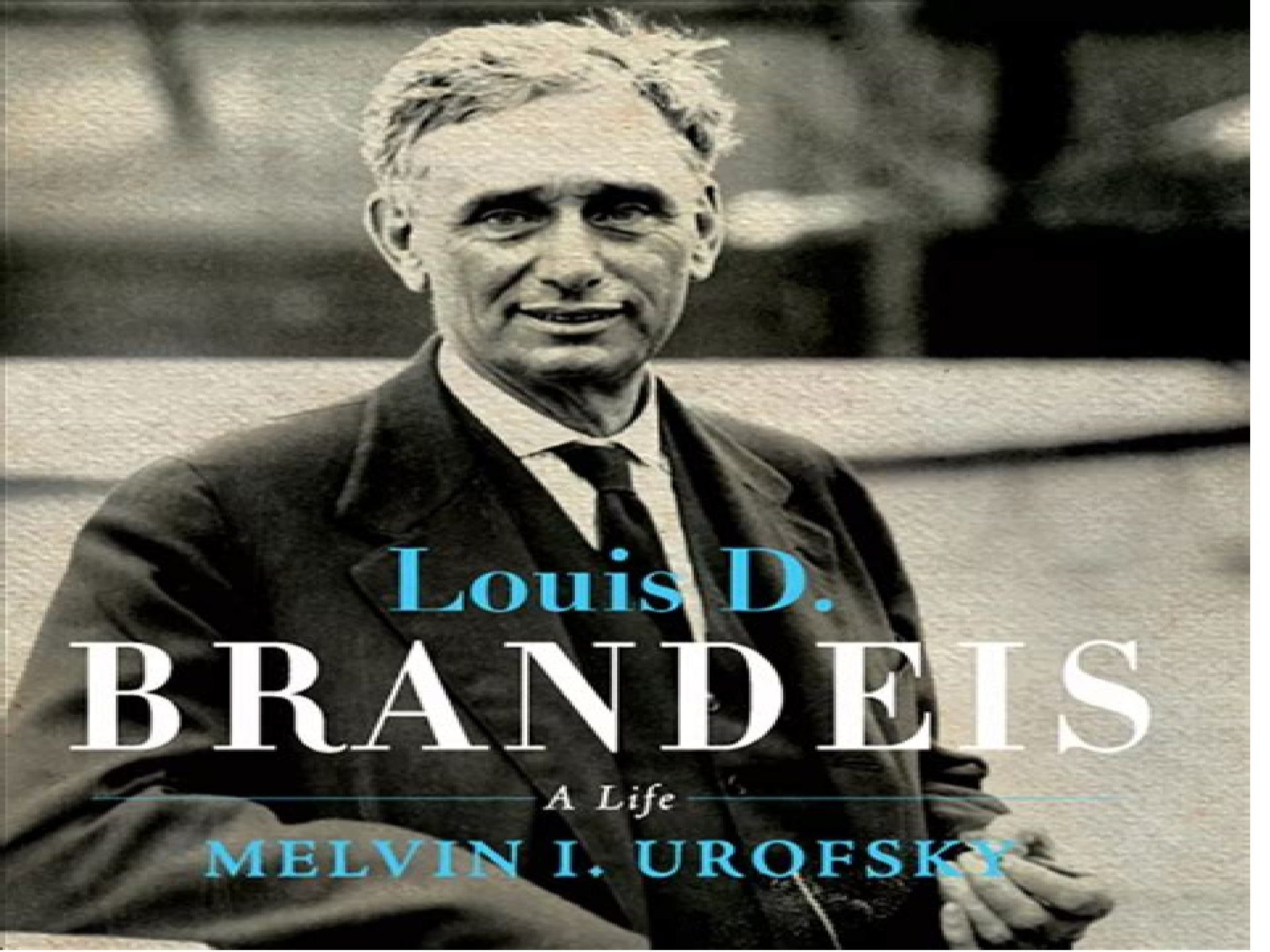




Louis D.
BRANDEIS

A Life

MELVIN I. UROFSKY

Louis D Brandeis A Life

New York State Bar Association



Louis D Brandeis A Life:

Louis D. Brandeis Melvin I. Urofsky, 2012-09-04 As a young lawyer in the late nineteenth and early twentieth centuries Louis Brandeis born into a family of reformers who came to the United States to escape European anti-Semitism established the way modern law is practiced He was an early champion of the right to privacy and pioneer the idea of pro bono work by attorneys Brandeis invented savings bank life insurance in Massachusetts and was a driving force in the development of the Clayton Antitrust Act the Federal Reserve Act and the law establishing the Federal Trade Commission Brandeis witnessed and suffered from the anti-Semitism rampant in the United States in the early twentieth century and with the outbreak of World War I became at age fifty eight the head of the American Zionist movement During the brutal six month congressional confirmation battle that ensued when Woodrow Wilson nominated him to the Supreme Court in 1916 Brandeis was described as a disturbing element in any gentlemen's club But once on the Court he became one of its most influential members developing the modern jurisprudence of free speech and the doctrine of a constitutionally protected right to privacy and suggesting what became known as the doctrine of incorporation by which the Bill of Rights came to apply to the states In this award winning biography Melvin Urofsky gives us a panoramic view of Brandeis's unprecedented impact on American society and law

The Prophet of Harvard Law Andrew Porwancher, Austin Coffey, Taylor Jipp, Jake Mazeitis, 2022-09-01 Amid the halls of Harvard Law a professor of legend James Bradley Thayer shaped generations of students from 1874 to 1902 His devoted protégés included future Supreme Court justices appellate judges and law school deans The legal giants of the Progressive Era Holmes Brandeis and Hand to name only a few came under Thayer's tutelage in their formative years He imparted to his pupils a novel jurisprudence attuned to modern realities that would become known as legal realism Thayer's students learned to confront with candor the fallibility of the bench and the uncertainty of the law Most of all he instilled in them an abiding faith that appointed judges must entrust elected lawmakers to remedy their own mistakes if America's experiment in self government is to survive In the eyes of his loyal disciples Thayer was no mere professor he was a prophet bequeathing to them sacred truths His followers eventually came to preside over their own courtrooms and classrooms and from these privileged perches they remade the law in Thayer's image Thanks to their efforts Thayer's insights are now commonplace truisms The Prophet of Harvard Law draws from untouched archival sources to reveal the origins of the legal world we inhabit today It is a story of ideas and people in equal measure Long before judges don their robes or scholars their gowns they are mere law students on the cusp of adulthood At that pivotal phase a professor can make a mark that endures forever after Thayer's life and legacy testify to the profound role of mentorship in shaping the course of legal history *We the Corporations* Adam Winkler, 2018-02-27 National Book Award for Nonfiction Finalist National Book Critics Circle Award for Nonfiction Finalist A New York Times Notable Book of the Year A Washington Post Notable Book of the Year A PBS Now Read This Book Club Selection Named one of the Best Books of the Year by the Economist and the Boston Globe A landmark

expos and deeply engaging legal history of one of the most successful yet least known civil rights movements in American history Washington Post In a revelatory work praised as excellent and timely New York Times Book Review front page Adam Winkler author of Gunfight once again makes sense of our fraught constitutional history in this incisive portrait of how American businesses seized political power won equal rights and transformed the Constitution to serve big business Uncovering the deep roots of Citizens United he repositions that controversial 2010 Supreme Court decision as the capstone of a centuries old battle for corporate personhood Tackling a topic that ought to be at the heart of political debate Economist Winkler surveys more than four hundred years of diverse cases and the contributions of such legendary legal figures as Daniel Webster Roger Taney Lewis Powell and even Thurgood Marshall to reveal that the history of corporate rights is replete with ironies Wall Street Journal We the Corporations is an uncompromising work of history to be read for years to come

The Brandeis Reader Ervin H. Pollack, 1956 The Crisis of the Middle-Class Constitution Ganesh Sitaraman, 2018-02-06 In this original provocative contribution to the debate over economic inequality Ganesh Sitaraman argues that a strong and sizable middle class is a prerequisite for America's constitutional system For most of Western history Sitaraman argues constitutional thinkers assumed economic inequality was inevitable and inescapable and they designed governments to prevent class divisions from spilling over into class warfare The American Constitution is different Compared to Europe and the ancient world America was a society of almost unprecedented economic equality and the founding generation saw this equality as essential for the preservation of America's republic Over the next two centuries generations of Americans fought to sustain the economic preconditions for our constitutional system But today with economic and political inequality on the rise Sitaraman says Americans face a choice Will we accept rising economic inequality and risk oligarchy or will we rebuild the middle class and reclaim our republic The Crisis of the Middle Class Constitution is a tour de force of history philosophy law and politics It makes a compelling case that inequality is more than just a moral or economic problem it threatens the very core of our constitutional system

Winning the War on Poverty Brian L. Fife, 2018-04-12 Applying lessons from history to the reality of poverty today in the United States the most affluent country in the world this book analyzes contributing factors to poverty and proposes steps to relieve people affected by it American history is replete with efforts to alleviate poverty While some efforts have resulted in at least partial success others have not because poverty is a multifaceted complicated phenomenon with no simple solution Winning the War on Poverty studies the history of poverty relief efforts in the United States dating to the 19th century debunking misperceptions about the poor and tackling the problem of the ever widening gap between the rich and poor It highlights the ideological differences between liberal and conservative beliefs and includes insights drawn from a well rounded group of disciplines including political science history sociology economics and public health Premised on the idea that only the lessons of history can help policymakers recognize that the United States has a persistent poverty problem that is much worse than it is in many other democracies the book

suggests an 18 point plan to substantively address this dilemma Its vision for reform does not pander to any particular ideology or political party rather this book explains how the United States can win the war on poverty in the short term

The American Supreme Court Robert G. McCloskey, 2016-05-02 The sixth edition of the classic and concise account of the US Supreme Court its history and its place in American politics For more than fifty years Robert G McCloskey s classic work on the Supreme Court s role in constructing the US Constitution has introduced generations of students to the workings of our nation s highest court As in prior editions McCloskey s original text remains unchanged In his historical interpretation he argues that the strength of the Court has always been its sensitivity to the changing political scene as well as its reluctance to stray too far from the main currents of public sentiment In this new edition Sanford Levinson extends McCloskey s magisterial treatment to address developments since the 2010 election including the Supreme Court s decisions regarding the Defense of Marriage Act the Affordable Care Act and gay marriage The best and most concise account of the Supreme Court and its place in American politics McCloskey s wonderfully readable book is an essential guide to the past present and future prospects of this institution Praise for *The American Supreme Court* The classic account of the American Supreme Court by the mid twentieth century s most astute student of American constitutionalism updated by the early twenty first century s most astute student of American constitutionalism This is the first work constitutional beginners should and constitutional scholars do turn to Mark Graber University of Maryland School of Law Essential This fifth edition carries on the tradition of earlier iterations keeping McCloskey s keen insights analytical framework and normative instincts intact Levinson supplements the original argument with chapters that draw on his remarkable intellectual range and invite readers to continue asking the still salient questions McCloskey set forth a half century earlier Choice on the fifth edition

Brandeis: A Free Man's Life Alpheus Thomas Mason, 2019-08-09 Louis D Brandeis was a great lawyer and a great judge He was also a zealous champion of the common man a millionaire three times over an ardent Zionist a complex sometimes inconsistent lovable individual Even the most intransigent of his legal and political foes admit today that Brandeis was one of the makers of modern America a man whose influence upon our thought and institutions can hardly be overestimated For the last six years Alpheus Thomas Mason a Professor of Politics at Princeton has been working upon a monumental authorized biography There can be no question that it is a triumph of research and organization clear precise and comprehensive Mr Mason has quoted copiously from Brandeis speeches letters and judicial opinions He has delved deeply into corporation finances and legal technicalities One could not reasonably ask for more information about Brandeis than Mr Mason has assembled Brandeis philosophy was based upon a generous concern for the welfare of the underdog Brandeis often supported it with economic facts rather than with judicial precedents To foster the social welfare of the common man Brandeis defended an increase in the powers of Government to control and regulate the affairs of the people Brandeis was the spiritual father of much of the New Deal the collateral godfather of Henry Wallace And yet it was Brandeis

who earlier in his career said Our Government does not grapple successfully with the duties which it has assumed and should not extend its operations at least until it does Louis D Brandeis was born in Louisville Ky in 1856 In spite of his frail body precarious health and the astounding quantities of work he habitually performed he lived to be nearly 85 After several years of study abroad he entered the Harvard Law School at 18 There his precocious brilliance was so great that his academic record has never been rivaled before or since With such a record many jobs were open to him He chose to begin practice in St Louis but soon returned to Boston where his success as a corporation lawyer was immediate and spectacular But Brandeis was a reformer who believed in human rights before property rights people before law facts before precedents It wasn't long before he became an active champion of civic reform and then of national reform Mr Mason calls him a people's attorney Brandeis sought and fought celebrated cases involving questions of business practices and social justice My special field of knowledge is figures he said He overwhelmed insurance men railroad men and bankers with his detailed knowledge of their businesses It has been one of the rules of my life that no one shall ever trip me on a question of fact Brandeis exposed abuses of capitalism because he contended that they hastened socialism which he opposed He fought monopolies believing them inefficient as well as unethical and opposed the closed shop believing it unjust I think there is no man or body of men whose character will stand absolute power and I should no more think of giving absolute power to unions than I should of giving to capital monopoly power While Brandeis infuriated ultra conservative financial leaders and made headlines flutter with his attacks upon the evils of industrial life insurance upon the monopolistic and financially unsound structure of the New Haven Railroad upon the general railroad effort to raise freight rates and upon the steel trust his own ideas developed He fought not only in the courts as a brilliant lawyer but by means of publicity He made speeches granted interviews wrote articles rounded up pressure letters And in all of these he preached the concepts he made famous the need of regularity in employment the need of more efficient management the curse of bigness the irresponsible use made by some banks of other people's money So it was no wonder that Brandeis made enemies that when Wilson nominated him to be Associate Justice of the Supreme Court plenty of prominent individuals almost made the air of the Senate subcommittee room blue with their fury But the appointment went through and Brandeis vast store of information his industry and his idealism proved invaluable to the court Mr Mason says that he wrote his great dissents because he was a partisan of a theory of social justice which was opposed to that held by the court majority Holmes on the other hand he says dissented because his enlightened skepticism kept him from siding with either group and left him free to decide pure constitutionality untroubled by philosophic formulas Orville Prescott The New York Times Professor Mason has written more than an authoritative record and interpretation of what he calls in his suggestive subtitle A Free Man's Life This stimulating highly readable book is also a chronicle of the processes of American democracy at work This is a biography with a larger meaning on all counts it deserves a wide audience Harvey Bresler The New York Times In a great biography the author has done full justice to a great man and given it a symbolism

that makes it virtually a composite of American social history during a half century Rooted in years of study evidenced by previous publications on Brandeis the biographer reveals to his readers Louis Brandeis the people's lawyer who became a Justice of the Supreme Court He has done a magnificent job covering every phase of his life with main focus on his professional and public service but with enough of his personal life enough of his friends and his enemies and the personalities who crossed his path enough of anecdote and minor incident to give the book and its subject lasting vitality Kirkus Reviews Brandeis life as Professor Mason recounts it was an unending series of causes and campaigns He threw himself into them with gusto He said of himself that he would rather fight than eat Brandeis was indeed a great man as Mr Mason's biography makes clear It is primarily a public and political biography the intimate man is implied rather than described But Professor Mason within the limits he has set has done a splendid job of research he has told the story in great detail with care precision and detachment He has done well to quote copiously from Brandeis who spoke and wrote with verve and with an eye to education and action Louis L Jaffe University of Chicago Law Review A superior full length biography Brandeis was the arch foe of monopoly in industry stood out against the closed shop in labor relations and had no faith in socialism Always as Professor Mason stresses again and again his method was to achieve complete mastery of the facts in relation to any problem in which he became interested and then to promote what he deemed to be sound solutions enlisting aid in every conceivable quarter keeping up a stream of advocacy and comment signed and unsigned stimulating others to do likewise and giving of his substance as well as of his time and energy to almost every cause he attacked leaving nothing to chance and no stone unturned All this as a private citizen while practicing law in the city of Boston All hail to Professor Mason for presenting us with this full length history of the embodiment of a living ideal Into it have gone exhaustive study of the correspondence and documents and firsthand knowledge of the subject This book will undoubtedly be widely read as it should be and as it is read the Brandeis influence will be strengthened and prolonged in American life Such a work is a major contribution to society as well as a source of unending pleasure to the reader Ralph F Fuchs Texas Law Review

Congressional Record United States. Congress, 1941

The Educational Legacy of Woodrow Wilson James Axtell, 2012 In The Educational Legacy of Woodrow Wilson James Axtell brings together essays by eight leading historians and one historically minded political scientist to examine the long formative academic phase of Wilson's career and its connection to his relatively brief tenure in politics Together the essays provide a greatly revised picture of Wilson's whole career and a deeply nuanced understanding of the evolution of his educational political and social philosophy and policies the ordering of his values and priorities and the seamless link between his academic and political lives The contributors shed light on Wilson's unexpected rise to the governorship of New Jersey and the presidency and how he prepared for elective office through his long study of government and the practice of academic politics which he deemed no less fierce than that of Washington In both spheres he was enormously successful propelling a string of progressive reforms through faculty and

legislative forums Only after he was beset by health problems and events beyond his control did he fail to push his academic and postwar agendas to their logical idealistic conclusions Contributors James Axtell College of William and Mary Victoria Bissell Brown Grinnell College John Milton Cooper Jr University of Wisconsin Stanley N Katz Princeton University W Bruce Leslie SUNY Brockport Adam R Nelson University of Wisconsin Mark R Nemec Forrester Research John R Thelin University of Kentucky Trygve Throntveit Harvard University *The Supreme Court Justices* Melvin I. Urofsky, 1994 First Published in 1994 Routledge is an imprint of Taylor Francis an informa company **The Vanguard**, 1928 *Proceedings ...* New York State Bar Association, 1907 **Proceedings of the ... Annual Meeting ... and Reports for [1876]-** New York State Bar Association, 1907 **Proceedings of the ... Annual Meeting** New York State Bar Association, 1907 Reports New York State Bar Association, 1907 Vols contain reports of the association and proceedings of the annual meetings occasional special meetings and midsummer meetings for 1933 41 **The Taft Court: Volume 10** Robert C. Post, 2023-11-09 The Taft Court offers the definitive history of the Supreme Court from 1921 to 1930 when William Howard Taft was Chief Justice Using untapped archival material Robert C Post engagingly recounts the ambivalent effort to create a modern American administrative state out of the institutional innovations of World War I He shows how the Court sought to establish authoritative forms of constitutional interpretation despite the culture wars that enveloped prohibition and pervasive labor unrest He explores in great detail how constitutional law responds to altered circumstances The work provides comprehensive portraits of seminal figures such as Oliver Wendell Holmes Jr and Louis Dembitz Brandeis It describes William Howard Taft s many judicial reforms and his profound alteration of the role of Chief Justice A critical and timely contribution The Taft Court sheds light on jurisprudential debates that are just as relevant today as they were a century ago *The Biography Book* Daniel S. Burt, 2001-02-28 From Marilyn to Mussolini people captivate people A E s Biography best selling autobiographies and biographical novels testify to the popularity of the genre But where does one begin Collected here are descriptions and evaluations of over 10 000 biographical works including books of fact and fiction biographies for young readers and documentaries and movies all based on the lives of over 500 historical figures from scientists and writers to political and military leaders to artists and musicians Each entry includes a brief profile autobiographical and primary sources and recommended works Short reviews describe the pertinent biographical works and offer insight into the qualities and special features of each title helping readers to find the best biographical material available on hundreds of fascinating individuals **The Eastern Underwriter**, 1916 Privacy in America William Aspray, Philip Doty, 2011-07-11 In this collection of essays that represent original and interdisciplinary work respected scholars address a number of privacy issues These include how governmental and private sectors develop and deploy technologies that can pose serious compromises to the privacy of individuals and groups how information and communication system designs pose threats to privacy how we manage private concerns child care job leave and identity as public issues amenable to political action and shared awareness

and the fundamental asymmetry of power that exists between individuals and small groups on the one hand and large governmental and corporate entities on the other Arranged in three sections law and policy information technology and information studies history and sociology Privacy in America Interdisciplinary Perspectives will be useful to scholars practitioners and students in a variety of fields including information science library science and information systems

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Louis D Brandeis A Life Introduction

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