

Bernard Schwartz

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Main Currents In American Legal Thought

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Main Currents in American Legal Thought Bernard Schwartz, 1993 A bracing work of scholarship that could inspire readers A virtue of Main Currents in American Legal Thought is that Mr Schwartz continually relates judicial opinions to what was happening in the country Books of the Times in the New York Times A worthy and welcome addition to the literature of American Law Careful documentation comprehensive index Highly recommended for all informed readers Choice Professor Bernard Schwartz is well known to me and other members of the Supreme Court for the extraordinary range of his scholarship in constitutional law His works reflect meticulous research into original sources an inquiry that is so essential to a clear understanding of the meaning of the constitutional provisions that in assuring the liberty and dignity of every person distinguish our governmental system from all others The quality of Professor Schwartz's work is exemplary Associate Justice William J Brennan Jr United States Supreme Court from the 1988 Annual Survey of American Law commenting generally on Professor Schwartz's scholarship *Main Currents in American Thought* Vernon Louis Parrington, 1927 **Main Currents in American Thought: 1800-1860. The romantic revolution in America** Vernon Louis Parrington, 1927 Main Currents in American Thought: 1620-1800. The colonial mind Vernon Louis Parrington, 1927

Legal Science in the Early Republic, Steven J. Macias, 2016-05-31 This work examines the intellectual motivations behind the concept of legal science the first coherent American jurisprudential movement after Independence Drawing mainly upon public but also private sources this book considers the goals of the bar's professional leaders who were most adamant and deliberate in setting out their visions of legal science It argues that these legal scientists viewed the realm of law as the means through which they could express their hopes and fears associated with the social and cultural promises and perils of the early republic Law perhaps more so than literature or even the natural sciences provided the surest path to both national stability and international acclaim While legal science yielded the methodological tools needed to achieve these lofty goals its naturalistic foundations more importantly were at least partly responsible for the grand impulses in the first place This book first considers the content of legal science and then explores its application by several of the most articulate legal scientists working and writing in the early republic *The Burger Court* Bernard Schwartz, 1998 Warren E Burger served as Chief Justice of the Supreme Court from 1969 to 1987 an often tumultuous period in which the Court wrestled with several compelling constitutional issues An impressive collection of writings by legal scholars and practitioners including many by people who worked directly or indirectly with the Court itself *The Burger Court Counter Revolution or Confirmation* is the first truly systematic review of the Court's activity during Warren Burger's tenure Such distinguished contributors as Derrick Bell Robert Drinan Anthony Lewis and Mark Tushnet review individual cases and jurisprudential trends in order to render comprehensive judgments of the Court's accomplishments and shortcomings **Courting Disaster** Martin Garbus, 2002 Discusses how seemingly small decisions by the Court can bring on extreme change in American law and

ultimately in American society and emphasizes the importance of restoring the Court's bipartisanship and objectivity **The Rehnquist Court** Martin H. Belsky, 2002-04-04 In 1986 the Supreme Court's leading conservative William H. Rehnquist, labeled by Newsweek as The Court's Mr. Right, was made Chief Justice. Almost immediately, legal scholars, practitioners, and pundits began questioning what his influence would be and whether he would remake our constitutional corpus in his own image. Would the center hold or fold? This collected volume, edited by Martin H. Belsky, is the third in a series which includes *The Warren Court* and *The Burger Court*, both edited by Bernard Schwartz. It gathers together a distinguished group of scholars, journalists, judges, and practitioners to reflect on the fifteen-year impact of the Rehnquist Court. The work provides an overview of the Rehnquist Court's influence to date, examines in detail the seminal issues confronted by the Court, and places the Court in broad historical perspective. Subjects discussed include First Amendment rights and cyberspace, criminal justice reform, the Court's pattern of constitutional interpretation, the international impact of the Rehnquist Court, and the Supreme Court's increasing interaction with state constitutional law. A comprehensive look at the significant shifts in constitutional jurisprudence under Rehnquist's leadership, this volume illustrates how the Rehnquist Court has brought us almost full circle from the judge-made revolution of the Warren Court. A must-have for all students of the Court and legal history, this book contains fascinating insights into one of the century's most controversial courts and a legacy still in the making.

Critiquing Free Speech Matthew D. Bunker, 2001-04 This monograph addresses free speech, arguing that while interdisciplinary approaches can be useful, legal scholars must avoid distorting issues by using vocabularies and tools that do not reflect complexities of the 1st Amendment.

[The History of Ohio Law](#) Michael Les Benedict, John F. Winkler, 2004 In *The Two Volume The History of Ohio Law*, distinguished legal historians, practicing Ohio attorneys, and judges present the history of Ohio law and the interaction between law and society in the state. The first history of Ohio law in nearly seventy years and the most comprehensive compilation of essays on any state's law, its twenty-two topics range from the history of Ohio's constitutional conventions and legal institutions to the history of civil procedure, evidence, land use, civil liberties, and utility regulation. The essays describe Ohio's legal institutions, legal procedures, and the substance of Ohio law as it has changed over time; institutions have affected Ohio law, and how the law has affected them. The essays provide important information to practitioners and offer attorneys, legal scholars, historians, and the public a broad understanding of the relationship between law and society in Ohio: intersections between law and race, gender, and labor. Insightful essays also discuss the development of Ohio's legal literature, the impact of federal courts, and Ohio's most important contributions to American constitutional development. Written by twenty-two leading lawyers and historians, *The History of Ohio Law* will be the indispensable reference and invaluable first source for learning about law and society in Ohio.

[The Fundamental Holmes](#) Oliver Wendell Holmes (Jr.), 2010-07-19 This is the first anthology of Oliver Wendell Holmes's writings, speeches, and opinions concerning freedom of expression. Prepared by a noted free speech scholar, the book contains eight original essays designed to situate

Holmes's works in historical and biographical context The volume is enriched by extensive commentaries concerning its many entries which consist of letters speeches book excerpts articles state court opinions and U S Supreme Court opinions

Blackstone and His Critics Anthony Page, Wilfrid Prest, 2018-04-19 William Blackstone's Commentaries on the Laws of England 1765-69 is perhaps the most elegant and influential legal text in the history of the common law By one estimate Blackstone has been cited well over 10 000 times in American judicial opinions alone Prominent in recent reassessment of Blackstone and his works Wilfrid Prest also convened the Adelaide symposia which have now generated two collections of essays Blackstone and his Commentaries Biography Law History 2009 and Re Interpreting Blackstone's Commentaries A Seminal Text in National and International Contexts 2014 This third collection focuses on Blackstone's critics and detractors Leading scholars examine the initial reception of the Commentaries in the context of debates over law religion and politics in eighteenth century Britain and Ireland Having shown Blackstone's volumes to be a contested work of the Enlightenment the remaining chapters assess critical responses to Blackstone on family law the status of women and legal education in Britain and America While Blackstone and his Commentaries have been widely lauded and memorialised in marble this volume highlights the extent to which they have also attracted censure controversy and disparagement

The Columbia Guide to America in the 1960s David Farber, Beth Bailey, 2003-04-09 The 1960s continue to be the subject of passionate debate and political controversy a touchstone in struggles over the meaning of the American past and the direction of the American future Amid the polemics and the myths making sense of the Sixties and its legacies presents a challenge This book is for all those who want to take it on Because there are so many facets to this unique and transformative era this volume offers multiple approaches and perspectives The first section gives a lively narrative overview of the decade's major policies events and cultural changes The second presents ten original interpretative essays from prominent historians about significant and controversial issues from the Vietnam War to the sexual revolution followed by a concise encyclopedia articles organized alphabetically This section could stand as a reference work in itself and serves to supplement the narrative Subsequent sections include short topical essays special subjects a brief chronology and finally an extensive annotated bibliography with ample information on books films and electronic resources for further exploration With interesting facts statistics and comparisons presented in almanac style as well as the expertise of prominent scholars The Columbia Guide to America in the 1960s is the most complete guide to an enduringly fascinating era

The Trouble with Culture F. Allan Hanson, 2012-02-01 2007 CHOICE Outstanding Academic Title In this highly original book anthropologist F Allan Hanson reveals an entirely unanticipated but vital link between two of the most widely discussed features of contemporary American society the computer revolution and the culture wars Hanson argues that the culture wars stem from a divergence in the evolutionary paths of society and culture Societies have evolved significantly over the last few millennia from small bands of farmers or hunter gatherers into huge internally diverse nation states while cultures the closed systems of meanings and

symbols that kept small face to face societies together have failed to keep pace If cultures became more open Hanson contends then the maladaptive rupture between society and culture would be healed and the clashes that currently beset us would be greatly diminished Interweaving lucid analysis with concrete case studies of common law education and other areas of contemporary life Hanson demonstrates how the widespread use of computers is in fact encouraging more originality and open mindedness with the potential to ease polarization and calm the culture wars Rebels in Law John Clay Smith,1998

The reflections on their lives in law of pioneer black women lawyers The Failed Promise of Originalism Frank Cross,2013-01-09 Originalism is an enormously popular and equally criticized theory of constitutional interpretation As Elena Kagan stated at her confirmation hearing We are all originalists Scores of articles have been written on whether the Court should use originalism and some have examined how the Court employed originalism in particular cases but no one has studied the overall practice of originalism The primary point of this book is an examination of the degree to which originalism influences the Court s decisions Frank B Cross tests this by examining whether originalism appears to constrain the ideological preferences of the justices which are a demonstrable predictor of their decisions Ultimately he finds that however theoretically appealing originalism may seem the changed circumstances over time and lack of reliable evidence means that its use is indeterminate and meaningless Originalism can be selectively deployed or manipulated to support and legitimize any decision desired by a justice *The Semiotics of Law in Legal Education* Jan M. Broekman,Francis J. Mootz III,2011-07-06 This book offers educational experiences including reflections and the resulting essays from the Roberta Kevelson Seminar on Law and Semiotics held during 2008 2011 at Penn State University s Dickinson School of Law The texts address educational aspects of law that require attention and that also are issues in traditional jurisprudence and legal theory The book introduces education in legal semiotics as it evolves in a legal curriculum Specific semiotic concepts such as sign symbol or legal language demonstrate how a lawyer s professionally important tasks of name giving and meaning giving are seldom completely understood by lawyers or laypeople These concepts require analyses of considerable depth to understand the expressiveness of these legal names and meanings and to understand how lawyers can say the law or urge such a saying correctly and effectively in the context of a natural language that is understandable to all of us The book brings together the structure of the Seminar its foundational philosophical problems the specifics of legal history and the semiotics of the legal system with specific themes such as gender family law and business law **Great American Judges** John R. Vile,2003-06-23 Inspiring and instructive biographies of the 100 most influential judges from state and federal courts in one easy to access volume Great American Judges profiles 100 outstanding judges and justices in a full sweep of U S history Chosen by lawyers historians and political scientists these men and women laid the foundation of U S law A complement to Great American Lawyers together these two volumes create a complete picture of our nation s top legal minds from colonial times to today Following an introduction on the role of judges in American history are A Z biographical entries portraying

this diverse group from extraordinarily different backgrounds Students and history enthusiasts will appreciate the accomplishments of these role models and the connections between their inspiring lives and their far reaching legal decisions William Rehnquist Oliver Wendell Holmes Jr and 12 other Supreme Court justices are found alongside federal judges like Skelly Wright who ordered school desegregation in 1960 Influential state judges such as Rose Elizabeth Bird California's first woman Supreme Court Chief Justice are also featured The Growth of American Law James Willard Hurst, 2007 **The Social History of Crime and Punishment in America** Wilbur R. Miller, 2012-07-20 Several encyclopedias overview the contemporary system of criminal justice in America but full understanding of current social problems and contemporary strategies to deal with them can come only with clear appreciation of the historical underpinnings of those problems Thus this five volume work surveys the history and philosophy of crime punishment and criminal justice institutions in America from colonial times to the present It covers the whole of the criminal justice system from crimes law enforcement and policing to courts corrections and human services Among other things this encyclopedia explicates philosophical foundations underpinning our system of justice charts changing patterns in criminal activity and subsequent effects on legal responses identifies major periods in the development of our system of criminal justice and explores in the first four volumes supplemented by a fifth volume containing annotated primary documents evolving debates and conflicts on how best to address issues of crime and punishment Its signed entries in the first four volumes supplemented by a fifth volume containing annotated primary documents provide the historical context for students to better understand contemporary criminological debates and the contemporary shape of the U S system of law and justice

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