 Lawyers Against Labor Daniel R. Ernst,1995 A major revision of the history of labor law in the United States in the early twentieth century Lawyers against Labor goes beyond legal issues to consider cultural political and industrial history as well In the first full treatment of the turn of the century American Anti Boycott Association AABA Daniel Ernst ably leads the reader through a compelling story of business and politics The AABA was an organization of small to medium sized employers whose staff litigated and lobbied against organized labor Ernst captures in depth the characters involved bringing them to life with a writer s eye and a touch of wit As he examines the AABA at work to combat trade unions through the courts he introduces its most notable leaders Daniel Davenport and Walter Gordon Merritt who personified the opposing points of view and shows how pluralism had won itself a place in the legal academic political corporate and even trade union worlds long before the New Deal *Congressional Record* United States. Congress,1991 The Congressional Record is the official record of the proceedings and debates of the United States Congress It is published daily when Congress is in session The Congressional Record began publication in 1873 Debates for sessions prior to 1873 are recorded in The Debates and Proceedings in the Congress of the United States 1789 1824 the Register of Debates in Congress 1824 1837 and the Congressional Globe 1833 1873 **Current History and Forum** ,1920 **Monthly Labor Review** United States. Bureau of Labor Statistics,1952 Publishes in depth articles on labor subjects current labor statistics information about current labor contracts and book reviews **Sources for U.S. History** W. B. Stephens,2003-01-30 This book offers a detailed and comprehensive guide to contemporary sources for research into the history of individual nineteenth century U S communities large and small The book is arranged topically covering demography ethnicity and race land use and settlement

religion education politics and local government industry trade and transportation and poverty health and crime and thus will be of great use to those investigating particular historical themes at national state or regional level As well as examining a wide variety of types of primary sources published and unpublished quantitative and qualitative available for the study of many places the book also provides information on certain specific sources and some individual collections in particular those of the National Archives

Railroad Crossing William F. Deverell, 1994-03-02 Nothing so changed nineteenth century America as did the railroad Growing up together the iron horse and the young nation developed a fast friendship Railroad Crossing is the story of what happened to that friendship particularly in California and it illuminates the chaos that was industrial America from the middle of the nineteenth century through the first decade of the twentieth Americans clamored for the progress and prosperity that railroads would surely bring and no railroad was more crucial for California than the transcontinental line linking East to West With Gold Rush prosperity fading Californians looked to the railroad as the state's new savior But social upheaval and economic disruption came down the tracks along with growth and opportunity Analyzing the changes wrought by the railroad William Deverell reveals the contradictory roles that technology and industrial capitalism played in the lives of Americans That contrast was especially apparent in California where the gigantic corporate Octopus the Southern Pacific Railroad held near monopoly status The state's largest employer and biggest corporation the S P was a key provider of jobs and transportation and wielder of tremendous political and financial clout Deverell's lively study is peopled by a rich and disparate cast railroad barons newspaper editors novelists union activists feminists farmers and the railroad workers themselves Together their lives reflect the many tensions political social and economic that accompanied the industrial transition of turn of the century America

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