



Lincoln And The Court

David Mayer SILVER



Lincoln And The Court:

Lincoln and the Court Brian McGinty, 2008-02-28 In a meticulously researched and engagingly written narrative Brian McGinty rescues the story of Abraham Lincoln and the Supreme Court from long and undeserved neglect recounting the compelling history of the Civil War president's relations with the nation's highest tribunal and the role it played in resolving the agonizing issues raised by the conflict Lincoln was more than any other president in the nation's history a lawyerly president the veteran of thousands of courtroom battles where victories were won not by raw strength or superior numbers but by appeals to reason citations of precedent and invocations of justice He brought his nearly twenty five years of experience as a practicing lawyer to bear on his presidential duties to nominate Supreme Court justices preside over a major reorganization of the federal court system and respond to Supreme Court decisions some of which gravely threatened the Union cause The Civil War was on one level a struggle between competing visions of constitutional law represented on the one side by Lincoln's insistence that the United States was a permanent Union of one people united by a supreme law and on the other by Jefferson Davis's argument that the United States was a compact of sovereign states whose legal ties could be dissolved at any time and for any reason subject only to the judgment of the dissolving states that the cause for dissolution was sufficient Alternately opposed and supported by the justices of the Supreme Court Lincoln steered the war torn nation on a sometimes uncertain but ultimately triumphant path to victory saving the Union freeing the slaves and preserving the Constitution for future generations Abraham Lincoln, the Lawyer-statesman John Thomas Richards, 1916 **Abraham**

Lincoln and the Supreme Court; Lincoln and the Supreme Court - Roger Taney Lincoln Financial Foundation Collection, 2023-07-18 This book is a collection of documents related to the relationship between President Abraham Lincoln and the United States Supreme Court The documents include Lincoln's nominations of Supreme Court justices as well as his legal arguments in cases before the Court The book provides valuable insights into Lincoln's legal and political philosophy and his efforts to shape the role of the Supreme Court in American government This work has been selected by scholars as being culturally important and is part of the knowledge base of civilization as we know it This work is in the public domain in the United States of America and possibly other nations Within the United States you may freely copy and distribute this work as no entity individual or corporate has a copyright on the body of the work Scholars believe and we concur that this work is important enough to be preserved reproduced and made generally available to the public We appreciate your support of the preservation process and thank you for being an important part of keeping this knowledge alive and relevant

Abraham Lincoln, Esq. Roger Billings, Frank J. Williams, 2010-11-01 Lincoln scholars explore the president's law career in this informative volume examining his legal writings on matters from ethics to the Constitution As our nation's most beloved and recognizable president Abraham Lincoln is best known for the Emancipation Proclamation and for guiding our country through the Civil War But before he took the oath of office Lincoln practiced law for nearly twenty five years in the Illinois

courts In Abraham Lincoln Esq notable historiansexamine Lincoln s law practice and the effect it had on his presidency and the country This volume offers new perspectives on Lincoln s work in Illinois as well as his time in Washington Each chapter offers an expansive look at Lincoln s legal mind and covers diverse topics such as Lincoln s legal writing ethics Constitutional law and international law Abraham Lincoln Esq emphasizes this overlooked period in Lincoln s career and sheds light on Lincoln s life before he became America s sixteenth president Lincoln and the Illinois Supreme Court Dan W.

Bannister,1995 A UNIQUE PRESENTATION OF ABRAHAM LINCOLN S PRACTICE BEFORE THE ILLINOIS SUPREME COURT His representation of clients at the state s highest court not only protected their rights but also served as a major contribution to the development of the common law of Illinois which was a critical factor in the state s antebellum growth Until now not much of substance has been written about Lincoln s law practice especially his practice in the arena which provides a lawyer perhaps the truest test of his intellect reasoning ability persuasiveness the appellate courts For Lincoln this arena was the Illinois Supreme Court LINCOLN THE ILLINOIS SUPREME COURT focuses on his performances before that tribunal Between 1838 1861 there were at least 333 Illinois Supreme Court cases in which Abraham Lincoln was involved LINCOLN THE ILLINOIS SUPREME COURT which includes maps covering the wide area of his practice is chock full of good information This book written by lawyer businessman Dan W Bannister is a must for anyone interested in Abraham Lincoln American legal history or the history of Illinois To order contact Dan W Bannister 22 W Washington Place Springfield IL 62702 217 787 6534 Judging Lincoln Frank J. Williams,2002-09-26 Judging Lincoln collects nine of the most insightful essays on the topic of the sixteenth president written by Frank J Williams chief justice of the Rhode Island Supreme Court and one of the nation s leading authorities on Abraham Lincoln Lincoln's Supreme Court David Mayer Silver,1998 More than four decades after its initial publication this book is still the only one to focus exclusively on President Abraham Lincoln s role in modifying the Supreme Court membership to secure the power he needed to save the Union

Extract der Meintzischen Zeugen Aussage auff die Principal- und Additional- Artikel der ersten Meintzischen Convention-Klagen ... ,1535 Lawyer Lincoln Albert Alexander Woldman,1936 *Lincoln, the Law, and Presidential Leadership* Charles M. Hubbard,2015-11-02 From his early years as a small town lawyer through his rise to the presidency Abraham Lincoln respected the rule of law Secession and the Civil War however led him to expand presidential power in ways that over time transformed American society In this incisive essay collection recognized scholars from a variety of academic disciplines including history political science legal studies and journalism explore Lincoln s actions as president and identify within his decision making process his commitment to law and the principles of the Constitution In so doing they demonstrate how wartime pressures and problems required that Lincoln confront the constitutional limitations imposed on the chief executive and they expose the difficulty and ambiguity associated with the protection of civil rights during the Civil War The volume s contributors not only address specific situations and issues that assisted in Lincoln s development of a new

understanding of law and its application but also show Lincoln's remarkable presidential leadership. Among the topics covered are civil liberties during wartime, presidential pardons, the law and Lincoln's decision-making process, Lincoln's political ideology and its influence on his approach to citizenship, Lincoln's defense of the Constitution, the Union, and popular government, constitutional restraints on Lincoln as he dealt with slavery and emancipation, the Lieber codes which set forth how the military should deal with civilians and with prisoners of war, the loyalty or treason of government employees including Lincoln's domestic staff, and how Lincoln's image has been used in presidential rhetoric. Although varied in their strategies and methodologies, these essays expand the understanding of Lincoln's vision for a united nation grounded in the Constitution. *Lincoln the Law and Presidential Leadership* shows how the sixteenth president's handling of complicated legal issues during the Civil War, which often put him at odds with the Supreme Court and Congress, brought the nation through the war intact and led to a transformation of the executive branch and American society.

In Tender Consideration Daniel W. Stowell, 2024-04-22. From debt to divorce, from adultery to slander cases with women as plaintiffs, defendants, or both, appeared regularly on docket books in antebellum Illinois. Nearly one-fifth of Abraham Lincoln's cases involved women as litigants, and during the twenty-five years of his legal career, thousands of women appeared in Illinois courts as litigants, criminal defendants, witnesses, and spectators. Drawing on the rich resources of *The Law Practice of Abraham Lincoln: Complete Documentary Edition*, a DVD version of Lincoln's complete legal papers, *In Tender Consideration* scans the full range of family woes that antebellum Americans took to the law: deserted wives, destitute widows, jilted brides with illegitimate children, and slandered women brought their cases before the courts, often receiving a surprising degree of sympathy and support. Through the stories of dozens of individuals who took legal action to obtain a divorce, contest a will, prosecute a rapist, or assert rights to family property, this volume illuminates the legal status of women and children in Illinois and their experiences with the law in action. Contributors document how the courts viewed children and how they responded to inheritance, custody, and other types of cases involving children or their interests. These cases also highlight Lincoln's life in law, placing him more clearly within the context of the legal culture in which he lived and raising intriguing questions about the influence of his legal life on his subsequent political one.

Lincoln's Supreme Court. [With Portraits.] David Mayer SILVER, 1956

Lincoln, the Lawyer Frederick Trevor Hill, 1906

The Federal Courts Peter Charles Hoffer, William James Hoffer, N. E. H. Hull, 2016. There are moments in American history when all eyes are focused on a federal court when its bench speaks for millions of Americans and when its decision changes the course of history. More often the story of the federal judiciary is simply a tale of hard work of finding order in the chaotic system of state and federal law, local custom, and contentious lawyering. *The Federal Courts* is a story of all of these courts and the judges and justices who served on them, of the case law they made, and of the acts of Congress and the administrative organs that shaped the courts. But even more importantly, this is a story of the courts' development and their vital part in America's history. Peter Charles Hoffer

William James Hull Hoffer and N E H Hull's retelling of that history is framed the three key features that shape the federal courts narrative the separation of powers the federal system in which both the national and state governments are sovereign and the widest circle the democratic republican framework of American self government The federal judiciary is not elective and its principal judges serve during good behavior rather than at the pleasure of Congress the President or the electorate But the independence that lifetime tenure theoretically confers did not and does not isolate the judiciary from political currents partisan quarrels and public opinion Many vital political issues came to the federal courts and the courts decisions in turn shaped American politics The federal courts while the least democratic branch in theory have proved in some ways and at various times to be the most democratic open to ordinary people seeking redress for example Litigation in the federal courts reflects the changing aspirations and values of America's many peoples The Federal Courts is an essential account of the branch that provides what Massachusetts Supreme Judicial Court Judge Oliver Wendell Holmes Jr called a magic mirror wherein we see reflected our own lives

A. Lincoln, Esquire Allen D. Spiegel, 2002 Abraham Lincoln has long been considered the greatest president by scholars of American history According to legal scholars he could just as easily have been one of the foremost lawyers in the nation had he not become president Lincoln practiced law for about twenty five years mainly in the circuit courts of Illinois However he was hardly a hick country lawyer In contrast Lincoln was an incisive determined and assertive litigator with an overwhelming caseload He sought out new business for his law firm and cared about earning a comfortable living A ten year research project the Lincoln Legal Papers discovered thousands of yellowed legal documents in musty and dusty courtroom basements Those handwritten legal papers related to more than 5 000 cases that Lincoln handled more than 400 before the supreme court of Illinois In addition Lincoln appeared before justices of the peace circuit court judges and even the Supreme Court of the United States For the first time this book uses the newly discovered legal documents to tell the story of more than sixty of Lincoln's cases Many of these cases have never been written about previously Allen D Spiegel describes how Lincoln the lawyer handled a staggering variety of cases involving arbitration assault and battery bad debt bankruptcy bastardy bestiality breach of marriage divorce impeachment of an Illinois justice insanity land titles libel medical malpractice murder partnership dissolution patent infringement personal injuries property damages rape railroad bonds sexual slander slave ownership and wrongful dismissal

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The Oxford Companion to the Supreme Court of the United States , Lincoln the Lawyer Brian R. Dirck, 2007-03-15 What the law did to and for Abraham Lincoln and its important impact on his future presidency Despite historians focus on the man as president and politician Abraham Lincoln lived most of his adult life as a practicing lawyer It was as a lawyer that he fed his family made his reputation bonded with Illinois and began his political career Lawyering was also how Lincoln learned to become an expert mediator between angry antagonists as he applied his knowledge of the law and of human nature to settle one dispute after another Frontier lawyers

worked hard to establish respect for the law and encourage people to resolve their differences without intimidation or violence These were the very skills Lincoln used so deftly to hold a crumbling nation together during his presidency The growth of Lincoln s practice attests to the trust he was able to inspire and his travels from court to court taught him much about the people and land of Illinois Lincoln the Lawyer explores the origins of Lincoln s desire to practice law his legal education his partnerships with John Stuart Stephen Logan and William Herndon and the maturation of his far flung practice in the 1840s and 1850s Brian Dirck provides a context for law as it was practiced in mid century Illinois and evaluates Lincoln s merits as an attorney by comparison with his peers He examines Lincoln s clientele his circuit practice his views on legal ethics and the supposition that he never defended a client he knew to be guilty This approach allows readers not only to consider Lincoln as he lived his life it also shows them how the law was used and developed in Lincoln s lifetime how Lincoln charged his clients how he was paid and how he addressed judge and jury

The ^AOxford Companion to the Supreme Court of the United States Kermit L. Hall,2005-05-19 A superb one volume resource on the United States Supreme Court this second edition includes new entries on key cases and fully updated treatment of hot button issues of constitutional law such as abortion freedom of religion school desegregation freedom of speech voting rights military tribunals and the rights of the accused These developments make the second edition of this accessible and authoritative guide essential for judges lawyers academics journalists and anyone interested in the impact of the Court s decisions on American society [Abraham Lincoln and the Supreme Court](#) Lincoln Financial Foundation,2017-10-28 Excerpt from Abraham Lincoln and the Supreme Court Excerpts From Newspapers and Other Sources With these Words I disagree most emphatically To begin with there is a mistake of facts the northern pros peets began to brighten with Gettys burg and Vicksburg long before Lincoln abdicated the first five months of Grant s reign were any thing but bright About the Publisher Forgotten Books publishes hundreds of thousands of rare and classic books Find more at www.forgottenbooks.com This book is a reproduction of an important historical work Forgotten Books uses state of the art technology to digitally reconstruct the work preserving the original format whilst repairing imperfections present in the aged copy In rare cases an imperfection in the original such as a blemish or missing page may be replicated in our edition We do however repair the vast majority of imperfections successfully any imperfections that remain are intentionally left to preserve the state of such historical works [The Papers of Abraham Lincoln](#) Abraham Lincoln,2008 Many in politics began their careers in the law no one has cut such a distinguished path in this regard as Abraham Lincoln Before his presidency from 1836 to 1861 Lincoln practiced law in the courts of central Illinois Part of an ambitious undertaking to collect and publish the surviving documentary record of Lincoln s life this four volume set addresses his quarter century law career Arranged chronologically the four volumes present documents from more than fifty of Lincoln s most interesting important or representative cases all of which are transcribed and annotated The edition features illuminating essays on Lincoln s career as a lawyer and as a court official as well as a biographical directory an

extensive legal glossary and a cumulative index covering all four volumes

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Lincoln And The Court Introduction

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