

# DISCRIMINATING AGAINST DISCRIMINATION

ROBERT M. O'NEH

Preferential  
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# Discriminating Against Discrimination Preferential Admissions And The Defunis Case

**William A. Kaplin, Barbara A. Lee**



## **Discriminating Against Discrimination Preferential Admissions And The Defunis Case:**

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and students in public universities Expands the discussion of faculty academic freedom student academic freedom and institutional academic freedom If this book isn't on your shelf it needs to be *Equal Protection* Francis Graham Lee, 2003-11-17 An introductory survey of the government's role in America's continuing drive for equality Today's lingering inequalities particularly the American dilemma of racism runs throughout U.S. history *Equal Protection* provides readers with a historical overview of the controversies over the issue of equality an understanding of how government and particularly the courts and Congress has reacted to these controversies and the role these issues have played in shaping U.S. society This volume follows the push for equal treatment regardless of age gender disabilities economic status or sexual orientation It focuses on legislation such as the Americans with Disabilities Act and political initiatives and movements such as The Great Society the ERA and the War on Poverty Here are American's interpretations of equal rights then and now **The Law of Higher Education, 2 Volume Set** William A. Kaplin, Barbara A. Lee, 2013-07-25 Make sure you have a copy on your bookshelf *The Law of Higher Education* Fifth Edition is the most up to date and comprehensive reference research source and practical legal guide for college and university administrators campus attorneys legal counsel and institutional researchers addressing all the major legal issues and regulatory developments in higher education In the increasingly litigious environment of higher education William A. Kaplin and Barbara A. Lee's clear cogent and contextualized legal guide proves more and more indispensable every year Over 3 000 new cases related to higher education have been decided since the publication of the previous edition and scores of changes to higher education law are made each year Every section of the fifth edition contains new material including those related to Hate speech and free speech rights of faculty in public universities Sharing of research with international colleagues Intellectual property and peer to peer file sharing Student suicide Campus safety Police and administrators right to search students residence hall rooms Governmental support for religious institutions and religious autonomy rights of individual public institutions Collective bargaining and antidiscrimination laws Nondiscrimination and affirmative action in employment admissions and financial aid Family and Medical Leave Act and workers compensation FERPA Family Educational Rights and Privacy Act Resources in Education, 1977 *The Crisis*, 1977-05 *The Crisis* founded by W. E. B. Du Bois as the official publication of the NAACP is a journal of civil rights history politics and culture and seeks to educate and challenge its readers about issues that continue to plague African Americans and other communities of color For nearly 100 years *The Crisis* has been the magazine of opinion and thought leaders decision makers peacemakers and justice seekers It has chronicled informed educated entertained and in many instances set the economic political and social agenda for our nation and its multi ethnic citizens **North Carolina Central Law Journal**, 1995 **Symposium on Legal Education**, 1978 Reverse Discrimination Jim Buchanan, 1985 The Bakke Case Howard Ball, 2000 Examines the law and politics surrounding the Bakke case a case claiming reverse discrimination considered by many as the most important civil rights decision since the end of segregation **Affirmative**

**Action on Trial** Melvin I. Urofsky, 1997 Affirmative action continues to be one of the most hotly contested issues in America. Volatile and divisive the debates over its legitimacy have inspired a number of reverse discrimination suits in the federal courts. Like the landmark 1978 Bakke decision, most of these have focused on preferential treatment given racial minorities. In *Johnson v Santa Clara*, however, the central issue was gender, not race discrimination, and the Supreme Court's decision in that case marked a resounding victory for women in the work force. *Johnson v Santa Clara* involved two people who in 1980 competed for a dispatcher position with the transportation department of Santa Clara County, California. Paul Johnson had more experience and slightly higher test scores, but Diane Joyce was given the job based on affirmative action. An irate Johnson sued the county and won, only to have the decision reversed in appellate court. That reversal was subsequently upheld in the Supreme Court's 1987 decision, reaffirming that it was legitimate for employers to consider gender in hiring. Preeminent legal historian Melvin Urofsky proves an exemplary guide through the complexities of this case as he takes us from the workplace through the various levels of our federal court system. Balancing the particulars of the case with an overview of constitutional law and judicial process, he creates a model legal history that is both appealing and enlightening. For the non-scholar, Urofsky is especially good at highlighting the fundamental human drama of this case and shows how Johnson and Joyce were simply ordinary people, each with valid reasons for their actions, but both ultimately caught up in legal and social issues that reached well beyond their own lives. Affirmative Action on Trial pointedly addresses the issue of sex discrimination and the broader controversy over the place of affirmative action in American society. The latter continues to generate headlines like those that followed the 1996 Supreme Court decision to let stand a lower court ruling that race cannot be used as a determination for admission to academic programs. More recently, several states have even taken steps to end affirmative action altogether. While it's hard to tell how such actions will ultimately impact affirmative action, there's no question that the rulings in cases like *Johnson v Santa Clara* will continue to guide and influence the debates both inside and outside the courtroom.

**The Journal of Negro Education** Charles Henry Thompson, 1977 The purpose of the Journal is threefold: first, to stimulate the collection and facilitate the dissemination of facts about the education of Black people; second, to present discussions involving critical appraisals of the proposals and practices relating to the education of Black people; third, to stimulate and sponsor investigations of issues incident to the education of Black people. Philosophical Issues in Law Kenneth Kipnis, 1977 Affirmative Action Francis J. Beckwith, Todd E. Jones, 1997-09 Contains fifteen essays on affirmative action. *College Student Personnel Abstracts*, 1976 Human Rights for Australia Alice Erh-Soon Tay, 1986 Topics: Human rights in general, Civil and political rights. **Student Financial Aid and the Minority Student** Michael Eugene Young, 1986 *Report of the Association of American Medical Colleges. Task Force on Minority Student Opportunities in Medicine* Association of American Medical Colleges. Task Force on Minority Student Opportunities in Medicine, 1978

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