

New York City Criminal Courts Manual

*NYCLA Criminal
Courts Section*

Manual Of Procedure For New York Courts

**Augustus Frederick Kuhlman, Social
Science Research Council (U.S.).
Committee on Survey of Research on
Crime and Criminal Justice**

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forms of legal analysis and relying upon a new account of the Court's supremacy in relation to lower courts and tribunals. James Pfander advances a departmental conception of the judiciary. He argues that Congress can enlist the state courts, lower federal courts, and administrative agencies to hear federal claims in the first instance, but all of these tribunals must operate within a hierarchical framework over which the one supreme Court identified in the Constitution exercises ultimate supervisory authority. In offering the first general account of the Court as department head, Pfander takes up such important debates in the federal courts literature as Congress's power to strip the federal courts of jurisdiction to review state court decisions, its authority to assign decision-making authority to state courts and non-Article III tribunals, its control over the doctrine of vertical stare decisis, and its ability to craft rules of practice for the federal system.

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