

# Politics: **Warren Court**

- 1953-1969 Earl Warren: Chief Justice of Supreme Court
- 5 of 9 Justices were liberal, Supreme Court made many liberal decisions
- Helped civil rights and rights of accused
- Examples...
  - 1) Brown v. Board of Education:  
school segregation = illegal
  - 2) Miranda v. Arizona:  
**Miranda Decision** = police  
must read arrested person their  
rights



# Politics The Warren Court

**L. A. Scot Powe**



## **Politics The Warren Court:**

*The Warren Court in Historical and Political Perspective* Mark V. Tushnet, 1993 The tenure of Earl Warren as chief justice of the United States Supreme Court 1953-69 was marked by a series of decisions unique in the history of the Court for the progressive agenda they bespoke What made the Warren Court special How can students of history and political science understand the Warren Court as part of constitutional history and politics To answer such questions nine well known legal scholars and historians explore how each justice contributed to the distinctiveness of the Warren Court in Supreme Court history

*The Warren Court and American Politics* L. A. Scot Powe, 2000-03-24 About the United States Supreme Court during Earl Warren's term as United States Chief Justice and its involvement in politics

*Politics and the Warren Court* Alexander M. Bickel, 1965

**Politics, the Constitution, and the Warren Court** Philip B. Kurland, 1973

**The Supreme Court Under Earl Warren, 1953-1969** Michal R. Belknap, 2005 In *The Supreme Court under Earl Warren 1953-1969* Michal Belknap recounts the eventful history of the Warren Court Chief Justice Earl Warren's sixteen years on the bench were among the most dramatic productive and controversial in the history of the Supreme Court Warren's tenure saw the Court render decisions that are still hotly debated today Its rulings addressed such issues as school desegregation separation of church and state and freedom of expression

**Constitutional Counterrevolution?** Richard Funston, 1977

**The Warren Court and the Constitution** John Denton Carter, 1973-01-31 The U S Supreme Court under Chief Justice Earl Warren attempted to transfer the balance of American political power from elected representatives to a coalition of restless ambitious power seekers on the liberal left charges author John Denton Carter *The Warren Court and the Constitution A Critical View of Judicial Activism* contends that the appointment of Warren as chief justice in 1953 launched the Supreme Court on a 16 year orgy of unprecedented judicial activism While the author focuses his fire primarily upon Warren the rubbery character and flexible principal that distinguished many members of the Warren Court also come under close scrutiny Carter who holds a doctorate in history from the University of California at Berkeley writes that under Warren the Court was quickly transformed from an impartial forum of justice into a body of Constitutional anarchists He argues that the liberal left coalition focused its efforts on capturing the Supreme Court because it was unable to work its will sufficiently through the Congress and the Presidency The author who collaborated on the seven volume *History of the Army Air Forces in World War II* also contends that the only practical method of reforming the Court today is to pack it with conservatives a procedure he says for which there is ample precedent He warns that because the human thirst for power is insatiable it is certain that this unlawful extension of the judicial authority will continue and become increasingly menacing to stable government and public order unless the court is contained and forced to return to its prescribed duties under the Constitution

**(Dis)Entitling the Poor** Elizabeth Bussiere, 2010-11-01 Although focused on the Warren Court the book explores Western political thought from the seventeenth through late twentieth centuries draws on American social history

from the Age of Jackson through the civil rights era of the 1960s and utilizes current analytic methods particularly the new institutionalism

*The Context of Judicial Activism* Frederick P. Lewis, 1999 In this book Frederick P Lewis examines the legacy of the Warren Court analyzing why the court's activism survived largely intact despite the efforts of four Republican presidents over a 20 year period to replace activist federal judges with jurists committed to judicial restraint *The Context of Judicial Activism* will be a valuable resource for students and scholars of twentieth century constitutional history and the judicial process

*The Warren Court* Archibald Cox, 2014 The appointment of Earl Warren as Chief Justice of the United States in 1953 marked the opening of a new era in the nation's constitutional development As Archibald Cox points out in his Preface during the next fifteen years the Supreme Court rewrote with profound social consequences major constitutional doctrines governing race relations the administration of criminal justice and the operation of the political process The extent and the rapidity of these changes raise grave questions concerning the nature and function of constitutional adjudication and the proper role of the Supreme Court in the national life In these lectures originally given in somewhat shorter form in Honolulu in the summer of 1967 under the joint auspices of Harvard Law School and the University of Hawaii Mr Cox describes the main lines of constitutional development under the Warren Court He analyzes the underlying pressures involved and the long range institutional consequences in terms of the distribution of governmental power The central theme of Mr Cox's book is embodied in his examination of the American paradox that invests the judicial branch with the responsibility of deciding according to law our most pressing and divisive social economic and political questions Although not uncritical of the grounds on which several of the court's crucial decisions have been reached Mr Cox comes to the conclusion that the trend of the rulings has been in keeping with the mainstream of American history a bit progressive but also moderate a bit humane but not sentimental a bit idealistic but seldom doctrinaire and in the long run essentially pragmatic in short in keeping with the true genius of our institutions

*The Political Offender and the Warren Court* Charles Herman Pritchett, 1958

**Justice for All** Jim Newton, 2007-10-02 One of the most acclaimed and best political biographies of its time *Justice for All* is a monumental work dedicated to a complicated and principled figure that will become a seminal work of twentieth century U S history In *Justice for All* Jim Newton an award winning journalist for the Los Angeles Times brings readers the first truly comprehensive consideration of Earl Warren the politician turned Chief Justice who refashioned the place of the court in American life through landmark Supreme Court cases whose names have entered the common parlance *Brown v Board of Education* *Griswold v Connecticut* *Miranda v Arizona* to name just a few Drawing on unmatched access to government academic and private documents pertaining to Warren's life and career Newton explores a fascinating angle of U S Supreme Court history while illuminating both the public and the private Warren

**The Politics of Judicial Independence** Bruce Peabody, 2011 2011 Winner of the Selection for Professional Reading List of the U S Marine Corps The judiciary in the United States has been subject in recent years to increasingly vocal aggressive criticism by

media members activists and public officials at the federal state and local level This collection probes whether these attacks as well as proposals for reform represent threats to judicial independence or the normal even healthy operation of our political system In addressing this central question the volume integrates new scholarship current events and the perennial concerns of political science and law The contributors policy experts established and emerging scholars and attorneys provide varied scholarly viewpoints and assess the issue of judicial independence from the diverging perspectives of Congress the presidency and public opinion Through a diverse range of methodologies the chapters explore the interactions and tensions among these three interests and the courts and discuss how these conflicts are expressed and competing interests accommodated In doing so they ponder whether the U S courts are indeed experiencing anything new and whether anti judicial rhetoric affords fresh insights Case studies from Israel the United Kingdom and Australia provide a comparative view of judicial controversy in other democratic nations A unique assessment of the rise of criticism aimed at the judiciary in the United States

**The Politics of Judicial Independence** is a well organized and engagingly written text designed especially for students Instructors of judicial process and judicial policymaking will find the book along with the materials and resources on its accompanying website readily adaptable for classroom use

**American Politics Today** John David Lees, Richard A. Maidment, Michael Tappin, 1985

*The Warren Court: A Retrospective* the late Bernard Schwartz, 1996-10-10 A judge made revolution The very term seems an oxymoron yet this is exactly what the Supreme Court under Chief Justice Earl Warren achieved In Bernard Schwartz's latest work based on a conference at the University of Tulsa College of Law we get the first retrospective on the Warren Court a detailed analysis of the Court's accomplishments including original pieces by well known judges professors lawyers popular writers such as Anthony Lewis David Halberstam David J Garrow and a rare personal remembrance by Justice William J Brennan Jr

*The Warren Court: A Retrospective* begins with an examination of the Court's decisions in a variety of different fields such as equal protection freedom of speech freedom of the press and criminal law The work continues with *The Justices* an intimate look at the principal protagonists in the Court's operation Then in *A Broader Perspective* the book looks at the Court from an historical perspective demonstrating its impact on the legal profession and jurisprudence its international impact and its legacy Both readable and informative *The Warren Court: A Retrospective* provides an invaluable source for anyone interested in the Court that did so much to change America

*The Politics of Justice* Cornell W. Clayton, 2015-06-18 First Published in 2015 This series on American Political Institutions and Public Policy intends to examine contemporary U S political developments and to discern their impact on issues of public policy Cornell W Clayton's *The Politics of Justice: The Attorney General and the Making of Legal Policy* is the second publication in the series It is a fascinating study of politics and governance how one government affects the other and how both affect public policy Surveying the historical evolution of the office of the Attorney General Clayton sees significant recent changes in the role position and influence of the person who holds that office

**The Political Question Doctrine**

**and the Supreme Court of the United States** Nada Mourtada-Sabbah, Bruce E. Cain, 2007-01-11 The application of the Political Question Doctrine is at a crucial crossroads as the Supreme Court continues to test new War on Terrorism initiatives. Historically the political question doctrine has held the courts from resolving constitutional issues that are better left to other departments of government as a way of maintaining the system of checks and balances. However the doctrine's many ambiguities have allowed a roughly defined juxtaposition of the branches of government during previous years when the Republic was concerned with both international matters and those within its continental confines. The Political Question Doctrine and the Supreme Court of the United States discusses the gradual changes in the parameters of the doctrine including its current position dealing with increasingly extraterritorial concerns. Nada Mourtada Sabbah and Bruce E. Cain bring together critical essays that examine the broad issues of judicial involvement in politics and the future of the doctrine. With a wide range of historical and theoretical perspectives this book will stimulate debate among those interested in political science and legal studies. *The Warren Court and the Pursuit of Justice* Morton J. Horwitz, 1999-04-30 A study of the Supreme Court under the leadership of Chief Justice Earl Warren from 1953 to 1969 discussing the impact of the liberal court's civil rights and civil liberties decisions on American constitutional law. *The Politics of Sexuality* Raymond A. Smith, 2010-05-18 Since the landmark 1965 Supreme Court ruling *Griswold v Connecticut* established a Constitutional right to privacy the regulation of sexuality has become an extremely volatile area of American politics. From reproductive rights to sex education pornography to gay marriage the balance between community norms and individual autonomy has been fiercely contested. These and related subjects are often viewed in isolation as though they were entirely separate issues. Yet as the documentary record makes clear they are in fact closely interrelated and their impact is cumulative. By addressing a broad array of topics at the intersection of sexuality and politics this volume highlights the connections and makes an important contribution to a debate that touches every American. Taking as a starting point the 1965 *Griswold* decision sometimes said to have launched the sexual revolution the approximately 100 primary source documents assembled here either mark watersheds in themselves or are representative of a broad range of political developments. The documents are drawn from all quarters of U.S. political life. They include legislative texts proposed laws and constitutional amendments state and federal court rulings political party platforms and interest group position statements. *History of the Supreme Court of the United States* Owen M. Fiss, 2006

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