

Punishment and Privilege

Punishment And Privilege

Graeme Newman



Punishment And Privilege:

Privilege and Punishment Matthew Clair, 2020-11-17 How the attorney client relationship favors the privileged in criminal court and denies justice to the poor and to working class people of color The number of Americans arrested brought to court and incarcerated has skyrocketed in recent decades Criminal defendants come from all races and economic walks of life but they experience punishment in vastly different ways Privilege and Punishment examines how racial and class inequalities are embedded in the attorney client relationship providing a devastating portrait of inequality and injustice within and beyond the criminal courts Matthew Clair conducted extensive fieldwork in the Boston court system attending criminal hearings and interviewing defendants lawyers judges police officers and probation officers In this eye opening book he uncovers how privilege and inequality play out in criminal court interactions When disadvantaged defendants try to learn their legal rights and advocate for themselves lawyers and judges often silence coerce and punish them Privileged defendants who are more likely to trust their defense attorneys delegate authority to their lawyers defer to judges and are rewarded for their compliance Clair shows how attempts to exercise legal rights often backfire on the poor and on working class people of color and how effective legal representation alone is no guarantee of justice Superbly written and powerfully argued Privilege and Punishment draws needed attention to the injustices that are perpetuated by the attorney client relationship in today s criminal courts and describes the reforms needed to correct them **Punishment and Privilege W.**

Byron Groves, Graeme R. Newman, 1986 How much should people be punished Is an egalitarian distribution of punishment possible or even desirable Corporate criminals be punished more severely Should disasters caused by corporations be treated as violent crimes and the executives punished accordingly Sound modern This collection of essays written in the 1990s is even more relevant in the 21st century Edited with a new and provocative introduction by leading authority on criminal punishment Graeme R Newman Distinguished Professor Emeritus University at Albany **Punishment and**

Privilege Graeme Newman, 2018-06-07 How much should people be punished Is an egalitarian distribution of punishment possible or even desirable Should white collar and corporate criminals be punished more severely Should disasters caused by corporations be treated as crimes and the executives punished accordingly Sound modern This collection of essays written in the 1990s by eminent sociologists philosophers and political scientists is even more relevant in the 21st century Edited with a new and provocative introduction by leading authority on criminal punishment Graeme Newman **Privilege or Punish**

Dan Markel, Jennifer M Collins, Ethan J Leib, 2009-04-20 This book answers two basic but under appreciated questions first how does the American criminal justice system address a defendant s family status And second how should a defendant s family status be recognized if at all in a criminal justice system situated within a liberal democracy committed to egalitarian principles of non discrimination After surveying the variety of family ties benefits and family ties burdens in our criminal justice system the authors explain why policymakers and courts should view with caution and indeed skepticism any attempt

to distribute these benefits or burdens based on one's family status. This is a controversial stance but Markel Collins and Leib argue that in many circumstances there are simply too many costs to the criminal justice system when it gives special treatment based on one's family ties or responsibilities. *Privilege or Punish* breaks new ground by offering an important synthetic view of the intersection between crime punishment and the family. Although in recent years scholars have been successful in analyzing the indirect effects of certain criminal justice policies and practices on the family, few have recognized the panoply of laws, whether statutory or common law based, expressly drawn to privilege or disadvantage persons based on family status alone. It is critically necessary to pause and think through how and why our laws intentionally target one's family status and how the underlying goals of such a choice might better be served in some cases. This book begins that vitally important conversation with an array of innovative policy recommendations that should be of interest to anyone interested in the improvement of our criminal justice system.

Punishment and Privilege Anthony J. Grasso, 2018. As the global leader in incarceration, America locks up its own citizens at a rate that dwarfs that of any other developed nation. Yet while racial minorities and the urban poor fill American prisons and jails for street crimes, the state has historically struggled to consistently prosecute corporate crime. Why does the American state lock people up for street crimes at extraordinary rates but demonstrate such a limited capacity to prosecute corporate crime? While most scholarship analyzes these questions separately, juxtaposing these phenomena illuminates how the carceral state's divergent treatments of street crime and corporate crime share common and self-reinforcing ideological and institutional origins. Analyzing intellectual history, policy debates, and institutional change relating to the politics of street crime and corporate crime from 1870 through today demonstrates how the class biases of contemporary crime policy emerged and took root during multiple junctures in U.S. history, including the Gilded Age, Progressive Era, New Deal, and post-war period. This reveals that political constructions of street criminals as pathological deviants and corporate criminals as honorable people driven to crime by market dynamics have consistently been rooted in common ideas about what causes and constitutes crime. By the 1960s, these developments embedded class inequalities into the criminal justice institutions that facilitated the carceral state's rise while the regulatory state became the government's primary means of controlling corporate crime. The historical development of mass incarceration, the corporate criminal law, and regulatory state should not be viewed as autonomous developmental threads but as processes that have overlapped and intersected in ways that have reinforced politically constructed understandings about what counts as crime and who counts as a criminal.

Noble Privilege M. L. Bush, 1983 **A Treatise of the Law, Privileges, Proceedings and Usage of Parliament** Thomas Erskine May, 1893 *Executive Privilege, Secrecy in Government, Freedom of Information* United States. Congress. Senate. Committee on Government Operations. Subcommittee on Intergovernmental Relations, 1973 *Sentencing and Society* Cyrus Tata, Neil Hutton, 2017-03-02. Combining the latest work of leading sentencing and punishment scholars from twelve different countries, this major new international volume

answers key questions in the study of sentencing and society It presents not only a rigorous examination of the latest legal and empirical research from around the world but also reveals the workings of sentencing within society and as a social practice Traditionally work in the field of sentencing has been dominated by legal and philosophical approaches Distinctively this volume provides a more sociological approach to sentencing so allowing previously unanswered questions to be addressed and new questions to be opened This extensive collection is drawn from around one third of the papers presented at the First International Conference on Sentencing and Society Almost without exception the chapters have been revised cross referenced and updated The overall themes and findings of the international volume are set out by the opening Introduction and the closing Reflections chapters Research findings on particular penal policy questions are balanced with an analysis of fundamental conceptual issues making this international volume essential reading for sentencing and punishment scholars criminal justice policy makers and graduate students

The Jurist, 1856 A Treatise on the Law, Privileges, Proceedings, and Usage of Parliament Thomas Erskine May, 1873 **The Code of the Laws of the United States of America of a General and Permanent Character in Force January 3, 1935** United States, 1935 Abridgment of the Debates of Congress, from 1789 to 1856: March 31, 1830-July 16, 1832 United States. Congress, Thomas Hart Benton, 1859

Niles' National Register, 1828 Register of Debates in Congress United States. Congress, 1832 *The Congressional Globe* United States. Congress, 1856 **Parliamentary Debates** New Zealand. Parliament, 1906

Parliamentary Papers Australia. Parliament, 1908 Criminal Alabama, 1907 Privilege Or Punish Dan Markel, 2009

This work answers two basic questions how does the American criminal justice system address a defendant's family status And how should a defendant's family status be recognized in a criminal justice system situated within a liberal democracy committed to egalitarian principles of non discrimination

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