The Sixth Amendment in Modern American Jurisprudence

A CRITICAL PERSPECTIVE

Alfredo Garcia

<u>Sixth Amendment In Modern American Jurisprudence A</u> <u>Critical Perspective</u>

Puja Mehta

Sixth Amendment In Modern American Jurisprudence A Critical Perspective:

The Sixth Amendment in Modern American Jurisprudence Alfredo Garcia, 1992-05-26 Alfredo Garcia who has been both a prosecuting and a defense attorney in criminal processes reviews the United States Supreme Court's interpretations of the Sixth Amendment the right to a fair trial as they have evolved since the 1960s He determines that the Court with a few notable exceptions has demonstrated doctrinal inconsistency and has failed to adhere to the core values embedded in the amendment Garcia argues that the functional and symbolic roles of the Sixth Amendment have been eroded and that this is particularly evident in the three clauses that provide defendants the means to respond to charges and to be assured of fair process The clauses considered specifically involve the right to counsel the right to confrontation and the right to compulsory process The Supreme Court's emphasis in more recent years is perceived to be on efficiency rather than on protecting the ideal of a fair trial The six chapters cover the rights to counsel to confrontation to compulsory process to a speedy trial and to a jury trial and the sometime conflict between a free press First Amendment and the Sixth Amendment assurance of a fair trial free of antecedent prejudicial publicity This is a timely much needed and substantive examination of the highest court s The Right to the Assistance of Counsel interpretations of a defendant s constitutional right to a fair speedy trial James J. Tomkovicz, 2002-09-30 Inaugurating Greenw4ood's Reference Guides to the United States Constitution series this superlative guide to the Sixth Amendment is the first to survey the legal guarantee of counsel's assistance since 1963 s Gideon ruling The vast majority of important even landmark cases regarding the right to counsel were decided after that pivotal ruling making this the definitive work on the topic Tomkovicz offers a concise yet substantial account of the historical development of the right to counsel in England and America Included are A brief history of the topic Lengthy and sophisticated analysis of the current state of the law A bibliographical essay organizing and evaluating scholarly material for further research A table of cases Index A thorough analysis of the relevant U S Supreme Court's doctrine gives concrete content to the right to assistance of defense counsel Scholars and students of the U S Constitution along with attorneys and lay readers will gain a rich understanding of the meaning and importance of the Sixth Amendment and a comprehensive overview of a cornerstone of America's constitutional and legal order Encyclopedia of Constitutional Amendments, *Proposed Amendments, and Amending Issues, 1789–2015* John R. Vile, 2015-07-20 Now in its fourth edition and completely updated this is the most comprehensive book on constitutional amendments and proposed amendments available Although only 27 amendments have ever been added to the U S Constitution the last one having been ratified in 1992 throughout American history members of Congress have introduced more than 11 000 amendments and countless individuals outside of Congress have advanced their own proposals to revise the Constitution the wellspring of America's legal political and cultural foundations At a time when calls for a new constitutional convention are on the rise it is essential for students of political science and history as well as American citizens to understand proposed alternatives This updated edition of the established

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documents and statistical tables highlighting the debates Right to Counsel and Privilege against Self-Incrimination John B. Taylor,2004-10-26 An extensive analysis of two complementary rights of the accused their interpretation by the U S Supreme Court and the ongoing debate over their role in the criminal justice system Right to Counsel and Privilege against Self Incrimination Rights and Liberties under the Law explores the origins historical development current status and future of two rights intended to protect persons accused of crimes Two shocking case studies Powell v Alabama and Brown v Mississippi reveal the brutal injustices suffered by Southern blacks in the 1930s and explain how the Supreme Court made landmark decisions to expand the coverage of the right to counsel and the privilege against self incrimination After a brief review of the English and colonial origins of these rights a careful analysis of each focuses primarily on the revolutionary cases of the 20th century that produced a convergence of these rights in the famous case of Miranda v Arizona 1966 The work examines subsequent cases and discusses issues that lie ahead including those related to the war on terror

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