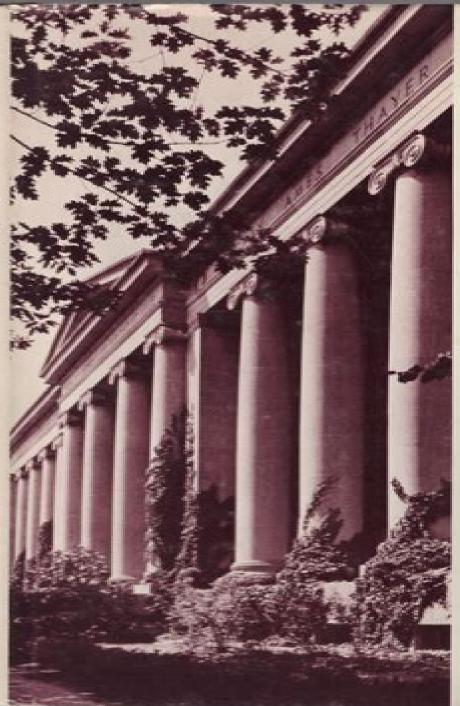
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# THE LAW AT HARVARD

A History of Ideas and Men 1817-1967

Arthur E. Sutherland

# The Law At Harvard A History Of Ideas And Men 1817 1967

**Jack M Balkin, Sanford V Levinson** 

### The Law At Harvard A History Of Ideas And Men 1817 1967:

The Law at Harvard Arthur E. Sutherland, 2013-10-01 A History of American Law: Third Edition Lawrence M. Friedman, 2005-06-01 In this brilliant and immensely readable book Lawrence M Friedman tells the whole fascinating story of American law from its beginnings in the colonies to the present day By showing how close the life of the law is to the economic and political life of the country he makes a complex subject understandable and engrossing A History of American Law presents the achievements and failures of the American legal system in the context of America's commercial and working world family practices and attitudes toward property government crime and justice Now completely revised and updated this groundbreaking work incorporates new material regarding slavery criminal justice and twentieth century law For laymen and students alike this remains the only comprehensive authoritative history of American law American Law, Revised Edition Lawrence M. Friedman, 2010-06-15 A History of American Law has become a classic for students of law American history and sociology across the country In this brilliant and immensely readable book Lawrence M Friedman tells the whole fascinating story of American law from its beginnings in the colonies to the present day By showing how close the life of the law is to the economic and political life of the country he makes a complex subject understandable and engrossing A History of American Law presents the achievements and failures of the American legal system in the context of America's commercial and working world family practices and attitudes toward property slavery government crime and justice Now Professor Friedman has completely revised and enlarged his landmark work incorporating a great deal of new material The book contains newly expanded notes a bibliography and a bibliographical essay 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 The "true Professional Ideal" in America Bruce A. Kimball,1996 Bruce A Kimball attacks the widely held assumption that the idea of American professionalism arose from the proliferation of urban

professional positions during the late nineteenth century This first paperback edition of The True Professional Ideal in America argues that the professional ideal can be traced back to the colonial period This comprehensive intellectual history illuminates the profound relationships between the idea of a professional and broader changes in American social cultural American Comparative Law David Scott Clark, 2022 Historical Comparative Law and Comparative Legal History Legal history and comparative law overlap in important respects This is more apparent with the use of some methods for comparison such as legal transplant natural law or nation building M N S Sellers nicely portrayed the relationship The past is a foreign country its people strangers and its laws obscure No one can really understand her or his own legal system without leaving it first and looking back from the outside The comparative study of law makes one s own legal system more comprehensible by revealing its idiosyncrasies Legal history is comparative law without travel Legal historians perhaps especially in the United States have been skeptical about the possibility of a fruitful comparative legal history preferring in general to investigate the distinctiveness of their national experience Comparatists however content with revealing or promoting similarities or differences between legal systems by their nature strive toward comparison Some American historians especially since World War II see the value in this Pursuing Justice Gilbert J. Gall, 1999-02-19 As the nation s most prominent labor lawyer during a period of ascending labor power Lee Pressman served as General Counsel of the Congress of Industrial Organizations from 1933 to 1948 Working among the movers and shapers of American politics he was also one of the most highly placed though covert adherents of communism in public life during the New Deal Fair Deal years This book chronicles Pressman's fascinating public life and examines his contributions to the rebirth of the American labor movement to the development of U S labor law and to the history of the New Deal Fair Deal era Pressman served as John L Lewis s legal strategist during the CIO s successful campaign to unionize the mass production industries in the United States in the 1930s Performing a similar role for Philip Murray Lewis s successor Pressman guided the new labor federation through the perils of wartime labor policy and the turbulent post war economic reconversion After he left the CIO in 1948 to support the independent Progressive Party campaign of Henry Wallace he found his public career dissipating as he became embroiled in the Alger Hiss case and the rising anticommunist tide of the early Cold War years CCB George Whitney Martin, 2005-04-15 Martin's narrative of this talented lawyer includes not only an account of his relationships with Mayor La Guardia and others but also details about Burlingham's private life his eccentric wife his tragically afflicted son and his daughter in law Dorothy Tiffany Burlingham who took CCB s grandchildren off to Vienna where she was analyzed by Sigmund Freud and her children by Anna Freud BOOK JACKET Law School Robert Bocking Stevens, 2001 Comprehensive history of American legal education Originally published Chapel Hill The University of North Carolina Press 1983 xvi 334 pp Law School Legal Education in America from the 1850s to the 1980s examines legal education and its impact on the legal profession and the society it serves This highly lauded work won a Certificate of Merit from the American Bar

Association upon its original publication Stevens distinguished career in education and law includes his eight years as Master of Pembroke College Oxford seventeen year term as professor of law at Yale University and nine year term as president of Haverford College Well annotated and indexed with a thorough bibliography the most comprehensive treatment of the subject LAWRENCE M FRIEDMAN A History of American Law Third Edition 2005 589 The Hart-Fuller Debate in the Twenty-First Century Peter Cane, 2010-02-16 This book presents the papers and comments on those papers delivered at a colloquium held at the Australian National University in December 2008 to celebrate 50 years since the publication in the Harvard Law Review of the famous and wide ranging debate between HLA Hart and Lon L Fuller These essays do not to re run that debate and they are not confined to discussion of the jurisprudential issues canvassed by Hart and Fuller Rather they pick up on strands in the debate and re think them in the light of social political and intellectual developments in the past 50 years and changed ways of understanding law and other normative systems This collection looks forward rather than backward using the debate as a point of departure and inspiration **Encyclopedia of Library and Information Science** Allen Kent, Harold Lancour, Jay E. Daily, 1975-06-01 The Encyclopedia of Library and Information Science provides an outstanding resource in 33 published volumes with 2 helpful indexes This thorough reference set written by 1300 eminent international experts offers librarians information computer scientists bibliographers documentalists systems analysts and students convenient access to the techniques and tools of both library and information science Impeccably researched cross referenced alphabetized by subject and generously illustrated the Encyclopedia of Library and Information Science integrates the essential theoretical and practical information accumulating in this rapidly growing field Thy Honored Name Anthony J. Kuzniewski, 1999 Opened only nine years after the Catholic academy in Boston was destroyed by nativists the College of the Holy Cross was a pet project of Boston's second bishop Benedict Fenwick a Jesuit college in the midst of Yankee New England At first an isolated exclusively Catholic operation offering a seven year humanities program the College failed to obtain a charter by the Massachusetts General Court until 1865 After 1900 Holy Cross became a four year college in the American pattern and advanced to its present level by integrating important principles of Jesuit liberal arts education with the academic traditions of the strongest educational region in the nation Utilizing the universal Jesuit Plan of Studies the college's leaders at first stressed connections with other Jesuit institutions in a program that emphasized classical languages philosophy history mathematics and natural sciences About 1900 a second era began when the curriculum was altered to bring Holy Cross into conformity with the modern educational pattern college offerings were amplified and the prep school was dropped During the 1960s a third era opened It was characterized by coeducation a more open curriculum growing involvement of non Jesuit faculty and administrators the transition to a board of lay trustees and rising academic standards as Holy Cross took its place as the foremost Jesuit school among four year liberal arts colleges Thy Honored Name highlights the confluence of two strong educational traditions Puritan and Jesuit and the growing appreciation of their

compatibility It is also an account of efforts to promote academic excellence without losing an authentically Jesuit identity in a region where many formerly religious schools have become secular The book will hold interest for persons who study educational and religious history for individuals interested in the development of New England and Worcester and for friends of Holy Cross Anthony J Kuzniewski S J is professor of history and rector of the Jesuit Community at the College of the Holy Cross Anthony Kuzniewski SJ professor of history in the College of Holy Cross can tell a good story Others have written histories of Holy Cross but none has matched his literary skill and historical acumen This is genuine history not a celebratory essay The author's thoroughness and attention to detail persuade one that no relevant document illuminating the college's history has been overlooked It is a handsome almost flawless volume that scholars and others interested in American higher education are sure to welcome Catholic Historical Review Kuzniewski has ultimately crafted an ample widely encompassing institutional biography that is balanced fair and interesting An in so doing he reminds us that an academic institution can achieve excellence and relevance even as it remains proud of its antique beginnings Connection American Educational History Journal Shirley Marie McCarther, 2020-10-01 The American Educational History Journal is a peer reviewed national research journal devoted to the examination of educational topics using perspectives from a variety of disciplines The editors of AEHJ encourage communication between scholars from numerous disciplines nationalities institutions and backgrounds Authors come from a variety of disciplines including political science curriculum history philosophy teacher education and educational leadership Acceptance for publication in AEHJ requires that each author present a well articulated argument that deals substantively with questions of educational history AEHJ accepts original papers of two types The first consists of papers that are presented each year at our annual meeting The second type consists of general submission papers received throughout the year General submission papers may be submitted at any time They will not however undergo the review process until January when papers presented at the annual conference are also due for review and potential publication For more information about the Organization of Educational Historians OEH and its annual conference visit the OEH web site at www edhistorians org Salt of the Earth, Conscience of the Court John M. Ferren, 2006-03-08 The Kentucky born son of a Baptist preacher with an early tendency toward racial prejudice Supreme Court Justice Wiley Rutledge 1894 1949 became one of the Court's leading liberal activists and an early supporter of racial equality free speech and church state separation Drawing on more than 160 interviews John M Ferren provides a valuable analysis of Rutledge's life and judicial decisionmaking and offers the most comprehensive explanation to date for the Supreme Court nominations of Rutledge Felix Frankfurter and William O Douglas Rutledge was known for his compassion and fairness He opposed discrimination based on gender and poverty and pressed for expanded rights to counsel due process and federal review of state criminal convictions During his brief tenure on the Court he died following a stroke at age fifty five he contributed significantly to enhancing civil liberties and the rights of naturalized citizens and criminal defendants became the Court's most coherent expositor of the

commerce clause and dissented powerfully from military commission convictions of Japanese generals after World War II Through an examination of Rutledge's life Ferren highlights the development of American common law and legal education the growth of the legal profession and related institutions and the evolution of the American court system including the politics of judicial selection Robert A. Taft Clarence E. Wunderlin, 2005-04-07 Robert A Taft the son of president and chief justice William H Taft was one of the twentieth century s most prominent conservative American legislators First and foremost a consummate politician Taft viewed the Republican party as the nation s most effective political instrument of The Rise of the Conservative Legal Movement Steven M. Teles, 2012-01-16 Starting in the 1970s conservatives learned that electoral victory did not easily convert into a reversal of important liberal accomplishments especially in the law As a result conservatives mobilizing efforts increasingly turned to law schools professional networks public interest groups and the judiciary areas traditionally controlled by liberals Drawing from internal documents as well as interviews with key conservative figures The Rise of the Conservative Legal Movement examines this sometimes fitful and still only partially successful conservative challenge to liberal domination of the law and American legal institutions Unlike accounts that depict the conservatives as fiendishly skilled The Rise of the Conservative Legal Movement reveals the formidable challenges that conservatives faced in competing with legal liberalism Steven Teles explores how conservative mobilization was shaped by the legal profession the legacy of the liberal movement and the difficulties in matching strategic opportunities with effective organizational responses He explains how foundations and groups promoting conservative ideas built a network designed to dislodge legal liberalism from American elite institutions And he portrays the reality not of a grand strategy masterfully pursued but of individuals and political entrepreneurs learning from trial and error Using previously unavailable materials from the Olin Foundation Federalist Society Center for Individual Rights Institute for Justice and Law and Economics Center The Rise of the Conservative Legal Movement provides an unprecedented look at the inner life of the conservative movement Lawyers historians sociologists political scientists and activists seeking to learn from the conservative experience in the law will find it compelling reading Legal Canons Jack M Balkin, Sanford V Levinson, 2000-08-01 In this collection of enlightening essays legal scholars examine what is and what ought to be canonical in the study of law Every discipline has its canon the set of standard texts approaches examples and stories that form the lingua franca of its practitioners In Legal Canons some of today s finest legal minds seek to map out the legal canon and the way in which law is taught today In order to understand how the twin ideas of canons and canonicity operate in law each essay focuses on a particular aspect from contracts and constitutional law to questions of race and gender The ascendance of law and economics feminism critical race theory and gay legal studies as well as the increasing influence of both rational actor methodology and postmodernism are all scrutinized by the leading scholars in the field A timely and comprehensive volume Legal Canons articulates the need for and means to opening the debate on canonicity in legal studies **Liberty, Property, and Government** Ellen Frankel

Paul, Howard Dickman, 1989-07-03 This book examines the constitutional protection of economic rights through the nineteenth century and the first three decades of the twentieth The authors grapple with such questions as how should the commerce clause be interpreted To what extent did the historical development of eminent domain law depart from the rhetoric of takings jurisprudence How was the Constitution connected to economic growth in the nineteenth century What was the effect of the post civil War constitutional amendments How did the right to contract affect government attempts to balance private rights with the public good What was the reaction of leading constitutional theorists to the dominance of a laissez fair philosophy in the Court and the nation at the turn of the century The Supreme Court Justices: Illustrated Biographies Clare Cushman, 2013 Book Description The Supreme Court Justices Illustrated Biographies 1789 2012 Third Edition provides a single volume reference profiling every Supreme Court justice from John Jay through Elena Kagan An original essay on each justice paints a vivid picture of his or her individuality as shaped by family education pre Court career and the times in which he or she lived Each biographical essay also presents the major issues on which the justice presided Essays are arranged in the order of the justices appointments Lively anecdotes along with portraits photographs and political cartoons enrich the text and deepen readers understanding of the justices and of the Court The volume includes an extensive bibliography and is indexed for easy research access New in this edition are a foreword by Chief Justice John G Roberts a revised essay on Chief Justice William H Rehnquist updated essays on sitting or recently retired members of the court new biographies for Chief Justice John G Roberts and Associate Justices Samuel A Alito Elena Kagan and Sonia M Sotomayor an updated listing of members of the Supreme Court with appointment and confirmation dates and an updated bibliography with key sources on the Supreme Court and the justices For insightful background and lively commentary on the individuals who have served on the Supreme Court of the United States there is no better reference than this updated new volume This is a vital reference work for researchers students and others interested in the Supreme Court's past present and future The Sympathetic State Michele Landis Dauber, 2013 Drawing on a variety of materials including newspapers legal briefs political speeches the art and literature of the time and letters from thousands of ordinary Americans Dauber shows that while this long history of government disaster relief has faded from our memory today it was extremely well known to advocates for an expanded role for the national government in the 1930s including the Social Security Act Making this connection required framing the Great Depression as a disaster afflicting citizens though no fault of their own Dauber argues that the disaster paradigm though successful in defending the New Deal would ultimately come back to haunt advocates for social welfare By not making a more radical case for relief proponents of the New Deal helped create the weak uniquely American welfare state we have today one torn between the desire to come to the aid of those suffering and the deeply rooted suspicion that those in need are responsible for their own deprivation

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