



Social Science in Court

Mobilizing
Experts
in the
School
Desegregation
Cases

Mark A. Chesler
Joseph Sanders
Debra S. Kalmuss

Social Science In Court Mobilizing Experts In The School Desegregation Cases

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Social Science In Court Mobilizing Experts In The School Desegregation Cases:

Social Science in Court Mark A. Chesler, Joseph Sanders, Debra S. Kalmuss, 1988 The 1954 landmark school desegregation decision of the U S Supreme Court *Brown v Board of Education* was part of one of the most extensive and tumultuous social legal movements in the nation s history The authors of this study employ the school desegregation movement to examine the role of social scientists and social science in the litigation process Covering seventeen desegregation cases in litigation after 1970 they bring together the perspectives of judges lawyers and social scientists in a work sure to be of interest to all concerned with the court process public policy applied social science conflict resolution and the continuing process of school integration The authors focus not only on the legal issues but also on the broader issues of conflict resolution managed social change and the public role of social science They first provide a chronicle of the events leading up to the *Brown* case and then a thorough and detailed analysis of the social science expert witnesses called upon to testify in the desegregation cases that followed In the course of their research they interviewed 90 scientists who appeared as witnesses 70 lawyers who tried these cases for both plaintiff and defense groups and 10 trial judges who presided in the cases No other study has been so broadly encompassing both in the number of cases and in the span of time involved **The**

Use of Social Science Data in Supreme Court Decisions Rosemary J. Erickson, Rita James Simon, 1998 The cultures of law and social science differ markedly as to the kinds of truth they pursue Law is deductive presenting its findings as certainties social science is largely inductive presenting its conclusions as subject to revision and contingency Yet the legal community traditionally draws at will and unsystematically on the findings of social science sometimes with unfortunate results The authors of this study explore this issue by focusing on the manner in which the United States Supreme Court uses social science data in reaching its decisions Concentrating on decisions involving the issues of abortion sex discrimination and sexual harassment they show that the use of such data has increased over the last twenty years but they also show that whether such data are used appears to hinge more on the liberal conservative or longheld positions of the judges and the types of cases involved rather than on the objectivity or validity of the data By offering insights into how data are used by the Supreme Court the authors hope to show social scientists how to make their research more suitable for courtroom use and to show the legal community how such data can be used more effectively **The Problems of Jurisprudence** Richard A.

Posner, 1993-03-15 Here one of America s most distinguished scholar judges shares with us his vision of the law Posner argues for a pragmatic jurisprudence one that eschews formalism in favor of the factual and the empirical Laws he argues are not abstract sacred entities but socially determined goads for shaping behavior to conform with society s values As

Long as They Don't Move Next Door Stephen Grant Meyer, 2001 The first full length national history of American race relations examined through the lens of housing discrimination Jacket The Emergence of Historical Forensic Expertise

Vladimir Petrović, 2016-10-26 This book scrutinizes the emergence of historians participating as expert witnesses in historical

forensic contribution in some of the most important national and international legal ventures of the last century It aims to advance the debate from discussions on whether historians should testify or not toward nuanced understanding of the history of the practice and making the best out of its performance in the future *Social Science in Law* John Monahan, Laurens Walker, 1994 Why Busing Failed Matthew F. Delmont, 2016-03-01 Busing in which students were transported by school buses to achieve court ordered or voluntary school desegregation became one of the nation's most controversial civil rights issues in the decades after *Brown v Board of Education* 1954 Examining battles over school desegregation in cities like Boston Chicago New York and Pontiac *Why Busing Failed* shows how school officials politicians courts and the news media valued the desires of white parents more than the rights of black students and how antibusing parents and politicians borrowed media strategies from the civil rights movement to thwart busing for school desegregation This national history of busing brings together well known political figures such as Richard Nixon and Chicago Mayor Richard J Daley with less well known figures like Boston civil rights activist Ruth Batson Florida Governor Claude Kirk Pontiac housewife and antibusing activist Irene McCabe and Clay Smothers the self proclaimed most conservative black man in America This book shows that busing failed to more fully desegregate public schools because school officials politicians courts and the news media valued the desires of white parents more than the rights of black students Provided by publisher **Between North and South** Brett Gadsden, 2012-10-08 *Between North and South* chronicles the three decade long struggle over segregated schooling in Delaware a key border state and important site of civil rights activism and white reaction Historian Brett Gadsden begins by tracing the origins of a long litigation campaign by NAACP attorneys who translated popular complaints about the inequities in Jim Crow schooling into challenges to racial proscriptions in public education Their legal victories subsequently provided the evidentiary basis for the Supreme Court's historic decision in *Brown v Board of Education* marking Delaware as a center of civil rights advancements Gadsden's further examination of a novel metropolitan approach to address the problem of segregation in city and suburban schools wherein proponents highlighted the web of state sponsored discrimination that produced interrelated school and residential segregation reveals the strategic creativity of civil rights activists He shows us how even in the face of concerted white opposition these activists continued to advance civil rights reforms into the 1970s secured one of the most progressive busing remedies in the nation and created a potential model for desegregation efforts across the United States *Between North and South* also explores how activists on both sides of the contest in this border state adjacent to the Mason Dixon line helped create perpetuate and contest ideas of southern exceptionalism and northern innocence Gadsden offers instead a new framework in which southern style and northern style modes of racial segregation and discrimination are revealed largely as regional myths that civil rights activists and opponents alternately evoked and strategically deployed to both advance and thwart reform **Brown vs. Board of Education of Topeka** NA NA, 2016-04-30 A general introduction analyzes the case's legal precedents and situates the case in the historical

context of Jim Crow discrimination and the burgeoning development of the NAACP Photographs a collection of political cartoons a chronology questions for consideration a bibliography and an index are also included The Experts' War on Poverty Romain D. Huret, 2018-10-15 In the critically acclaimed *La Fin de la Pauvert* Romain D Huret identifies a network of experts who were dedicated to the post World War II battle against poverty in the United States John Angell s translation of Huret s work brings to light for an English speaking audience this critical set of intellectuals working in federal government academic institutions and think tanks Their efforts to create a policy bureaucracy to support federal socio economic action spanned from the last days of the New Deal to the late 1960s when President Richard M Nixon implemented the Family Assistance Plan Often toiling in obscurity this cadre of experts waged their own war not only on poverty but on the American political establishment Their policy recommendations as Huret clearly shows often militated against the unscientific prejudices and electoral calculations that ruled Washington D C politics *The Experts War on Poverty* highlights the metrics research and economic and social facts these social scientists employed in their work and thereby reveals the unstable institutional foundation of successive executive efforts to grapple with gross social and economic disparities in the United States Huret argues that this internal war coming at a time of great disruption due to the Cold War undermined and fractured the institutional system officially directed at ending poverty The official War on Poverty which arguably reached its peak under President Lyndon B Johnson was thus fomented and maintained by a group of experts determined to fight poverty in radical ways that outstripped both the operational capacity of the federal government and the political will of a succession of presidents **Complex Justice** Joshua M. Dunn, 2012-09-01 In 1987 Judge Russell Clark mandated tax increases to help pay for improvements to the Kansas City Missouri School District in an effort to lure white students and quality teachers back to the inner city district Yet even after increasing employee salaries and constructing elaborate facilities at a cost of more than 2 billion the district remained overwhelmingly segregated and student achievement remained far below national averages Just eight years later the U S Supreme Court began reversing these initiatives signifying a major retreat from *Brown v Board of Education* In Kansas City African American families opposed to the district court s efforts organized a takeover of the school board and requested that the court case be closed Joshua Dunn argues that Judge Clark s ruling was not the result of tyrannical judicial activism but was rather the logical outcome of previous contradictory Supreme Court doctrines High Court decisions Dunn explains necessarily limit the policy choices available to lower court judges introducing complications the Supreme Court would not anticipate He demonstrates that the Kansas City case is a model lesson for the types of problems that develop for lower courts in any area in which the Supreme Court attempts to create significant change Dunn s exploration of this landmark case deepens our understanding of when courts can and cannot successfully create and manage public policy *Race Relations Litigation in an Age of Complexity* Stephen L. Wasby, 1995 The first book length study of civil rights litigation from the late 1960s through the early 1980s *Race Relations Litigation in an Age of Complexity*

fills a void in the scholarly literature on American courts and politics in the post Brown versus Board of Education era

Making Civil Rights Law Mark V. Tushnet, 1994 Making Civil Rights Law is an insightful and provocative narrative history of the legal struggle led by Thurgood Marshall and the NAACP Legal Defense Fund which preceded the intense political battles for civil rights Drawing on personal interviews with Thurgood Marshall and other NAACP lawyers as well as new information about the private deliberations of the Supreme Court Tushnet tells the dramatic story of how the NAACP Legal Defense Fund led the Court to use the Constitution as an instrument of liberty and justice for all African Americans He also offers new insights into how the justices argued among themselves about the historic changes they were to make in American society Equality in Education Law and Policy, 1954-2010 Benjamin M. Superfine, 2013-03-11 Examines how the concept of equality in education law and policy has transformed from Brown v Board of Education through the Stimulus

Psychology And Social Policy Peter Suedfeld, Peter Tetlock, 2019-03-25 This work explores the application of psychological data and theories to controversial policy issues such as racial and gender inequality violence and criminal justice The book also asks whether psychology really has relevant expertise to contribute First published in 1992 Routledge is an imprint of Taylor Francis an informa company **Looking to the Future**, 2010 **Handbook of Psychology and Law** Dorothy K. Kagehiro, William S. Laufer, 2013-06-29 Shari Seidman Diamond Scholars interested in psychology and law are fond of claiming origins for psycholegal research that date back four score and three years ago to Hugo von Munsterberg's *On the Witness Stand* published in 1908 These early roots can mislead the casual observer about the history of psychology and law Vigorous and sustained research in the field is a recent phenomenon It is only 15 years since the first review of psychology and law appeared in the *Annual Review of Psychology* Tapp 1976 The following year saw the first issue of *Law and Human Behavior* the official publication of the American Psychology Law Society and now the journal of the American Psychological Association's Division of Psychology and Law Few psychology departments offered even a single course in psychology and law before 1973 while by 1982 14 of psychology graduate programs had at least one course and a number had begun to offer forensic minors and or joint J D Ph D programs Freeman Roesch see Chapter 28 Yet this short period of less than 20 years has seen a dramatic level of activity Its strengths and weaknesses excitements and disappointments are all captured in the collection of chapters published in this first *Handbook of Psychology and Law* In describing what we have learned about psychology and law the works included here also reveal the questions we have yet to answer and thus offer a blueprint for activities in the next 20 years Bendectin on Trial Joseph Sanders, 1998 Explains how courts handle mass product liability litigation and explores the roles of the different participants **Scientific Evidence and Equal Protection of the Law** Angelo N Ancheta, 2006-02-02 Scientific and social scientific evidence has informed judicial decisions and the making of constitutional law for decades but for much of U S history it has also served as a rhetorical device to justify inequality It is only in recent years that scientific and statistical research has helped redress

discrimination but not without controversy Scientific Evidence and Equal Protection of the Law provides unique insights into the judicial process and scientific inquiry by examining major decisions of the U S Supreme Court civil rights advocacy and the nature of science itself Angelo Ancheta discusses leading equal protection cases such as Brown v Board of Education and recent litigation involving race related affirmative action gender inequality and discrimination based on sexual orientation He also examines less prominent but equally compelling cases including McCleskey v Kemp which involved statistical evidence that a state s death penalty was disproportionately used when victims were white and defendants were black and Castaneda v Partida which established key standards of evidence in addressing the exclusion of Latinos from grand jury service For each case Ancheta explores the tensions between scientific findings and constitutional values *Sociological Jurisprudence* Roger Cotterrell, 2017-12-06 This book presents a unified set of arguments about the nature of jurisprudence and its relation to the jurist s role It explores contemporary challenges that create a need for social scientific perspectives in jurisprudence and it shows how sociological resources can and should be used in considering juristic issues Its overall aim is to redefine the concept of sociological jurisprudence and outline a new agenda for this Supporting this agenda the book elaborates a distinctive juristic perspective that recognises law s diversity of cultural meanings its extending transnational reach its responsibilities to reflect popular aspirations for justice and security and its integrative tasks as a general resource of regulation for society as a whole and for the individuals who interact under law s protection Drawing on and extending the author s previous work the book will be essential reading for students researchers and academics working in jurisprudence law and society socio legal studies sociology of law and comparative legal studies

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