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First Among Equals The Supreme Court In American Life

C. Truett Baker



First Among Equals The Supreme Court In American Life:

First Among Equals Kenneth W. Starr, 2008-12-14 Today's United States Supreme Court consists of nine intriguingly varied justices and one overwhelming contradiction Compared to its revolutionary predecessor the Rehnquist Court appears deceptively passive yet it stands as dramatically ready to defy convention as the Warren Court of the 1950s and 60s Now Kenneth W Starr who served as clerk for one chief justice argued twenty five cases as solicitor general before the Supreme Court and is widely regarded as one of the nation's most distinguished practitioners of constitutional law offers us an incisive and unprecedented look at the paradoxes the power and the people of the highest court in the land In *First Among Equals* Ken Starr traces the evolution of the Supreme Court from its beginnings examines major Court decisions of the past three decades and uncovers the sometimes surprising continuity between the precedent shattering Warren Court and its successors under Burger and Rehnquist He shows us as no other author ever has the very human justices who shape our law from Sandra Day O'Connor the Court's most pivotal and perhaps most powerful player to Clarence Thomas its most original thinker And he explores the present Court's evolution into a lawyerly tribunal dedicated to balance and consensus on the one hand and zealous debate on hotly contested issues of social policy on the other On race the Court overturned affirmative action and held firm to an undeviating color blind standard On executive privilege the Court rebuffed three presidents both Republican and Democrat who fought to increase their power at the expense of rival branches of government On the 2000 presidential election the Court prevented what it deemed a runaway Florida court from riding roughshod over state law illustrating how in our system of government the Supreme Court is truly the first among equals Compelling and supremely readable *First Among Equals* sheds new light on the most frequently misunderstood legal pillar of American life

The Supreme Court and Religion in American Life, Vol. 1 James Hitchcock, 2009-01-10 School vouchers The Pledge of Allegiance The ban on government grants for theology students The abundance of church and state issues brought before the Supreme Court in recent years underscores an incontrovertible truth in the American legal system the relationship between the state and religion in this country is still fluid and changing This the first of two volumes by historian and legal scholar James Hitchcock provides the first comprehensive exploration of the Supreme Court's approach to religion offering a close look at every case including some that scholars have ignored Hitchcock traces the history of the way the Court has rendered important decisions involving religious liberty Prior to World War II it issued relatively few decisions interpreting the Religious Clauses of the Constitution Nonetheless it addressed some very important ideas including the 1819 Dartmouth College case which protected private religious education from state control and the Mormon polygamy cases which established the principle that religious liberty was restricted by the perceived good of society It was not until the 1940s that a revolutionary change occurred in the way the Supreme Court viewed religion During that era the Court steadily expanded the scope of religious liberty to include many things that were probably not intended by the framers of the Constitution and it

narrowed the permissible scope of religion in public life barring most kinds of public aid to religious schools and forbidding almost all forms of religious expression in the public schools This book along with its companion volume *From Higher Law to Sectarian Scruples* offers a fresh analysis of the Court's most important decisions in constitutional doctrine Sweeping in range it paints a detailed picture of the changing relationship between religion and the state in American history *The Supreme Court and Religion in American Life, Vol. 2* James Hitchcock, 2009-01-10 School vouchers The Pledge of Allegiance The ban on government grants for theology students The abundance of church and state issues brought before the Supreme Court in recent years underscores an incontrovertible truth in the American legal system the relationship between the state and religion in this country is still fluid and changing This the second of two volumes by historian and legal scholar James Hitchcock offers a complete analysis and interpretation of the Court's historical understanding of religion explaining the revolutionary change that occurred in the 1940s In Volume I *The Odyssey of the Religion Clauses* Princeton Hitchcock provides the first comprehensive survey of the court cases involving the Religion Clauses including a number that scholars have ignored Here Hitchcock examines how in the early history of our country a strict separation of church and state was sustained through the opinions of Jefferson and Madison even though their views were those of the minority Despite the Founding Fathers ideas the American polity evolved on the assumption that religion was necessary to a healthy society and cooperation between religion and government was assumed This view was seldom questioned until the 1940s notes Hitchcock Then with the beginning of the New Deal and the appointment of justices who believed they had the freedom to apply the Constitution in new ways the judicial climate changed Hitchcock reveals the personal histories of these justices and describes how the nucleus of the Court after World War II was composed of men who were alienated from their own faiths and who looked at religious belief as irrational divisive and potentially dangerous assumptions that became enshrined in the modern jurisprudence of the Religion Clauses He goes on to offer a fascinating look at how the modern Court continues to grapple with the question of whether traditional religious liberty is to be upheld **The Clinton Wars** Sidney

Blumenthal, 2003-05-23 An invaluable history of an extraordinary presidency and the chronicle of a generation's political odyssey When in 1997 Bill Clinton appointed Sidney Blumenthal as a senior advisor the former writer was catapulted into the front lines of the Clinton wars From his first day in the White House until long after his appearance as the only presidential aide ever to testify in an impeachment trial Blumenthal acted in or witnessed nearly all the battles of the Clinton years This major book part history part memoir is the first inside account we have of the presidency of William Jefferson Clinton The Clinton Wars begins in 1987 when Blumenthal first met Bill and Hillary Clinton His chronicle of Clinton's first presidential campaign and first term draws on his experiences as confidant to both the President and the First Lady and is enriched with previously unpublished revelations about both This remarkable personal interpretation goes far in explaining the polarizing nature of Clinton's presence on the national scene The narrative of Clinton's second term is even more dramatic Blumenthal

takes special note of the battle that was waged within the media between the President's detractors and defenders which he expands into a vivid picture of Washington society torn apart by warring factions But he does not neglect the wars fought on other fronts in Kosovo against Congress and for economic prosperity His remarkable book ends with the inside story of the fight to elect Al Gore in 2000 and extend the legacy of the Clinton Gore Administration Every page of this unrivaled authoritative book with its intimate insights into Clinton's personality and politics attests to Blumenthal's literary skill profound understanding of politics and unique perspective on crucial events of our recent past *The Clinton Wars* is a lasting contribution to American history

Courts and Congress William Quirk, 2018-02-06 It's often said confirmed by survey data that the American people are losing confidence in their government But the problem may be the reverse the government has lost confidence in the people Increasingly the power to make decisions in our democracy has been shifted from Congress to the court system forcing non-elected officials to make decisions which affect the lives of Americans In a society which is based on the democratic elections of its officials this is clearly backwards Quirk maintains that what he calls The Happy Convention an informal and unwritten rearrangement of passing the buck of government powers is done to avoid blame and approval ratings becoming lower for a particular person or party For example The Happy Convention assigns the power to declare and make war to the President Congress and the Court play a supporting role Congress when requested gives the President a blank check to use force the Court throws out any challenges to the legality of the war Everyone wins if the war avoids disaster If it turns out badly the President is held accountable His ratings fall reelection is out of the question congressmen say he lied to them his Party is likely to lose the next election In this way Quirk reminds us that The Happy Convention is not what the Founders intended for us For democracy to work properly the American people have to know what options they have Courts and Congress argues the case for reestablishing the balance of powers between the courts the Congress and the Presidency

Politics for the Greatest Good Clarke Forsythe, 2010-06 With a level-headed voice leading policy strategist Clarke Forsythe speaks clearly into the fray of political striving Here he campaigns for a recovery of a rich understanding of the virtue of prudence and for its application by policymakers and citizens to contemporary public policy As Forsythe explains prudence in its classical sense is the ability to apply wisdom to right action In this book he explores the importance of applying the principles of prudence taking account of limitations in a world of constraints and striving to achieve the greatest measure of justice under current circumstances to the realm of politics especially that of bioethics In particular Forsythe applies these concepts to the ongoing debate among pro-life advocates regarding gradual versus radical change as the most effective way to achieve political and legislative goals Drawing on the Bible philosophy and the wisdom of historical figures such as Abraham Lincoln and William Wilberforce he makes a strong case for a strategy of seeking to achieve the maximal change possible at a given time or political prudence As such it has broad implications for political scientists and strategists both within and beyond the pro-life context

Reflections Barbara Bush, 2003-10-30 There is a

myth in the United States you've heard it many times. It says that all American mothers hope that their child will grow up to be President of the United States. Barbara Bush. Not since Abigail Adams has one woman been both the wife and mother of presidents. Barbara Bush's prominent place in American history is matched only by her extraordinary popularity. Republicans and Democrats alike appreciate her wit, her compassion, and her devotion to her family. Dignified, loyal, and unpretentious, the former First Lady defied skeptics to become one of the most admired first ladies in history, and she remains a beloved public figure today. In this inspiring follow-up to her number one bestselling memoir, Mrs. Bush covers the momentous eight years between President George H. W. Bush's leaving office and President George W. Bush's 2001 inauguration. Reflections comprises Mrs. Bush's diary entries, travelogues, family photographs, even secret recipes. She discusses her experiences in the White House, on the campaign trail, and in the public eye, as well as her own views about such controversial issues as her husband's resignation from the NRA, the caning of an American student in Singapore, and in her candid epilogue, her family's reactions to September 11, 2001. Throughout, the extraordinary amount of love and pride Mrs. Bush feels for her husband, five children, and fourteen grandchildren is always clear. Reflections will delight Barbara Bush's millions of admirers with her touching anecdotes and personal revelations from the past decade of a full and fascinating life.

Scalia's Court Antonin Scalia, 2016-04-04 The passing of this brilliant jurist is a great loss, but his writings, with their plain language and constitutional moorings, will guide generations to come. Speaker of the House Paul Ryan: The sudden passing of Justice Antonin Scalia shook America. After almost thirty years on the Supreme Court, Scalia had become as integral to the institution as the hallowed room in which he sat. His wisecracking interruptions during oral arguments, his unmatched legal wisdom, his unwavering dedication to the Constitution, and his blistering dissents defined his leadership role on the court and inspired new generations of policymakers and legal minds. Now, as Republicans and Democrats wage war over Scalia's lamentably empty Supreme Court seat, Kevin Ring, former counsel to the U.S. Senate's Constitution Subcommittee, has taken a close look at the cases that best illustrate Scalia's character, philosophy, and legacy. In *Scalia's Court: A Legacy of Landmark Opinions and Dissents*, Ring collects Scalia's most memorable opinions on free speech, separation of powers, race, religious freedom, the rights of the accused, abortion, and more, and intersperses Scalia's own words with an analysis of his legal reasoning and his lasting impact on American jurisprudence. "I don't worry about my legacy," Scalia once told an audience at the National Archives. "Just do your job right, and who cares?" Now that the lion of American law has left the stage, as the U.S. Attorney General put it, it is for the rest of America to worry about his legacy and to care.

[The John F. Sonnett Memorial Lectures at Fordham University School of Law](#) Dennis J. Kenny, Joel E. Davidson, 2018-01-02 This book represents the distinguished Sonnett lecture series sponsored by Fordham's Law School that has taken place for the last 45 years. In this collection, U.S. Supreme Court Justices, a Lord Chancellor of England, three Chief Justices of Ireland, a Chief Justice of South Africa, a President of the Supreme Court of Israel, and other leading judges and lawyers examine common law-based legal systems and

underlying principles The lectures encourage attorneys and society to improve the training of lawyers respect the independence of the judiciary place ethics at the forefront question the efficacy of the criminal justice system and explore the complex philosophical issues facing the judiciary Taken as a whole these lectures are a prescription for improvements and innovations throughout the legal system The lectures were delivered by judges and lawyers who were involved in many of the most significant cases of the last half century that strengthened individual rights and promoted access to justice Each finds its deepest meaning in advancing the theme of Fordham Law School In the Service of Others Criminal Procedural Trial in China Gao Yong,2024-08-06 This book examines procedural trials using the procedure of excluding illegal evidence as an example Criminal trials include both substantive and procedural trials The former focuses on the criminal responsibility of the defendant while the latter aims to resolve procedural disputes between the prosecution and the defense The illegal evidence exclusion process is a typical procedural trial that examines the lawfulness of evidence taking and excludes illegally obtained evidence The object of the study is the procedural rules of excluding illegal evidence in China This book is innovative in that it examines the nature function subject matter and litigation structure of procedural trials and the relationship between procedural and substantive procedures Moreover the book compares various countries procedure of excluding illegal evidence and examines the initiation trial rules of evidence and appeals of the procedure of excluding illegal evidence in China **President Encyclopedia 1981-2001** Hicks,2008-12-01 An In Depth Look At The American Presidents Reagan Bush And Clinton **Historical Dictionary of the Clinton Era** Richard S. Conley,2012-03-15 William Jefferson Clinton s legacy remains a matter of significant contention among historians political scientists and pundits even after a decade of time to reflect The narrative of Clinton s two terms may be in some sense the tale of two different men or at least two incongruous public views of the nation s 42nd chief executive On the one hand there is the Clinton who left the White House more popular than when he took office entering with a 58 percent approval rating and leaving with a 66 percent approval rating On the other hand an ABC News poll conducted on his last day showed that 67 percent of Americans said Clinton was not honest and trustworthy The Historical Dictionary of the Clinton Era covers both sides of the Clinton presidency through a chronology an introductory essay appendixes and an extensive bibliography The dictionary section has over 300 cross referenced entries on important personalities including the president his advisors his family his opponents and his critics as well as members of Congress military leaders and international leaders This book is a vital access point for students researchers and anyone interested in the presidency of Bill Clinton The Judges Martin Mayer,2025-08-22 Our courts the third branch of the government are central in the administration of our democracy But their operations are shrouded in a mythology with its ritual incantations of rule of law equal justice and presumption of innocence one that this book pierces We have 30 000 judges Many are hard working and distinguished jurists most are simply lawyers who knew a politician It does not help that the job pays poorly We have no judicial profession we do not train judges before or after they

mount the bench There is no national court system Fifty sovereign states a federal government counties and municipalities and state and federal agencies all have their own courts their own rules and not infrequently their own laws and are deluged with cases filed by a million lawyers Today less than 3% of criminal charges and 4% of civil disputes are resolved by court trials The noted author argues that a specialized world demands specialized courts and judges expert in the subjects they must consider Following the leadership of Chief Judge Judith Kaye of New York s highest court the Conference of Chief Justices from all fifty states has endorsed her use of problem solving courts to take the judiciary into the twenty first century The Judges is Martin Mayer s most important book from many successful titles dating from the 1950s It opens up a debate that will occupy scholars justices many of the one million lawyers in our country and law school professors and students for years to come

Church-State Cooperation Without Domination C. Truett Baker, 2010-06-25 Church State Cooperation Without Domination is a historical review highlighting the antecedents leading up to present day church state relations in the United States Successful models of cooperation between government and faith based agencies are described with the final chapter suggesting a new model for church state relations that protects religious freedom while preserving the principle of limited government involvement with religion It isn t a question of if or should government and religion mix They already do but there is little consensus on how to balance separation and cooperation This book addresses those issues

The Roberts Court Marcia Coyle, 2013-05-07 For years the Supreme Court led by Chief Justice John Roberts has been at the center of a constitutional maelstrom Here the much honored expert Supreme Court reporter Marcia Coyle s examination of four landmark cases is informative insightful clear and fair Coyle reminds us that Supreme Court decisions matter A lot Portland Oregonian Seven minutes after President Obama put his signature to a landmark national health care insurance program a lawyer in the office of Florida GOP attorney general Bill McCollum hit a computer key sparking a legal challenge to the new law that would eventually reach the nation s highest court Health care is only the most visible and recent front in a battle over the meaning and scope of the US Constitution The battleground is the United States Supreme Court and one of the most skilled insightful and trenchant of its observers takes us close up to watch it in action Marcia Coyle s brilliant inside analysis of the High Court captures four landmark decisions concerning health care money in elections guns at home and race in schools Coyle examines how those cases began and how they exposed the great divides among the justices such as the originalists versus the pragmatists on guns and the Second Amendment and corporate speech versus human speech in the controversial Citizens United case Most dramatically her reporting shows how dedicated conservative lawyers and groups have strategized to find cases and crafted them to bring up the judicial road to the Supreme Court with an eye on a receptive conservative majority The Roberts Court offers a ringside seat to the struggle to lay down the law of the land

Historical Dictionary of the U.S. Presidency Richard S. Conley, 2015-12-14 This book covers the development of the presidential office within the context of constitutional interpretations of presidential power and socio political and economic

developments as well as foreign affairs events from 1789-2015. It provides details on the men who have held the office and biographies of vice presidents, unsuccessful candidates for the office, and noteworthy Supreme Court and other appointees. The Historical Dictionary of the U.S. Presidency contains a chronology, an introduction, appendixes, and an extensive bibliography. The dictionary section has over 300 cross-referenced entries on the development of the institution of the presidency and details the personalities, domestic and foreign policy governing contexts, elections, party dynamics, and significant events that have shaped the office from the Founding to the present day. This book is an excellent resource for students, researchers, and anyone wanting to know more about the U.S. Presidency.

The U.S. Justice System Steven Harmon Wilson, 2011-12-06. A comprehensive three-volume set that provides detailed background, essays, short topical entries, and primary document excerpts to explain the organization, history, and functioning of the U.S. justice system. *The U.S. Justice System: An Encyclopedia* is a one-stop resource uniquely structured to include both introductory information as well as more in-depth and detailed resources. It explains not only how the American civil and criminal justice system affects the parties to a particular case or other legal action but also how the rights, benefits, and legal protections of our country impact virtually all people in America. The set comprises three volumes. The first volume provides chapter-length essays explaining the organization and functioning of federal, state, and local government as well as the working of federal and state judiciaries, regulatory bodies, and penal systems. The second volume contains shorter, alphabetically arranged entries on hundreds of law-related topics, including case descriptions and biographies of major figures, federal and state court organizational charts, legal statistics, and other background information. The third volume contains original documents, statutes, and texts of important cases relevant to the functioning of the American justice system. Readers will understand the structures, concepts, and vocabulary of American law and legal institutions and grasp how the U.S. legal system has evolved to meet the complex, changing needs of the nation.

Religion in America Denis Lacorne, 2011-08-16. Denis Lacorne identifies two competing narratives defining the American identity. Associated with the Founding Fathers and reflected in the Declaration of Independence, the Constitution, and the Federalist Papers, an essentially secular line of reasoning is predicated on separating religion from politics to preserve political freedom from overpowering church interests. The second narrative is based on the premise that religion is a fundamental part of the American identity and emphasizes the importance of New England Puritans in the original settlement of America. Lacorne examines the role of religion in the making of these narratives and how key historians, philosophers, novelists, and intellectuals situate religion in American politics. New material addresses the role of religion in the 2012 United States presidential election.

Presidential Leadership James Taranto, Leonard Leo, 2004-07-30. What makes a president great? Two of America's most prominent institutions, *The Wall Street Journal* and the Federalist Society, with the help of a wide array of eminent scholars, journalists, and political leaders, tackle this question in *Presidential Leadership*, the definitive ranking of our nation's chief executives. Based on a survey conducted by the Federalist Society and

the Journal Presidential Leadership examines presidential performance in this collection of provocative enlightening essays written by a distinguished and diverse group of authors The survey included seventy eight liberal and conservative scholars balancing the sample to reflect the political makeup of the U S population as a whole It represents the first national survey in book form that provides a complete ranking of the presidents along with an appendix that explains the methodology in detail and includes a wide range of valuable data The result is an important fresh and engaging book rating the presidents from Washington to Clinton and including an early assessment of George W Bush s presidency by Journal editorial page editor Paul Gigot Nearly fifty contributors provide their insights with one essay on each president or on a broader issue of presidential leadership Among them Forrest McDonald on Thomas Jefferson Lynne Cheney on James Madison Douglas Brinkley on James Polk Christopher Buckley on James Buchanan Jay Winik on Abraham Lincoln John McCain on Theodore Roosevelt Robert Dallek on Lyndon B Johnson Peggy Noonan on John F Kennedy Paul Johnson on Bill Clinton Their compelling essays packed with fascinating and often surprising insights analyze the best and worst of our commanders in chief Presidential Leadership is the lively result at once a valuable reference and a tremendously readable collection

Contempt Ken Starr, 2018-09-11 Twenty years after the Starr Report and the Clinton impeachment former special prosecutor Ken Starr finally shares his definitive account of one of the most divisive periods in American history You could fill a library with books about the scandals of the Clinton administration which eventually led to President Clinton s impeachment by the House of Representatives Bill and Hillary Clinton have told their version of events as have various journalists and participants Whenever liberals recall those years they usually depict independent counsel Ken Starr as an out of control politically driven prosecutor But as a New York Times columnist asked in 2017 What if Ken Starr was right What if the popular media in the 1990s completely misunderstood Starr s motives his tactics and his ultimate goal to ensure that no one especially not the president of the United States is above the law Starr the man at the eye of the hurricane has kept his unique perspective to himself for two full decades In this long awaited memoir he finally sheds light on everything he couldn t tell us during the Clinton years even in his carefully detailed Starr Report of September 1998 *Contempt* puts you the reader into the shoes of Starr and his team as they tackle the many scandals of that era from Whitewater to Vince Foster s death to Travelgate to Monica Lewinsky Starr explains in vivid detail how all those scandals shared a common thread the Clintons contempt for our system of justice This book proves that Bill and Hillary Clinton weren t victims of a so called vast right wing conspiracy They played fast and loose with the law and abused their powers and privileges Today from the MeToo aftermath and Russiagate to President Trump s impeachment trial the office of the American presidency is in crisis and Starr s insights are more relevant now than ever

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