

Louis D. Brandeis

Justice for the People

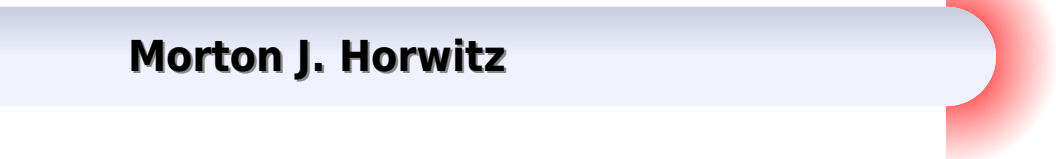
Philippa Strum



Harvard University Press

Louis D Brandeis Justice For The People

Morton J. Horwitz



Louis D Brandeis Justice For The People:

Louis D. Brandeis Philippa Strum, 1984 Louis D Brandeis 1856 1941 played a role in almost every important social and economic movement during his long life trade unionism trust busting progressivism woman suffrage scientific management expansion of civil liberties hours wages and unemployment legislation Wilson s New Freedom Roosevelt s New Deal He invented savings bank life insurance and the preferential union shop became known as the People s Attorney and altered American jurisprudence as a lawyer and Supreme Court judge Brandeis led American Zionism from 1914 through 1921 and again from 1930 until his death He earned over two million dollars practicing law between 1878 and 1916 and used his wealth to foster public causes He was adviser to leaders from Robert La Follette to Frances Perkins William McAdoo to Franklin Roosevelt Woodrow Wilson to Harry Truman This lively account of Brandeis s life and legacy based on ten years of research in sources not available to previous biographers reveals much that is new and gives fuller context to personal and historical events The most significant revelations have to do with his intellectual development That Brandeis opposed political and economic bigness and excessive concentration of wealth is well known What was not known prior to Strum s research is how far Brandeis carried his beliefs becoming committed to the goals of worker participation the sharing of profits and decision making by workers in manageable sized firms So it happened that the man who was sometimes dismissed as an outmoded horse and buggy liberal championed a cause too radical even for the New Deal braintrusts who were quick to follow his advice in other areas Strum charts Brandeis s development as a kind of industrial era Jeffersonian deeply influenced by the classical ideals of Periclean Athens She shows that this was the source not only of his vision of a democracy based on a human scaled polis but also of his sudden emergence in his late fifties as the leading American Zionist he had come to regard Palestine as the locus of a new Athens And later on the Supreme Court this Athenian conception of human potential took justice Brandeis beyond even Justice Holmes in the determined use of judicial power to protect civil liberties and democracy in an industrialized society

Louis D. Brandeis, 1935 Autographed photograph handwritten note America Louis Dembitz Brandeis born November 13 1856 died October 5 1941 was an Associate Justice on the Supreme Court of the United States from 1916 to 1939 He was born in Louisville Kentucky to Jewish immigrant parents who raised him in a secular home He enrolled at Harvard Law School graduating at the age of twenty with the highest grade average in the college s history Brandeis settled in Boston where he became a recognized lawyer through his work on progressive social causes Starting in 1890 he helped develop the right to privacy concept by writing a Harvard Law Review article of that title and was thereby credited by legal scholar Roscoe Pound as having accomplished nothing less than adding a chapter to our law He later published a book titled *Other People s Money And How the Bankers Use It* suggesting ways of curbing the power of large banks and money trusts which partly explains why he later fought against powerful corporations monopolies public corruption and mass consumerism all of which he felt were detrimental to American values and culture He also

became active in the Zionist movement seeing it as a solution to antisemitism in Europe and Russia while at the same time being a way to revive the Jewish spirit When his family's finances became secure he began devoting most of his time to public causes and was later dubbed the People's Lawyer He insisted on serving on cases without pay so that he would be free to address the wider issues involved The Economist magazine calls him A Robin Hood of the law Among his notable early cases were actions fighting railroad monopolies defending workplace and labor laws helping create the Federal Reserve System and presenting ideas for the new Federal Trade Commission FTC He achieved recognition by submitting a case brief later called the Brandeis Brief which relied on expert testimony from people in other professions to support his case thereby setting a new precedent in evidence presentation In 1916 President Woodrow Wilson nominated Brandeis to become a member of the Supreme Court However his nomination was bitterly contested partly because as Justice William O Douglas wrote Brandeis was a militant crusader for social justice whoever his opponent might be He was dangerous not only because of his brilliance his arithmetic his courage He was dangerous because he was incorruptible and the fears of the Establishment were greater because Brandeis was the first Jew to be named to the Court He was eventually confirmed by the Senate by a vote of 47 to 22 on June 1 1916 21 Republican Senators and one Democratic Senator voted against his nomination and became one of the most famous and influential figures ever to serve on the high court His opinions were according to legal scholars some of the greatest defenses of freedom of speech and the right to privacy ever written by a member of the Supreme Court **People's Lawyers** Diana Klebanon, Franklin L Jonas, Diana Klebanow, 2020-07-24

Throughout America's history lawyers with a crusading zeal have through their moral stance intellectual integrity and sheer brilliance made use of the law to fight social injustice In short biographical chapters the authors tell the stories of ten of these lawyers Some are well known Thurgood Marshall William Kunstler Louis Brandeis Morris Dees Clarence Darrow and Ralph Nader Others are not so well known but deserve to be All are fascinating and influential attorneys and examination of their lives illuminates key issues in American history An annotated bibliography a chronology of the person's life and work and a helpful table detailing their most prominent cases accompany each chapter **Jews and American Public Life** David G. Dalin, 2022-05-24 Over a career spanning forty years David G Dalin has written extensively about the role of American Jews in public life from the nation's founding to presidential appointments of Jews to lobbying for the welfare of Jews abroad to Jewish prominence in government philanthropy intellectual life and sports and their one time prominence in the Republican Party His work on the separation of Church and State and a prescient 1980 essay about the limits of free speech and the goal of Neo Nazis to stage a march in Skokie Illinois are especially noteworthy Here for the first time are a collection of sixteen of his essays which portray American Jews who have left their mark on American public life and politics United States Jewry, 1776-1985 Jacob Rader Marcus, 2018-02-05 Marcus follows the movement of these German Jews into all regions west of the Hudson River *Justices, Presidents, and Senators* Henry J. Abraham, 2008 Explains how United States

presidents select justices for the Supreme Court evaluates the performance of each justice and examines the influence of politics on their selection

We the Corporations Adam Winkler, 2018-02-27 National Book Award for Nonfiction Finalist National Book Critics Circle Award for Nonfiction Finalist A New York Times Notable Book of the Year A Washington Post Notable Book of the Year A PBS Now Read This Book Club Selection Named one of the Best Books of the Year by the Economist and the Boston Globe A landmark exposé and deeply engaging legal history of one of the most successful yet least known civil rights movements in American history Washington Post In a revelatory work praised as excellent and timely New York Times Book Review front page Adam Winkler author of *Gunfight* once again makes sense of our fraught constitutional history in this incisive portrait of how American businesses seized political power won equal rights and transformed the Constitution to serve big business Uncovering the deep roots of *Citizens United* he repositions that controversial 2010 Supreme Court decision as the capstone of a centuries old battle for corporate personhood Tackling a topic that ought to be at the heart of political debate Economist Winkler surveys more than four hundred years of diverse cases and the contributions of such legendary legal figures as Daniel Webster Roger Taney Lewis Powell and even Thurgood Marshall to reveal that the history of corporate rights is replete with ironies Wall Street Journal *We the Corporations* is an uncompromising work of history to be read for years to come

Jews on Trial Bruce Afran, 2005 All are true presented with balance and clarity by lawyers and scholars Jacket

The Supreme Court Justices: Illustrated Biographies Clare Cushman, 2013 Book Description The Supreme Court Justices Illustrated Biographies 1789 2012 Third Edition provides a single volume reference profiling every Supreme Court justice from John Jay through Elena Kagan An original essay on each justice paints a vivid picture of his or her individuality as shaped by family education pre Court career and the times in which he or she lived Each biographical essay also presents the major issues on which the justice presided Essays are arranged in the order of the justices appointments Lively anecdotes along with portraits photographs and political cartoons enrich the text and deepen readers understanding of the justices and of the Court The volume includes an extensive bibliography and is indexed for easy research access New in this edition are a foreword by Chief Justice John G Roberts a revised essay on Chief Justice William H Rehnquist updated essays on sitting or recently retired members of the court new biographies for Chief Justice John G Roberts and Associate Justices Samuel A Alito Elena Kagan and Sonia M Sotomayor an updated listing of members of the Supreme Court with appointment and confirmation dates and an updated bibliography with key sources on the Supreme Court and the justices For insightful background and lively commentary on the individuals who have served on the Supreme Court of the United States there is no better reference than this updated new volume This is a vital reference work for researchers students and others interested in the Supreme Court's past present and future

The Supreme Court of the United States Commission on the Bicentennial of the United States Constitution, 1992 The Beginning and Its Justice

In Chambers Todd C. Peppers, Artemus Ward, 2012-03-05 Written by former law clerks legal scholars

biographers historians and political scientists the essays in *In Chambers* tell the fascinating story of clerking at the Supreme Court In addition to reflecting the personal experiences of the law clerks with their justices the essays reveal how clerks are chosen what tasks are assigned to them and how the institution of clerking has evolved over time from the first clerks in the late 1800s to the clerks of Justice Ruth Bader Ginsburg and Chief Justice William Rehnquist *In Chambers* offers a variety of perspectives on the unique experience of Supreme Court clerks Former law clerks including Alan M Dershowitz Charles A Reich and J Harvie Wilkinson III write about their own clerkships painting vivid and detailed pictures of their relationships with the justices while other authors write about the various clerkships for a single justice putting a justice s practice into a broader context The book also includes essays about the first African American and first woman to hold clerkships Sharing their insights anecdotes and experiences in a clear accessible style the contributors provide readers with a rare glimpse into the inner workings of the Supreme Court

The Biography Book Daniel S. Burt,2001-02-28 From Marilyn to Mussolini people captivate people A E s Biography best selling autobiographies and biographical novels testify to the popularity of the genre But where does one begin Collected here are descriptions and evaluations of over 10 000 biographical works including books of fact and fiction biographies for young readers and documentaries and movies all based on the lives of over 500 historical figures from scientists and writers to political and military leaders to artists and musicians Each entry includes a brief profile autobiographical and primary sources and recommended works Short reviews describe the pertinent biographical works and offer insight into the qualities and special features of each title helping readers to find the best biographical material available on hundreds of fascinating individuals

American Reformers, 1870-1920 Steven L. Piott,2006-03-07 In this new engaging work historian Steven L Piott explores the fascinating and provocative lives of twelve influential American reformers of the Gilded Age Populist and Progressive eras From Ida B Wells to Louis Brandeis Jane Addams to Charles Macune Piott examines the diversity of ideas and approaches that characterized this dynamic period He links these men and women together in the greater context of the reform era and explores the social ideologies that united the reform spirit in America following Reconstruction Designed with students in mind *American Reformers* provides a thought provoking introduction to some of the most influential and forward thinking minds of the reform era

Militant Zionism in America Rafael Medoff,2002-07-02 Relates an important and neglected chapter of American Jewish history

The Transformation of American Law, 1870-1960 Morton J. Horwitz,1994-12-15 When the first volume of Morton Horwitz s monumental history of American law appeared in 1977 it was universally acclaimed as one of the most significant works ever published in American legal history The New Republic called it an extremely valuable book Library Journal praised it as brilliant and convincing And Eric Foner in The New York Review of Books wrote that the issues it raises are indispensable for understanding nineteenth century America It won the coveted Bancroft Prize in American History and has since become the standard source on American law for the period between 1780 and 1860 Now Horwitz presents The Transformation of

American Law 1870 to 1960 the long awaited sequel that brings his sweeping history to completion In his pathbreaking first volume Horwitz showed how economic conflicts helped transform law in antebellum America Here Horwitz picks up where he left off tracing the struggle in American law between the entrenched legal orthodoxy and the Progressive movement which arose in response to ever increasing social and economic inequality Horwitz introduces us to the people and events that fueled this contest between the Old Order and the New We sit in on *Lochner v New York* in 1905 where the new thinkers sought to undermine orthodox claims for the autonomy of law and watch as Progressive thought first crystallized We meet Oliver Wendell Holmes Jr and recognize the influence of his incisive ideas on the transformation of law in America We witness the culmination of the Progressive challenge to orthodoxy with the emergence of Legal Realism in the 1920s and 30s a movement closely allied with other intellectual trends of the day And as postwar events unfold the rise of totalitarianism abroad the McCarthyism rampant in our own country the astonishingly hostile academic reaction to *Brown v Board of Education* we come to understand that rather than self destructing as some historians have asserted the Progressive movement was alive and well and forming the roots of the legal debates that still confront us today The Progressive legacy that this volume brings to life is an enduring one one which continues to speak to us eloquently across nearly a century of American life In telling its story Horwitz strikes a balance between a traditional interpretation of history on the one hand and an approach informed by the latest historical theory on the other Indeed Horwitz's rich view of American history as seen from a variety of perspectives is undertaken in the same spirit as the Progressive attacks on an orthodoxy that believed law an objective neutral entity The Transformation of American Law is a book certain to revise past thinking on the origins and evolution of law in our country For anyone hoping to understand the structure of American law or of America itself this volume is indispensable

Biographical Encyclopedia of the Supreme Court Melvin I. Urofsky, 2006-05-25 The recent dramatic shift in makeup of the U S Supreme Court has led to great interest in the rulings and legal opinions of its justices Now CQ Press brings you a comprehensive volume that analyzes the lives and legal philosophies of all past and present justices of the Court *Biographical Encyclopedia of the Supreme Court* includes signed essays profiling the men and women who have served and are serving on the U S Supreme Court This one of a kind reference includes not only important biographical information but also in depth details of the legal contributions made by the men and women of the nation's highest bench Keeping up with the recent changes to the Court this volume includes all current justices New essays profile Chief Justice John Roberts and Justice Samuel Alito Justices are arranged in an easy to use alphabetical format Each essay is prefaced with key biographical information for each justice such as Birth and death dates Date of nomination to the Court The name of president who nominated the justice The date he or she was seated Date range of service on the Court Within each essay written by a top legal expert scholar or journalist *Biographical Encyclopedia of the Supreme Court* provides facts and context along with analysis of the opinions and legal philosophies for each justice This new volume is an updated edition

of The Supreme Court Justices A Biographical Dictionary 1994 It will prove a valuable resource for academic community college law school and public libraries **The Supreme Court Compendium** Lee Epstein, Jeffrey A. Segal, Harold Joseph Spaeth, Thomas G. Walker, 2021-09-02 The Supreme Court Compendium provides historical and statistical information on the Supreme Court its institutional development caseload decision trends the background nomination and voting behavior of its justices its relationship with public governmental and other judicial bodies and its impact With over 180 tables and figures this new edition is intended to capture the full retrospective picture through the 2013 2014 term of the Roberts Court and the momentous decisions handed down within the last four years including United States v Windsor National Federation of Independent Business v Sebelius and Shelby County v Holder Justices, Presidents, and Senators Henry Julian Abraham, 1999 This new edition of this classic history of the Supreme Court discusses the selection nomination and appointment of each of the Justices who have sat on the U S Supreme Court since 1789 Abraham provides a fascinating account of the presidential motivations behind each nomination examining how each appointee s performance on the bench fulfilled or disappointed presidential expectations The Supreme Court Justices Melvin I. Urofsky, 1994 First Published in 1994 Routledge is an imprint of Taylor Francis an informa company **The Triangle Fire, Protocols Of Peace** Richard Greenwald, 2011-02-07 America searched for an answer to The Labor Question during the Progressive Era in an effort to avoid the unrest and violence that flared so often in the late nineteenth and early twentieth century In the ladies garment industry a unique experiment in industrial democracy brought together labor management and the public As Richard Greenwald explains it was an attempt to square free market capitalism with ideals of democracy to provide a fair and just workplace Led by Louis Brandeis this group negotiated the Protocols of Peace But in the midst of this experiment 146 mostly young immigrant women died in the Triangle Factory Fire of 1911 As a result of the fire a second interrelated experiment New York s Factory Investigating Commission FIC led by Robert Wagner and Al Smith created one of the largest reform successes of the period The Triangle Fire the Protocols of Peace and Industrial Democracy in Progressive Era New York uses these linked episodes to show the increasing interdependence of labor industry and the state Greenwald explains how the Protocols and the FIC best illustrate the transformation of industrial democracy and the struggle for political and economic justice

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