Conservative crisis and the rule of law;: Attitudes of bar and bench, 1887-1895, (Harper torchbooks, TB1415)

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# **Conservative Crisis And The Rule Of Law Attitudes Of Bar And Bench 1887 1895**

**William Edward Nelson** 

#### Conservative Crisis And The Rule Of Law Attitudes Of Bar And Bench 1887 1895:

**Conservative Crisis and the Rule of Law** Arnold M. Paul, 1960 **Conservative Crisis and the Rule of Law Arnold** Arnold M. Paul, Conservative Crisis and the Rule of Law: Attitudes of Bar and Bench, 1887-1895 ...: M. Paul, 2005 recensione Mauro Secci, 1964 The State and Freedom of Contract Harry N. Scheiber, 1998-09-01 The relationship of law to economic freedom has been a vital element in the history of all modern democratic societies Freedom of contract is both a technical term in law referring to private agreements and promises and a metaphor often deployed to describe economic liberty This volume of new essays by eminent legal historians offers fresh perspectives on freedom of contract in both senses of the term and considers how economic freedom relates to such classic political freedoms as free speech and other Anglo American constitutional norms The principal focus of the essays is on broad issues of policy and law rather than on narrow considerations of legal doctrine All the contributors reject stereotypes that pervade the existing literature about the allegedly unalloyed individualism of the common law and show how active state interventions of various kinds have shaped contract law in relation to social change throughout our legal history Equally however they reject shibboleths regarding bringing the state back in and take a hard look at the claims of statist ideology regarding the norms and rules that have established the legal boundaries of liberty in the modern industrial and post industrial eras The topics covered are Blackstone's claim that property was the despotic dominion of the private owner A W B Simpson labor and contract John V Orth the influence of philosophical trends on legal innovations James Gordley contract and individualism David Lieberman the tradition of public rights Harry N Scheiber the formal concept of liberty of contract in American law Charles McCurdy the interwoven history of labor law and contract law Arthur McEvoy public policy in relation to natural resources Donald Pisani and globalization of freedom of contract Martin Shapiro Lynching in the New South W. Fitzhugh Brundage, 2022-08-15 Lynching was a national crime But it obsessed the South W Fitzhugh Brundage's multidisciplinary approach to the complex nature of lynching delves into the such extrajudicial murders in two states Virginia the southern state with the fewest lynchings and Georgia where 460 lynchings made the state a measure of race relations in the Deep South Brundage's analysis addresses three central questions. How can we explain variations in lynching over regions and time periods. To what extent was lynching a social ritual that affirmed traditional white values and white supremacy And what were the causes of the decline of lynching at the end of the 1920s A groundbreaking study Lynching in the New South is a classic portrait of the tradition of violence that poisoned American life The Yale Biographical Dictionary of American Law Roger K. Newman, 2009-01-01 This book is the first to gather in a single volume concise biographies of the most eminent men and women in the history of American law Encompassing a wide range of individuals who have devised replenished expounded and explained law The Yale Biographical Dictionary of American Law presents succinct and lively entries devoted to more than 700 subjects selected for their significant and lasting influence on American law Casting a wide net editor Roger K Newman includes

individuals from around the country from colonial times to the present encompassing the spectrum of ideologies from left wing to right and including a diversity of racial ethnic and religious groups Entries are devoted to the living and dead the famous and infamous many who upheld the law and some who broke it Supreme Court justices private practice lawyers presidents professors journalists philosophers novelists prosecutors and others the individuals in the volume are as diverse as the nation itself Entries written by close to 600 expert contributors outline basic biographical facts on their subjects offer well chosen anecdotes and incidents to reveal accomplishments and include brief bibliographies Readers will turn to this dictionary as an authoritative and useful resource but they will also discover a volume that delights and entertains Listed in The Yale Biographical Dictionary of American Law John Ashcroft Robert H Bork Bill Clinton Ruth Bader Ginsburg Patrick Henry J Edgar Hoover James Madison Thurgood Marshall Sandra Day O Connor Janet Reno Franklin D Roosevelt Julius and Ethel Rosenberg John T Scopes O J Simpson Alexis de Tocqueville Scott Turow And more than 700 others ,1961-10 The ABA Journal serves the legal profession Qualified recipients are lawyers and judges law students law librarians and associate members of the American Bar Association **Unequal Justice** Jerold S. Auerbach, 1977-02-03 Auerbach here focuses on the elite nature of the profession examining its emphasis on serving business interests and its attempts to exclude participation by minorities Marbury V. Madison and Judicial Review Robert Lowry Clinton, 1989 Few Supreme Court decisions are as well known or loom as large in our nation s history as Marbury v Madison The 1803 decision is widely viewed as having established the doctrine of judicial review which permits the Court to overturn acts of Congress that violate the Constitution moreover such judicial decisions are final not subject to further appeal Robert Clinton contends that few decisions have been more misunderstood or misused in the debates over judicial review He argues that the accepted view of Marbury is ahistorical and emerges from nearly a century of misinterpretation both by historians and by legal scholars

Bless the Pure and Humble Nicholas George Malavis, 1996 Nicholas George Malavis s well reasoned and sophisticated study of the development of petroleum regulation offers historical and legal analysis of the basic issues affecting property rights and the public interest and traces the legal moves that shaped a new regulatory system centered around the Texas Railroad Commission It provides a fascinating view of the multiple roles of lawyers in putting the new system in place as they worked for a variety of clients to resolve the serious conflicts plaguing the oil industry in its efforts to manage overproduction in the 1920s and 1930s Access to the internal records of Vinson and Elkins has allowed Malavis to provide readers a rare view inside the world of lawyer client relations He describes how prominent attorney James Elkins and others applied their legal talents negotiating skills and political influence to fight for solutions to the problems that would help define the parameters of the new prorating system

Leaving the Bench David Neal Atkinson,1999 Examining each of the nearly 100 men who have left the US Supreme Court explores their resignations and retirements from the lifetime tenure Considers the diverse circumstances under which they leave and clarifies why they often are reluctant to do so finding factors such as

pensions party loyalty and personal pride Also relates physical ailments to mental faculties to explain how a justice s disability can affect Court decisions Annotation copyrighted by Book News Inc Portland OR **Keeping the People's** The Presidencies of Grover Cleveland **Liberties** John J. Dinan, 1998 4 The theory and design of populist institutions Richard E. Welch, 1988 Grover Cleveland who served as both the twenty second and the twenty fourth president of the United States dominated the American political scene from 1884 to 1896 Viewed at one time as a monument of presidential courage Cleveland has over the past generation been dismissed by historians as a Bourbon Democrat the symbol of that wing of the Democratic party devoted to preserving the status quo and protecting the interests of the propertied In this revisionist study Richard Welch takes a fresh look at the Cleveland administrations and discovers a man whose assertive temperament was frequently at odds with his inherited political faith Although pledging public allegiance to a Whiggish version of the presidency Cleveland's aggressive insistence on presidential independence led him to exercise increasing control of the executive branch and then to seek influence over Congress and national legislation Ouick to denounce governmental paternalism and the centralization of political power Cleveland nevertheless expanded the authority of the national government as he revised federal land and Indian policies in the West and ordered the army to Chicago during the 1894 Pullman strike For all his fears of constitutional innovation he was neither a champion of big business nor unaware of the problems posed by the post Civil War economic revolution He signed the Interstate commerce Act warned against the growing power of industrial combination advocated voluntary federal arbitration of labor management disputes and fought the monopolization of western lands by railroad an timber corporations Welch places Cleveland s battles on behalf of tariff revision civil service reform and the gold standard within the context of the conundrum of a strong president who usually failed to gain the cooperation of Congress or the Democratic party Cleveland reinvigorated the American presidency and reestablished an equilibrium between the executive and legislative branches of the federal government but by his obdurate enmity to the silverites and the agrarian radicals he helped assure the division and defeat of his party in the election of 1896 Welch demonstrates that Cleveland's achievements and failures as a political leader were attributable to an authoritarian temperament that saw compromise as surrender Two chapters of the book are devoted to Cleveland's diplomacy focusing especially on his response to Hawaiian and Cuban revolutions and the boundary dispute between Venezuela and Great Britain Welch takes issue with the currently popular thesis that U S diplomacy in the last decade of the nineteenth century displayed a concerted governmental effort to solve domestic economic problems by expanding foreign markets in East Asia and Latin America In addition to providing insights into the character of one of our more interesting presidents this reassessment of Grover Cleveland's historical legacy shows clearly that the Cleveland years served as the essential preface to the development of a modern presidency and to the identification for executive power **Supreme Court of the United States** George H. Rutland, 2000 Although not as glamourous as the Presidency and not as raucous as Congress the Supreme

Court guietly wields more power and influence over life in the United States than the other two combined There is not a facet of life in the US that the Supreme Court is not called upon sooner or later to offer an opinion about This bibliography gathers important literature about the Supreme Court and provides access through subject groupings as well as author and subject indexes Contents General History Separation of Powers Constitutional Law Freedom of Religion Judicial Process Civil Rights **Justices Freedoms Judicial Power and Indexes Explicit and Authentic Acts** David E. Kyvig, 1996 This book could not be more timely Kyvig provides a rich and comprehensive history of the politics and operation of the amending process It deserves the attention of not only historians political scientists and legal scholars but also those concerned with public affairs david M O Brien author of Storm Center The Supreme Court in American Politics A lively challenge to traditional views William Leuchtenburg author of The Supreme Court Reborn The Pullman Case David Ray Papke, 1999 The American Railway Union strike against the Pullman Palace Car Company in 1894 pitted America's largest industrial union against 24 railroads and was broken up by federal troops and suppressed in the courts Papke law Indiana U School of Law Indianapolis re examines events and personalities surrounding the strike related proceedings in the Chicago trial courts and the 1895 Supreme Court decision In re Debs which set important standards for labor injunctions Annotation copyrighted by Book News Inc Portland OR SA public law, 1994 Zoning and the American Dream Charles Monroe Haar, Jerold S. Kayden, 1989 This thoughtful book assesses just how well zoning is meeting its goals six decades after it was introduced Zoning and the American Dream finds grounds for both optimism and pessimism Though susceptible to gross misuse Haar and Kayden argue that zoning is still the most powerful tool available for shaping the environment in which we live and work The book starts before the Supreme Court's 1926 landmark decision in Village of Euclid'v Ambler Realty Company with a look at the battles that prompted litigation It's a story of strong willed individuals surprising political coalitions and debate on some of the major philosophical issues of the Progressive era This great drama is recounted with flair and detail The dusty files of Ambler Realty Company's lawyers are exhumed to reveal the thinking behind the case We re given a lively first hand perspective of the unfolding trail strategy There s also a look at the personal backgrounds of major and minor players and an appendix with the complete text of the decision The book also explores the problematic sides of zoning for example its use for racial and class discrimination One chapter uncovers how some communities have even used zoning not only to exclude blacks but to destroy existing viable black neighborhoods by zoning for intrusive commercial and industrial uses The book casts a skeptical eye on increased judicial intervention in zoning as constitutional battles have involved judges more and more in the planning of American communities It also examines the pervasive impact of zoning on design and questions the compatibility of zoning and traditional economic theory Zoning and the American Dream is the first book that looks at zoning from every imaginable perspective historical physical design and planning sociological legal economic and political It s a useful reference for professionals And just a good read for anyone interested in the nature of American communities

Marbury V. Madison William Edward Nelson,2000 This book is a study of the power of the American Supreme Court to interpret laws and overrule any found in conflict with the Constitution It examines the landmark case of Marbury versus Madison 1803 when that power of judicial review was first fully articulated Lowering the Bar Marc Galanter,2006-10-10 What do you call 600 lawyers at the bottom of the sea Marc Galanter calls it an opportunity to investigate the meanings of a rich and time honored genre of American humor lawyer jokes Lowering the Bar analyzes hundreds of jokes from Mark Twain classics to contemporary anecdotes about Dan Quayle Johnnie Cochran and Kenneth Starr Drawing on representations of law and lawyers in the mass media political discourse and public opinion surveys Galanter finds that the increasing reliance on law has coexisted uneasily with anxiety about the legalization of society Informative and always entertaining his book explores the tensions between Americans deep seated belief in the law and their ambivalence about lawyers

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