

# *Political Criminal Trials*

How to Defend Them

JOHN W. BERRY



# Political Criminal Trials How To Defend Them

**Jonathan Waterlow, Jacques  
Schuhmacher**



## Political Criminal Trials How To Defend Them:

*Political Criminal Trials* John M. Sink, 1974      **Trial Manual 5 for the Defense of Criminal Cases: Trial and posttrial proceedings** Anthony G. Amsterdam, 1988      *Document Retrieval Index*, 1976      *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      Der Einfluss deutscher Emigranten auf die Rechtsentwicklung in den USA und in Deutschland Marcus Lutter, Ernst Stiefel, Michael H. Hoeflich, 1993      The Politics of Court Reform Melissa Crouch, 2019-09-19 Offers an analysis of the politics of court reform through a focused review of Indonesia's complex court system      California. Court of Appeal (1st Appellate District). Records and Briefs California (State).,      Defending America Elizabeth Lutes Hillman, 2021-02-09 From going AWOL to collaborating with communists assaulting fellow servicemen to marrying without permission military crime during the Cold War offers a telling glimpse into a military undergoing a demographic and legal transformation The post World War II American military newly permanent populated by draftees as well as volunteers and asked to fight communism around the world was also the subject of a major criminal justice reform By examining the Cold War court martial *Defending America* opens a new window on conflicts that divided America at the time such as the competing demands of work and family and the tension between individual rights and social conformity Using military justice records Elizabeth Lutes Hillman demonstrates the criminal consequences of the military's violent mission ideological goals fear of homosexuality and attitude toward racial gender and class difference The records also show that only the most inept unfortunate and impolitic of misbehaving service members were likely to be prosecuted Young poor low ranking and nonwhite servicemen bore a disproportionate burden in the military's enforcement of crime and gay men and lesbians paid the price for the armed forces official hostility toward homosexuality While the U S military fought to defend the Constitution the Cold War court martial punished those who wavered from accepted political convictions sexual behavior and social conventions threatening the very rights of due process and free

expression the Constitution promised      **The American Paradox** Patrick J. Gallo,1999      *War Crimes Trials and Investigations* Jonathan Waterlow,Jacques Schuhmacher,2018-01-31 This book represents the first multi disciplinary introduction to the study of war crimes trials and investigations It introduces readers to the numerous disciplines engaged with this complex subject including Forensic Anthropology Economics and Anthropometrics Legal History Violence Studies International Criminal Justice International Relations and Moral Philosophy The contributors are experts in their respective fields and the chapters highlight each discipline s major trends debates methods and approaches to mass atrocity genocide and crimes against humanity as well as their interactions with adjacent disciplines Case studies illustrate how the respective disciplines work in practice including examples from the Allied Hunger Blockade WWII the Guatemalan and Spanish Civil Wars the Former Yugoslavia and Uganda Including bibliographical essays to offer readers crucial orientation when approaching the specialist literature in each case this edited collection equips readers with what they need to know in order to navigate a complex and until now deeply fragmented field A diverse and interdisciplinary body of research this book will be indispensable reading for scholars of war crimes      Political Justice Otto Kirchheimer,2015-12-08 How have regimes used the agencies of criminal justice for their own purposes What characterizes the linkage of politics and justice Drawing on a wealth of foreign and domestic source material Otto Kirchheimer examines systematically the structure of state protection the nature of a strictly political trial including the trial by fiat of the successor regime and the forms of legal repression that states have used against political organizations He analyzes the Nuremberg trials the Communist purge trials and a number of Smith Act trials In two highly original chapters he also explores the political and judicial nature of asylum and clemency This study of the uneasy balance between abstract justice and political expediency is a contribution to constitutional and criminal law political science and social psychology Originally published in 1961 The Princeton Legacy Library uses the latest print on demand technology to again make available previously out of print books from the distinguished backlist of Princeton University Press These editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions The goal of the Princeton Legacy Library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by Princeton University Press since its founding in 1905

**The Emergence Of Modern Jewish Politics** Zvi Gitelman,2010-06-15 The Emergence of Modern Jewish Politics examines the political social and cultural dimensions of Zionism and Bundism the two major political movements among East European Jews during the first half of the twentieth century While Zionism achieved its primary aim the founding of a Jewish state the Jewish Labor Bund has not only practically disappeared but its ideals of socialism and secular Jewishness based in the diaspora seem to have failed Yet as Zvi Gitelman and the various contributors to this volume argue it was the Bund that more profoundly changed the structure of Jewish society politics and culture In thirteen essays prominent historians political scientists and professors of literature discuss the cultural and political contexts of these movements their impact on Jewish

life and the reasons for the Bund's demise and they question whether ethnic minorities are best served by highly ideological or solidly pragmatic movements

**Knowing Right From Wrong** Richard Moran, 2000-04 From Simon Schuster Knowing Right From Wrong is Richard Moran's look at the insanity defense of Daniel McNaughtan In this examination of the precedent setting case Moran looks through an enlightened humanitarian lens of judgments passed on mentally ill defendants by judges and juries as a result of political climate and considerations

Spectacles and Specters Başak Ertür, 2022-11-15 WINNER SLSA SOCIO LEGAL THEORY AND HISTORY PRIZE SHORTLISTED THE HART SLSA BOOK PRIZE Spectacles and Specters draws on theories of performativity to conceptualize the entanglements of law and political violence offering a radical departure from accounts that consider political trials as instrumental in exercising or containing political violence Legal scholar Başak Ertür argues instead that making sense of the often incalculable interpenetrations of law politics and violence in trials requires shifting the focus away from law's instrumentality to its performativity Ertür develops a theory of political trials by reconstructing and building on a legacy of critical thought on Nuremberg in close engagement with theories of performativity She then offers original case studies that introduce a new perspective by looking beyond the Holocaust trials to the Armenian genocide and its fragmentary legal aftermaths These cases include the 1921 trial of Soghomon Tehlirian the 2007-21 Hrant Dink Murder Trial and the 2015 case before the European Court of Human Rights concerning the denial of the Armenian genocide Enabling us to capture the various modalities in which the political emerges in through and in relation to legal forms on the stage of the trial this focus on law's performativity also allows us to account for how sovereign schemes can misfire and how trials can come to have unintended political lives and afterlives Further it reveals how law is entangled with and perpetuates certain histories of violence rather than simply ever mastering these histories or providing closure

Hong Kong Politics after the National Security Law Stephan Ortmann, Raymond Kwun-Sun Lau, Kenneth Ka-Lok Chan, 2025-04-22 Ortmann Lau and Chan together with the contributors provide an innovative assessment of the impact of the National Security Law on Hong Kong politics The law was introduced by the Chinese government in 2020 and has since fundamentally transformed the political landscape of the former British colony The book explores how Hong Kong's transformation in governance law education and civil society has amounted to one of the most significant episodes of autocratization in the world in recent years Each chapter provides theoretical and methodological approaches to capture the different dimensions of the influence of the National Security Law on Hong Kong politics The trends discussed in the book are of global relevance to the discussion of the current trends of increasing autocratization and this provides insights into the institutional transformations and the adaptive response from Hong Kongers Also the extra territorial application of China's National Security Law has inevitably global implications which makes it important to investigate how the Hong Kong overseas diasporas are responding to these challenges The book is an indispensable resource for scholars and experts on Hong Kong Politics China's policy toward Hong Kong international

policymakers journalists students and those who are interested in the growing global trend of autocratization *Crime and Justice, Volume 41* Michael Tonry, 2013-12-16 Prosecutors are powerful figures in any criminal justice system They decide what crimes to prosecute whom to pursue what charges to file whether to plea bargain how aggressively to seek a conviction and what sentence to demand In the United States citizens can challenge decisions by police judges and corrections officials but courts keep their hands off the prosecutor Curiously in the United States and elsewhere very little research is available that examines this powerful public role And there is almost no work that critically compares how prosecutors function in different legal systems from state to state or across countries Prosecutors and Politics begins to fill that void Police courts and prisons are much the same in all developed countries but prosecutors differ radically The consequences of these differences are enormous the United States suffers from low levels of public confidence in the criminal justice system and high levels of incarceration in much of Western Europe people report high confidence and support moderate crime control policies in much of Eastern Europe people's perceptions of the law are marked by cynicism and despair Prosecutors and Politics unpacks these national differences and provides insight into this key area of social control Since 1979 the Crime and Justice series has presented a review of the latest international research providing expertise to enhance the work of sociologists psychologists criminal lawyers justice scholars and political scientists The series explores a full range of issues concerning crime its causes and its cure *Cobbett's Parliamentary Debates* Great Britain. Parliament, 1890 *Hansard's Parliamentary Debates* Great Britain. Parliament, 1890 *After the Detention and Death of Sun Zhiang* United States. Congressional-Executive Commission on China, 2004 **Parliamentary Debates**, 1890

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