

LAW, COURTS, AND JUDICIAL PROCESS

SECTION NEWSLETTER

Vol 6. No. 4

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Instructions to Contributors

The Newsletter publishes articles, news items, announcements, commentaries, and features of interest to members of the Law, Courts, and Judicial Process Section. The Newsletter is published three times each year in Fall, Spring, and Summer issues. A fourth, Winter issue, is the Section Directory and is published in February. Deadlines for submission of materials for each issue are as follows: Fall (Oct. 15th), Spring, (Feb. 15th), and Summer (June, 15th). Contributions to the Newsletter should be sent to the appropriate editor listed below.

Articles and Commentary

Brief articles and notes describing matters of interest to the field will be published subject to review by Newsletter editors. Authors are encouraged to share research findings, teaching innovations, or commentary on developments in the field which would interest members of the section. Footnote and reference style should follow that of the American Political Science Review. Please send two copies of prospective articles and commentary to:

Professor Elliot Slotnick, Associate Editor
Law, Courts, and Judicial Process Section Newsletter
Department of Political Science
223 Derby Hall
The Ohio State University
Columbus, OH 43210
615/292-8130

Conventions and Bibliographic Information

The Newsletter attempts to inform members of upcoming and past conferences as well as the publication of judicial articles and books. Organizers of judicial panels at national, regional, state, and other professional meetings are encouraged to inform the Newsletter so that papers and participants may be reported. Authors of judicial books are also encouraged to inform the Newsletter of their manuscript's publication. Suggestions and information concerning conventions or publications in the field should be sent to:

Professor Charles Lamb, Associate Editor
Law, Courts, and Judicial Process Section Newsletter
Department of Political Science
State University of New York at Buffalo
Buffalo, NY 14260
716/636-2251

Data and Analysis Information

The Newsletter wishes to keep the Section informed regarding availability of data sets of interest to the field. This includes newly archived data sets held by the Consortium as well as non-archived ones, which individual researchers would like to share with colleagues. Special analysis and data problems or queries of interest to the field will also be published. Suggestions and information should be sent to:

Professor Wayne McIntosh, Associate Editor
Law, Courts, and Judicial Process Section Newsletter
Department of Government & Politics
University of Maryland
College Park, MD 20742
301/454-2124 BITNET: MCINTOSH@UMD2

Announcements and Correspondence

Announcements and section news will be included in the newsletter. Developments in the field such as fellowships, grants, etc., will be announced if there is sufficient time for submission of materials to the granting body. Announcements and correspondence concerning the Newsletter should be sent to:

William P. McLaughlan, Editor
Law, Courts, and Judicial Process Section Newsletter
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Editor's Note: Many "conventional wisdoms" about the judicial process make their way into our teaching and serve as initial premises for our research efforts. Professor Bradley's note demonstrates that the difficulties of penetrating the secrecy of Supreme Court proceedings are real ones and that confusion may remain about even the most fundamental facets of Supreme Court conferences. Thus, conventional wisdoms aside, scholars continue to disagree about whether conference discussion and voting is a one or two stage process. The answer to this question does have implications for our understanding of the role of the Chief Justice in the small group setting of the Court. Clearly, Professor Bradley raises some puzzles warranting our attention and comment.

What is Actually Happening Behind the Closed Doors? The Conference Proceedings of the Supreme Court

by

Robert C. Bradley
Department of Political Science
Illinois State University

I recently acquired two videocassettes from WETA VISIONS, which are copies of the two-part PBS television series entitled "This Honorable Court". In watching the second part of the series, my curiosity was piqued by Chief Justice Rehnquist's comments about the conference decision-making process. These comments may well be of interest to judicial scholars in both their research and teaching endeavors concerning the Supreme Court. Basically, the Chief Justice stated that despite popular belief the decision-making process at conference consisted of only one stage. The Chief Justice initiated the process by announcing his views and vote in regard to the case being discussed, and then each of the other justices in descending seniority announced their views and votes on the case. Regarding his tenure as Chief Justice, Rehnquist stated that the justices at conference never initially discussed a case in descending seniority, followed by a vote in reverse order with the least senior justice voting first. According to the Chief Justice, such a depiction of the conference proceedings is just a myth.

These comments piqued my curiosity because they were not consistent with certain academic accounts of the conference proceedings. A preliminary examination of a number of recently published constitutional law and judicial process texts indicates that there exist two different depictions of conference proceedings. In the third edition of his book *The Supreme Court*, Baum states that the current practice in conference is for the justices to both voice their opinions and votes about a case in descending seniority (1989: 116-117). In the second edition of the same book, Baum more clearly indicates that conference proceedings have shifted from a two-stage to a single-stage process (1985: 115). Several texts agree with Baum's depiction of conference proceedings (O'Brien, 1986: 189; Ball, 1987: 275; Mason and Stephenson, 1987: 22; Waby, 1987: 226), and one even cites Baum's book (Carp and Stidham, 1985: 12). Among these texts, there is a disagreement as to when the shift occurred in conference proceedings. O'Brien states that the practice of the least senior justice voting first after the preliminary discussion of a case had not been followed since Hughes was Chief Justice (1986: 119). Other authors state that the shift in proceedings was much more recent (Goldman, 1987: 10), or give no indication

of when the shift occurred (Baum, 1985; 1989; Ball, 1987; Carp and Stidham, 1985; Mason and Stephenson, 1987).

Interestingly, a few texts still offer a depiction of the conference proceedings as a two-stage process (Rossum and Tarr, 1987: 30; Abraham, 1986: 205; Abraham, 1987: 38). In one of his texts, Abraham acknowledges the depiction of the conference proceedings as a single-stage process, but argues that his view of the proceedings is correct and supported by personal letters from Chief Justice Burger (1986: 205). In his other text, Abraham still offers the two-stage depiction of how the conference actually proceeds, but presents the single-stage depiction in a footnote (1987: 39).

The disagreements in the texts regarding the correct depiction of conference proceedings and concern about when a possible shift occurred raise a number of questions. Why do the disagreements exist, apparently even among the justices themselves (Abraham, 1986: 205)? If a shift has occurred, what motivated it? Did a particular Chief Justice or group of justices work for the change? Is the pressing workload of the Court that imposed severe time constraints on conference proceedings, a primary explanation for the shift? What happened to the rationale for the two-stage process that having the least senior justices vote first prevented them from being unduly influenced by the votes of the more senior justices, particularly the Chief Justice? What has been the impact of the shift on the interaction among the justices and the power of the Chief Justice during conference?

Further investigation of these questions and related ones will yield answers that would be of service to judicial scholars in teaching and researching the Supreme Court. Unfortunately, clear answers to these questions may not be forthcoming until access is obtained to the personal papers of a justice who served recently on the Supreme Court and kept accurate notes as to the actual proceedings in conference.

Bibliography

- Abraham, Henry J. *The Judicial Process*, 5th ed. New York: Oxford University Press, 1986.
- _____. *The Judiciary: The Supreme Court in the Governmental Process*, 7th ed. Boston: Allyn and Bacon, 1987.
- Ball, Howard. *Courts and Politics: The Federal Judicial System*, second edition. Englewood Cliffs, New Jersey: Prentice-Hall, 1987.
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- Carp, Robert A. and Ronald Stidham. *The Federal Courts*. Washington, D.C.: CQ Press, 1985.
- Goldman, Sheldon. *Constitutional Law: Cases and Essays*. New York: Harper & Row, 1987.

Mason, Alpheus T. and D. Grier Stephenson, Jr. *American Constitutional Law: Introductory Essays and Selected Cases*, 8th ed. Englewood Cliffs, New Jersey, Prentice-Hall, 1987.

O'Brien, David M. *Storm Center: The Supreme Court in American Politics*. New York: W.W. Norton, 1986.

Rossum, Ralph A. and G. Alan Tarr. *American Constitutional Law: Cases and Interpretations*, 2nd ed. New York: St. Martin's Press, 1987.

Wasby, Stephen L. *The Supreme Court in the Federal Judicial System*, 3rd ed. Chicago: Nelson-Hall, 1988.

Editor's Note.

This issue is interesting for several items it contains. Perhaps the first point to make is the Preliminary Program for the 25th Anniversary Meeting of the Law and Society Association is presented here. Its diversity and size speak well for those who founded it at the University of Wisconsin those "few" years ago. It will undoubtedly grow and evolve from this point and provide an essential and exciting forum for much of the work of this section's members.

The preliminary program for the APSA Convention is not presented in this issue, as has been done in the past. It was contained in the Spring Issue of the Newsletter and costs are prohibitive. The Preliminary Program is published in the Summer issue of PS as well.

w.p.m.

SECTION NEWS

The **Nominating Committee** for the Section will propose the following people for election to leadership positions in the Section at the Business Meeting at the APSA Convention:

John Brigham, Chair-elect

Lynn Mather, Executive Committee

Bruce Murphy, Executive Committee

Gergory Caldeira, Executive Committee

While the Section By-Laws call for the submission of a slate of candidates, nominations will be accepted from the floor or by petition to the Section Chair if supported by five section members. *The Election of Section officers will take place at the Section Business Meeting at the APSA Convention on Friday, September 1, 1989, 5:30PM.*

SECTION RECEPTION

After the Section Business Meeting at 5:30 Friday afternoon (Sept. 1), the Section will hold a reception for members and friends.

ANNOUNCEMENTS

RESEARCH FUNDING

The Fund for Research on Dispute Resolution announces a special initiative to encourage research on disputing and dispute resolution focusing on minorities, the poor, the underclass and dependent populations. The Fund welcomes concept papers addressing important research issues in these areas and anticipates providing support for several projects addressing these social problems in upcoming grants rounds.

In its 1988 and 1989 program announcement, the Fund welcomed a wide spectrum of projects that might develop theory and shed light on the relationship between disputing, dispute resolution and important social problems. The Fund encouraged studies on disputing and dispute process in different racial, ethnic and cultural groups, and in particular efforts to study the impact of disputing patterns and processes on the poor, the underclass, minorities or dependent at risk populations. The Fund's Council continues to believe these issues need to be addressed in the scholarship on disputing and dispute resolution. By underscoring its interest in this area, the Fund hopes to be able to support a number of dispute resolution research projects focused on these critical concerns.

Consistent with its guidelines for the competitive program to date, the Council will continue to evaluate each research project's potential contribution to theory and to understanding particular social problems, as well as assessing the feasibility of the research and the qualifications of the investigators. Concept papers focusing on the issues highlighted above will be judged competitively with all other concept papers received in each round. Technical assistance, in a limited number of instances, may be available to some applicants invited by the Council to submit full proposals.

The next deadline for submission of concept papers is September 15, 1989.

For a copy of the program announcement and the request for proposal or for more information regarding the program and application process contact:

The Fund for Research on Dispute Resolution
1901 L Street, N.W., Suite 600
Washington, DC 20036
(202/785-4637)

The following awards have been announced by the Fund:

FUND AWARDS FIRST RESEARCH GRANTS

The first round of research grants from the Fund for Research on Dispute Resolution has been awarded. It totaled approximately \$315,500 and was supplemented by an additional \$250,000 in contributions from universities and foundations. The six grant projects explore dispute resolution issues in family and community mediation, in health care, in workplace grievances and in securities arbitration and litigation.

FIRST ROUND RESEARCH GRANTS SEPTEMBER, 1988

- ++Stephen Bundy, University of California -- \$37,506.
- ++Stephen Daniels and Lori Andrews, American Bar Foundation -- \$57,060.
- ++Patricia Gwartney-Gibbs, University of Oregon -- \$65,816.
- ++Herbert Jacob, Northwestern University -- \$65,092.
- ++Neal Milner, University of Hawaii -- \$36,616.
- ++Terrell Northrup and Marshall Segall, Syracuse University -- \$53,375.

SECOND ROUND RESEARCH GRANTS MARCH, 1989

The Fund has awarded ten new grants totalling \$485,000. This brings to \$800,000 the amount the Fund has awarded in grants during its first year of operation. These grants have been supplemented by an additional \$870,000 in contributions from the researchers' institutions and other foundations.

- ++Marc Galanter, Joel Rogers & Stuart Macaulay, University of Wisconsin -- \$89,152.
- ++Joan Kelly, Northern California Mediation Center -- \$41,054.
- ++Elizabeth Loftus, University of Washington -- \$61,258.
- ++Emily Mansfield, Karen James & Diane Vendiola, Northwest Intertribal Court System -- \$50,000.
- ++Joseph McCartin, State University of New York-Binghamton -- \$9,302.
- ++Margaret Neale, Robin Pinkley, Jack Brittian & Gregory Northcraft, Northwestern University -- \$73,405.
- ++Janet Neelin & Sheena McConnell, University of California at Los Angeles-- \$30,000.
- ++James Perry, Indiana University -- \$42,988.

++Janet Rifkin & Sara Cobb, University of Massachusetts at Amherst -- \$59,997.

++Michelle White, University of Michigan -- \$25,000.

Funded by the Ford Foundation, the Fund for Research on Dispute Resolution is an independent grants program affiliated with the National Institute for Dispute Resolution which serves as the Fund's fiscal and administrative agent. Grants are made semi-annually on a competitive basis.

CONFERENCES

MEETING(S) OF THE RESEARCH COMMITTEE ON COMPARATIVE JUDICIAL STUDIES OF THE INTERNATIONAL POLITICAL SCIENCE ASSOCIATION

Western Canada Interim Meeting

An official, Interim Meeting of the Research Committee on Comparative Judicial Studies will be held in western Canada during the late May-early June period, 1990. Ted Morton of the Research Unit for Socio-Legal Studies of the University of Calgary has agreed to serve as host for the meeting. If feasible, the meeting will be held in conjunction with the Canadian Learned Societies Annual Meeting in Victoria (British Columbia), which will occur during early June, 1990. (For those not familiar with Canadian geography, Victoria, the capital of British Columbia province, is located on Vancouver Island, a short ferry ride across the water from the international city of Vancouver.)

The Canadian Learned Societies meeting is the occasion for the joint meeting of a wide variety of Canadian scholarly associations, including the Canadian Political Science Association and the Canadian Law and Society Association. (Research Committee Executive Council member Peter Russell is outgoing President of the latter and incoming President of the former!) Should the joint meeting with the Learned Societies not be feasible, the 1990 meeting will be held in Calgary/Banff, Alberta, Canada, hosted by the University of Calgary, in late May, 1990. (Calgary is located on the edge of the spectacular Canadian Rocky Mountains, a few miles from the internationally popular resort communities of Banff/Lake Louise.)

The Canadian Interim Meeting is open to all kinds of proposals for panels, roundtables and papers. However, the organizers especially wish to encourage proposals dealing with the following themes:

"Courts and the Enforcement of Rights in Comparative Perspective"

"Government Responses to Judicial Policy 'Mistakes': Legislative Overrides and Other Court Curbing Mechanisms"

Special Conference on Comparative Judicial Politics

Research Committee member Burt Atkins and Convenor Neal Tate are interested in organizing a special Research Committee conference on "Comparative Judicial Politics." The conference would be a forum for the presentation of research which employs the theories, concepts, and methods of the social and behavioral or mathematical sciences to explore or analyze legal institutions, courts, or judges from at least an implicitly comparative perspective. The organizers welcome analyses of national or subnational units, especially analyses of the latter which explore theoretical or analytical approaches relevant to cross-national judicial politics.

Within these boundaries, there are no limitations on the topics which might be explored in panels to be organized or research prepared for the conference. However, panel or paper proposals dealing theoretically or empirically with the recruitment or selection, decision making, or intergroup behavior of judges, the work patterns, decision making, and policy impacts of courts, or the determinants, operation, or consequences of legal institutions would seem especially fitting. Assessments of the state or future of comparative judicial politics might also be appropriate.

The conference is tentatively scheduled to be held at the London Study Center of Florida State University during the second or third week of August, 1990. The FSU London Study Center is located in the Kensington area of London, the "museum district." With the cooperation of FSU, it should be possible to provide very reasonably priced housing and good meeting rooms for conference participants. While the organizers are exploring the possibility of funding support for the expenses of conference participants, participants must expect to fund their own participation. The organizers anticipate that the conference proceedings will be published as a special issue of an appropriate journal or in book form.

XVth World Congress of IPSA, 1991

The XVth World Congress of the International Political Science Association will be held in Buenos Aires, Argentina, in the summer of 1991. Now is the time to begin making plans to attend, and to express your ideas concerning the Research Committee's program for the 1991 Congress. The earlier proposals are received, the stronger will be the Research Committee's case for a larger share of the 1991 IPSA program and the greater the likelihood that a given proposal can be accommodated.

If you are interested in participating in any of these meetings of the Research Committee, please contact the Committee's Convenor at the address given below, giving details of your proposed participation.

C. Neal Tate, Convenor
 Research Committee on Comparative Judicial Studies
 Department of Political science
 University of North Texas
 Denton, TX 76203-5338 USA BITNET: FA06@UNTMUSIC
 Phones: (817) 565-2318 [office] 387-7774 [home]

Please reply as soon as possible. Proposals will be fully considered as long as program constraints allow.

MIDWEST POLITICAL SCIENCE ASSOCIATION (1990)

The Midwest Political Science Association Meeting for 1990 will be held April 5-7, 1990 at the Palmer House in Chicago. Anyone interested in participating in a panel on judicial politics and public law should contact:

Prof. Michael W. Combs
Department of Political Science
University of Nebraska-Lincoln
Lincoln, NE 68588
402-472-2341

Deadline for submission of panel or paper proposals is October 13, 1989.

SOUTHWESTERN POLITICAL SCIENCE ASSOCIATION (1990)

The 1990 annual meeting of the Southwestern Political Science Association will be held March 28-31, 1990, at the Hyatt Hotel in Ft. Worth, Texas. Individuals wishing to present papers or organize panels should contact:

Prof. John Gates
Department of Political Science
University of California, Davis
Davis, CA 95616
916-752-0966

Deadline for submission of panel or paper proposals is October 15, 1989.

WESTERN POLITICAL SCIENCE ASSOCIATION (1990)

The Western Political Science Association annual meeting for 1990 will be held March 22-24, 1990, at the Sheraton-Newport in Newport Beach, California. Proposals for papers and panels should be sent to:

Prof. Gayle Binion
Department of Political Science
University of California, Santa Barbara
Santa Barbara, CA 93106
805-961-2114

Deadline for submission of panel or paper proposals is September 30, 1989.

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| CONFERENCE PROGRAMS |
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**Law and Society Association
Preliminary Program
1989 Annual Meeting**

Panels:

1. 19th Century Use of Courts

Karen Orren, U.C.L.A.; Chair

Randy Bergstrom, University of California, Santa Barbara; Changing Popular Conceptions of Injury: New York City, 1870-1910

John F. Padgett, University of Chicago; Plea Bargaining and Prohibition in the Federal Courts, 1908-1934

Mary Ann Romano, New York University; The Economy and Changing Laws: An Analysis of Debtor-Creditor Laws in New York State, 1785-1860

Harry V. Ball, University of Hawaii-Manoa; The Place of Ethnicity in the Courts of Hawaii in the 19th Century

Joyce S. Sterling, University of Denver; Discussant

2. Feminist Sociolegal Studies

Albert W. Alschuler, University of Chicago; Chair

Kristin Bumiller, Johns Hopkins University; Women, Violence and Law: Theories of Injury and Responsibility from a Feminist Perspective

Martha Minow, Harvard Law School; Progressivism in Retrospect

Lucinda Finley, SUNY, Buffalo; The Response of the Tort System to Women's Injuries: The DES Litigation From the Perspective of Women Victims

Bettina Sokol, Bremen University; Various Feminist Strategies in the Struggle for Women's Rights

Austin Sarat, Amherst College; Discussant

Adelaide Villmoare, Vassar College; Discussant

3. Empirical Studies of Law, Markets and Discrimination

Robert L. Nelson, Northwestern University & American Bar Foundation; Chair

Ian Ayres, American Bar Foundation; Gender and Race Discrimination in New Car Sales

Robert L. Nelson, American Bar Foundation and William P. Bridges, University of Illinois, Chicago; Organizational and Market Influences on Gender Inequality in Organization

John Donohue and Peter Siegelman, American Bar Foundation; The Changing Nature of Employment Discrimination Litigation

Lauren B. Edelman, University of Wisconsin; Discussant

David C. Baldus, University of Iowa; Discussant

4. The Role of Routine in the Development and Implementation of Law

Lawrence Baum, Ohio State University; Chair
 Peter F. Nardulli, University of Illinois; Routine in the Adjudicatory Process
 Herbert Jacob, Northwestern University; Routine Policy-making as a Legislative Strategy
 Catherine Johnson, University of Wisconsin; Discussant
 Gregory A. Caldeira, Ohio State University; Discussant

5. Legal Services for the Poor and Political Structures in Latin America

Fred Zemans, York University; Chair
 Joseph R. Thome, University of Wisconsin; Law Popular Movements and Transition to Democracy in Chile
 Fernando Rojas, Inter-American Legal Services Association; Comparing Change-Oriented Legal Services in Latin America with Legal Services in North America and Europe
 A. Gridley Hall, University of Wisconsin; Innovative Legal Services in the Third World
 Elizabeth Sussekind, Fundacao Prememoria; The Role of Nongovernment Organizations in Assisting Underepresented Groups
 Lucie White, U.C.L.A.; Discussant

6. Making Noncompliance Decisions: Some Elaborations of Deterrence Models

Kent W. Smith, American Bar Foundation; Chair
 Kenneth Dau-Schmidt, University of Cincinnati; An Economic Analysis of the Individual's Choice for Crime and Society's Choice for Rehabilitation or Deterrence
 Kurt Beron, University of Texas, Dallas; Child Support Payment Behavior: An Econometrics Decomposition
 Kent W. Smith, American Bar Foundation; Opportunities, Attitudes and Sanctions; A Test of a Model of Taxpaying Behavior
 Loretta Stalans and Karyl A. Kinsey, American Bar Foundation; The Formation of Sanction Perceptions and Tax Cheating: A Communication Model
 Susan Long and Bruce Lubich, Syracuse University; Trends in Income Tax Compliance
 John S. Carroll, M.I.T.; Discussant

7. Guiding the Jury

Jonathan D. Caspar, Northwestern University; Chair
 J. Alexander Tanford, Indiana University; 25 years and Still Waiting: The Negligible Effect of Jury Instruction Research on Judicial Decisions
 Edward L. Schumann and William C. Thompson, University of California, Irvine; Examining Behavioral Assumptions Underlying the Admissibility of Statistical Evidence: An Empirical Study
 Maureen O'Connor and Terry Connolly, University of Arizona; Judicial Orientation of the Criminal Jury: A Natural Experiment
 Vicki L. Smith, Northwestern University; Psychological Perspectives on Instructing Juries
 James T. Richardson, University of Nevada, Reno; Cults and the Law: A Limitation of Religious Freedom Through Psychology
 Eugene Borgida, University of Minnesota; Discussant

8. Roundtable: Sociolegal & Historical Perspectives on Mothers, Mothering and the Law

This roundtable discussion will focus on discussants' research in areas related to mothers, conceptions of the maternal and the law. A variety of disciplines are represented, e.g. political theory, history, law, and feminism. Some of the themes that will be considered are motherhood as a political strategy, the transformation of the legal concept of motherhood and the relationship between motherhood as a symbolic construct and legal discourse.

Lisa C. Bower, University of Wisconsin; Chair
 Elizabeth Clarke, Cardozo Law School; Participant
 Martha L. Fineman, University of Wisconsin; Participant
 Lynette Delgado, San Francisco State University; Participant
 Paula Mohan, University of Wisconsin; Participant

9. Rights and Wrongs in the Delivery of Social Services

Joel Handler, U.C.L.A.; Chair
 Jack Tweedie, SUNY, Binghamton; Clients' Rights in Welfare: Case-Level Discretion and Hearings
 Michael W. Kalmes, University of Michigan; How Does a Law Mean? The Curious Case of Social Security Disability Cutoffs
 Lisa R. Stearns and Murage Haron, Columbia University; Problems in the "Business" of Providing Long-Term Care: We'll All Need It, But Who Will Get It?
 Judyth A. Swingen, Syracuse University; The Earned Income Credit: Benefits Versus Burdens
 Dick J. Hessing, Erasmus University; The Relationship between Self-Report and Documented Behavior in the Case of Fraud with Unemployment Benefits

10. Confirmation of Federal Judges

Herbert Kritzer, University of Wisconsin; Chair
 Jeffrey Segal, SUNY, Stony Brook; TBA
 Peter S. Ruckman Jr., Florida State University; The Confirmation of Supreme Court Justices: Gauging the Effects of Overlooked Variables in a Dynamic Process
 Peter Lemieux and Charles Stewart, M.I.T.; TBA
 Gregory A. Calderia, Ohio State University, and John R. Wright, University of Iowa; Organized Interests before the Senate: The Politics of Federal Judicial Nominations

11. Plenary: "Civil Justice and the Poor" *LSR*, Vol. 1 No. 1: Perspectives on the Future

Taking as a point of departure, "Civil Justice and the Poor" by Jerome Carlin, Jan Howard, and Sheldon Messenger, from the first issue of *Law & Society Review*, a panel of Review Editors will reflect on the development and future of sociolegal scholarship.

12. Roundtable: Cultural and Structural Explanations of Japanese and American Legal Systems

This roundtable concerns the general role of cultural and structural factors in shaping legal systems. Discussion will focus on consideration of what we mean by the terms "cultural explanation," and "structural explanation," the degree to which these are competing versus complementary explanations, and the outlines of alternative research strategies that offer the opportunity to understand the role and importance

of each factor in the creation of a stable -- and perhaps in some situations an unstable -- legal system.

Joseph Sanders, University of Houston; Chair
 J. Mark Ramseyer, U.C.L.A.; Participant
 John Haley, University of Washington; Participant
 Richard Shweder, University of Chicago; Participant
 Robert Kidder, Temple University; Participant

13 Setting A Judicial Agenda: Courts and Public Policy

Susan Gluck Mezey, Loyola University of Chicago; Chair
 Patrick J. Bruer, University of North Carolina; Amicus Curiae and Supreme Court
 Decisionmaking
 H. W. Perry, Harvard University; The Role of the Solicitor General
 Rebecca M. Salokar, Florida International University; The Dilemma of Serving Two
 Masters: The Solicitor General's Strategies in Individual Rights Cases, 1959-1982
 Carol Bohmer, Cornell University; Using the Courtroom to Affirm Status and
 Authority: The American Psychiatry and Its Amicus Curiae Briefs
 Liane C. Kosaki, Washington University; Discussant
 Lawrence Baum, Ohio State University; Discussant

14 Attitudinal Tolerance and Civil Liberties: Comparative Perspectives

Rhajeev Dhaven; Chair
 Paul M. Sniderman, Philip E. Tetlock, Peter Russell, and Brian Gaines; A Critique of
 the Elitist Theory of Democracy
 David Barnum, DePaul University and John L. Sullivan, University of Minnesota; The
 Measurement and Comprehension of Opinion-Policy Linkages on Civil
 Liberties
 James L. Gibson and Raymond M. Dutch, University of Houston; Cultural Barriers to
 European Integration?: A Cross-Level Analysis of Democratic Tolerance
 John Mueller, University of Rochester; Discussant

15. Law and Social Movements

Stuart A. Scheingold, University of Washington; Chair
 Michael McCann, University of Washington; Law and Social Movement Mobilization:
 The Politics of Pay Equity Reform
 Neal Milner, University of Hawaii; Limits and Pitfalls of Hermeneutics: What
 Contemporary Legal Scholarship Does Not Tell Us About the Role of Rights
 in Progressive Politics
 Jacek Kurczewski, Warsaw University; What's Good with Rights: Social Movements
 and Social Reconstruction in Poland
 Alan Hunt and Amy Bartholomew, Carleton University; What's Wrong with Rights?
 Martha Minow, Harvard University; Discussant
 Kristin Bumiller, Johns Hopkins University; Discussant

16. Comparative Perspectives on Propensity to Sue

Herbert M. Kritzer, University of Wisconsin; Chair
 W.A. Bogart, University of Windsor; Citizen Perception on the Availability of Redress
 in Ontario
 Neil Vidmar, Duke University; Claim Making and Outcomes in Ontario

- Herbert M. Kritzer, University of Wisconsin ; Compensation Seeking for Personal Injury in England and the United States
 Felicity Harris, University of Exeter; Formal and Informal Dispute Resolution in South-West England: Towards an Empirical Inquiry

17. Innovative Strategies for Monitoring and Sanctioning Corporate Misconduct

- Kip Schlegel, Indiana University; Chair
 Kip Schlegel, Indiana University; Fining Corporations: The Development of a Day Fine System
 Jgalt Huppel, University of Leyden and Robert A. Kagan, University of California, Berkeley; Market Oriented Regulation in the Netherlands
 John Braithwaite, Australian National University; TBA

18. Biography of Women in the Law

- Barbara Babcock, Stanford University; Chair
 Hendrik Hartog, University of Wisconsin; Husbands and Wives in America: Family Law's Work in Progress
 Linda C. Przybyszewski, Stanford University; Mrs. John Marshall Harlan's Memories: Race Relations in the Household and in the Polity
 Barbara Babcock, Stanford University; The Personal is Historical: Clara Foltz and the California Constitution
 Robin West, University of Maryland; Discussant

19. Language, Discourse and Law: Anglo-American Perspectives

- John M. Conley, University of North Carolina; Chair
 William L.F. Felstiner, American Bar Foundation and Austin Sarat, Amherst College; Perspectives on Lawyers and Law Talk
 Douglas W. Maynard and John Manzo, University of Wisconsin; "Justice" as a Discursive and Interactional Resource for Jurors
 Brenda Danet and Bryna Boguch, Hebrew University of Jerusalem; Orality and Literacy in Anglo Saxon Wills
 John M. Conley, University of North Carolina and William M. O'Barr, Duke University; Rules and Relationships: The Discourses of Law

20. Perspectives on Capital Punishment

- Ruth-Ellen Grimes; Chair
 Lorelei Sontag, University of California, Santa Cruz; Deciding Death: Capital Jury Instructions and Death Penalty Decision Making
 Sally Costanzo, University of Santa Cruz and Mark Costanzo, Portland State University; Penalty Phase Decision Making: A Case Study
 Thomas A. Regulus, Loyola University of Chicago; Race, Class, and Support for the Death Penalty
 Ramiro Martinez, Jr., Ohio State University; Six Since FURMAN: The Execution of Hispanics
 Samuel R. Gross, University of Michigan; Discussant

21 Law and the Reconstruction of Family

- Anne Rankin Mahoney, University of Denver; Chair/Discussant

- Nancy E. Dowd, Suffolk University; Envisioning Work and Family: A Critical Perspective on International Work
- Sabiine Klein-Schonnefeld, University of Bremen; Female Poverty - On the Interrelation of Economic Independence and the Opportunity to Claim Human Rights
- Daniel Wolfe, University of Nebraska, Lincoln, TBA.
- Jocelyn Ritchie, Nebraska Advocacy Services, and Gary B. Melton, University of Nebraska-Lincoln; Legal Consequences of Joint Custody and Domicile: An Empirical Study of the Behavioral Manifestations of Residency
- Sally Wheeler, Centre for Socio-Legal Studies; The Effects and Implications of Bankruptcy for the Family Home
- Jessica Pearson, Nancy Thoennes, and Patricia Tjaden, Center for Policy Research; The Impact of Child Support Guidelines

22. Author Meets Critic: Beyond Monopoly: Lawyers, State Crisis, and Professional Empowerment

- Carroll Seron, Baruch College, CUNY; Chair/Commentator
- Terence Halliday, American Bar Foundation; Author
- Yves Dezalay, Centre de Recherche Interdisc; Commentator
- Eve Spangler, Boston College; Commentator
- Richard Abel, U.C.L.A.; Commentator

23. The Resolution of Medical Malpractice Disputes

- Neil Vidmar, Duke University; Chair
- Stephen Daniels and Lori Andrews, American Bar Foundation; Jury Verdicts in Malpractice Cases
- Catherine B. Meschievitz, University of Wisconsin; Mediating Malpractice Cases in Wisconsin
- James T. Richardson, University of Nevada-Reno; Screening Panels in Medical Malpractice Disputes
- Neil Vidmar and Thomas B. Metzloff, Duke University; The Dynamics of Litigation Settlement in Medical Malpractice
- David L. Rosenhan, Stanford University; Discussant

24. Juries Over Time and Context

- Valerie Hans, University of Delaware; Chair
- Sally Lloyd-Bostock, University of Oxford; The Role of the Jury in the British System
- Takashi Maruta, Konan University; The Rise and Fall of the Japanese Jury System 1928-1943
- Marianne Constable, University of California, Berkeley; The Modern Jury: Social Science and the Sixth Amendment
- Hans Zeisel, University of Chicago; Jury Research: Past and Future
- Michael Saks, University of Iowa; Discussant

25. The Social Organization of Criminal Justice

- Jo Dixon, New York University; Chair
- Elin Waring, Stanton Wheeler, Yale University, and David Weisburd, Rutgers University; Sanctioning White-Collar Crime
- Ilene Nagel and Steve Schulhofer, U.S. Federal Sentencing Commission; Sentencing Guidelines: Their Impact on Federal Plea Practices

Martha Schiff, New York University and Jeffrey A. Fagan, John Jay College; The Effects of Informal Court Organization on the Disposition of the Adolescent Felony Offenses

Jo Dixon, New York University; The Role of Court Organizations in Mediating Contradictions Among Sentencing Rationalities

Celesta A. Albonetti, Temple University; Discussant

26. Roundtable: The Art (or Science) of the Book Reviewing Process in Socio-Legal Scholarship

David O. Friedrichs, University of Scranton; Chair

Kermit Hall, University of Georgia; Participant

Joseph Sanders, University of Houston; Participant

David Papke, Indiana University-Indianapolis; Participant

Howard Erlanger, University of Wisconsin; Participant

27. Roundtable: The Future of Sentencing Reform: Federal and State Models

This Session will focus on the future of sentencing research and reform. The panel will discuss the different sentencing reform models currently used in several states and in the U.S. Federal Courts. Participants will comment on the relative success of each reform and will specifically address the formal goals the reforms were designed to meet as well as any informal agendas attached to the reforms. Questions and comments from session attendees will be encouraged.

Sandra Shane-Dubow, Wisconsin Sentencing Commission; Chair

John Kramer, Pennsylvania Commission on Sentencing; Participant

Phyllis Newton, U.S. Sentencing Commission; Participant

Debra Dailey, Minnesota Sentencing Commission; Participant

28. Language, Discourse and Law: Third World Perspectives

William M. O'Barr Duke University; Chair

Susan F. Hirsch, American Bar Foundation; Male and Female Discourse in Khadi's Courts in Coastal Kenya

Donald L. Brenneis, Pitzer College; The Language of Disputing in Fiji

Lawrence Rosen, Princeton University; How to Analyze Discourse in a Legal Setting (Morocco)

Susan U. Philips, University of Arizona; Language, Gender, and Law in Tonga

29. Negotiation, Mediation and Adjudication: Examining the Process

James J. Alfini, Florida State University; Chair

Gerald R. Williams, Brigham Young University; Applying Systems Theory to Negotiating Activity

Barbara J. Schwartz, Cornell University; Implicit Theories of Conflict in Community Mediation Training and Practice

Calvin Morrill and Peter C. Facciola, University of Arizona; Linguistic Evidence in Adjudication and Mediation

Christopher Honeyman, Wisconsin Employment Relations Commission; The Common Core of Mediation

Craig McEwen, Bowdoin College; Discussant

30. Constructing Rights and Allocating Civil Liberties

- John Brigham, University of Massachusetts-Amherst; Chair/Discussant
 Judith A. Baer, Texas A & M University; Interpreting in Ignorance: The Ratification of the Fourteenth Amendment
 William B.C. Chang, University of Hawaii; Law and the Reconstruction of Local Knowledge
 Robert C. Post, University of California, Berkeley; The Concept of Public Discourse in Contemporary First Amendment Doctrine
 Lea S. VanderVelde, University of Iowa; The Labor Vision of the Thirteenth Amendment
 Pierre Bouretz, University of Paris; The Legacy of the Rights of Man: An Interpretation for the Nineteen-eighties

31. Political Economy of Regulation

- Harry Scheiber, University of California, Berkeley, Chair
 Alfred C. Aman, Cornell University; Administrative Law in a Global Era: Progress, Deregulatory Change and the Role of the Court
 Robert Kagan, University of California, Berkeley; How Much Does Law Matter? Labor Law, Technological Change, and Dock Labor Relations in Rotterdam and in American Ports
 W.G. Carson and Cathy Henenberg, La Trobe University; Ideology, Structure and Direction: An Australian Case-Study of Legislative Change
 Joseph Rees, University of North Carolina, Chapel Hill; Two Faces of Regulatory Bureaucracy: A Comparative Study of Public and Private Regulation of the Nuclear Power Industry
 Patrick Ewick, Smith College; Discussant

32. Procedural Justice and Policy Implementation

- Robert J. MacCoun, Institute for Civil Justice, Chair
 Kathleen McGraw, SUNY, Stony Brook; Citizens' Evaluations of New Law: Justice and Tax Reform
 Robert Bies, Northwestern University; Communicating Procedural Fairness in Organizations: The Role of Justification
 Larry Heuer and Tom R. Tyler, Northwestern University; Judicial Decision-Making in Cases Regarding the Prediction of Criminality: The Influence of Procedural and Distributive Concerns
 David Wasserman, Harvard University; Procedural Justice and the Convicted Criminal Defendant: A Conceptual Critique of Recent Research
 Deborah R. Hensler, Institute for Civil Justice; Discussant

33. Law, Accountability, and Health Care

- Robert Dingwall, University of Oxford, Chair
 Sally Lloyd-Bostock and Linda Mulcachy, University of Oxford; Complaints Against Hospitals: The Rest of the Iceberg
 Marilyn Rosenthal, University of Michigan-Dearborn; Medical Discipline in the USA, the UK and Sweden
 Paul Fenn and Robert Dingwall, University of Oxford; Medical Malpractice Litigation in England and the United States: A Comparative Approach
 Timothy Jost and Jerry Caswell, Ohio State University; Rationing Health Care in the USA

Stephen Daniels, American Bar Foundation; The Practical Management of Medical Error
 David Hughes and Alistair McGuire, University of Oxford; Rationing Health Care: The British Experience

34. Comparative Perspectives on Courts and the Judicial Process

Burton Atkins, Florida State University, Chair
 C. Neal Tate, University of North Texas; Judicial Authority and Authoritarian Regimes: A Diachronic Analysis of the Case of the Philippines Supreme Court
 Peter J. Van Koppen, Erasmus University; The Recruitment of Dutch Judges
 Mary L. Volcansek, Florida International University; The Judicial Role in Italy
 Lawrence Baum, Ohio State University; Discussant

35. Transnational Regulation: The Case of Financial Markets

Roman Tomasic, Canberra College of Advanced Education; Chair

36. Resolving Business Disputes: Cases in Legal Pluralism

Stewart Macaulay, University of Wisconsin; Chair
 William C. Whitford and Lynn M. LoPucki, University of Wisconsin; Bargaining in Many Shadows: The Case of Large Bankruptcy Reorganizations
 Pat O'Malley, La Trobe University; Networks of Law: Policing Domestic Property
 Britt-Mari Blegvad, Institut for Organization; Pluralism in Dispute Treatment: Types of Norm Generation and Norm Communication in Different Economic Settings
 Ross E. Cheit, Brown University; When Businesses Sue Each Other: Changing Patterns of Litigation in Providence Rhode Island, 1966-1987
 John Griffiths, Universiteit Van Groningen, Discussant

37. Law School Socialization

Ronald Pipkin, University of Massachusetts, Amherst; Chair
 David L. Chambers, University of Michigan; TBA
 Howard S. Erlanger, University of Wisconsin; TBA
 Jerre William Moreland, University of Nebraska-Lincoln; American Indian Socialization into the Legal Profession: A Preliminary Ethnography
 Lee E. Teitelbaum, University of Utah and Antoinette Sedillo Lopez, University of New Mexico; Legal Education and Legal Careers: Some Theory, Some Data and Some Problems
 Joyce S. Sterling, University of Denver; Discussant

38. Transformation of Social Claims

Frances Kahn Zemans, American Judicature Society, Chair
 Michael C. Musheno and Peter R. Gregware, Arizona State University; Court Management of AIDS Disputes: A Preliminary Analysis of Routine and Extreme Case Processing
 Penelope Canan, Laurie Larson and Gloria Berndt, University of Denver; Massaging the Message: Case Histories of Naming, Blaming and Claiming
 Kevin Brown, Indiana University; Inherent Inconsistency Between Value Inculcation and Sorting in Public Schools
 Neal Milner, University of Hawaii, Discussant

39. Historical Perspectives on Law and Society: Prospects for the Future

Arthur McEvoy, Northwestern University; Chair

Robert W. Gordon, Stanford University; Willard Hurst and the History of Law as
Bourgeois Sensibility

Lawrence M. Friedman, Stanford University; Legal History and the Law and Society
Tradition

Morton Horowitz, Harvard University; After Hurst: Where Does Legal History Go
From Here

William Noviak, University of Wisconsin; Discussant

Elizabeth Clarke, Cardozo Law School; Discussant

40. Language, Discourse and Law: Comparative Perspectives

John M. Conley, University of North Carolina; Chair

Susan Berk-Seligson, University of Pittsburgh; The Bilingual Courtroom

Sally E. Merry, Wellesley College; The Paradox of Legal Entitlements: Discourse and
Power in the Lower Courts

Elizabeth Mertz, American Bar Foundation; Language and the Socialization of
Lawyers

Robert Hayden, University of Pittsburgh; Order and Disorder in Legal Discourse: A
Cross Cultural Perspective

41. Roundtable: Careers in Law and Society: Aspirations and Experiences of the Russell Sage Fellows

Stanton Wheeler, Yale University; Chair

42. Plenary: Feminist Epistemology and Law and Social Science

Sandra Harding, University of Delaware

43. Controlling Police Activities

Susan Martin, Police Foundation; Chair

Jeffrey Ian Ross, University of Colorado, Boulder; Improving Control Over Municipal
Police Violence in Great Britain

Robert B. Leibowitz and Craig Haney, University of California-Santa Cruz; Police
Confession: Psychological Coercion in the Post-Miranda Era

Robert E. Worden, Michigan State University, and Stephen D. Mastrofski,
Pennsylvania State University; Varieties of Police Subcultures: A Multi-
Dimensional Analysis

44. Roundtable: Tensions and Intersections between Socio-Legal Research and Critical Theories

Susan S. Silbey, Wellesley College; Chair

Alan Hunt, Carleton University; Participant

Carroll Seron, Baruch College, CUNY; Participant

Frank W. Munger, SUNY, Buffalo; Participant

David Sugarman, University of Lancaster; Participant

Brinkley Messick, Brandeis University; Participant

David M. Trubek, University of Wisconsin; Participant

Christine Harrington, New York University; Participant
 Richard Abel, UCLA; Participant

45. Author Meets Critic: The Seduction of Crime

John Hagan, University of Toronto; Chair
 Jack Katz, UCLA; Author
 Angela Browne, University of Massachusetts, Worcester; Commentator
 Colin Loftin, University of Maryland; Commentator
 Austin Turk, University of California-Riverside; Commentator

46. Organized Interest in the Court

Gregory A. Caldeira, Ohio State University; Chair
 Lee Epstein and Joseph F. Kobylka, Southern Methodist University; Interest Groups
 in the Judicial Process
 John B. Gates, University of California, Davis, and Wayne MacIntosh, University of
 Maryland; The Fluidity of Leadership in Interest Groups and the Implications
 for Political Action
 Gregory A. Calderia, Ohio State University, and John R. Wright, University of Iowa;
 Why Organized Interests Participate in the Supreme Court
 Robert H. Salisbury, Washington University; Discussant
 Frank Sorauf, University of Minnesota; Discussant

47. Science, Technology and the Law

Samuel Krislov, University of Minnesota; Chair
 Edward Gerjuoy, University of Pittsburgh; Complex Scientific Issues and the
 American Legal System
 Sheila Jasanoff, Cornell University; Judicial Reception of Scientific Evidence
 Diane Vaughan, Boston College; Policy Implications of Organizational-Technical
 System Failure: The Challenger Accident
 Brian Wynne, University of Lancaster; Unruly Technology: Practical Rules,
 Impractical Discourses, and Public Understanding
 William C. Thompson, University of California-Irvine; DNA Wars: Institutional and
 Social Factors Influencing the Introduction of Novel Scientific Evidence
 Peter K. Manning, Michigan State University; Discussant

48. Indian Law and Natural Resource Management

Arthur McEvoy, Northwestern University; Chair
 Martin A. Evers and David Bromley, University of Wisconsin; Chippewa Indian Land
 Rights and the Economics of Bi-Cultural Treaties
 Lynn Fuller, Orrick, Herrington & Sutcliffe; Desertification on the Navajo
 Reservation: A Legal and Historical Analysis
 Peter Cvek, St. Peters College and Peter Longo, Kearney State College; Environmental
 Alternatives to Traditional Water Policy: Native American Litigation and
 Natural Law Theory
 Barbara Leibhardt, University of California, Berkeley; Indian and White Uses of the
 U.S. Legal System to Assert Fishery Claims in Yakima, Washington, 1880-1919
 Donald Pisani, Texas A & M University; Discussant

49. Hemispheres of Legal Practice

- John P. Heinz, Northwestern University; Chair/Discussant
 Michael Hartmann, Ruhr-Universität Bochum; Lawyers in the Business World:
 Erosion of an Elite
 Donald D. Landon, Southwestern Missouri State University; Status Within the
 Profession: The Structure of Deference Among Rural Attorneys
 Lynn M. LoPucki, University of Wisconsin; The Demographics of Bankruptcy
 Practice
 Susan Sterett, SUNY, Binghamton; The Machinery of Government: Lawyers and
 Administrative Law in Britain

50. Historical Developments in the Corporate Form: Statutory and Organizational Innovation

- Robert W. Gordon, Stanford University; Chair
 Elaine V. Backman, Harvard University; Good Works, Inc.: The Effects of Legal
 Corporate Structure on the Provision of Private Social Services
 Aaron Epstein, Northwestern University; Parklands or Profiteers: The Lake Front
 Steal and the Impact of Public/Private Distinction on Resource Allocation
 Andrew F. Creighton, Stanford University; Special and General Incorporation Laws,
 1780-1865
 Victoria A. Saker, University of California, Berkeley; The Cooperative as Corporation:
 The Sun-Maid Anti-Trust Case, 1912-1922
 Charles McCurdy, University of Virginia; Discussant

51. Public and Private Ordering of Law: The Search for Alternative Concepts and Processes

- Richard J. Maiman, University of Southern Maine; Chair
 Marilyn L. Ray, Finger Lakes Law and Social Policy and Carol Bohmer, Cornell
 University; Public and Private Ordering Within the Context of Divorce
 Gene Kassebaum, University of Hawaii; The Lok Adalat: State Sponsored Mediation
 of Tort and Criminal Cases in South India
 Joel Rosch, North Carolina State University; What Governments Can Do to Support
 Community Based Mediation: Lessons from Japan
 Jennifer A. Mastrofski, Pennsylvania State University; Judicial Behavior in Family
 Court Reform: Research in Six Pennsylvania Counties
 Klaus A. Ziegert, University of Sydney; Legal Culture in Australia and Sweden: The
 References of End-Users to the Legal System
 Stuart Henry, Eastern Michigan University; Discussant

52. Studying Conflicts Across Cultures: Comparative, Interpretative and Structural Issues

- Carol J. Greenhouse, Cornell University; Chair
 Jane Collier, Stanford University; TBA
 Judy Rosenthal, Cornell University; Conflict and Aspects of the Ewe Person
 Carol G. Bloodworth, Cornell University; Knowledge and Restraint: Aspects of the
 Idea of Conflict in an Irish Parish
 Jennifer Beer, University of California, Berkeley; Labeling Conflict: Disputes in
 Southern Philadelphia
 Peter Just, Williams College; Making Representations Collective: Dispute and Moral
 Evaluations Among the Duo Donggo
 Erin Moore, University of California, Berkeley; The Somatization of Conflict: The
 Meos of Rajasthan India

- Gretchen G. Weix, Cornell University; The Space Between Conflict and Dispute:
Courtyards in Java
Nancy Lutz, Cornell University; Violence, Conflict and Order in Adonara, Eastern
Indonesia

53. Discourse and Power at the Boundaries

- Sally E. Merry, Wellesley College; Chair
David M. Engel, SUNY, Buffalo; Negotiating Conceptions of "Handicap," "Rights," and
"Public Education"
Austin Sarat, Amherst College; The Legal Ideology of the Welfare Poor
Martha L. Fineman, University of Wisconsin; The Neutered Mother
Allen Steinberg, Harvard University; Prosecution and the Negotiation of Authority in
the Nineteenth Century
Rosemary Coombe, University of Toronto; Modernist Musings: The Production and
Consumption of Meaning in the Judicial Imagination of Trademark
Boaventura de Sousa Santos, Universidad De Coimbra; Discussant
Barbara Yngvesson, Hampshire College; Discussant

54. Longitudinal Research on Crime

- Christy A. Visher, National Institute of Justice; Chair
Terrie E. Moffitt, University of Wisconsin; Delinquency Pathways from Pre-school to
Young Adulthood: A Study in New Zealand
Raymond Paternoster, University of Maryland; Studying Delinquency with
Longitudinal Panel Data
David Huizinga, University of Colorado, Boulder; The National Youth Survey and the
Denver Cohort Study
Ross L. Matsueda, University of Wisconsin; Discussant

55. Violations In and By Organizations

- Diane Vaughan, Boston College; Chair/Discussant
Richard Hawkins, University of New Hampshire and Kirk R. Williams, University of
New Hampshire; Controlling Aggression in the Family Context
Nancy Reichman, University of Denver; Controlling Scientific Fraud and Misconduct:
Some Preliminary Thoughts
Maurice Punch, Netherlands Business School; Coping with Organized Police Deviance
Daniel Chambliss, Hamilton College; Slow Codes and Ambiguous Euthanasia
Kate Harriger, Wake Forest University; Prosecuting Public Officials

56. Etiology and Impact of Sentencing Strategies

- David Rauma, U.S. Sentencing Commission; Chair
Jose A. Canela, Carnegie Mellon University; Incapacitative Effect and Prison
Population Under Offender Heterogeneity
Colin Loftin, University of Maryland, David McDowall, SUNY, Albany, and Brian L.
Wiersema, University of Maryland; The Preventative Effects of Mandatory
Sentencing Laws for Gun Crimes in Six Cities
Susan Rhodes, University of Kentucky; Vicious Circles in Criminal Justice: The
Politics of Prison Building and the Prison Overcrowding Crisis
John Hagan, University of Toronto; Discussant

57. Roundtable: Willard Hurst's Influence on Socio-Legal Scholarship

John Henry Schlegel, SUNY, Buffalo; Chair
 Stephen Diamond, Cardozo Law School; Participant
 Avi Soifer, Boston University; Participant
 Charles Donahue, Harvard University; Participant
 Carol Weisbrod, University of Connecticut; Participant

58. Experiments in Law and Economic Behavior: A Discussion of Methods

David W. Barnes, University of Denver; Chair
 Betsy Hoffman, University of Arizona; Experimental Methodologies in Economics:
 An Introduction
 Shyam Sunder, Carnegie Mellon University; Regulating the Flow of Information in
 Securities Markets
 James Alm, University of Colorado; Why Do People Pay Taxes?
 Bernard N. Grofman, University of California-Irvine; Discussant

59. The Legalization of the Workplace

Michael McCann, University of Washington; Chair
 Lauren B. Edelman, University of Wisconsin; Organizational Mediation of Law: The
 Institutionalization of Affirmative Action in the American Workplace
 Paul Burstein and Susan Pitchford, University of Washington; Social Scientific and
 Legal Challenges to Educational Credential and Testing Requirements in
 Employment
 John R. Sutton, University of California, Frank Dobbin, Princeton University, W.
 Richard Scott, and John W. Meyer, Stanford University; Three Sociological
 Approaches to the Legalization of the Workplace
 Elizabeth S. Chambliss, University of Wisconsin; Two Models of Equal Employment
 Advocacy

60. Task Forces on Gender Bias in the Courts: Overview and Developments in Several States

This session will open with an historical context and analysis of a judicial reform movement in the U.S. aimed at eliminating gender bias in the courts. The rationale and success of the strategy employed by the National Judicial Education Program (NJEP) will be addressed. Findings of diverse task force investigation will be described. The current and future roles of social scientists in task force activities will be discussed.

Kathleen Daly, Yale University; Chair
 Norma J. Wikler, University of California, Santa Cruz; Challenging the American
 Judiciary: The Movement to Eliminate Gender Bias in the Courts
 Susan Carbon, Wescott, Millham and Dyer, NEW HAMPSHIRE
 Joan Entmacher, Wellesley College; MASSACHUSETTS
 Kathleen Daly, Yale University; CONNECTICUT
 Virginia Daire, Gender Bias Study Commission, FLORIDA
 Hon. Moria Krueger, Dane County Circuit Branch 7, WISCONSIN
 Susan Martin, Police Foundation, MARYLAND

61. Constructing Legal Decisions

Keith Hawkins, Centre for Socio-Legal Studies; Chair/Discussant

Henk Ellfers, Erasmus University; Can We Have Confidence in the Opinion of the Dutch IRS on Noncompliance?

Hazel Genn, Centre for Socio-Legal Studies; Informal Tribunal Decision-Making

John Gilliom, University of Washington; Considering the Crisis: Judicial Responses to Competing Perceptions of the Drug Problem and Employee Drug Testing

Robert M. Emerson, UCLA; Reading Rap Sheets: The Social Construction of "Prior Record"

62. Framing Tax Compliance Decisions

John S. Carroll, MIT; Chair

Henry S.J. Robben, Erasmus University; An Experimental Analysis of Decision Frames and Opportunity to Evade Income Tax

Jeff T. Casey, SUNY, Stony Brook; Effects of Imprecise Risk Information on Taxpayer Compliance Decisions

Steven Klepper and Daniel Nagin, Carnegie Mellon University; Tax Noncompliance and Driving While Under the Influence of Alcohol: A Comparison of Risk Perceptions and Behavioral Intentions

Kathleen M. McGraw and John T. Scholz, SUNY, Stony Brook; Taxpayer Adaptation to 1986 Tax Reform

John S. Carroll, MIT; What Taxpayers Think About

Karyl A. Kinsey, American Bar Foundation; Discussant

63. Incorporating Regulatory Environments Into Regulatory Theory

Susan Shapiro, Northwestern University & American Bar Foundation, Chair

Ellen Baar, York University ; A Balance of Control: Defining the Risk Bearer's Role in the Regulatory Equation

Maureen A. Young, University of California, Berkeley; Banking Agency Structure and Reorganization: A Study of Optimal Redundancy and Crisis Responsiveness in a Complex Regulatory System

Harold Barnett, University of Rhode Island; Political Environments and Implementation Failures: The Case of Super Fund Enforcement

Ian Ayres, Northwestern University and John Braithwaite, Australian National University; The Evolution of Regulatory Cooperation, Corruption and Capture: A Game-Theoretic Model

Errol E. Meidinger, SUNY-Buffalo; Discussant

64. Social Politics, Social Insurance and the Welfare State: The Swedish Experience

Antoinette Hetzler, Lunds Universitet; Chair

Antoinette Hetzler, Lunds Universitet; Administrative Justice and Social Rights

Ingela Kahl, Lunds Universitet; Caring for Needs as a Social Right: The Handicapped Individual in Sweden

Bo Carlsson, Lunds Universitet; Communicative Characteristics of Open-ended Law: Regulation of Health Services in Sweden

Sven-Erik Olsson, Lunds Universitet; Policy and Administration - a Sabotage of Social Development?

Kjell Eriksson, Lunds Universitet; Quitters in Sweden – Beyond Law

65. Implementing Court Annexed Arbitration: Recent Variations on a Theme

John P. McIver, University of Colorado; Chair

Roger Hanson and Susan Keilitz, National Center for State Courts; TBA

John L. Barkai, University of Hawaii; Can Discovery Limitations Satisfactorily Reduce the Costs of Litigation? The Impact of Court-Annexed Arbitration in Hawaii

John P. McIver and Lloyd P. Burton, University of Colorado; Mandatory Arbitration in Colorado: Advantages and Disadvantages of Privatized Justice

Stephens Clarke, Laura F. Donnelly, and Sara A. Grove, University of North Carolina; North Carolina's Court-Annexed Arbitration Program: Effects on Case Processing and Participant Satisfaction

Robert J. MacCoun, RAND Corporation; Rethinking the Role of Court-Annexed Arbitration: The New Jersey Experience

66. Roundtable: Civil Rights Act at 25

Joel B. Grossman, University of Wisconsin; Chair

Stuart A. Scheingold, University of Washington; Participant

Kristin Bumiller, Johns Hopkins University; Participant

Richard Maiman, University of Southern Maine; Participant

David Wilkens, Harvard University; Participant

Mari J. Matsuda, University of Hawaii, Manoa; Participant

Bernard Grofman, University of California, Irvine; Participant

67. Does Prejudicial Pretrial Publicity Affect Jurors?

Lois Heaney, National Jury Project; Chair

Craig Haney, Stevenson College, University of California-Santa Cruz; Judicial Remedies for Prejudicial Pretrial Publicity

Aida Hurtado, Stevenson College, University of California-Santa Cruz; Statistical Analysis of the Relationship between Publicity, Demographic Variables, and Community Awareness and Prejudgment in 10 Homicide Cases

Edward Bronson, California State University; The Efficacy of Voir Dire and Judicial Instructions to Cure Prejudicial Pretrial Publicity: What Jurors Say and What They Do

Michael Neitzel, University of Kentucky; The Use of Public Opinion Surveys

Norbert Kerr, Michigan State University; Discussant

68. Women, Violence Against Women and the Courts

Konstanze Plett, Centrum Fur Europäische Rechtspolitik; Chair

Eva Trook-White, Sam Houston State University; Complaining Parties: Theory Testing Through A Cross-Sectional Analysis of a County's JP, City, County and District Court Records for 1980

Susan L. McCoin, UCLA; Emergency Processing of Domestic Disputes: Restraining Orders in Family Law Court

Albert C. Price, University of Michigan, Flint; Getting Started: The Politics of Prostitution

Francis P. Bernat, New Mexico State University, and Linda P. Zupan, University of Alabama; Prosecutorial Discretion: A Study of Victim Characteristics as it Impacts the Decision to Prosecute in Sexual Assault Cases

Lisa Frohmann, UCLA; The Social Construction of Gender in the Prosecution of Sexual Assault Cases

Cynthia Fuchs Epstein, Russell Sage Foundation & CUNY Graduate Center; Discussant

69. Roundtable: Race and Gender

Susan S. Silbey, Wellesley College; Chair
 Judy Scales Trent, SUNY-Buffalo; Participant
 Deborah King, Dartmouth College; Participant
 Kim Crenshaw, UCLA; Participant
 Elizabeth Spellman, Smith College; Participant

70. Models of Judicial Innovation

John Paul Ryan, American Bar Association; Chair
 Jeffrey A. Parness, Northern Illinois University; Comparative American Judicial Systems
 Timothy O. Lenz, Florida Atlantic University; Conservative Social Engineering and the Constitution
 Garry-Eoghin Jennings, Saint Mary's College; Judicial Innovation and Equal Protection Policy: A Study of the Second and Sixth Circuits
 John C. Domino, University of Northern Colorado; State Supreme Court Innovation in the Policy Area of Privacy

71. Development of Justice and Morality

Ellen S. Cohn, University of New Hampshire; Chair
 June Louin Tapp, University of Minnesota; A Cross-Cultural Study of Legal Socialization Among American and Soviet Youth
 Chantal Kourilsky, Centre National de la Recherche Scientifique; Gender, Social Class and Images of Law in Adolescence
 V. Lee Hamilton, Wayne State University, and Phyllis C. Blumenfeld, University of Michigan, Hiroshi Akoh, and Kanae Miura, Chiba University; Individual Differences in Moralities of Duty and Aspiration in the U.S. and Japan
 Susan O. White and Ellen S. Cohn, University of New Hampshire; What Do We Mean By Legal Reasoning?
 J.G. Hook, University of Houston; Why Do Children Believe in Private Property?
 Joan McCord, Temple University; Discussant

72. Case Processing and Legal Outcomes

Thomas W. Church, SUNY, Albany; Chair
 Sarah H. Ramsey, Syracuse University; Court Processing of Code Enforcement Cases: What Constitutes Success?
 Joe Shelby Cecil, Federal Judicial Center; Raising the Hurdle: Summary Judgment Practice in the Federal District Courts
 Patrick G. Jackson, University of Missouri; The Process of Charge Reduction Among Robbery Defendants in Two Jurisdictions
 Edward A. Snyder, University of Michigan, and James W. Hughes, Amherst College; Tests of Economic Models of Litigation: Medical Malpractice in Florida
 Raymond T. Nimmer, University of Houston, Discussant

73. Legal Structures in Historical Studies of State Power

Christine Harrington, New York University; Chair
 Christine Harrington, New York University; History and Context in Sociolegal Work on the Legal Profession and State Power
 Hendrik Hartog, University of Wisconsin; How is the Idea of Structure Conceptualized in Critical Histories?

June Starr, SUNY, Stony Brook; Identifying Legal Institutions and Elites Central to the Control of State Power over Time

Frank W. Munger, SUNY, Buffalo; Locating Law in Larger Historical Processes

74. The Production of Order in Public and Private Places

Susan O. White, University of New Hampshire; Chair

Stuart A. Scheingold, University of Washington; Politics, Criminology, and Social Control

Wesley G. Skogan, Northwestern University; Participation and the Structure of Opportunity for Citizen Involvement in the Production of Order

Jerome Skolnick, University of California, Berkeley; The Meaning of "Public" and "Private" in Private Security

John Griffiths, Universiteit Van Groningen; The Concept of Social Control

Joan McCord, Temple University; Discussant

75. Feminist Organizations and Organizing

Louis G. Trubek, University of Wisconsin/Center for Public Representation; Chair

Louis G. Trubek, University of Wisconsin; A Comfortable Place to Work:

Observations on a Family Medical Leave Act

Rebecca Bordt, Yale University; Diversity of Feminist Organizational Forms: Beyond the Bureaucratic/Collectivist Dichotomy

Mary Jo Frug, New England School of Law; Law and Community: Lessons from the Anti-Pornography Campaign

Vicki Schultz, University of Wisconsin; The Construction of Gender in the Workplace

Martha L. Fineman, University of Wisconsin; Discussant

Ellen Bravo, 9 to 5; Discussant

76. Topics in Deterrence

Daniel Nagin, Carnegie-Mellon University; Chair

Raymond Paternoster, University of Maryland, and Charles Tittle, Washington State University; Deterrence and the Base Rate Fallacy

Yolunda F. Williams and Richard J. Lundman, Ohio State University; Drunk Driving in Ohio: Effects of Scandinavian Type Laws

Steven Kelpner and Daniel Nagin, Carnegie Mellon University; The Deterrent Effect of Perceived Certainty and Severity of Punishment Revisited

Charles Manski, University of Wisconsin; Discussant

Douglas Smith, University of Maryland; Discussant

77. Roundtable: Immigration Research in the United States: Theoretical Issues and Ongoing Projects

This roundtable assembles scholars from several disciplines to begin to assess the work that has been done, the nature of current research and the possible direction of future research. In an effort to help integrate and build upon each other's research in this area, we will discuss the overlapping and divergent theoretical strands and methodologies of our research. Summaries of work in progress will be shared prior to the roundtable.

Janet A. Gilboy, American Bar Foundation; Chair

Deborah Anker, Harvard University; Participant

Robert Bach, SUNY, Binghamton; Participant

Carol Sanger, University of Santa Clara; Participant
 Lynne L. Snowden, University of Delaware; Participant
 Georges Vernez, RAND Corporation; Participant
 Kitty Calavita, University of California, Irvine; Participant
 Linda Bosniak, Second Circuit Court of Appeals; Participant

78. Legal Culture and Legal Claims

Kiyoshi Ikeda, University of Hawaii; Chair
 Blanca Silvestrini, Stanford University; Asserting Identity and Claiming Rights:
 Latinos Search for Public Space in a Multi-Ethnic Community
 Jack Bilmes, University of Hawaii; Law and Tradition in Northern Thai
 Sharecropping
 Robert L. Kidder, Temple University; Managing Ideologies: The Production of
 Harmony Among the Amish and Japanese
 John Brigham, University of Massachusetts, Amherst; The Constitution of Housing by
 Law
 Richard Lempert and Karl Monsma, University of Michigan; Lawyers and Informal
 Justice: The Case of an Eviction Board
 Lynn M. Mather, Dartmouth College; Discussant

79. Civil Wrongs and the American Jury

Shari Diamond, American Bar Foundation & University of Illinois-Chicago; Chair
 Kenneth S. Bordens, Indiana University/Purdue University at Fort Wayne, and Irwin
 A. Horowitz, University of Toledo; the Impact of Procedural Innovations on
 the Decisions of Simulated Juries
 Valerie P. Hans, University of Delaware; The Jury's Response to Business and
 Corporate Wrongdoing
 Laurie Mason, Stanford University; Effect of Question Style of Juror Perception of
 False-Impression Libel
 Edith Greene, University of Colorado, Jane Goodman and Elizabeth F. Loftus,
 University of Washington; How Juries Award Damages: Analysis of
 Deliberations
 Joseph Sanders, University of Houston; Discussant

80. Understanding Regulatory Policy

Edward L. Rubin, University of California, Berkeley; Chair/Discussant
 Robin Stryker, University of Iowa; Class and Political-Institutional Factors Affecting
 Government Use of Science: A Comparison of the National Labor Relations
 Board and Federal Trade Commission
 Cameron J. Counters, Arizona State University; Justice and Regulatory Policy: A
 Rawlsian Analysis of the Celler-Kefauver Act
 Martin Jaeckel, Saint Xavier College; Lawyers, Social Scientists Investigative
 Paradigms: The Case of the Kerner Commission
 Liora Salter, Simon Fraser University; Mandated Science: The Role of Scientists in the
 Making of Standards
 Thomas E. Headrick, SUNY-Buffalo; Why Haven't Official Studies of the October,
 1987 Crash Told Us Why It Happened?

81. The Nature of the Legal Profession

Ted Finman, University of Wisconsin; Chair/Discussant

Edwin H. Greenbaum, Indiana University; What are the Legal Profession and the Legal System and How Do They Relate To Each Other

Ted Schneyer, University of Arizona; Professional Ideology at the Collective Level: What the Organized Bar Says When It Goes to Washington

Janet Rosenberg, Harry Perlstad and William R.F. Phillips, Widener University; Capital City Lawyers: Women in the Workplace, An Examination of Sex-Based Distinctions

82. Why Do People Accept Legal Authority

Tom R. Tyler, American Bar Foundation, Northwestern University; Chair

James L. Gibson, University of Houston; Obeying the Law: Models of Mass Compliance with Political Authority

Susan S. Silbey, Wellesley College; The Origins of Hegemony, Acquiescence and Obligation: Studying Children and Law

Tom R. Tyler, American Bar Foundation & Northwestern University; Why are Legal Procedures Accepted as Authoritative?

Jane Collier, Stanford University; Why Do Women Support Unfair Rules?

V. Lee Hamilton, Wayne State University; Discussant

83. Roundtable: The Social Construction of Accidents

This roundtable is concerned with changing conceptualizations of accidents in legal theory and regulatory policies. Participants will critically examine styles of accident explanation and their influences on risk management and liability.

Nancy Reichman, University of Denver; Chair

Kim Lane Scheppele, University of Michigan; Participant

Peter Manning, Michigan State University; Participant

Carol Heimer, Northwestern University; Participant

Kevin Ryan, University of Denver; Participant

84. Comparative Corporate Lawyers

Marc Galanter, University of Wisconsin; Chair

John Flood, Indiana University; Making Law in the U.K.

Fred Zemans, York University; The Growth of Large Law Firms in Canada

Yves Dezalay, Centre de Recherche Interdisciplinaire De Vaucresson; The Growth of the Aggressive Corporate Law Firm in Australia

Roman Tomasic, Canberra College of Advanced Education; The Growth of the Aggressive Corporate Law Firm in Australia

Thomas Palay and Marc Galanter, University of Wisconsin; The Transformation of the American Large Law Firm

Bryant Garth, Indiana University; Discussant

85. New Models of Legal Services and Indigent Defense

Barbara Curran, American Bar Foundation; Chair

Steven R. Cox, Arizona State University; A Performance Comparison of Three Legal Services Delivery Models

James Meeker, John Dombrink and Beth Quinn, University of California, Irvine; Competitive Bidding and Legal Services for the Poor: An Analysis of the Scientific Evidence

Michael McConville, University of Warwick and Chester L. Mirsky, New York University; Criminal Defense of the Poor in New York City
 Alissa Pollitz Worden, Michigan State University; Privatizing Due Process: An Evaluation of Alternative Systems for Providing Indigent Defense
 Jack Katz, U.C.L.A.; Discussant

86. Legitimacy, Autonomy, and Hegemony: Perspectives on Law and the State

Joel Rogers, University of Wisconsin; Chair/Discussant
 Helena Silverstein and Robert Van Dyk, University of Washington; Democracy of Hegemony? A Framework for Understanding the Legal System as a Political Resource
 Csaba Varga, Yale University; Fight for Rights in a Socio-Historical Context: Ontological and Epistemological Foundations, Methodological Remarks, Strategic Alternatives
 Ronald Kahn, Oberlin College; Pluralism, Civic Republicanism and Critical Theory
 Kelley Bevans, New York University; Soviet Legal Ideology: A Dual Legitimation Theory
 David Howarth, Clarke College; The Autonomy of Law: A New Approach

87. Exclusion and the Construction of National Community

Carol Sanger, Santa Clara University; Chair
 Carol Sanger, Santa Clara University; Competing Sovereignities: Immigration and Non-Citizen Families
 Rachel Moran, University of California, Berkeley; Conceptions of Belonging: The Relevance of Linguistic and Cultural Identity
 Linda Bosniak, Second Circuit Court of Appeals; Membership and Exclusion: The Undocumented Worker
 Ronald R. Price, Queen's University; Sovereignty, Fundamental Freedoms and the "Time Warp": Sociolegal Perspectives on a Mohawk Women's Challenge to the Requirement of an Oath of Allegiance to the Queen

88. The Dynamics of Settlement Practice

Jerry Goldman, Northwestern; Chair
 Jona Goldschmidt, Arizona State University; Alternative Resolution of Medical Malpractice Disputes: An Evaluation of the Arizona Medical Liability Review Panel
 Marie Provine, Syracuse University; Compromising Rights
 Peter J. Van Koppen, Erasmus University; Determinates of Settlements in Civil Law Disputes
 Marilyn L. Ray, Finger Lakes Law & Social Policy; The Jurisprudential Implications of the Push Toward Settlement of All Disputes: ADR and the Bureaucratization of the Judiciary

89. Violence and Pornography Research: Legal Developments, Policy Applications

Larry Baron, U.C.L.A.; Chair
 Barbara J. Wilson, University of California, Santa Barbara; Children and Television: Social Science Research and Federal Communications Policy
 Larry Baron, U.C.L.A.; Pornography Research and Recent Developments in Obscenity Law

Edward Donnerstein, University of California, Santa Barbara; Pornography Research: Uses in Legal Policy

Daniel Linz and Barbara Randall, University of California, Santa Barbara; R Rated Movies and Violence: Recent Legal Challenges to the MPAA Rating System

90. Roundtable: 25 Years of Anthropology of Law in Law and Society Scholarship

William T. Gallagher, University of California, Berkeley; Chair

E. Adamson Hoebel, University of Minnesota; Participant

June Starr, SUNY, Stony Brook; Participant

Carol J. Greenhouse, Cornell University; Participant

Sally E. Merry, Wellesley College; Participant

Barbara Yngvesson, Hampshire College; Participant

91. The Ideological Dimensions of Crime Control: Lessons From History

Darnell Hawkins, University of Illinois, Chicago; Chair

Paul Louis, Memphis State University; America's First Terrorists in Court: Legal Nihilism and the Denial of Due Process

Mary E. Vogel, SUNY, Stony Brook; Ethnic Politics and the Social Transformation of Plea Bargaining in Boston, 1845-1890

Leslie J. Reagan, American Bar Foundation; Illegal Operations: Criminal Abortion Trials in Early Twentieth-Century Chicago

Paul H. Haagen, Duke University; Transformation of the Unreformed Debt Law

92. L.A. Law and Society

LA Law, the popular television series sends out messages about legal problems, the legal system in operation, life inside law firms, lawyer-client relationships and much more. What, if anything, do LA Law teachings add to American legal culture? Do public perceptions of things gained from such programs matter?

Stewart Macaulay, University of Wisconsin; Chair

Barbara Yngvesson, Hampshire College; Participant

Mary Jo Frug, New England Law School; Participant

David Trubek, University of Wisconsin; Participant

93. The Social Dynamics of Liability Rules

Edward A. Dauer, University of Denver; Chair

Michelle J. White, University of Michigan; An Empirical Test of the Efficiency of Liability Rules in accident Law

Neil Komesar, University of Wisconsin; Injuries and Institutions: Tort Reform, Tort Theory and Beyond

Lawrence Mann, Wayne State University/University of Denver; Product Liability Rules and Tort Reform

Thomas W. Church and William Wilkerson, SUNY, Albany; The Gorilla in the Closet: The Use and Abuse of Joint and Several Liability in the Resolution of Environmental Disputes

94. Justice Without Trial Revisited: Police Innovation and the Rule of Law

David Weisburd, Rutgers University; Introductory Comments: From Law to Order

Robert Reiner, Brunel University; British Criminal Justice Policy and the Rule of Law
 Herman Goldstein, University of Wisconsin; Changing Attitudes Toward the Use of Arrest Without Prosecution
 Craig D. Uchida, National Institute for Justice; Drug Enforcement and the Rule of Law
 George Kelling, Harvard University/Northeastern University; The Tyranny of Neighborhoods
 Jerome Skolnick, University of California-Berkeley; Discussant

95. Cross-National Studies of Crime

Rosemary Gartner, University of Toronto; Chair
 Richard Block, Loyola University; A Cross-National Study of Crime: Demography and Victimization
 Rosemary Gartner, University of Toronto; A Cross-National Test of an Opportunity-Motivation Model of Female and Male Homicide Victimization
 Joachim Savelsberg, Kriminologisches Forschungsinstitut Niedersachsen; Contrasting Divergent Developments: Punishment and Crime in Canada, the United States and West Germany

96. Gender and Professional Identity: Historical and Contemporary Views

Virginia G. Drachman, Tufts University; Chair
 Carrie Menkel-Meadow, U.C.L.A.; Gender and Professional Identity
 Ann Lane, Colgate University; The Trial of the EEOC v. Sears Roebuck and Co.: Women's History in the Courtroom
 Virginia G. Drachman, Tufts University; Women Lawyers, 1880-1920: Gender and Professional Identity in Historical Perspective
 Mari J. Matsuda, University of Hawaii; Discussant

97. Negotiating Business and Consumer Disputes

Jack Ladinsky, University of Wisconsin; Chair/Discussant
 Stephen M. Bundy, University of California, Berkeley; Formality and Disadvantage
 Arthur Best, University of Denver; 81,055 Satisfied (?) Customers: An Analysis of the Federal Trade Commission-ordered General Motors Mediation-Arbitration Program
 Richard A. Brisban Jr. and Susan Hunter, West Virginia University; Clientele and Agency Perceptions of the Outcome of the Intervention of a Consumer Protection Agency in Consumer Disputes
 Stephen Parmentier, Catholic University of Leuven; Self Regulation in European Consumer Policy: An Interim Research Report

98. New Perspectives on the Appellate Process

Donna Stienstra, Federal Judicial Center; Chair
 David Wasserman, Harvard University; Criminal Appeals in the Contemporary Criminal Justice System: Error-Correction, Institutional Control and Legitimation
 John B. Oakley, University of California-Davis, and Jerry Goldman, Northwestern; Deciding Appeals Without Collegial Interaction
 Roger Hanson and Joy A. Chapper, National Center for State Courts; Understanding Criminal Reversals

99. Law and Reproductive Rights

- Lori Andrews, American Bar Foundation; Chair/Discussant
 Laura R. Woliver, University of South Carolina; Challenges to Women's Control of Gestation and Birth: The New Reproductive Technology and the Legal System
 Patricia Richard, Ohio University; Is Roe on a Collision Course with Itself
 Mary I. Coombs, University of Miami; Law Reproduction and Perfection: The Tyranny of the Possible
 Norma J. Wikler, University of California-Santa Cruz, and Daniel I. Wikler, University of Wisconsin; Legal Social and Medical Dilemmas Regarding Artificial Insemination and Single Women
 Sunghye Nam, University of South Carolina; Women's Status and Family Planning In Korea

100. Understanding Local Courts' Structures and Business

- Roy B. Flemming, Texas A & M University; Chair/Discussant
 Daniel Wolfe, University of Nebraska, Lincoln; An Organizational Approach to Court Structure: A Case in Point with Juvenile Court Decision Making
 Charles C. Cappell, University of Virginia; Explaining the Legal Burden in Virginia's Courts: Rates of Civil Litigation and Criminal Filings in the Commonwealth
 Mary Lee Luskin and Julia Lamber, Indiana University; Institutions of Local Justice: City and Town Courts in Contemporary Communities
 Susan M. Olson, University of Utah; Studying District Court Cases Through Published Decisions.

101. Roundtable: The Limits of Liberal Legalism: Implementation and Empowerment in Administration Regulation

Legal Regulation in the Welfare State is commonly criticized as both feeble and oppressive, inadequate and inefficient. Heavy reliance on legal rights is widely seen to be the source of these maladies, since rights per se provide little substantive benefit, while their statement discourages negotiation compromise and flexibility. To remedy the pathologies of "liberal legalism," conservatives typically recommend the weakening of rights and the expansion of market governance. Drawing on examples from a range of public domains, this roundtable will consider the alternative strategy of increasing the organizational (non-rights-based) resources of weak actors.

- Joel Rogers, University of Wisconsin; Chair
 William Clune, Wisconsin; Participant
 Joel Handler, U.C.L.A.; Participant
 Keith Hawkins, University of Oxford; Participant
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**Preliminary Program
APSA Convention
August 31 - Sept 1, 1989**

The Preliminary Program was published in the Spring issue of the Newsletter. Those Sections which would be of interest to the Law, Courts and Judicial Process Section include:

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|------------|-----------------------------------|
| Section 5 | Law, Courts, and Judicial Process |
| Section 25 | The Bill of Rights |
| Section 26 | The Civil Rights Act of 1964 |

Check the Preliminary Program in the Summer issue of *PS* for details and the schedule of the panels in this section.

BIBLIOGRAPHIC INFORMATION

For the fourth year, the Newsletter is providing a listing of newly published books in the field. This includes a number of volumes published in 1988 and early 1989. Most are specialized, although some are texts. This listing is not exhaustive. It was developed by relying on such sources as *Choice* and the *Library Journal*, correspondence from authors, and advertisements. If you have published a recent book in the subfield and it is not included, we apologize for the omission. If you want it to be listed in the 1990 summer issue of the Newsletter, please contact Charles M. Lamb; Department of Political Science; SUNY at Buffalo; Buffalo, NY 14260.

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