

HARLAN FISKE STONE:
Pillar of the Law



by
ALPHEUS THOMAS MASON
Author of BRANDEIS: A FREE MAN'S LIFE

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Harlan Fiske Stone Alpheus Thomas Mason,1956 *Pillar of the Law* Harlan Fiske Stone, **HARLAN FISKE STONE, PILLAR OF LAW** ,1936 **The Law's Conscience** Peter Charles Hoffer,2000-11-09 The Law's Conscience is a history of equity in Anglo American jurisprudence from the inception of the chancellor's court in medieval England to the recent civil rights and affirmative action decisions of the United States Supreme Court Peter Hoffer argues that equity embodies a way of looking at law including constitutions based on ideas of mutual fairness public trusteeship and equal protection His central theme is the tension between the ideal of equity and the actual availability of equitable remedies Hoffer examines this tension in the trusteeship constitutionalism of John Locke and Thomas Jefferson the incorporation of equity in the first American constitutions the antebellum controversy over slavery the fortunes of the Freedmen's Bureau after the Civil War the emergence of the doctrine of Balance of Equity in twentieth century public interest law and the desegregation and reverse discrimination cases of the past thirty five years *Brown v Board of Education* 1954 was the most important equity suit in American history and Hoffer begins and ends his book with a new interpretation of its lessons

The Supreme Court Justices Melvin Urofsky,1994-09 First published in 1994 Routledge is an imprint of Taylor Francis an informa company The Supreme Court of the United States Commission on the Bicentennial of the United States Constitution,1992 *The Beginning and Its Justice* **The Chief Justice** Artemus Ward,David J. Danielski,2016-08-18 The Chief Justice brings together leading scholars of the courts who employ social science theory and research to explain the role of the Chief Justice of the U S Supreme Court They consider the chief justice's appointment office powers and influence both within the Court and in the American system of government more generally The chief justice presides over oral arguments and the justices' private conferences The chief justice speaks first in those conferences presents cases and other matters to the other justices and assigns the Court's opinions in all cases in which the chief justice votes with the majority In addition the chief justice presides over the Judicial Conference of the United States a policy making body composed of lower court federal judges As Chief Justice Charles Evans Hughes wrote the Chief Justice of the U S Supreme Court is the most important judicial officer in the world *Nazi Saboteurs on Trial* Louis Fisher,2005 Louis Fisher chronicles the capture trial and punishment of the Nazi saboteurs in order to examine the extent to which procedural rights are suspended in time of war One of America's leading constitutional scholars Fisher analyzes the political legal and administrative context of the Supreme Court decision *Ex parte Quirin* 1942 reconstructing a rush to judgment that has striking relevance to current events Fisher contends that the Germans' constitutional right to a civil trial was hijacked by an ill conceived concentration of power within the presidency overriding essential checks from the Supreme Court Congress and the office of the Judge Advocate General His book provides a cautionary tale as our nation struggles to balance individual rights and national security **BOOK JACKET**

The Chief Justiceship of Charles Evans Hughes, 1930-1941 William G. Ross,2007 During the 1930s the U S Supreme

Court abandoned its longtime function as an arbiter of economic regulation and assumed its modern role as a guardian of personal liberties William G Ross analyzes this turbulent period of constitutional transition and the leadership of one of its central participants in *The Chief Justiceship of Charles Evans Hughes 1930-1941* Tapping into a broad array of primary and secondary sources Ross explores the complex interaction between the court and the political economic and cultural forces that transformed the nation during the Great Depression Written with an appreciation for both the legal and historical contexts this comprehensive volume explores how the Hughes Court removed constitutional impediments to the development of the administrative state by relaxing restrictions previously invoked to nullify federal and state economic regulatory legislation Ross maps the expansion of safeguards for freedoms of speech press and religion and the extension of rights of criminal defendants and racial minorities of African Americans helped to lay the legal foundations for the civil rights movement Throughout his study Ross emphasizes how Chief Justice Hughes brilliant administrative abilities and political acumen helped to preserve the Court's power and prestige during a period when the body's rulings were viewed as intensely controversial Ross concludes that on balance the Hughes Court's decisions were more evolutionary than revolutionary but that the court also reflected the influence of the social changes of the era especially after the appointment of justices who espoused the New Deal values of President Franklin Delano Roosevelt **Logic and Experience** William P.

LaPiana, 1994-01-20 The 19th century saw dramatic changes in the legal education system in the United States Before the Civil War lawyers learned their trade primarily through apprenticeship and self directed study By the end of the 19th century the modern legal education system which was developed primarily by Dean Christopher Langdell at Harvard was in place a bachelor's degree was required for admission to the new model law school and a law degree was promoted as the best preparation for admission to the bar William P LaPiana provides an in depth study of the intellectual history of the transformation of American legal education during this period In the process he offers a revisionist portrait of Langdell the Dean of Harvard Law School from 1870 to 1900 and the earliest proponent for the modern method of legal education as well as portraying for the first time the opposition to the changes at Harvard **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 Pioneers of Judicial Behavior Nancy L. Maveety, 2009-11-16

Examines the contributions of the pioneers of research into judicial behavior The Most Powerful Court in the World Stuart Banner, 2025-02-04 Stuart Banner's *The Most Powerful Court in the World* is an authoritative history of the United States Supreme Court from the Founding era to the present Not merely a history of the Court's opinions and jurisprudence it is also a rich account of the Court in the broadest sense of the sorts of people who become justices and the methods by which

they are chosen of how the Court does its work and of its relationship with other branches of government Rather than praising or criticizing the Court s decisions Banner makes the case that one cannot fully understand the decisions without knowing about the institution that produced them **Rethinking the New Deal Court** Barry Cushman,1998-02-26

Rethinking the New Deal Court The Structure of a Constitutional Revolution challenges the prevailing account of the Supreme Court of the New Deal era which holds that in the spring of 1937 the Court suddenly abandoned jurisprudential positions it had staked out in such areas as substantive due process and commerce clause doctrine In this view the impetus for such a dramatic reversal was provided by external political pressures manifested in FDR s landslide victory in the 1936 election and by the subsequent Court packing crisis Author Barry Cushman by contrast discounts the role that political pressure played in securing this constitutional revolution Instead he reorients study of the New Deal Court by focusing attention on the internal dynamics of doctrinal development and the role of New Dealers in seizing opportunities presented by doctrinal change Recasting this central story in American constitutional development as a chapter in the history of ideas rather than simply an episode in the history of politics Cushman offers a thoroughly researched and carefully argued study that recharacterizes the mechanics by which laissez faire constitutionalism unraveled and finally collapsed during FDR s reign Identifying previously unseen connections between various lines of doctrine Cushman charts the manner in which *Nebbia v New York* s abandonment of the distinction between public and private enterprise hastened the demise of the doctrinal structure in which that distinction had played a central role *The Supreme Court on Trial* Charles

Hyneman,2017-07-12 Although it was written at a time of national self criticism The Supreme Court on Trial remains a classic examination of the place of the Supreme Court in the American political system When originally published the American people were engaged in a severe examination of their basic commitments their way of life and the direction they appeared to be going The contemporary literature over the air in newspaper editorials and columns in books and articles was heavy with protest admonition and exhortation Although the times are different the issues raised in this volume continue to be important The American system exalts the American citizen as common man with claims to the dignity of citizens and pleas for securing their civil rights At the same time citizens are criticized for their cultural provincialism fear of intellectual endeavor and adoption of conformity Political institutions are not immune from such evaluations We have created Hoover commissions to study the national administrative system the Electoral College has been the subject of persistent scrutiny since World War II There have been demands for reconstitution of our state lawmaking bodies What links the concerns current at the time of original publication of this volume and concerns today most obviously are deep concern we now display for the character and quality of our public school curriculum and for the administrative structure which maintains and manages our schools The role of the Supreme Court in these concerns is evident The purpose of the book is to examine critically the place of the Supreme Court in our political system and to improve the public understanding of what the

Supreme Court does how its acts have been received and how its way of influencing public policy is related to other methods of making public policy

The Encyclopedia of Civil Liberties in America David Schultz, John R. Vile, 2015-04-10 Driven by the growing reality of international terrorism the threats to civil liberties and individual rights in America are greater today than at any time since the McCarthy era in the 1950s At this critical time when individual freedoms are being weighed against the need for increased security this exhaustive three volume set provides the most detailed coverage of contemporary and historical issues relating to basic rights covered in the United States Constitution The Encyclopedia of Civil Liberties in America examines the history and hotly contested debates surrounding the concept and practice of civil liberties It provides detailed history of court cases events Constitutional amendments and rights personalities and themes that have had an impact on our freedoms in America The Encyclopedia appraises the state of civil liberties in America today and examines growing concerns over the limiting of personal freedoms for the common good Complete with selected relevant documents and a chronology of civil liberties developments and arranged in A Z format with multiple indexes for quick reference The Encyclopedia of Civil Liberties in America includes in depth coverage of freedom of speech religion press and assembly as outlined in the first amendment protection against unreasonable search and seizure as outlined in the fourth amendment criminal due process rights as outlined in the fifth sixth seventh and eighth amendments property rights economic liberties and other rights found within the text of the United States Constitution Supreme Court justices presidents and other personalities focusing specifically on their contributions to or effect on civil liberties concepts themes and events related to civil liberties both practical and theoretical court cases and their impact on civil liberties

Guantánamo and Beyond Fionnuala Ni Aoláin, Oren Gross, 2013-08-26 The Military Commissions scheme established by President George W Bush in November 2001 has garnered considerable controversy In parallel with the detention facilities at Guantánamo Bay Cuba the creation of military courts has focused significant global attention on the use of such courts to process and try persons suspected of committing terrorist acts or offenses during armed conflict This book brings together the viewpoints of leading scholars and policy makers on the topic of exceptional courts and military commissions with a series of unique contributions setting out the current state of the field The book assesses the relationship between such courts and other intersecting and overlapping legal arenas including constitutional law international law international human rights law and international humanitarian law By examining the comparative patterns similarities and disjunctions arising from the use of such courts this book also analyzes the political and legal challenges that the creation and operation of exceptional courts produces both within democratic states and for the international community

Roscoe Pound and Karl Llewellyn N. E. H. Hull, 1997 American legal history is traditionally viewed as a succession of discrete schools of thought or landmark court decisions not as the work of individuals Such an approach however hardly does justice to the lives of two of the foremost teachers and theorists of American jurisprudence In Roscoe Pound and Karl Llewellyn Searching for an American Jurisprudence N E H Hull

reconstructs the historical cultural and intellectual context of the work of Pound and Llewellyn bringing to light their private and public relationship as well as the diverse sources from psychology to plant ecology to Icelandic sagas they separately drew upon in making their contributions to the American legal tradition *The History of the Supreme Court of the United States* William M. Wiecek, 2006-01-23 The Birth of the Modern Constitution recounts the history of the United States Supreme Court in the momentous yet usually overlooked years between the constitutional revolution in the 1930s and Warren Court judicial activism in the 1950s 1941 1953 marked the emergence of legal liberalism in the divergent activist efforts of Hugo Black William O Douglas Frank Murphy and Wiley Rutledge The Stone Vinson Courts consolidated the revolutionary accomplishments of the New Deal and affirmed the repudiation of classical legal thought but proved unable to provide a substitute for that powerful legitimating explanatory paradigm of law Hence the period bracketed by the dramatic moments of 1937 and 1954 written off as a forgotten time of failure and futility was in reality the first phase of modern struggles to define the constitutional order that will dominate the twenty first century Courts of Appeals in the Federal Judicial System J. Woodford Howard Jr., 2014-07-14 Courts of Appeals were designed to be a unifying force in American law and politics but they also contribute to decentralization and regionalization of federal law Woodford Howard studies three aspects of this problem first what binds the highly decentralized federal courts into a judicial system second what controls the discretion of judges in making law and policy and third how can quality judicial decisions be maintained under heavy volume pressure Originally published in 1981 The Princeton Legacy Library uses the latest print on demand technology to again make available previously out of print books from the distinguished backlist of Princeton University Press These editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions The goal of the Princeton Legacy Library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by Princeton University Press since its founding in 1905

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