



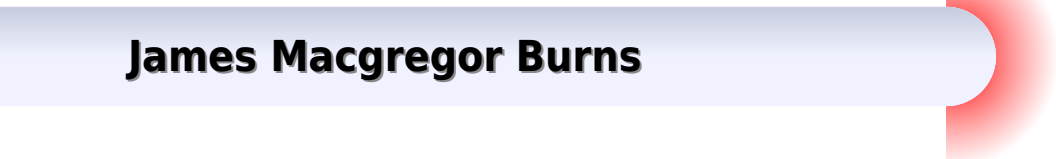
Supreme Court: Vehicle of Revealed Truth or Power Group, 1930 - 1937

Mason, Alpheus

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Supreme Court Vehicle Of Revealed Truth

James Macgregor Burns



Supreme Court Vehicle Of Revealed Truth:

Hearings, Reports and Prints of the Senate Committee on the Judiciary United States. Congress. Senate. Committee on the Judiciary, 1968 **A ^AHistory of the Supreme Court** the late Bernard Schwartz, 1995-02-23 When the first Supreme Court convened in 1790 it was so ill esteemed that its justices frequently resigned in favor of other pursuits John Rutledge stepped down as Associate Justice to become a state judge in South Carolina John Jay resigned as Chief Justice to run for Governor of New York and Alexander Hamilton declined to replace Jay pursuing a private law practice instead As Bernard Schwartz shows in this landmark history the Supreme Court has indeed travelled a long and interesting journey to its current preeminent place in American life In A History of the Supreme Court Schwartz provides the finest most comprehensive one volume narrative ever published of our highest court With impeccable scholarship and a clear engaging style he tells the story of the justices and their jurisprudence and the influence the Court has had on American politics and society With a keen ability to explain complex legal issues for the nonspecialist he takes us through both the great and the undistinguished Courts of our nation s history He provides insight into our foremost justices such as John Marshall who established judicial review in *Marbury v Madison* an outstanding display of political calculation as well as fine jurisprudence Roger Taney whose legacy has been overshadowed by *Dred Scott v Sanford* Oliver Wendell Holmes Louis Brandeis Benjamin Cardozo and others He draws on evidence such as personal letters and interviews to show how the court has worked weaving narrative details into deft discussions of the developments in constitutional law Schwartz also examines the operations of the court until 1935 it met in a small room under the Senate so cramped that the judges had to put on their robes in full view of the spectators But when the new building was finally opened one justice called it almost bombastically pretentious and another asked What are we supposed to do ride in on nine elephants He includes fascinating asides on the debate in the first Court for instance over the use of English style wigs and gowns the decision gowns no wigs and on the day Oliver Wendell Holmes announced his resignation the same day that Earl Warren as a California District Attorney argued his first case before the Court The author brings the story right up to the present day offering balanced analyses of the pivotal Warren Court and the Rehnquist Court through 1992 including of course the arrival of Clarence Thomas In addition he includes four special chapters on watershed cases *Dred Scott v Sanford* *Lochner v New York* *Brown v Board of Education* and *Roe v Wade* Schwartz not only analyzes the impact of each of these epoch making cases he takes us behind the scenes drawing on all available evidence to show how the justices debated the cases and how they settled on their opinions Bernard Schwartz is one of the most highly regarded scholars of the Supreme Court author of dozens of books on the law and winner of the American Bar Association s Silver Gavel Award In this remarkable account he provides the definitive one volume account of our nation s highest court

Supreme Power Jeff Shesol, 2011-03-14 A stunning work of history Doris Kearns Goodwin author of *No Ordinary Time* and *Team of Rivals* Beginning in 1935 the Supreme Court s conservative majority left much of FDR s agenda in ruins The pillars

of the New Deal fell in short succession. It was not just the New Deal but democracy itself that stood on trial. In February 1937 Roosevelt struck back with an audacious plan to expand the Court to fifteen justices and to pack the new seats with liberals who shared his belief in a living Constitution. Nominations of William H. Rehnquist and Lewis F. Powell, Jr. United States. Congress. Senate. Committee on the Judiciary, 1971. *In Defense of a Political Court* Terri Jennings Peretti, 2001-10-29. Can the Supreme Court be free of politics? Do we want it to be? Normative constitutional theory has long concerned itself with the legitimate scope and limits of judicial review. Too often theorists seek to resolve that issue by eliminating politics from constitutional decisionmaking. In contrast, Terri Peretti argues for an openly political role for the Supreme Court. Peretti asserts that politically motivated constitutional decisionmaking is not only inevitable, it is legitimate and desirable as well. When Supreme Court justices decide in accordance with their ideological values or consider the likely political reaction to the Court's decisions, a number of benefits result. The Court's performance of political representation and consensus building functions is enhanced and the effectiveness of political checks on the Court is increased. Thus, political motive in constitutional decision making does not lead to judicial tyranny as many claim, but goes far to prevent it. Using pluralist theory, Peretti further argues that a political Court possesses instrumental value in American democracy. As one of many diverse and redundant political institutions, the Court enhances both system stability and the quality of policymaking, particularly regarding the breadth of interests represented. *Franklin Roosevelt and the Great Constitutional War* Marian Cecilia McKenna, 2002. This important book is a detailed reinterpretation of one of the most explosive events in modern American politics: Franklin Roosevelt's controversial attempt in 1937 to pack the Supreme Court by adding justices who supported his New Deal policies. McKenna traces in unprecedented detail the origins of FDR's plan, its secret history, and the President's final failure. Drawing on a remarkable range of sources, McKenna provides the definitive account of a turning point in American political and legal history. **La Cour suprême des États-Unis** Christian Lerat, 1989. *Packing the Court* James MacGregor Burns, 2009-06-25. From renowned political theorist James MacGregor Burns, an incisive critique of the overreaching power of an ideological Supreme Court. For decades, Pulitzer Prize winner James MacGregor Burns has been one of the great masters of the study of power and leadership in America. In *Packing the Court*, he turns his eye to the U.S. Supreme Court, an institution that he believes has become more powerful and more partisan than the founding fathers ever intended. In a compelling and provocative narrative, Burns reveals how the Supreme Court has served as a reactionary force in American politics at critical moments throughout the nation's history and concludes with a bold proposal to rein in the court's power. Nomination of Justice William Hubbs Rehnquist United States. Congress. Senate. Committee on the Judiciary, 1987. **The Advice and Consent of the Senate** Joseph P. Harris, 2023-11-15. This study offers a comprehensive examination of the Senate's role in confirming presidential appointments, a practice that remains integral to the U.S. Constitution's system of checks and balances. Originally intended to limit presidential power and prevent undue influence in

key appointments the process of Senate confirmation now raises questions about its effectiveness and the impact it has on the administrative function of government The study investigates both the historical purpose and contemporary significance of this constitutional mechanism providing a detailed account of how confirmation practices evolved how they are enacted in today's political landscape and the complex relationships they create between the executive and legislative branches Central to this inquiry is the evolving nature of senatorial confirmation particularly regarding the sheer volume of nominations submitted by presidents in recent years Most of these appointments particularly those for the armed services foreign service and other specialized career roles are approved without individual scrutiny turning Senate confirmation into what many see as a formality However for high level civilian and military appointments Senate approval holds significant weight shaping the landscape of government leadership and often reflecting broader political tensions By analyzing the constitutional basis historical precedents and specific cases of contested nominations the study highlights both the strengths and shortcomings of the confirmation process The investigation also delves into the dynamics of senatorial courtesy and the extent to which partisan interests have influenced confirmation practices This phenomenon grants individual senators substantial power over appointments within their states often leading to political patronage and pressures that complicate the merit based selection of public officials Ultimately the study calls for a re evaluation of the scope of senatorial confirmation suggesting that limiting its reach to only the highest offices could enhance government efficiency and reduce politicization in lower administrative roles This approach the study argues could restore the intended purpose of confirmation as a meaningful check on presidential appointments preserving the balance envisioned by the framers of the Constitution This title is part of UC Press's Voices Revived program which commemorates University of California Press's mission to seek out and cultivate the brightest minds and give them voice reach and impact Drawing on a backlist dating to 1893 Voices Revived makes high quality peer reviewed scholarship accessible once again using print on demand technology This title was originally published in 1953

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