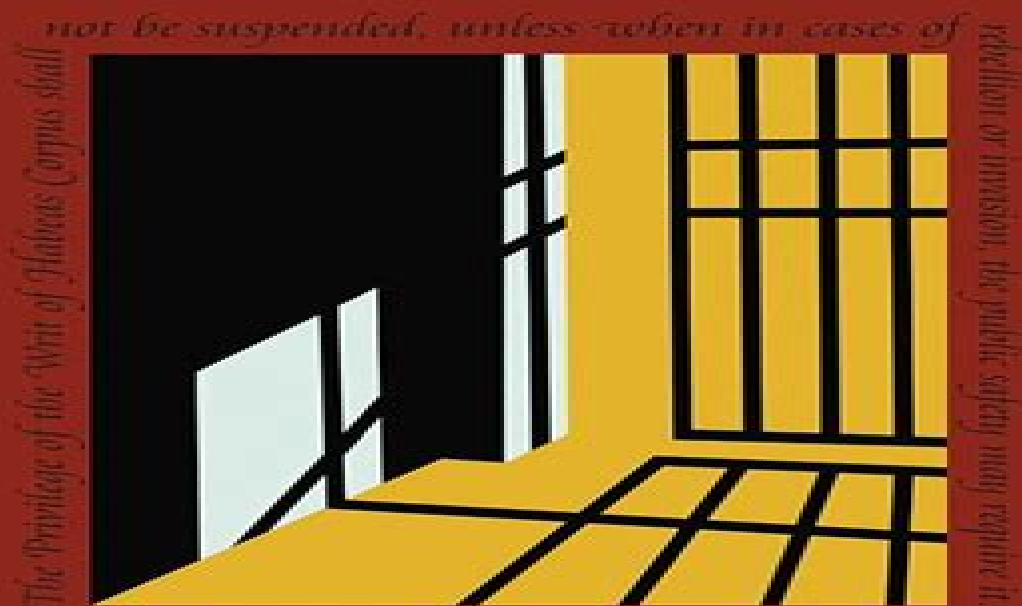


HABEAS CORPUS IN AMERICA

The Politics of Individual Rights



JUSTIN J. WERT

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Habeas Corpus in America Justin J. Wert, 2023-09-15 For most Americans habeas corpus is the cornerstone of our legal system the principal constitutional check on arbitrary government power allowing an arrested person to challenge the legality of his detention In a study that could not be more timely Justin Wert reexamines this essential individual right and shows that habeas corpus is not necessarily the check that we've assumed Habeas corpus it emerges is as much a tool of politics as it is of law In this first study of habeas corpus in an American political context Wert shifts our collective emphasis from the judicial to the political toward the changes in the writ influenced by Congress the president political parties state governments legal academics and even interest groups By doing so he reveals how political regimes have used habeas corpus both to undo the legacies of their predecessors and to establish and enforce their own vision of constitutional governance Tracing the history of the writ from the Founding to *Hamdi v Rumsfeld* and *Boumediene v Bush* Wert illuminates crucial developmental moments in its evolution He demonstrates that during the antebellum period Reconstruction Gilded Age Great Society and the ongoing war on terrorism habeas corpus has waxed and waned in harmony with the interests of majoritarian politics Along the way Wert identifies and explains the political context of fine points of law that many political scientists and historians may not be aware of such as the exhaustion rule requiring that a federal habeas participant must first exhaust all possible claims for relief in state court a maneuver by which the post Reconstruction Court abandoned supervision of race relations in the South Especially in light of the new scrutiny of habeas corpus prompted by the Guantanamo detainees Wert's book is essential for broadening our understanding of how law and politics continue to intersect after 9/11 Brimming with fresh insights into constitutional development and regime theory it shows that the Great Writ of Liberty may not be so great as we have supposed because while it has the potential to enforce conceptions of rights that are consistent with the best ideals of American politics it also has the potential to enforce its worst aspects as well

Politics in America Thomas R. Dye, 2003 For all freshman sophomore level courses in American Government this updated text uses Harold Laswell's classic definition of politics Who gets what when and how as a framework for presenting a clear concise and stimulating introduction to the American political system

The DNA of Constitutional Justice in Latin America Daniel M. Brinks, Abby Blass, 2018-04-19 In recent times there has been a dramatic change in the nature and scope of constitutional justice systems in the global south New or reformed constitutions have proliferated protecting social economic and political rights While constitutional courts in Latin America have traditionally been used as ways to limit power and preserve the status quo the evidence shows that they are evolving into a functioning part of contemporary politics and a central component of a system of constitutional justice This book lays bare the political roots of this transformation outlining a new way to understand judicial design and the very purpose of constitutional justice Authors Daniel M Brinks and Abby Blass use case studies drawn from nineteen Latin American countries over forty years to reveal the ideas behind the new systems of constitutional justice They

show how constitutional designers entrust their hopes and fears to dynamic governance systems in hopes of directing the development of constitutional meaning over time

The Constitution on the Campaign Trail Andrew Busch, 2007 This book is designed to be the most comprehensive book on splenic pathology to date It is an easy to use overview of the lesions both neoplastic and nonneoplastic that arise in the spleen Topics of focus include infectious diseases and lymphoproliferative disorders of the spleen It analyzes each entity under the categories of definition etiologies and pathogenesis clinical presentations treatment prognosis imaging macroscopic features microscopic features cytopathology and ancillary studies and differential diagnosis This text would be an ideal tool for surgical pathologists Hematopathologists pathology residents and medical students

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Constitutional Law for a Changing America Lee Epstein, Kevin T. McGuire, Thomas G. Walker, 2025-02-21 In *Constitutional Law for a Changing America: Institutional Powers and Constraints* bestselling authors Lee Epstein Kevin T McGuire and Thomas G Walker show students how political factors influence judicial decisions and shape the development of constitutional law The Twelfth Edition updated with additional material such as recent court rulings more than 500 supplemental cases and greater coverage of executive legislative and judicial power facilitates a deeper understanding of how the U S Constitution defines what institutions can and cannot do This book is ideal for Constitutional Law courses in the two semester sequence that covers powers and constraints For courses that cover both rights and liberties and the separation of powers in one semester see *Constitutional Law for a Changing America: A Short Course*

Legal Issues Regarding Individuals Detained by the Department of Defense as Unlawful Enemy Combatants United States. Congress. Senate. Committee on Armed Services, 2008

North America Anthony Trollope, 1862

The Challenge of Politics Douglas W. Simon, Joseph Romance, Neal Riemer, 2019-01-02 This is a textbook that offers students a good introduction to the science of politics while emphasizing the moral empirical and prudential dimensions of politics Prosper Bernard Jr College of Staten Island This updated Sixth Edition of *The Challenge of Politics* enables students to see how the subfields of political science converge around a set of crucial questions such as Can we as citizens and students articulate and defend a view of the good political life and its guiding political values Can we bring political wisdom to bear on judgments about politics and public issues and Can we develop a science of politics to help us understand significant political phenomena the empirical realities of politics Balancing lessons of classic and contemporary theory with contemporary politics and empirical study the book equips students with the tools they need to explore the impact of philosophy and ideology recognize major forms of government evaluate empirical findings and understand how policy issues directly affect people s lives The updated Sixth Edition includes new material on the 2016 presidential elections the role of social media in

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simon6e **Congressional Record** United States. Congress,1999 **American Government** Scott F. Abernathy,2024-12-11 American government is not just one story it s many stories Our stories And they are still being told In American Government Stories of a Nation Scott F Abernathy tunes into the diverse perspectives and political persuasions involved in American politics This balanced approach encourages students to actively engage with the material while facilitating a thoughtful exploration of important themes in politics governance and current events Known for addressing issues in a way that is both relatable and solidly grounded in research the Fifth Edition delivers new ways for students to understand and participate in politics *Congressional Record* ,2009-07-07 The Congressional Record contains the proceedings and debates of each Congressional session in the House of Representatives and the Senate Arranged in calendar order each volume includes the exact text of everything that was said and includes members remarks **Rights in America, Bills of Attainder and the Ninth Amendment** Duane L. Ostler,2016-02-19 While rights in America have always been cherished many people today misunderstand the source of their rights They have come to believe that government is the grantor of rights The flipside of this belief is that government can also take them away Such a view conflicts with that of the founders who gave us the ban on bills of attainder and 9th Amendment to forever protect our natural rights **America's Political Dilemma** Gottfried Dietze,1985-07-15 The author reemphasizes the major values of America s Founding Fathers as set forth in the Constitution and delineates how far from that American dream democracy has strayed Originally published by Johns Hopkins Press in 1968 Comments on the first edition **Educating for Democracy in a Changing World** Stephen M. Fain,Judith J. Slater,David M. Callejo-Pérez,2007 Textbook **Remaking One Nation** Nick Timothy,2020-03-23 In these divided and divisive times what is the future course for our politics In this ground breaking book Nick Timothy one of Britain s leading conservative thinkers and commentators explores the powerful forces driving great changes in our economy society and democracy Drawing on his experience at the top of government Timothy traces the crisis of Western democracy back to both the mistaken assumptions of philosophical liberalism and the rise of ideological ultra liberalism on left right and centre Sparing no sacred cows he proposes a new kind of conservatism that respects personal freedom but also demands solidarity He argues that only by rediscovering a unifying sense of the common good and restoring a mutual web of responsibilities between all citizens and institutions can we reject the extremes of economic and cultural liberalism overcome our divisions and remake one nation He goes on to outline an ambitious practical plan for change covering issues ranging from immigration to the regulation of Big Tech Nick Timothy s original forensic and thought provoking analysis is a must read for anybody tired by the old dogmas of the liberal left right and centre It is a major contribution to the debate on the future of

conservatism as it grapples with geopolitical shifts cultural change and economic uncertainty *Constitutional Law in Contemporary America: Civil rights and liberties. Creating the modern federal judiciary ; The First Amendment and religion ; Freedom of speech ; Free press and association, obscenity, pornography, commercial speech, and censorship ; Criminal due process* David Andrew Schultz, John R. Vile, Michelle D. Deardorff, 2011 Constitutional Law in Contemporary America is the most up to date carefully edited and student friendly undergraduate constitutional law textbook Volume One Institutions Politics and Process presents cases relating to the three branches of the national government and Volume Two Civil Rights and Liberties covers civil rights and liberties issues including those addressed in the Bill of Rights as subsequently applied to the states and in the Reconstruction Amendments *The Law Student's Helper* ,1914 *The Constitutional Convention of 1787* John R. Vile, 2005-06-24 The first encyclopedic treatment of the personalities politics and events involved in drafting the U S Constitution This comprehensive treatment of all the personalities philosophies debates and compromises involved in drafting the U S Constitution is the first encyclopedic work on the subject compiling information into an easily accessible A Z format Biographies of all 55 delegates analysis of the competing political viewpoints procedural and substantive disputes along with a host of other details are all presented here Both the detail and the scholarship in this book are unmatched in any other work the encyclopedic presentation simply does not exist elsewhere Civil liberties the scope of authority of the three branches of government and other constitutional matters are increasingly at the forefront of public discussion Scholars citizens interested in self education and reference librarians faced with questions about the Constitution will find in this book all they require to answer their needs **Images of America** Evan Coe, 1978 **A Civil Government for Porto Rico** United States. Congress. House. Committee on Insular Affairs, 1916

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