

Substantive Due Process of Law

**A Dichotomy
of Sense and
Nonsense**

Frank R. Strong

Substantive Due Process Of Law A Dichotomy Of Sense And Nonsense

**Lee Epstein, Kevin T. McGuire, Thomas
G. Walker**



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th **State Constitutions in the Federal System** ,1989 Liberty, Property, and Privacy Edward Keynes,1996-02-15 In this book Edward Keynes examines the fundamental rights philosophy and jurisprudence that affords constitutional protection to unenumerated liberty property and privacy rights He is critical of the failure of the U S Supreme Court to adopt

a coherent theory for identifying which rights are to be considered fundamental and how these private rights are to be balanced against the public interests that the government has a duty to articulate and promote Keynes develops his argument by first surveying how substantive due process grew out of the tradition of Anglo American jurisprudence and came to evolve over time He pays special attention to the shift in its application early in the twentieth century from protecting liberty of contract against economic regulation to protecting privacy and other noneconomic rights as in *Roe v Wade* against social regulation

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The Army Lawyer, 1988

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