



THE MAGIC MIRROR

LAW IN AMERICAN HISTORY
SECOND EDITION

KERMIT L. HALL
PETER KARSTEN

The Magic Mirror Law In American History

West Group

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The Magic Mirror Kermit L. Hall, Peter Karsten, 2009 Chronicling American law from its English origins to the present and offering for the first time comprehensive treatment of twentieth century developments this book sets American law and legal institutions in the broad context of social economic and political events weaving together themes from the history of both constitutional and private law The Magic Mirror treats law in society and the legal implications of social change in areas such as criminal justice the rights of women blacks the family and children It further examines regional differences in American legal culture the creation of the administrative and security states the development of American federalism and the rise of the legal profession Hall pays close attention to the evolution of substantive law categories such as contracts torts negotiable instruments real property trusts and estates and civil procedure and addresses the intellectual evolution of American law surveying movements such as legal realism and critical legal studies Hall concludes that over its history American law has been remarkably fluid adapting in form and substance to each successive generation without ever fully resolving the underlying social and economic conflicts that first provoke demands for legal change

Failures of American Methods of Lawmaking in Historical and Comparative Perspectives James Maxeiner, 2018-03-08 What Americans sought

What Americans got deranged laws What Americans can do improve legal methods

American Law from a Catholic Perspective

Ronald J. Rychlak, 2015-03-11 Edited by Ronald J Rychlak American Law from a Catholic Perspective is one of the most comprehensive surveys of American legal topics by major Catholic legal scholars Contributors explore bankruptcy corporate law environmental law family law immigration labor law military law property torts and several different aspects of constitutional law among other subjects Readers will find probing arguments that bring to bear the critical perspective of Catholic social thought on American legal jurisprudence Essays include Michael Ariens s account of Catholicism in the intellectual discipline of legal history William Saunders s assessment of human rights and Catholic social teaching Hadley Arkes s look at the place of Catholic social thought with respect to bioethics and many others on major legal topics and their intersection with Catholic social teaching American Law from a Catholic Perspective is essential reading for all Catholic lawyers judges and law students as well as an important contribution to non Catholic readers seeking guidance from a faith tradition on questions of legal jurisprudence Based on well developed and established ideas in Catholic social thought the evaluations suggestions and remedies offer ample food for thought and a basis for action in the realm of legal scholarship

Law and Religion in American History Mark Douglas McGarvie, 2016-07-19 This is a sweeping history of the relationship between law and religion in America from the colonial era to the present day

The Oxford Handbook of Environmental History

Andrew Christian Isenberg, 2014 The Oxford Handbook of Environmental History draws on a wealth of new scholarship to offer diverse perspectives on the state of the field

Keeping the People's Liberties John J.

Dinan, 1998 4 The theory and design of populist institutions

George Washington and American Constitutionalism

Glenn A. Phelps, 1993 Known as the Father of His Country George Washington is sometimes viewed as a demi god for what he was and did rather than for what he thought In addition to being a popular icon for the forces of American nationalism he served as commander in chief of the victorious Continental Army That he played a key role in securing the adoption of the Constitution is well known but few credit him with a political philosophy that actively shaped the constitutional tradition

The American Historical Association's Guide to Historical Literature American Historical Association, 1995

Contains nearly 2 000 annotated citations primarily English language works divided into forth eight sections citations refer chiefly to works published between 1961 and 1992 **Explicit and Authentic Acts** David E. Kyvig, 1996 This book could not be more timely Kyvig provides a rich and comprehensive history of the politics and operation of the amending process It deserves the attention of not only historians political scientists and legal scholars but also those concerned with public affairs David M O'Brien author of *Storm Center* The Supreme Court in American Politics A lively challenge to traditional views William Leuchtenburg author of *The Supreme Court Reborn* *Heart Versus Head* Peter Karsten, 1997 Challenging traditional accounts of the development of American private law Peter Karsten offers an important new perspective on the making of the rules of common law and equity in nineteenth century courts The central story of that era he finds was a

The Lost Promise of Progressivism Eldon J. Eisenach, 1994 Congenital malformations are worldwide occurrences striking in every condition of society These severe physical abnormalities which are present at birth and affecting every part of the body happen more often than usually realized once in every 33 births The most common after heart defects are those of the neural tube the brain and spinal cord which happen in as many as one in every 350 births They have been noted as curiosities in man and beast throughout recorded history and received great attention in our time by various fields of study for example their faulty prenatal development by embryologists familial patterns by geneticists causation by environmentalists and variability by population scientists Attention turned much in recent years to the relation of these malformations to deficiency of a particular dietary ingredient folic acid a subject this book analyzes in depth The greatest conundrum of all which this latest matter like so much else hinges on is the amazing fact of the tremendous almost universal decrease in the frequency of these anomalies since early in the 20th century The puzzle is What can this downward trend possibly mean and at bottom Whether it is part of a long term cyclical pattern This fascinating biological phenomenon is explored in the book together with various other topics West's Encyclopedia of American Law West Group, 1998 Contains over four thousand alphabetically arranged entries that provide information about terms concepts events movements cases and persons significant to U S law and includes sidebars and In Focus articles tables and indexes and a variety of reference materials *Common-law Liberty* James Reist Stoner, 2003 In an era as morally confused as ours Stoner argues we at least ought to know what we've abandoned or suppressed in the name of judicial activism and the modern rights oriented Constitution Having lost our way perhaps the common law in its original sense provides a way back a viable alternative to the

debilitating relativism of our current age **American Law at the End of the 20th Century** George A. Bermann, 1998 The Congress was held under the auspices of the International Academy of Comparative Law **The Reconstruction Justice of Salmon P. Chase** Harold Melvin Hyman, 1997 The demise of the Confederacy left a legacy of legal arrangements that raised fundamental and vexing questions regarding the legal rights and status of former slaves and the status of former Confederate states As Harold Hyman shows few individuals had greater impact on resolving these difficult questions than Salmon P Chase chief justice of the United States Supreme Court from 1865 to 1873 Hyman argues that in two cases In Re Turner 1867 and Texas v White 1869 Chase combined his abolitionist philosophy with an activist jurisprudence to help dismantle once and for all the deposed machineries of slavery and the Confederacy In these cases Chase sought to consolidate the gains of the Civil War era while demonstrating that the war had both preserved the precious core characteristics of the federal union of states and fundamentally improved the nature of both private and public law In Re Turner was a private law case decided at the federal circuit level It involved a black woman s claim that she a recent slave was being held in involuntary servitude Elizabeth Turner s mother had apprenticed Elizabeth to their former master who had not abided by his contractual obligations to provide Elizabeth with training and compensation substantively keeping her in slavery Chase s decision which relied upon due process and equal protection implications in the thirteenth amendment and 1866 Civil Rights Act confirmed the rights of emancipated slaves to bargain and contract with employers on a parity with white workers Texas v White was a public law case decided in the Supreme Court It revolved around the issue of whether the holders of U S bonds seized and sold by the Confederate state of Texas could demand payment after the war from that state s newly reconstructed government In effect Chase and his associate justices were asked to determine the legality of actions committed by all former Confederate states and thus to define what constituted a state Chase s opinion reaffirmed the Union s permanence and that of the constituent states in the federal union and the states duty to respect the legal rights and obligations of all citizens because states were people as well as acreages and institutions Hyman s exemplary analysis of these cases reveals how their political legal and constitutional aspects were so inextricably interwoven They secured for Chase a rostrum for both moral and legal reform from which he asserted his strong views on the fundamental rights of individuals and states in an era of sporadically increasing federal power Hyman s study provides a much needed reevaluation of those cases both in the context of Chase s life and in terms of their mark on history **Encyclopedia of Historians and Historical Writing** Kelly Boyd, 2019-10-09 The Encyclopedia of Historians and Historical Writing contains over 800 entries ranging from Lord Acton and Anna Comnena to Howard Zinn and from Herodotus to Simon Schama Over 300 contributors from around the world have composed critical assessments of historians from the beginning of historical writing to the present day including individuals from related disciplines like Jrgen Habermas and Clifford Geertz whose theoretical contributions have informed historical debate Additionally the Encyclopedia includes some 200 essays treating the

development of national regional and topical historiographies from the Ancient Near East to the history of sexuality In addition to the Western tradition it includes substantial assessments of African Asian and Latin American historians and debates on gender and subaltern studies **American Constitutional Law: Civil rights and liberties** Gregg Ivers,2001 This book explores the political and social aspects of the litigation process and judicial decision making The author goes beyond a simple description of legal rules to investigate the dynamic relationship between law and politics The book emphasizes the real world influence of Supreme Court s opinions on the operation of American political institutions Back cover **Land, Property, and the Environment** John F. Richards,2002 **Industry and Politics** Richard Lehne,1993 Written from a public policy perspective this book focuses on the relations between government and business Primarily it examines industry and government practices in the US but also discusses international systems in the realm of American activities **When Abortion was a Crime** Leslie Jean Reagan,1991

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