

America's great
dissenter of this century
discusses five men
whose own dissents have helped
shape western life.

GREAT DISSENTERS

BY **NORMAN
THOMAS**

Great Dissenters

JL Elias



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Great Australian Dissents Andrew Lynch, 2016-09-08 This book identifies analyses and celebrates the significant and influential dissenting judicial opinions in Australian legal history *Church or dissent, plain speaking on great truths* Faber pseud, 1901 *The Pacific Unitarian* , 1901 **Dissenting Histories** John Seed, 2008-11-26 The first major study of the historical writings of religious dissenters in England between the 1690s and the 1790s this book redefines the way we understand religious and political identities in the eighteenth century Dissenting Histories provides a synoptic overview of the development of religious dissent in England between the Restoration and the early nineteenth century using Dissenters writings to open up new and different perspectives on how the past was perceived in this period These writings are located within the wider political culture and the author explores how the long shadow of the Great Rebellion of the 1640s stretched across the division between Church and Dissent The author is not simply concerned with history as a representation of the past but history also as part of the bitterly divided collective memory of the present Focusing on the relationship between the history that historians wrote and the history that men and women experienced John Seed provides the reader with new perspectives on eighteenth century England **Dissent and the Supreme Court** Melvin I. Urofsky, 2017-01-10 Highly illuminating for anyone interested in the Constitution the Supreme Court and the American democracy lawyer and layperson alike The Los Angeles Review of Books In his major work acclaimed historian and judicial authority Melvin Urofsky examines the great dissents throughout the Court s long history Constitutional dialogue is one of the ways in which we as a people reinvent and reinvigorate our democratic society The Supreme Court has interpreted the meaning of the Constitution acknowledged that the Court s majority opinions have not always been right and initiated a critical discourse about what a particular decision should mean before fashioning subsequent decisions largely through the power of dissent Urofsky shows how the practice grew slowly but steadily beginning with the infamous and now overturned case of Dred Scott v Sandford 1857 during which Chief Justice Roger Taney s opinion upheld slavery and ending with the present age of incivility in which reasoned dialogue seems less and less possible Dissent on the court and off Urofsky argues in this major work has been a crucial ingredient in keeping the Constitution alive and must continue to be so **Judicial Dissent in European Constitutional Courts** Katalin Kelemen, 2017-09-28 Dissent in courts has always existed It is natural and healthy that judges disagree on legal issues of a certain importance and difficulty The question is if it is reasonable to conceal dissent Not every legal system allows judges to explain their disagreement to the public in a separate opinion attached to the judgment of the court Most constitutional courts do This book presents a comparative analysis of the practice of judicial dissent in constitutional courts from the perspective of the civil law tradition It discusses the theoretical background presents the history of the institution and today s practice thus laying down the basis for an accurate consideration of the phenomenon from a legal perspective **When Dissents Matter** Pamela C. Corley, Amy Steigerwalt, Artemus Ward, 2023-09-26 The

ability of US Supreme Court justices to dissent from the majority to formally register and explain their belief that a case has been wrongly decided represents a time honored tradition of perhaps the most august American institution Yet the impact of these dissents which allow justices to engage in a dialogue over law and policy has seldom if ever been the focus of dedicated study Analyzing the influence of past dissents on later Supreme Court majority opinions this book presents the first comprehensive study of the effects of dissenting opinions and illuminates which types of dissents successfully influence legal and policy debates which ones fail to make a difference and why Drawing on the private papers of the justices and original data this book demonstrates that court majorities engage with dissents posing a particular threat to their opinions and that they can be persuaded by thoughtful and careful dissenting arguments *Supreme Court Decision-Making* Cornell W. Clayton, Howard Gillman, 1999 What influences decisions of the U S Supreme Court For decades social scientists focused on the ideology of individual justices *Supreme Court Decision Making* moves beyond this focus by exploring how justices are influenced by the distinctive features of courts as institutions and their place in the political system Drawing on interpretive historical institutionalism as well as rational choice theory a group of leading scholars consider such factors as the influence of jurisprudence the unique characteristics of supreme courts the dynamics of coalition building and the effects of social movements The volume s distinguished contributors and broad range make it essential reading for those interested either in the Supreme Court or the nature of institutional politics Original essays contributed by Lawrence Baum Paul Brace Elizabeth Bussiere Cornell Clayton Sue Davis Charles Epp Lee Epstein Howard Gillman Melinda Gann Hall Ronald Kahn Jack Knight Forrest Maltzman David O Brien Jeffrey Segal Charles Sheldon James Spriggs II and Paul Wahlbeck *Judicial Individuality on the UK Supreme Court* Lewis Graham, 2025-02-06 This book presents an empirical analysis of the UK Supreme Court s output over its first ten years with a specific focus on each individual judge s contribution to each case It shows that judges like all of us are human it would be difficult to imagine that any of us even in our most professional capacity could act completely independently of our predilections motivations and biases The same is true for the judges sitting on the UK s highest court Drawing on insights from a bespoke dataset of judgments this work discerns trends and tendencies across each judge s voting patterns and the reasoning they adopt when disposing of cases It not only highlights areas of divergence but also shows how each of the judges tended to vote in different contexts including which were more likely to overturn appeals from lower courts side with certain parties such as the state or underdogs and find liability in various areas tort contract criminal EU immigration and tax law with a special focus on human rights cases Another section illustrates the differences between the judges when it comes to judicial reasoning such as their approach to precedent and preferred methods of statutory interpretation This work shows that different judges exercise their power in different ways Some are more comfortable with pushing boundaries whilst others are more restrained Some grant the state a lot of leeway whilst others apply heavy scrutiny Some are as Lord Denning suggested bold spirits whilst others are timorous souls It shows at least

when it comes to the Supreme Court that it matters who our judges are *John Paul Stevens* Christopher E. Smith,2015-10-22 This book examines the judicial opinions and criminal justice policy impact of Justice John Paul Stevens the U S Supreme Court s most prolific opinion author during his 35 year career on the nation s highest court Although Justice Stevens a Republican appointee of President Gerald Ford had a professional reputation as a corporate antitrust law attorney he immediately asserted himself as the Court s foremost advocate of prisoners rights and Miranda rights when he arrived at the Court in 1975 In examining Justice Stevens s opinions on these topics as well as others including capital punishment and right to counsel the chapters of the book connect his prior experiences with the development of his views on rights in criminal justice In particular the book examines his relevant experiences as a law clerk to Justice Wiley Rutledge in the Supreme Court s 1947 term a volunteer attorney handling criminal cases in Illinois and a judge on the U S court of appeals to explore how these experiences shaped his understanding of the importance of rights in criminal justice For many issues such as those affecting imprisoned offenders Justice Stevens was a strong defender of rights throughout his career For other issues such as capital punishment there is evidence that he became increasingly protective of rights over the course of his Supreme Court career The book also examines how Justice Stevens became increasingly important as a leading dissenter against the diminution of rights in criminal justice as the Supreme Court s composition became increasingly conservative in the 1980s and thereafter Because of the nature and complexity of Justice Stevens s numerous and varied opinions over the course of his lengthy career scholars find it difficult to characterize his judicial philosophy and impact with simple labels Yet in the realm of criminal justice close examination of his work reveals that he earned a reputation and an enduring legacy as an exceptionally important defender of constitutional rights *How to Argue & Win Every Time* Gerry Spence,1996-04-15 A noted attorney gives detailed instructions on winning arguments emphasizing such points as learning to speak with the body avoiding being blinding by brilliance and recognizing the power of words as a weapon **The University Magazine and Free Review** John Mackinnon Robertson,G. Astor Singer,1895 **The Psychology of the Supreme Court** Lawrence S. Wrightsman,2006-03-16 Examining the psychology of Supreme Court decision making this book seeks to understand almost all aspects of the Supreme Court s functioning from a psychological perspective It addresses many factors of influence including the background of the justices how they are nominated and appointed the role of their law clerks and more **Ainsworth's magazine** ,1847 Politics in India Rajni Kothari,1970 Acclaimed to be by far the most sophisticated general study on Indian politics Politics in India unfolds here with insight and acumen and the vastness and confusion of the Indian political scene is elaborately discussed This book is the first comprehensive treatment of the Indian political system examined from different vantage points and drawing together the contribution of various disciplines into a common framework **Syed Mahmood** Mohammad Nasir,Samreen Ahmed,2022-04-18 At a time when ordinary courage has become rare one has to look up to the lives of those who stood for dissent in the colonial era Back in the 19th century Justice Syed

Mahmood son of the great social reformer Sir Syed Ahmad Khan became the first judge to resist colonial power by espousing the cause of judicial independence. At the age of just 32 he not only remains the youngest but also the first Indian Muslim and first north Indian to be appointed as a High Court judge in India. Endowed with a judicial acuity ahead of his times a number of his dissents were later accepted by the courts and continue to be the law. This book chronicles the triumphs and tragedies of Syed Mahmood's life and his contribution in shaping the consciousness of post 1857 India. With an impressive array of research, perception and analysis the book succeeds in exhuming a seminal figure from the dust of history and showcases the past speaking to the present.

A Review of the Current Legal Landscape Bryan P. Schwartz, Darcy MacPherson, The Manitoba Law Journal MLJ is a peer reviewed journal founded in 1961. The MLJ's current mission is to provide lively independent and high caliber commentary on legal events in Manitoba or events of special interest to our community. The MLJ aims to bring diverse and multidisciplinary perspectives to the issues it studies drawing on authors from Manitoba, Canada and beyond. Its studies are intended to contribute to understanding and reform not only in our community but around the world.

Judicial Review Salman Khurshid, Sidharth Luthra, Lokendra Malik, Shruti Bedi, 2020-06-11. In India judicial review is not a static phenomenon. It has ensured that the Constitution is the supreme law of the land and in situations when a law impinges on the rights and the liberties of citizens it can be pruned or made void. This is a collection of scholarly essays demonstrating the different facets of judicial review based on the vast area of comparative constitutional law. Importantly it honours the body of work of Upendra Baxi, legal scholar and author whose contributions have shaped our understanding of legal jurisprudence and expanded the scope of social transformation in India. This volume recognizes his role as an Indian jurist. Various constitutional law experts come together to reflect on his expositions on the role of the apex court, judicial activism, accountability of judiciary, laws on surrogacy and adultery and so on.

The illustrated history of Methodism Abel Stevens, 1873

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