

The
LANAHAN
READINGS
in
Civil
RIGHTS
and Civil
LIBERTIES
Third Edition

Edited by
David M. O'Brien



The Lanahan Readings In Civil Rights And Civil Liberties

David M. O'Brien



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The Lanahan Readings in Civil Rights and Civil Liberties David M. O'Brien, 2010-01-01 This is the third edition of a broad collection of engaging readings that has been widely assigned in a variety of civil rights and law related courses New to this edition is a major section Part One on the Supreme Court and the construction of civil rights and liberties reflecting contrasting views of Constitutional interpretation For this third edition noted Constitutional law scholar David M O'Brien has selected nearly forty essays to represent diverse and rival views on major conflicts the First Amendment and hate speech commercial speech and pornography law and religion unreasonable searches and criminal procedure racial profiling and capital punishment civil liberties and national security affirmative action gender equality and others With selections written by justices of the Court legal scholars political scientists sociologists historians and journalists and drawn from a wide variety of sources both scholarly and popular this new edition remains the ideal reader to assign to students in courses on civil rights and civil liberties Constitutional law and any other course taking up the ongoing legal political and social issues that have such impact on American life Book cover

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Constitutional Law and Politics: Civil rights and civil liberties David M. O'Brien, 2008 Now in its Seventh Edition Constitutional Law and Politics remains the authoritative casebook for the study of Supreme Court decisions in political science courses

Justice Robert H. Jackson's Unpublished Opinion in Brown v. Board David M. O'Brien, 2017-11-17 Brown v Board of Education is widely recognized as one of the US Supreme Court's most important decisions in the twentieth century Robert H Jackson an associate justice on the case is generally considered one of the Court's most gifted writers Though much has been written about Brown citing the writing and remarks of the justices who participated in the 1954 decision comparatively little has been said about Jackson or his unpublished opinion which is sometimes even mistakenly taken as a dissenting opinion This book visits Brown v Board of Education from Jackson's perspective and in doing so offers a reinterpretation of the justice's thinking and of the Supreme Court's decision making in a ruling that continues to reverberate through the nation's politics and public life Weaving together judicial biography legal history and judicial politics Justice Robert H Jackson's Unpublished Opinion in Brown v Board provides a nuanced look at constitutional interpretation and the intersection of law and politics from inside the mind of a justice within the context of a Court deciding a seminal case Through an analysis of six drafts of Jackson's unpublished concurring opinion David M O'Brien explores the justice's evolving thoughts on relevant issues at critical moments in the case His retelling of Brown presents a new view of longstanding arguments confronted by Jackson and the other justices over original intent versus a living Constitution the role of the Court and social change and justice in American political life The book includes the final draft of Jackson's unpublished opinion as

well as the Warren Court's opinions in *Brown* and in *Bolling v Sharpe* for comparison along with a timeline of developments and decision making leading to the Court's landmark ruling **Public Spaces, Marketplaces, and the Constitution**

Anthony Maniscalco, 2015-10-15 In spite of their public attractions and millions of visitors most shopping malls are now off limits to free speech and expressive activity The same may be said about many other public spaces and marketplaces in American cities and suburbs leaving scholars and other observers to wonder where civic engagement is lawfully permitted in the United States In *Public Spaces Marketplaces and the Constitution* Anthony Maniscalco draws on key legal decisions social theory and urban history to demonstrate that public spaces have been split apart from First Amendment protections while the expression of political ideas has been excluded from privately owned publicly accessible malls Today the traditional indoor suburban shopping mall that icon of modern American capitalism and culture is being replaced by outdoor retail centers Yet the law and courts have been slow to catch up Maniscalco argues that scholars students and the public must confront these innovations in commercial design and consumer practices as well as what they portend for contemporary metropolitan America and its civic spaces *America's Challenges in an Unstable World* Frances K. Scott, 2002 **We**

Must Not Be Afraid to Be Free Ronald K.L. Collins, Sam Chaltain, 2011-02-25 In a stinging dissent to a 1961 Supreme Court decision that allowed the Illinois state bar to deny admission to prospective lawyers if they refused to answer political questions Justice Hugo Black closed with the memorable line We must not be afraid to be free Black saw the First Amendment as the foundation of American freedom the guarantor of all other Constitutional rights Yet since free speech is by nature unruly people fear it Consequently the impulse to curb or limit it has been a constant danger throughout American history In *We Must Not Be Afraid to Be Free* two of America's leading free speech scholar activists Ron Collins and Sam Chaltain provide an authoritative history of free speech in modern America Each chapter is an engaging narrative account of a landmark First Amendment case that foregrounds the colorful people involved judges plaintiffs attorneys defendants and the issue at stake Cumulatively the chapters provide a definitive account of how the First Amendment evolved over the course of a century Tracing the development of free speech rights from a more restrictive era the early twentieth century through the Warren Court revolution of the 1960s and up to the current post 9/11 era of heightened security concerns Collins and Chaltain not only cover the history of an ideal but explain in accessible language how the law surrounding the ideal transformed Essential for anyone interested in this most essential of rights *We Must Not Be Afraid to Be Free* will be a standard work on free speech for years to come *Defending Pornography* Nadine Strossen, 2024-03-05 A new edition of a groundbreaking feminist defense of pornography as free speech Named a Notable Book by The New York Times Book Review in 1995 *Defending Pornography* examines a key question that has divided feminists for decades is censoring pornography good or bad for women Nadine Strossen makes a powerful case that increasing government power to censor sexual expression beyond the limits that the First Amendment sensibly permits for example outlawing child pornography would do

more harm than good for women and others who have traditionally been marginalized due to sex or gender She explains how the very anti porn laws pushed by some feminists have led to the censorship of LGBTQ and feminist works and she examines the startling connections between anti porn feminists and right wing fundamentalists In an illuminating new Preface Strossen lays out the multiple current assaults on sexual expression which continue to come from across the ideological spectrum She shows that freedom for such expression remains an essential prerequisite for the equality safety and dignity of women and sexual gender minorities **Special Bibliography Series** ,1957

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