

Strategic Behavior
and
Policy Choice
on the
U.S. Supreme Court

Thomas H. Hammond
Chris W. Bonneau
Reginald S. Sheehan

Strategic Behavior And Policy Choice On The Us Supreme Court

Laurence Tribe, Joshua Matz



Strategic Behavior And Policy Choice On The Us Supreme Court:

Strategic Behavior and Policy Choice on the U.S. Supreme Court Thomas H. Hammond, Chris W. Bonneau, Reginald S. Sheehan, 2005 This book presents the first comprehensive model of policymaking by strategically rational justices who pursue their own policy preferences in the Supreme Court's multi-stage decision making process

Oral Arguments and Coalition Formation on the U.S. Supreme Court Ryan C. Black, Timothy R. B. Johnson, Justin Wedeking, 2012-10-24 The U.S. Supreme Court with its controlled highly institutionalized decision making practices provides an ideal environment for studying coalition formation. The process begins during the oral argument stage which provides the justices with their first opportunity to hear one another's attitudes and concerns specific to a case. This information gathering allows them eventually to form a coalition. In order to uncover the workings of this process the authors analyze oral argument transcripts from every case decided from 1998 through 2007 as well as the complete collection of notes kept during oral arguments by Justice Lewis F. Powell and Justice Harry A. Blackmun. Both justices clearly monitored their fellow justices' participation in the discussion and used their observations to craft opinions their colleagues would be likely to support. This study represents a major step forward in the understanding of coalition formation which is a crucial aspect of many areas of political debate and decision making.

Institutional Games and the U.S. Supreme Court James R. Rogers, Roy B. Flemming, Jon R. Bond, 2012-10-05 Over the course of the past decade the behavioral analysis of decisions by the Supreme Court has turned to game theory to gain new insights into this important institution in American politics. Game theory highlights the role of strategic interactions between the Court and other institutions in the decisions the Court makes as well as in the relations among the justices as they make their decisions. Rather than assume that the justices' votes reveal their sincere preferences, students of law and politics have come to examine how the strategic concerns of the justices lead to sophisticated behavior as they seek to maximize achievement of their goals when faced with constraints on their ability to do so. In *Institutional Games and the U.S. Supreme Court* James Rogers, Roy Flemming, and Jon Bond gather various essays that use game theory to explain the Supreme Court's interactions with Congress, the states, and the lower courts. Offering new ways of understanding the complexity and consequences of these interactions, the volume joins a growing body of work that considers these influential interactions among various branches of the U.S. government. Contributors: Kenneth A. Shepsle, Andrew De Martin, James R. Rogers, Christopher Zorn, Georg Vanberg, Cliff Carrubba, Thomas Hammond, Christopher Bonneau, Reginald Sheehan, Charles Cameron, Lewis A. Kornhauser, Ethan Bueno de Mesquita, Matthew Stephenson, Stefanie A. Lindquist, Susan D. Haide, Lawrence Baum.

The Oxford Handbook of U.S. Judicial Behavior Lee Epstein, Stefanie A. Lindquist, 2017-06-08 The Oxford Handbook of U.S. Judicial Behavior offers readers a comprehensive introduction and analysis of research regarding decision making by judges serving on federal and state courts in the U.S. Featuring contributions from leading scholars in the field, the Handbook describes and explains how the courts' political and social context, formal institutional structures, and informal norms affect

judicial decision making The Handbook also explores the impact of judges personal attributes and preferences as well as prevailing legal doctrine influence and shape case outcomes in state and federal courts The volume also proposes avenues for future research in the various topics addressed throughout the book Consultant Editor for The Oxford Handbooks of American Politics George C Edwards III American Public Opinion and the Modern Supreme Court, 1930-2020 Thomas R. Marshall, 2022-04-29 The United States Supreme Court is commonly thought to be an institution far removed from American public opinion Yet nearly two thirds of modern Supreme Court decisions reflect popular attitudes Comparing over 500 Supreme Court decisions with timely nationwide poll questions since the mid 1930s Thomas R Marshall shows that most Supreme Court decisions agree with poll majorities or pluralities across time and across issues and often represent Americans views to the same degree as federal policymakers This book looks beyond the litigants economic interests social movements organized interest groups or units of governments typically involved and instead examines how well the Court or the justices represent Americans views Using nationwide public opinion broken down by key subgroups race gender education and party affiliation better describes exactly whom Supreme Court decisions and the justices individual votes best represent His book will be of interest to scholars in political science legal studies history and sociology *Bankruptcy and the U.S. Supreme Court* Ronald J. Mann, 2017-04-24 In this illuminating work Ronald J Mann offers readers a comprehensive study of bankruptcy cases in the Supreme Court of the United States He provides detailed case studies based on the Justices private papers on the most closely divided cases statistical analysis of variation among the Justices in their votes for and against effective bankruptcy relief and new information about the appearance in opinions of citations taken from party and amici briefs By focusing on cases that have neither a clear answer under the statute nor important policy constraints the book unveils the decision making process of the Justices themselves what they do when they are left to their own devices It should be read by anyone interested not only in the jurisprudence of bankruptcy but also in the inner workings of the Supreme Court Making Law and Courts Research Relevant Brandon L. Bartels, Chris W. Bonneau, 2014-09-04 One of the more enduring topics of concern for empirically oriented scholars of law and courts and political scientists more generally is how research can be more directly relevant to broader audiences outside of academia A significant part of this issue goes back to a seeming disconnect between empirical and normative scholars of law and courts that has increased in recent years Brandon L Bartels and Chris W Bonneau argue that being attuned to the normative implications of one's work enhances the quality of empirical work not to mention makes it substantially more interesting to both academics and non academic practitioners Their book's mission is to examine how the normative implications of empirical work in law and courts can be more visible and relevant to audiences beyond academia Written by scholars of political science law and sociology the chapters in the volume offer ideas on a methodology for communicating normative implications in a balanced nuanced and modest manner The contributors argue that if empirical work is strongly suggestive of certain policy or institutional changes

scholars should make those implications known so that information can be diffused The volume consists of four sections that respectively address the general enterprise of developing normative implications of empirical research law and decisionmaking judicial selection and courts in the broader political and societal context This volume represents the start of a conversation on the topic of how the normative implications of empirical research in law and courts can be made more visible This book will primarily interest scholars of law and courts as well as students of judicial politics Other subfields of political science engaging in empirical research will also find the suggestions made in the book relevant

The Chief Justice

Artemus Ward,David J. Dannelski,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

Judicial Elections in the 21st Century

Chris W. Bonneau,Melinda Gann Hall,2016-12-08 Leading authorities present the latest cutting edge research on state judicial elections Starting with recent transformations in the electoral landscape including those brought about by U S Supreme Court rulings this volume provides penetrating analyses of partisan nonpartisan and retention elections to state supreme courts intermediate appellate courts and trial courts Topics include citizen participation electoral competition fundraising and spending judicial performance evaluations reform efforts attack campaigns and other organized efforts to oust judges This volume also evaluates the impact of judicial elections on numerous aspects of American politics including citizens perceptions of judicial legitimacy diversity on the bench and the consequences of who wins on subsequent court decisions Many of the chapters offer predictions about how judicial elections might look in the future Overall this collection provides a sharp evidence based portrait of how modern judicial elections actually work in practice and their consequences for state judiciaries and the American people

The Oxford Handbook of Law and Politics

Keith E. Whittington,R. Daniel Kelemen,Gregory A. Caldeira,2010-06-10 The study of law and politics is one of the foundation stones of the discipline of political science and it has been one of the most productive areas of cross fertilization between the various subfields of political science and between political science and other cognate disciplines This Handbook provides a comprehensive survey of the field of law and politics in all its diversity ranging from such traditional subjects as theories of jurisprudence constitutionalism judicial politics and law and society to such re emerging subjects as comparative judicial politics international law and democratization The Oxford Handbook of Law and Politics gathers together leading scholars in the field

to assess key literatures shaping the discipline today and to help set the direction of research in the decade ahead

Theoretical Foundations of Law and Economics Mark D. White, 2009 A book length examination of the methodology and philosophy of law and economics

New Directions in Judicial Politics Kevin T. McGuire, 2012-03-15 With its often vague legal concepts and institutions that operate according to unfamiliar procedures judicial decision making is in many respects a highly enigmatic process New Directions in Judicial Politics seeks to demystify the courts offering readers the insights of empirical research to address questions that are of genuine interest to students In addition to presenting a set of conclusions about the way in which courts operate this book also models the craft of political research illustrating how one can account for a variety of factors that might affect the courts and how they operate The renowned scholars and teachers in this volume invite critical thinking not only about the substance of law and courts in America but also about the ways in which we study judicial politics

Running for Judge Matthew J Streb, 2009-07-01 Across the country races for judgeships are becoming more and more politically contested As a result several states and cities are now considering judicial election reform Running for Judge examines the increasingly contentious judicial elections over the last twenty five years by providing a timely insightful analysis of judicial elections The book ties together the current state of the judicial elections literature and presents new evidence on a wide range of important topics including the history of judicial elections an understanding of the types of judicial elections electoral competition during races the increasing importance of campaign financing voting in judicial elections the role interest groups play in supporting candidates party organizing in supposedly non partisan elections judicial accountability media coverage and judicial reform of elections Running for Judge is an engaging accessible empirical analysis of the major issues surrounding judicial elections with contributions from prominent scholars in the fields of judicial politics political behavior and law Contributors Lawrence Baum Chris W Bonneau Brent D Boyea Paul Brace Rachel P Caufield Jennifer Segal Diascro Brian Frederick Deborah Goldberg Melinda Gann Hall Richard L Hasen David Klein Brian F Schaffner and Matthew J Streb

Judicial Dissent in European Constitutional Courts Katalin Kelemen, 2017-09-28 Dissent in courts has always existed It is natural and healthy that judges disagree on legal issues of a certain importance and difficulty The question is if it is reasonable to conceal dissent Not every legal system allows judges to explain their disagreement to the public in a separate opinion attached to the judgment of the court Most constitutional courts do This book presents a comparative analysis of the practice of judicial dissent in constitutional courts from the perspective of the civil law tradition It discusses the theoretical background presents the history of the institution and today s practice thus laying down the basis for an accurate consideration of the phenomenon from a legal perspective

Uncertain Justice Laurence Tribe, Joshua Matz, 2014-06-03 An assessment of how the Supreme Court under Chief Justice John Roberts is significantly influencing the nation s laws and reinterpreting the Constitution includes in depth analysis of recent rulings and their implications

The Relevance of Political Science Gerry Stoker, B. Guy Peters, Jon Pierre, 2015-03-26 What does political science tell us about

important real world problems and issues And to what extent does and can political analysis contribute to solutions Debates about the funding impact and relevance of political science in contemporary democracies have made this a vital and hotly contested topic of discussion and in this original text authors from around the world respond to the challenge A robust defence is offered of the achievements of political science research but the book is not overly sanguine given its sustained recognition of the need for improvement in the way that political science is done New insights are provided into the general issues raised by relevance into blockages to relevance and into the contributions that the different subfields of political science can and do make The book concludes with a new manifesto for relevance that seeks to combine a commitment to rigour with a commitment to engagement

High Courts in Global Perspective Nuno Garoupa, Rebecca D. Gill, Lydia B. Tiede, 2021-08-27 High courts around the world hold a revered place in the legal hierarchy These courts are the presumed impartial final arbiters as individuals institutions and nations resolve their legal differences But they also buttress and mitigate the influence of other political actors protect minority rights and set directions for policy The comparative empirical analysis offered in this volume highlights important differences between constitutional courts but also clarifies the unity of procedure process and practice in the world's highest judicial institutions High Courts in Global Perspective pulls back the curtain on the interlocutors of court systems internationally This book creates a framework for a comparative analysis that weaves together a collective narrative on high court behavior and the scholarship needed for a deeper understanding of cross national contexts From the U S federal courts to the constitutional courts of Africa from the high courts in Latin America to the Court of Justice of the European Union high courts perform different functions in different societies and the contributors take us through particularities of regulation and legislative review as well as considering the legitimacy of the court to serve as an honest broker in times of political transition Unique in its focus and groundbreaking in its access this comparative study will help scholars better understand the roles that constitutional courts and judges play in deciding some of the most divisive issues facing societies across the globe From Africa to Europe to Australia and continents and nations in between we get an insider's look into the construction and workings of the world's courts while also receiving an object lesson on best practices in comparative quantitative scholarship today Contributors Aylin Aydin Cakir Yeditepe University Turkey Tanya Bagashka University of Houston Clifford Carrubba Emory University Amanda Driscoll Florida State University Joshua Fischman University of Virginia Joshua Fjelstul Washington University in St Louis Tom Ginsburg University of Chicago Melinda Gann Hall Michigan State University Chris Hanretty University of London Lori Hausegger Boise State University Diana Kapiszewski Georgetown University Lewis A Kornhauser New York University Dominique H Lewis Texas A M University Chien Chih Lin Academia Sinica Taiwan Sunita Parikh Washington University in St Louis Russell Smyth Monash University Australia Christopher Zorn Pennsylvania State University Constitutionalism and Democracy **Stanford Law Review: Volume 63, Issue 1 - December 2010** Stanford Law Review, 2011-01-20 One of the leading and most read law

journals adds multiple digital editions to its worldwide distribution This current issue of the Stanford Law Review contains studies of law economics and social policy by scholars Ryan Scott on sentencing disparity Scott Hershovitz what Harry Potter means to torts Robert Cooter Neil Siegel collective federalism and Brian Galle Jonathan Klick alternative minimum tax Volume 63 Issue 1 s contents include Inter Judge Sentencing Disparity After Booker A First Look by Ryan W Scott Harry Potter and the Trouble with Tort Theory by Scott Hershovitz Collective Action Federalism A General Theory of Article I Section 8 by Robert D Cooter Neil S Siegel Recessions and the Social Safety Net The Alternative Minimum Tax as a Countercyclical Fiscal Stabilizer by Brian Galle Jonathan Klick

Belief and Religion in Barbarian Europe c. 350-700

Marilyn Dunn,2013-11-28 This ground breaking study offers a new paradigm for understanding the beliefs and religions of the Goths Burgundians Sueves Franks and Lombards as they converted from paganism to Christianity between c 350 and c 700 CE Combining history and theology with approaches drawn from the cognitive science of religion Belief and Religion in Barbarian Europe uses both written and archaeological evidence to challenge many older ideas Beginning with a re examination of our knowledge about the deities and rituals of their original religions it goes on to question the assumption that the Germanic peoples were merely passive recipients of Christian doctrine arguing that so called Arianism was first developed as an entry level Christianity for the Goths Focusing on individual ethnic groupings in turn it presents a fresh view of the relationship between religion and politics as their rulers attempted to opt for Catholicism In place of familiar debates about post conversion pagan survivals contemporary texts and legislation are analysed to create an innovative cognitive perspective on the ways in which the Church endeavoured to bring the Christian God into people s thoughts and actions The work also includes a survey of a wide range of written and archaeological evidence contrasting traditional conceptions of death afterlife and funerary ritual with Christian doctrine and practice in these areas and exploring some of the techniques developed by the Church for assuaging popular anxieties about Christian burial and the Christian afterlife

Making the Supreme Court Charles M. Cameron,Jonathan P. Kastellec,2023 Making the Supreme Court The Politics of Appointments

1930 2020 tells the story of 90 years of Supreme Court appointments It examines what happened why it happened the consequences for the Supreme Court the future of appointments and the prospects for reform Based on massive data combined with rich qualitative evidence Making the Supreme Court employs new theories cutting edge technique and a novel perspective on political institutions Finally it provides a sharp lens on the social and political transformations that created a new American politics It will appeal not only to students of the Supreme Court but to anyone concerned with the origins and future of American politics

Strategic Behavior And Policy Choice On The Us Supreme Court Book Review: Unveiling the Power of Words

In a world driven by information and connectivity, the ability of words has become more evident than ever. They have the capacity to inspire, provoke, and ignite change. Such is the essence of the book **Strategic Behavior And Policy Choice On The Us Supreme Court**, a literary masterpiece that delves deep in to the significance of words and their effect on our lives. Published by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we will explore the book's key themes, examine its writing style, and analyze its overall affect readers.

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Table of Contents Strategic Behavior And Policy Choice On The Us Supreme Court

1. Understanding the eBook Strategic Behavior And Policy Choice On The Us Supreme Court
 - The Rise of Digital Reading Strategic Behavior And Policy Choice On The Us Supreme Court
 - Advantages of eBooks Over Traditional Books
2. Identifying Strategic Behavior And Policy Choice On The Us Supreme Court
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Strategic Behavior And Policy Choice On The Us Supreme Court
 - User-Friendly Interface
4. Exploring eBook Recommendations from Strategic Behavior And Policy Choice On The Us Supreme Court
 - Personalized Recommendations
 - Strategic Behavior And Policy Choice On The Us Supreme Court User Reviews and Ratings

- Strategic Behavior And Policy Choice On The Us Supreme Court and Bestseller Lists
- 5. Accessing Strategic Behavior And Policy Choice On The Us Supreme Court Free and Paid eBooks
 - Strategic Behavior And Policy Choice On The Us Supreme Court Public Domain eBooks
 - Strategic Behavior And Policy Choice On The Us Supreme Court eBook Subscription Services
 - Strategic Behavior And Policy Choice On The Us Supreme Court Budget-Friendly Options
- 6. Navigating Strategic Behavior And Policy Choice On The Us Supreme Court eBook Formats
 - ePub, PDF, MOBI, and More
 - Strategic Behavior And Policy Choice On The Us Supreme Court Compatibility with Devices
 - Strategic Behavior And Policy Choice On The Us Supreme Court Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Strategic Behavior And Policy Choice On The Us Supreme Court
 - Highlighting and Note-Taking Strategic Behavior And Policy Choice On The Us Supreme Court
 - Interactive Elements Strategic Behavior And Policy Choice On The Us Supreme Court
- 8. Staying Engaged with Strategic Behavior And Policy Choice On The Us Supreme Court
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Strategic Behavior And Policy Choice On The Us Supreme Court
- 9. Balancing eBooks and Physical Books Strategic Behavior And Policy Choice On The Us Supreme Court
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Strategic Behavior And Policy Choice On The Us Supreme Court
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Strategic Behavior And Policy Choice On The Us Supreme Court
 - Setting Reading Goals Strategic Behavior And Policy Choice On The Us Supreme Court
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Strategic Behavior And Policy Choice On The Us Supreme Court
 - Fact-Checking eBook Content of Strategic Behavior And Policy Choice On The Us Supreme Court
 - Distinguishing Credible Sources

13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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