

POLICYMAKING
and
POLITICS
in the Federal District Courts



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AND
C. K. ROWLAND

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Policymaking And Politics In The Federal District Courts

Robert A. Carp, Ronald Stidham



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Policymaking and Politics in the Federal District Courts Robert A. Carp, C. K. Rowland, 1983 *Politics and Judgment in Federal District Courts* C. K. Rowland, Robert A. Carp, 1996 A major empirical and theoretical work that has the potential for becoming a classic in the field Sheldon Goldman author of *The Federal Courts as a Political System* This provocative theoretical approach should be of great interest to scholars and students of the federal bench Elliott E Slotnick editor of *Judicial Politics* *Judicial Politics and Policy-making in Western Europe* Mary L. Volcansek, 2014-04-08 Focusing on the intersection of politics and law in six western European countries and in two supra national bodies the contributors here aim to debunk the myth that judges are merely la bouche de la loi and analyze similarities in policy making of the judiciaries from one nation to the next

Judicial Process in America, 9th Edition Robert A. Carp, Ronald Stidham, Kenneth L. Manning, 2014 Known for shedding light on the link between the courts public policy and the political environment the new ninth edition of *Judicial Process in America* provides a comprehensive overview of the American judiciary Considering the courts from every level the authors thoroughly cover judges lawyers litigants and the variables at play in judicial decision making This remarkably current revision will only solidify the book's position as the standard bearer in the field

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 Behavior of Federal Judges Lee Epstein, William M. Landes, Richard A. Posner, 2013-01-07 Federal judges are not just robots or politicians in robes yet their behavior is not well understood even among themselves Using statistical methods a political scientist an economist and a judge construct a unified theory of judicial decision making to dispel the mystery of how decisions from district courts to the Supreme Court are made

Politics and Public Policy Donald C. Baumer, Carl E. Van Horn, 2013-07-09 Getting beyond the traditional policy cycle discussed in most textbooks the fully updated fourth edition of *Politics and Public Policy* offers a more comprehensive and realistic view of policymaking in the United States one that looks beyond the jockeying between presidents and members of Congress and explores the influence of corporate leaders interest groups bureaucrats judges and journalists The book explores six distinct yet connected policy domains Boardroom Politics decisions by business leaders and professionals Bureaucratic Politics rule making and adjudication by administrators Cloakroom Politics lawmaking by legislators Chief Executive Politics decision making by presidents governors mayors and their advisers Courtroom Politics rulings by judges and Living Room Politics opinions expressed through the mass media grassroots movements political activists and voters The authors unique framework prepares students to evaluate the strategies of various political actors within each domain

The Federal Courts Robert A. Carp, Ronald Stidham, Kenneth L. Manning, 2010-11-08 For law and courts courses focused on the federal level this popular spin off volume from *Judicial Process in America* is the perfect supplement The authors explain the organizational structure of the federal courts outline the jurisdiction of the three levels of U S courts and pay particular attention to the link between the courts public policy and the political environment

[The Judicial Branch of Federal Government](#) Charles L. Zelden, 2007-07-12 This volume in ABC CLIO's *About Federal Government* set looks at the history and daily operations of the federal judiciary from district courts to courts of appeal to the Supreme Court The *Judicial Branch of Federal Government* People Process and Politics shows how the federal courts act as interpreters of the law definers of rules and shapers of policy covering the judiciary throughout U S history and as it functions today In one concise yet comprehensive resource The *Judicial Branch of Federal Government* describes the constitutionally ascribed roles and structures of the courts It looks at the men and women who serve on the federal bench who they are and how they are appointed as well as the fascinating relationship of the federal courts with the legislative and executive branches and with the 50 state court systems

[The Gatekeepers](#) Kevin Lyles, 1997-10-28 There are more than 600 Federal district judges serving today and they decide some 230 000 civil cases each year About 90% of the decisions they reach are final Lyles argues that these lower court judges not only influence the flow of information to the judicial hierarchy but they formulate questions that influence how higher courts including the Supreme Court respond As

such they are key elements in the formulation and implementation of public policy To cite a few examples they desegregate school districts run mental institutions and prisons break up monopolies and reapportion legislatures Lyles begins by examining the structure and function of federal courts and detailing the history operation and purpose of the district courts He then turns to the selection nomination and appointment of district judges Lyles then analyzes the extent to which presidents might advance policy objectives through their judicial appointments to the district courts After examining how African American Latino and white judges male and female view their roles as policy actors Lyles concludes with a discussion of the implications of the study Important for students and scholars of contemporary public policy and the court system

Leadership on the Federal Bench Jeffrey B. Morris, 2011-06-13 Leadership on the Federal Bench The Craft and Activism of Jack Weinstein considers the ways a particularly gifted federal judge seized the opportunities available to district judges to influence the results of the cases before him and employed the tools available to him to make policy having a national impact In the book author Jeffrey Morris considers the ways in which the judge Jack Weinstein of the Eastern District of New York has been limited by his position This book adds to the slim literature about the policy making role of district judges applying the work of legal historians political scientists and those trained in the law Focusing upon an admitted judicial activist perhaps the most famous innovative and controversial district judge sitting today the book permits a close look at activism at the trial level Leadership on the Federal Bench The Craft and Activism of Jack Weinstein begins by analyzing the job of a federal district judge and why it is profitable to study Judge Weinstein Related topics include Weinstein s background before appointment to the bench the political and legal environment within which Weinstein has judged and the characteristics of the district in which he sat and its possible impact on him Part of the book focuses on Weinstein s judicial output for each of his four decades on the bench Cases are drawn from a diverse number of areas among them the areas of civil rights freedom of speech search and seizures organized crime and political corruption cases evidence and procedure Finally conclusions are made on the role of district courts judicial activism in general along with a summary of Judge Weinstein s career

The State and Federal Courts Christopher P. Banks, 2017-01-26 How does the American judiciary impact the development of legal and social policies in the United States How are the state and federal court systems constructed This book answers these questions and many others regarding politics the U S courts and society This single volume work provides a comprehensive and contemporary treatment of the historical development of state and federal courts that clearly documents how they have evolved into significant political institutions It addresses vital and highly relevant subjects such as the constitutional origins of courts the nature of judicial selection and service and the organization of courts and their administration The book explains civil and criminal legal proceedings the political impact of judicial rulings and the restraints placed upon the exercise of judicial powers Readers will come away with an understanding of the key principles of constitutional interpretation and judicial review as well as judicial independence what factors affect access to courts the

underlying politics of state judicial campaigns and the confirmation of presidential appointments to the federal bench The book covers historical and contemporary court perspectives on major issues such as same sex marriage the Affordable Care Act campaign financing gun rights free speech and religious freedom racial discrimination affirmative action criminal procedure and punishments property rights and voting rights

In Defense of a Political Court Terri Jennings

Peretti,2001-10-29 Can the Supreme Court be free of politics Do we want it to be Normative constitutional theory has long concerned itself with the legitimate scope and limits of judicial review Too often theorists seek to resolve that issue by eliminating politics from constitutional decisionmaking In contrast Terri Peretti argues for an openly political role for the Supreme Court Peretti asserts that politically motivated constitutional decisionmaking is not only inevitable it is legitimate and desirable as well When Supreme Court justices decide in accordance with their ideological values or consider the likely political reaction to the Court s decisions a number of benefits result The Court s performance of political representation and consensus building functions is enhanced and the effectiveness of political checks on the Court is increased Thus political motive in constitutional decision making does not lead to judicial tyranny as many claim but goes far to prevent it Using pluralist theory Peretti further argues that a political Court possesses instrumental value in American democracy As one of many diverse and redundant political institutions the Court enhances both system stability and the quality of policymaking particularly regarding the breadth of interests represented

The Encyclopedia of New York State Peter

Eisenstadt,2005-05-19 The Encyclopedia of New York State is one of the most complete works on the Empire State to be published in a half century In nearly 2 000 pages and 4 000 signed entries this single volume captures the impressive complexity of New York State as a historic crossroads of people and ideas as a cradle of abolitionism and feminism and as an apex of modern urban suburban and rural life The Encyclopedia is packed with fascinating details from fields ranging from sociology and geography to history Did you know that Manhattan s Lower East Side was once the most populated neighborhood in the world but Hamilton County in the Adirondacks is the least densely populated county east of the Mississippi New York is the only state to border both the Great Lakes and the Atlantic Ocean the Erie Canal opened New York City to rich farmland upstate and to the west Entries by experts chronicle New York s varied areas politics and persuasions with a cornucopia of subjects from environmentalism to higher education to railroads weaving the state s diverse regions and peoples into one idea of New York State Lavishly illustrated with 500 photographs and figures 120 maps and 140 tables the Encyclopedia is key to understanding the state s past present and future It is a crucial reference for students teachers historians and business people for New Yorkers of all persuasions and for anyone interested in finding out more about New York State

Navigating the Jungle Steven C. Tauber,2015-08-27

For much of our history legal scholars focused predominantly on the law s implications for human beings while ignoring how the law influences animal welfare Since the 1970s however there has been a steep increase in animal advocates use of the courts Animal law has blossomed

into a vibrant academic discipline with a rich literature that examines how the law affects animal welfare and the ability of humans to advocate on behalf of nonhuman animals But most animal law literature tends to be doctrinally based or normative There has been little empirical study of the outcomes of animal law cases and there has been very little attention paid to the political influences of these outcomes This book fills the gap in animal law literature This is the first empirically based analysis of animal law that emphasizes the political forces that shape animal law outcomes *Reader's Guide to American History* Peter J. Parish, 2013-06-17 There are so many books on so many aspects of the history of the United States offering such a wide variety of interpretations that students teachers scholars and librarians often need help and advice on how to find what they want The Reader's Guide to American History is designed to meet that need by adopting a new and constructive approach to the appreciation of this rich historiography Each of the 600 entries on topics in political social and economic history describes and evaluates some 6 to 12 books on the topic providing guidance to the reader on everything from broad surveys and interpretive works to specialized monographs The entries are devoted to events and individuals as well as broader themes and are written by a team of well over 200 contributors all scholars of American history *The Politics of American Economic Policy Making* Paul Peretz, 2016-09-16 A reader on American government and the economy It contains wide ranging articles by people such as Richard Musgrave Milton Friedman James Buchanan and Alan Greenspan

The American Legal System Albert P. Melone, Allan Karnes, 2008 Firmly anchored in social science concepts the second edition of *The American Legal System* demonstrates the relationships among private law the business legal environment and public law issues as well as related subjects of interest This fifteen chapter book is divided into three parts Part I places the legal system in a political perspective centering on the origins of the law schools of jurisprudence branches and functions of law legitimacy of law how the judiciary functions in the federal system of government and judicial interpretation and decision making Part II contrasts legal processes civil suits for money damages criminal processes equity justice administrative processes and alternative dispute resolution Part III centers on the legal norms or rules governing both civil and criminal conduct property law family law contract law and government regulation of business Throughout the text features edited court opinions many new to this edition illustrating lively and thought provoking controversies that are certain to spark student interest Among the many compelling issues addressed are the legal and constitutional controversies surrounding the Bush Administration's War on Terror and the socially explosive developments concerning same sex marriage In addition each chapter includes at least three comparative notes showing how other legal cultures in different nation states treat legal matters A wealth of pedagogical features chapter opening objectives key terms names and concepts a glossary discussion questions and appendices are included to aid student comprehension The authors have prepared an Instructor's Manual and Test Bank to facilitate the book's use in the classroom *The Federal Courts* Robert A. Carp, Ronald Stidham, 1985 A textbook for elementary courses on such topics as judicial process and behavior constitutional law American government and

law and society Carp political science U of Houston and Stidham political science and criminal justice Appalachian State U
update the 1998 edition to include a final view of the Clinton administration s impact on the federal judiciary and to speculate
on that of the new administration c Book News Inc **Rise of Judicial Management in the U.S. District Court,
Southern District of Texas, 1955-2000** Steven Harmon Wilson, 2010-07-01 This is the first book length study of a federal
district court to analyze the revolutionary changes in its mission structure policies and procedures over the past four decades
As Steven Harmon Wilson chronicles the court s attempts to keep pace with an expanding diversifying caseload he situates
those efforts within the social cultural and political expectations that have prompted the increase in judicial seats from four
in 1955 to the current nineteen Federal judges have progressed from being simply referees of legal disputes to managers of
expanding courts dockets and staffs says Wilson The Southern District of Texas offers an especially instructive model by
which to study this transformation Not only does it contain a varied population of Hispanics African Americans and whites
but its jurisdiction includes an international border and some of the busiest seaports in the United States Wilson identifies
three areas of judicial management in which the shift has most clearly manifested itself Through docket and case
management judges have attempted to rationalize the flow of work through the litigation process Lastly and most
controversially judges have sought to bring constitutionally flawed institutions into compliance through structural reform
rulings in areas such as housing education employment and voting Wilson draws on sources ranging from judicial biography
and oral history interviews to case files published opinions and administrative memoranda Blending legal history with social
science this important new study ponders the changing meaning of federal judgeship as it shows how judicial management
has both helped and hindered the resolution of legal conflicts and the protection of civil rights

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