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# **PRESUMED INNOCENT**

# Presumed Innocence

**Lei Huang**



## **Presumed Innocence:**

**Taming the Presumption of Innocence** Richard L. Lippke, 2016-02-01 The notion that an individual accused of a crime is presumed innocent until proven guilty is one of the cornerstones of the American criminal justice system. However, the presumption of innocence creates a number of practical and theoretical issues, particularly regarding pre-trial and post-trial processes. In *Taming the Presumption of Innocence*, Richard L. Lippke argues that the presumption of innocence should be contained to the criminal trial. Beyond the realm of the trial, legal professionals, investigators, and the general public should carry out their respective roles in the criminal justice process without making any presumptions about guilt or innocence whatsoever. Rather than eschewing the significance of the presumption of innocence, the book defends its role within its proper context: the criminal trial. According to Lippke, other aspects of the criminal justice system, such as investigation, lawmaking, and treatment of ex-offenders, should be conducted in such a way that reflects the fallibility and unpredictability of the system without involving the issue of presumed guilt or innocence. Lippke dispels the idea that the presumption of innocence can be used to remedy some of the current issues in the practice of criminal justice and instead proposes engaging in deeper, more substantive reforms of the American criminal justice system. The first monograph dedicated exclusively to the presumption of innocence, *Taming the Presumption of Innocence* will be an ideal text for students and scholars of criminology, criminal justice, and legal theory.

*The Presumption of Innocence* Andrew Stumer, 2010-06-14 The presumption of innocence is universally recognized as a fundamental human right and a core principle in the administration of criminal justice. Nonetheless, statutes creating criminal offences regularly depart from the presumption of innocence by requiring defendants to prove specific matters in order to avoid conviction. Legislatures and courts seek to justify this departure by asserting that the reversal of the burden of proof is necessary to meet the community interest in prosecuting serious crime and maintaining workable criminal sanctions. This book investigates the supposed justifications for limitation of the presumption of innocence. It does so through a comprehensive analysis of the history, rationale, and scope of the presumption of innocence. It is argued that the values underlying the presumption of innocence are of such fundamental importance to individual liberty that they cannot be sacrificed on the altar of community interest. In particular, it is argued that a test of proportionality, which seeks to weigh individual rights against the community interest, is inappropriate in the context of the presumption of innocence and that courts ought instead to focus on whether an impugned measure threatens the values which the presumption is designed to protect. The book undertakes a complete and systematic review of the United Kingdom and Strasbourg authority on the presumption of innocence. It also draws upon extensive references to comparative material, both judicial and academic, from the United States, Canada, and South Africa.

**The Legal Aid Review**, 1903 **The Miscellaneous Reports** New York (State). Superior Court (New York), 1922 **New Commentaries on Marriage, Divorce and Separation as to the Law, Evidence of Marriage in All Issues on a New System of Legal Exposition** Joel

Prentiss Bishop,1891      The Miscellaneous Reports ,1922      Reports of Selected Cases Decided in the Appellate Term of the Supreme Court and Other Courts of the State of New York Other Than the Court of Appeals and the Appellate Division of the Supreme Court ,1922      **New Commentaries on Marriage, Divorce, and Separation as to the Law, Evidence, Pleading, Practice, Forms and the Evidence of Marriage in All Issues on a New System of Legal Exposition** Joel Prentiss Bishop,1891      **Miscellaneous Reports. Cases Decided in the Courts of Record of the State of New York Other Than the Court of Appeals and the Appellate Division of the Supreme Court** New York (State). Courts,1922 Cases decided in the courts of record of the state of New York other than the Court of Appeals and the Appellate Division of the Supreme Court including the Appellate Term of the Supreme Court for the hearing of appeals from the City Court of the city of New York and the Municipal Court of the city of New York special terms and trial terms of the Supreme Court City Court of the city of New York the Court of general sessions of the peace in and for the city and county of New York county courts and the Surrogates Courts varies slightly      *Records & Briefs New York State Appellate Division* ,      People of the State of Illinois V. Byron ,1984      *Decennial Edition of the American Digest* ,1908      **American Digest** ,1928      *Beyond Legal Minds* William Brant,2018-12-10 In this book William Brant uncovers social causes of violence in search of reductive measures Multiple legal systems are explored as reducers and implementers of violence and threats especially criminal justice systems War propagandizing power corporate and governmental involvement in social domination statehood dangerous ideologies and tribal sexual domination are explored in many cultures Various levels and methods are given for observing measuring and analyzing how people think and behave regarding the law including examples of comedy A theoretical chapter presents legal theory in relation to conceptions of possibility and misconceptions These ideas are applied to judiciaries which expose winning strategies for lawyers desired verdicts Dr Brant accounts for the interconnections between sexual selection legal systems and wars      *Third Decennial Edition of the American Digest* ,1928

**Commentaries on the Law of Marriage and Divorce** Bishop,1881      **New York Supplement** ,1922 Includes decisions of the Supreme Court and various intermediate and lower courts of record May Aug 1888 Sept Dec 1895 Superior Court of New York City Mar Apr 1926 Dec 1937 Jan 1938 Court of Appeals      **The New York Supplement** ,1922 Cases argued and determined in the Court of Appeals Supreme and lower courts of record of New York State with key number annotations varies      A Treatise on the Law of Evidence Simon Greenleaf,1876      **Childhood and the Production of Security** J Marshall Beier,2018-02-02 Responding to security scholars puzzling dearth of attention to children and childhoods the contributors to this volume reveal the ways in which they not only are already present in security discourses but are actually indispensable to them and to the political projects they make possible From zones of conflict to everyday life contexts in the post industrial Global North dominant ideas about childhood work to regulate the constitution of political subjects whilst variously enabling and foreclosing a wide range of political possibilities Whether on the battlefields of Syria in

the halls of the UN or the conceptual musings of disciplinary Security Studies claims about or ostensibly on behalf of children are ubiquitous Recognizing children as engaged political subjects however challenges us to bring a sustained critical gaze to the discursive and semiotic deployments of children and childhood in projects not of their making as well as to the ways in which power circulates through and around them This book was originally published as a special issue of Critical Studies on Security

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