

The
LEGACY *of*
HOLMES *and*
BRANDEIS

A Study in the Influence of Ideas

SAMUEL J. KONEFSKY

The Legacy Of Holmes And Brandeis A Study In The Influence Of Ideas By

**Kara E. Stooksbury, John M. Scheb
II, Otis H. Stephens Jr.**



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The Legacy of Holmes and Brandeis Samuel Joseph Konefsky, 1956 **The Legacy of Holmes and Brandeis. A Study in the Influence of Ideas** Samuel Joseph KONEFSKY, 1956 The Legacy of Holmes and Brandeis Samuel Joseph Konefsky, Oliver Wendell Holmes, 1974 **Brandeis and the Progressive Constitution** Edward A. Purcell, 2000-02-09

During the twentieth century and particularly between the 1930s and 1950s ideas about the nature of constitutional government the legitimacy of judicial lawmaking and the proper role of the federal courts evolved and shifted This book focuses on Supreme Court justice Louis D Brandeis and his opinion in the 1938 landmark case *Erie Railroad Co v Tompkins* which resulted in a significant relocation of power from federal to state courts Distinguished legal historian Edward A Purcell Jr shows how the *Erie* case provides a window on the legal political and ideological battles over the federal courts in the New Deal era Purcell also offers an in depth study of Brandeis s constitutional jurisprudence and evolving legal views Examining the social origins and intended significance of the *Erie* decision Purcell concludes that the case was a product of early twentieth century progressivism The author explores Brandeis s personal values and political purposes and argues that the justice was an exemplar of neither judicial restraint nor neutral principles despite his later reputation In an analysis of the continual reconceptions of both Brandeis and *Erie* by new generations of judges and scholars in the twentieth century Purcell also illuminates how individual perspectives and social pressures combined to drive the law s evolution Brandeis And America Nelson L. Dawson, 2021-10-21 Louis D Brandeis is a figure of perennial significance in American history Brilliant lawyer innovative reformer seminal thinker and judicial giant he left few significant issues in American society untouched during the course of his long and productive career The last several decades have been particularly rich in Brandeis historiography creating the need for a work surveying current scholarship and addressing critical issues Brandeis and America more than meets this need Six distinguished Brandeis scholars David J Danelski Nelson L Dawson Allon Gal David W Levy Philippa Strum and Melvin I Urofsky offer richly analytical essays illuminating key aspects of Brandeis s impact on American life his relationship to the Progressive movement his involvement in Zionism his role as a New Deal advisor and his significance in constitutional law In addition the book contains a comprehensive survey of Brandeis historiography a reference chronology of his life and an exploration of the deeply controversial issue of judicial propriety It should prove a powerful stimulus to future Brandeis research These essays not only contribute to an understanding of Brandeis himself but also cast light on vital political social and economic issues in twentieth century America issues that are sure to be with us well into the next century **Louis D. Brandeis** Melvin I. Urofsky, 2012-09-04 As a young lawyer in the late nineteenth and early twentieth centuries Louis Brandeis born into a family of reformers who came to the United States to escape European anti-Semitism established the way modern law is practiced He was an early champion of the right to privacy and pioneer the idea of pro bono work by attorneys Brandeis invented savings bank life insurance in Massachusetts and was a driving force in

the development of the Clayton Antitrust Act the Federal Reserve Act and the law establishing the Federal Trade Commission Brandeis witnessed and suffered from the anti-Semitism rampant in the United States in the early twentieth century and with the outbreak of World War I became at age fifty eight the head of the American Zionist movement During the brutal six month congressional confirmation battle that ensued when Woodrow Wilson nominated him to the Supreme Court in 1916 Brandeis was described as a disturbing element in any gentlemen's club But once on the Court he became one of its most influential members developing the modern jurisprudence of free speech and the doctrine of a constitutionally protected right to privacy and suggesting what became known as the doctrine of incorporation by which the Bill of Rights came to apply to the states In this award winning biography Melvin Urofsky gives us a panoramic view of Brandeis's unprecedented impact on American society and law

The Logic of Persecution Martin H. Redish, 2005 This book provides an exploration of the intersection between the McCarthy Era and the theory of free expression as well as the implications of that intersection for both historical and constitutional inquiry

Accountability in the Contemporary Constitution Nicholas Bamforth, Peter Leyland, 2013-09 Accountability in the context of constitutional and administrative law is a complex concept This book examines the legal framework of public institutions in light of contemporary accountability debates the role of human rights in public accountability accountability in regulation and the operation of accountability in multi-layered government

1974 Annual Supplement Joan Schmitz Bergholt, 2013-12-21

Encyclopedia of American Civil Rights and Liberties Kara E. Stooksbury, John M. Scheb II, Otis H. Stephens Jr., 2017-09-21 Thoroughly updated and featuring 75 new entries this monumental four volume work illuminates past and present events associated with civil rights and civil liberties in the United States This revised and expanded four volume encyclopedia is unequalled for both the depth and breadth of its coverage Some 650 entries address the full range of civil rights and liberties in America from the Colonial Era to the present In addition to many updates of material from the first edition the work offers 75 new entries about recent issues and events among them dozens of topics that are the subject of close scrutiny and heated debate in America today There is coverage of controversial issues such as voter ID laws the use of drones transgender issues immigration human rights and government surveillance There is also expanded coverage of women's rights gay rights gay marriage and Native American rights Entries are enhanced by 42 primary documents that have shaped modern understanding of the extent and limitations of civil liberties in the United States including landmark statutes speeches essays court decisions and founding documents of influential civil rights organizations Designed as an up to date reference for students scholars and others interested in the expansive array of topics covered the work will broaden readers understanding of and appreciation for the people and events that secured civil rights guarantees and concepts in this country At the same time it will help readers better grasp the reasoning behind and ramifications of 21st century developments like changing applications of Miranda Rights and government access to private Internet data Maintaining an impartial stance throughout the entries objectively

explain the varied perspectives on these hot button issues allowing readers to draw their own conclusions

Unveiling the Energy of Verbal Artistry: An Psychological Sojourn through **The Legacy Of Holmes And Brandeis A Study In The Influence Of Ideas By**

In some sort of inundated with monitors and the cacophony of immediate communication, the profound energy and psychological resonance of verbal art often diminish into obscurity, eclipsed by the regular onslaught of sound and distractions. Yet, nestled within the lyrical pages of **The Legacy Of Holmes And Brandeis A Study In The Influence Of Ideas By**, a captivating perform of fictional beauty that impulses with organic emotions, lies an unique trip waiting to be embarked upon. Composed by a virtuoso wordsmith, that enchanting opus guides readers on a mental odyssey, gently exposing the latent possible and profound affect embedded within the complex internet of language. Within the heart-wrenching expanse with this evocative evaluation, we shall embark upon an introspective exploration of the book is key styles, dissect its interesting publishing type, and immerse ourselves in the indelible effect it leaves upon the depths of readers souls.

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