

# Discretion in Criminal Justice

*The Tension  
Between  
Individualization  
and Uniformity*

edited by  
Lloyd E. Ohlin and  
Frank J. Remington

# Discretion In Criminal Justice The Tension Between Individualization And Uniformity

**Guillaume Favre**



## **Discretion In Criminal Justice The Tension Between Individualization And Uniformity:**

**Discretion in Criminal Justice** Lloyd E. Ohlin, Frank J. Remington, 1993-01-01 A retrospective account of the research done in the 1950s by the American Bar Foundation which conducted a pilot survey of the processing of offenders from arrest to prison to observe what actually happened at each decision point instead of assuming that doctrinal legal analyses were sufficient Many of the chief participants in the Survey of Criminal Justice write here about the consequences of the earlier research for subsequent scholarship teaching and policy and reflect on the problem of discretion in criminal justice Police Misconduct in America Dean John Champion, 2001-08-01 With just the right dose of academic pragmatism Police Misconduct in America assesses the history of police excesses from 1900 to the present At the dawn of the profession police officers initially were hired based on physical strength not personal skills They did not understand the laws they were enforcing or how laws should be enforced This extensive survey examines the context and types of police misconduct since the 1900s Written by Dean J Champion Police Misconduct in America covers police history back to Mesopotamia outlines controversies provides a broad chronology of significant eras in police history and a timeline of specific events and offers biographical sketches of key personalities from J Edgar Hoover to Alice Stebbens Wells the first American policewoman It also includes are summaries of key Supreme Court cases an extensive list of organizations concerned about police misconduct government documents and agency publications and other references **"Broken Windows" and Police Discretion** George L. Kelling, 1999 **Fixing Broken Windows** George L. Kelling, Catherine M. Coles, 1997 Cites successful examples of community based policing **Federal Probation**, 1994 Making Law Matter Lesley McAllister, 2008-05-30 Making Law Matter presents the first book length treatment of an innovative prosecutorial institution the Brazilian Ministrio Publico which refashioned itself in the 1980s into a powerful defender of citizen rights in environmental protection as well as in other areas of public interest such as disability rights consumer protection and anti corruption The Jury Trial in Criminal Justice Douglas D. Koski, 2003 The jury trial is one of the most visible contentious and misunderstood of the various components of our criminal justice system While the public is not infrequently critical of the decisions made by these ordinary citizens attracting such criticism is one of the very functions of the jury to act as a lightning rod which draws public disapproval away from the law and the judges and dissipates it through a temporary and anonymous body of citizens back into the community from which they came The Jury Trial in Criminal Justice offers an exploration of some of the most troubling of the issues of the jury trial in the criminal justice process Among these are the gradual disappearance of juries and the dominance of plea bargaining the morally complex role of defense counsel the high and still rising powers of discretion by prosecutors victims in the criminal justice process and doubts about the jurors themselves The exploration into these questions is guided partly by Douglas Koski s introductions to each major issue and then by the collection of readings he has authored and edited to illuminate each topic Among the writings in the collection are works that provide both classic

views and fresh perspectives Some are incisive scholars others by iconoclastic practitioners All are informed and insightful Readers of *The Jury Trial in Criminal Justice* will gain an understanding of the jury and the criminal justice process that will take them far beyond the erroneous assumptions and cliches that permeate our popular culture Michael J Saks Arizona State University College of Law from the Foreword Encyclopedia of Criminology J. Mitchell Miller, Richard A.

Wright, 2013-12-17 This three volume work offers a comprehensive review of the pivotal concepts measures theories and practices that comprise criminology and criminal justice No longer just a subtopic of sociology criminology has become an independent academic field of study that incorporates scholarship from numerous disciplines including psychology political science behavioral science law economics public health family studies social work and many others The three volume *Encyclopedia of Criminology* presents the latest research as well as the traditional topics which reflect the field's multidisciplinary nature in a single authoritative reference work More than 525 alphabetically arranged entries by the leading authorities in the discipline comprise this definitive international resource The pivotal concepts measures theories and practices of the field are addressed with an emphasis on comparative criminology and criminal justice While the primary focus of the work is on American criminology and contemporary criminal justice in the United States extensive global coverage of other nations justice systems is included and the increasing international nature of crime is explored thoroughly Providing the most up to date scholarship in addition to the traditional theories on criminology the *Encyclopedia of Criminology* is the essential one stop reference for students and scholars alike to explore the broad expanse of this multidisciplinary field **Penn State Law Review** ,2004 **Dilemmas of Accountability** Todd Ryan Lochner, 2001

**Criminal Justice Ethics** Cyndi Banks, 2004-03-19 This book is an overview of the need for and use of ethical behaviour by all players in the criminal justice system The book is organized in two Parts The first Part will cover ethical issues and dilemmas in the criminal justice system and the second Part will focus on the major philosophical theories of ethics Highly illustrative case studies are used throughout the book to demonstrate the ethical issues facing criminal justice professionals today in applied terms The future development of public policy related to the criminal justice system is also considered

**Crime and the Justice System in America** Frank Schmalleger, Gordon M. Armstrong, 1997-11-25 An interdisciplinary survey of crime and violence in America with entry emphasis focused on the late 20th century reaching into the 21st century

**The Japanese Way of Justice** David Ted Johnson, 1996 International Criminal Justice Review ,2002 **Criminal Justice Review** ,1995 *The Courts in Our Criminal Justice System* Jon'a Meyer, Diana Ruth Grant, 2003 The *Courts in Our Criminal Justice System* presents a unique historical context on the development functions and controversies in the courts system that is lacking in other courts books while simultaneously presenting the most current theory research and examples on the topic This broad temporally inclusive approach to the study of the courts will help provide the big picture framework necessary for readers to understand the modern American criminal courts process A Society Designs Laws A Crime is

Committed After Arrest Law the Court and Post Arrest Procedures The Courts Get Involved The History of Courts and the Arrangement of Modern Courts A Prosecutor Considers the Charges A Defense Lawyer is Selected The Defense Role A Judge is Assigned to Hear the Case Jurors and Other Key Participants in the Courtroom Play Their Roles Some Cases Don't Make It to Court You Ring We Spring The Role of Bail in the Court System Plea Bargaining Your Day in Court The Trial Begins The Punishment Dilemma 30 or 30 Days Setting the Penalty Appeals Juvenile Courts      *Global Criminology and Criminal Justice* Nick Larsen, Russell Smandych, 2007-12 Global Criminology and Criminal Justice brings together 22 articles that constitute some of the most important recent literature in the field      **Encyclopedia of Crime and Punishment** David Levinson, 2002 The Encyclopedia of Crime and Punishment provides the much needed practices policies and research and will be of interest to students teachers and the general reader alike This work should be on the shelves of all libraries with collections in the social sciences Larry E Sullivan Ph D Chief Librarian John Jay College of Criminal Justice Crime It started with Cain and Abel and it won't end with the Sopranos Our fascination with transgression and its punishment is universal And now from Sage the publisher of criminal justice abstracts and other standards in the field comes the ultimate reference source on this all consuming subject comprehensive authoritative up to the second Comprehensive and balanced coverage of Concepts and theories Correction Law Crimes Methods and statistics National surveys Organizations Police science Social and cultural context Features and benefits 100% original content Broader more up to date coverage than any other source on the market 275 Contributors 425 Signed entries 150 Illustrations Prestigious advisory board overseeing quality 1.5 million words 250 sidebars offering key primary source documents 100 factoids spotlighting important and sometimes startling information International coverage with focus on the contemporary United States Chronology master bibliography and general index Appendixes Careers in criminal justice Professional organizations Guidance on using the Web to collect accurate information Encyclopedia of Crime and Punishment covers the waterfront Entries include Broken windows theory Child witness Environmental crime Interpol Media Pathology Prison industry Religion in prison Securities fraud Spectator violence Television Victimization War crimes Wrongful convictions ADVISORY BOARD Anita Blowers University of North Carolina Charlotte Eve Buzawa University of Massachusetts Lowell Ric Curtis John Jay College of Criminal Justice Harry Dammer Niagara University Obi Ebbe University of Tennessee Chattanooga Frank Horvath Michigan State University Phyllis Schultze Rutgers University Larry Sullivan John Jay College of Criminal Justice      **Prosecutorial Discretion in Germany's Rechtsstaat** Shawn Boyne, 2007      *Betrayal of Due Process* Hedieh Nasheri, 1998 Betrayal of Due Process is a landmark study of the criminal justice systems of two common law nations the United States and Canada By focusing on plea bargaining which is one of the most dominant practices in the criminal justice system of both countries Nasheri makes a historical comparison of guilty plea practices and ideologies She draws on historical criminological sociological and political perspectives to construct her argument Because plea bargaining is a crucial part of the criminal justice system yet has

received little scholarly attention this much needed book fills a wide gap in legal scholarship

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