

Solving the Puzzle of Interest Group Litigation

Andrew Jay Keshner

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**Phil Harris,Alberto Bitonti,Craig S.
Fleisher,Anne Skorkjær Binderkrantz**

Solving The Puzzle Of Interest Group Litigation:

Solving the Puzzle of Interest Group Litigation Andrew Koshner, 1998-02-12 Koshner explores the increase in interest group participation before the U S Supreme Court Since 1953 when less than 13 percent of the Court s full opinion cases were accompanied by friend of the court briefs there has been a steady increase in interest group litigation By the 1993 term interest groups participated in 92 percent of the cases brought before the Supreme Court While asking whether the rise in interest group activity in this supposedly independent arena should concern us Koshner attempts to solve the fascinating political puzzle of this tremendous growth He begins with the growth of interest group participation and asks quite simply why In answering this question Koshner draws on a series of studies that focus primarily on individual groups and their litigation decisions He then uses them to explore the macro level trends that pervade the relationship between the Supreme Court and interest groups In particular Koshner studies the roles of four important groups the Court Congress the executive branch and the interest groups themselves Within each he finds a series of changes or shifts in policy that begins to answer the puzzle and examines his conclusions within the context of First Amendment church state cases Students scholars and other researchers dealing with contemporary public law issues will find this work of particular value

The Palgrave Encyclopedia of Interest Groups, Lobbying and Public Affairs Phil Harris, Alberto Bitonti, Craig S. Fleisher, Anne Skorkjær Binderkrantz, 2022-06-20 The growing need for a concise and comprehensive overview of the world of interest groups lobbying and public affairs called for a compendium of existing research key theories concepts and case studies This project is the first transnational encyclopedia to offer such an interdisciplinary and wide overview of these topics including perspectives on public relations crisis management communication studies as well as political science political marketing and policy studies It is an interdisciplinary work which involved an extraordinary pool of contributors made up of leading scholars and practitioners from all around the globe it is a live and evolving project focused on drawing together grounded international knowledge for our diverse and developing world The 200 entries of the Palgrave Encyclopedia of Interest Groups Lobbying and Public Affairs to be found as a live reference work online here and in two print volumes in 2022 address these research avenues tackling a growing demand for a comprehensive international reference work regarding key global sectors and policymaking structures looking beyond the traditional markets of Europe and North America to incorporate practice and research from Asia Africa Oceania and Latin America This encyclopedia acts as a synthesis of existing research and aims to aid academics students and practitioners navigate their relevant fields around the globe

The Oxford Handbook of U.S. Judicial Behavior Lee Epstein, Stefanie A. Lindquist, 2017 The Oxford Handbook of U S Judicial Behavior offers readers a comprehensive introduction and analysis of research regarding decision making by judges serving on federal and state courts in the U S Featuring contributions from leading scholars in the field the Handbook describes and explains how the courts political and social context formal institutional structures and informal norms affect

judicial decision making The Handbook also explores the impact of judges personal attributes and preferences as well as prevailing legal doctrine influence and shape case outcomes in state and federal courts The volume also proposes avenues for future research in the various topics addressed throughout the book Consultant Editor for The Oxford Handbooks of American Politics George C Edwards III Solving the Puzzle of Interest Group Litigation Andrew Koshner, 1998-02-12 Koshner explores the increase in interest group participation before the U S Supreme Court Since 1953 when less than 13 percent of the Court s full opinion cases were accompanied by friend of the court briefs there has been a steady increase in interest group litigation By the 1993 term interest groups participated in 92 percent of the cases brought before the Supreme Court While asking whether the rise in interest group activity in this supposedly independent arena should concern us Koshner attempts to solve the fascinating political puzzle of this tremendous growth He begins with the growth of interest group participation and asks quite simply why In answering this question Koshner draws on a series of studies that focus primarily on individual groups and their litigation decisions He then uses them to explore the macro level trends that pervade the relationship between the Supreme Court and interest groups In particular Koshner studies the roles of four important groups the Court Congress the executive branch and the interest groups themselves Within each he finds a series of changes or shifts in policy that begins to answer the puzzle and examines his conclusions within the context of First Amendment church state cases Students scholars and other researchers dealing with contemporary public law issues will find this work of particular value *Downsizing Democracy* Matthew A. Crenson, Benjamin Ginsberg, 2020-03-03 Originally published in 2002 In *Downsizing Democracy* Matthew A Crenson and Benjamin Ginsberg describe how the once powerful idea of a collective citizenry has given way to a concept of personal autonomous democracy Today political change is effected through litigation lobbying and term limits rather than active participation in the political process resulting in narrow special interest groups dominating state and federal decision making At a time when an American s investment in the democratic process has largely been reduced to an annual contribution to a political party or organization *Downsizing Democracy* offers a critical reassessment of American democracy *Law and Social Movements* Michael McCann, 2017-07-05 The work of both socio legal scholars and specialists working in social movements research continues to contribute to our understanding of how law relates to and informs the politics of social movements In the 1990s an important line of new research most of it initiated by those working in the law and society tradition began to bridge the gaps between these two areas of scholarship This work includes new approaches to group legal mobilization politics analysis of the judicial impact on social reform struggles studies of individual legal mobilization in civil disputing and an almost entirely new area of research in cause lawyering It brings together the best of this research introduced by a detailed essay by the editor **Law as a Means to an End** Brian Z. Tamanaha, 2006-10-02 The contemporary US legal culture is marked by ubiquitous battles among various groups attempting to seize control of the law and wield it against others in pursuit of their particular agenda This battle takes place in

administrative legislative and judicial arenas at both the state and federal levels This book identifies the underlying source of these battles in the spread of the instrumental view of law the idea that law is purely a means to an end in a context of sharp disagreement over the social good It traces the rise of the instrumental view of law in the course of the past two centuries then demonstrates the pervasiveness of this view of law and its implications within the contemporary legal culture and ends by showing the various ways in which seeing law in purely instrumental terms threatens to corrode the rule of law **The Judges' Journal** ,1999 *Social Capital in the City* Richardson Dilworth,2010-06-04 The first interdisciplinary work to examine social capital in a single city *Law and the Arts* Susan W. Tiefenbrun,1999-02-28 Based on an interdisciplinary seminar on Law and the Arts which was held at Hofstra University School of Law on October 30 1996 Foreword [The Culture of Conservative Christian Litigation](#) Hans J. Hacker,2005 Over the past decade conservative Christian public law firms have been some of the most active and aggressive litigators in the nation Their efforts have impacted important policy areas including religion in the Public Square school prayer gay rights family values and abortion policy But the Fundamentalist Christian Evangelical social movement is not monolithic In this probing and judicious work Hacker explores and clarifies the influence of ideology on the goals and behavior of three leading conservative Christian law firms and how they differ in agendas and approach He provides rich interview narratives that shed light on interest group behavior and how it is influenced by internal group characteristics **U.C. Davis Law Review** University of California, Davis. School of Law,1999 **Reconsidering Rosenberg** Vincent James Strickler,2006 **Courts, Judges & Politics** Walter F. Murphy,Charles Herman Pritchett, Lee Epstein,2002 This classic reader has been a best selling component to the Judicial Process Judicial Politics American Legal System course for years Now thoroughly updated while retaining the features that made it attractive for so long organization structure coverage narrative choice of excerpts and flexibility in use Lee Epstein and Walter Murphy continue the tradition of this book *Current Publications in Legal and Related Fields* ,1999 **American Review of Politics** ,2011 **Recent Acquisitions** Ohio State University. College of Law. Library,1998 *Constitutional Structure and Purposes* Michael Conant,2001 Legal uncertainty is particularly high in constitutional law where the Supreme Court may overrule earlier decisions as not conforming to the Constitution This critical study of constitutional decision making in the Supreme Court emphasizes the failures of the justices to consider constitutional structure and the original meaning of language in context Conant criticizes the Supreme Court s opinions supporting racial segregation and the perpetuation of a caste system until the final overruling in Brown v Board of Education the Court s antitrust exemption of professional baseball and the recent finding that physical desecration of the flag is protected under freedom of speech This study challenges the view of the liberal scholars who argue that the Supreme Court must redefine the Constitution to keep up with the changing times because this view gives approval for judicial usurpation of the amending power It also rejects the view of conservative scholars who contend that the Supreme Court must search for the intent of the

framers of the Constitution on the grounds that subjective intent is impossible to research There was no verbatim reporter at the 1787 convention and no such notes were available to the ratifying conventions in the states that rendered the proposed constitution into law in 1789 Following the methodology of Justice Holmes Conant focuses this work on constitutional purposes and the meaning of language within its total social context at the time of its adoption *Making Government Manageable* Thomas H. Stanton, Benjamin Ginsberg, 2004-05-21 Publisher Description *Presidential Defiance of Unconstitutional Laws* Christophe May, 1998-08-20 Since the mid 1970s American presidents have with growing frequency claimed that they have the power to ignore any law they believe is unconstitutional Beginning with a review of the English constitutional backdrop against which the U S Constitution was framed this book demonstrates that the Founders did not intend to confer on the president a power equivalent to the royal prerogative of suspending the laws which was stripped from the English Crown in 1689 The author examines each of the nearly 150 instances in which presidents from George Washington to Jimmy Carter have objected to the validity of a law in order to determine whether or not the president then ignored the law in question This examination of the historical record reveals that prior to the mid 1970s the White House only rarely failed to honor a law that it believed to be unconstitutional

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