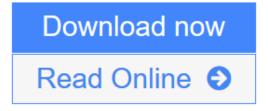


# John Paul Stevens and the Constitution: The Search for Balance

Robert Sickels



Click here if your download doesn"t start automatically

### John Paul Stevens and the Constitution: The Search for Balance

Robert Sickels

#### John Paul Stevens and the Constitution: The Search for Balance Robert Sickels

A good pragmatist's constitutional theory is inseparable from the legal disputes out of which it arises. John Paul Stevens's theory, that of deciding individual cases well instead of applying constitutional principles in the abstract to cases by category, thus lends itself to being studied in its natural, factual habitat—in his own words, case by case. That's what this book does.

In Chapter 1 Sickels distills Stevens's thoughts about law and appellate judging from his early writings and his opinions on the federal appeals court and, from 1975 to the present, on the U.S. Supreme Court. Stevens shows a concern for facts and consequences, for balancing, for deference to other decision makers unless they have been careless, for avoidance of undue complexity in judge-made law, and for drawing the line between clarity and oversimplification in legal rules. The next three chapters describe the application of Stevens's pragmatism to areas of constitutional law to which the Court and he especially have devoted most attention in recent years: First Amendment guarantees of freedom of expression and religion, the procedural guarantees (broadly, due process) of the Bill of Rights and the Fourteenth Amendment, and the equal protection of the laws. In each area, Stevens's special contributions are described. The concluding chapter places Stevens's judging in the contexts of the ongoing debate about the legitimacy of balancing, the ways of other moderates on the Court, and the voting records of the other members of the Court as a whole.

Unique to this work is a meaningful introduction to the term moderate when applied to a Supreme Court justice, a definition based on careful analysis of the interplay of general rules and specific, case-by-case context. As such it is the very essence of Stevens's own way of judging and thus enables analysis of the work of a pragmatist on his own terms rather than through the distortions of a conflicting theory of law. John Paul Stevens is recognized as a jurist of unusual ability and one adheres to no ideological camp. While it is one thing to know he is neither rigid liberal nor a conservative, this book goes beyond the "neither nor" to accomplish the more difficult goal of defining what he is.

This study is intended for scholars and students of the Supreme Court, the Constitution, the courts, and the American political process. Lawyers working before the Supreme Court, informed generalists, and courtwatchers generally, whether liberal, conservative, or neutral, will find much of interest here.



**Download** John Paul Stevens and the Constitution: The Search for ...pdf



Read Online John Paul Stevens and the Constitution: The Search fo ...pdf

Download and Read Free Online John Paul Stevens and the Constitution: The Search for Balance **Robert Sickels** 

#### Download and Read Free Online John Paul Stevens and the Constitution: The Search for Balance Robert Sickels

#### From reader reviews:

#### **Sharon Gaines:**

What do you concerning book? It is not important along with you? Or just adding material when you need something to explain what the one you have problem? How about your free time? Or are you busy man or woman? If you don't have spare time to complete others business, it is make you feel bored faster. And you have extra time? What did you do? Everyone has many questions above. They must answer that question mainly because just their can do that. It said that about e-book. Book is familiar on every person. Yes, it is suitable. Because start from on jardín de infancia until university need this specific John Paul Stevens and the Constitution: The Search for Balance to read.

#### **Cassandra Martin:**

The guide with title John Paul Stevens and the Constitution: The Search for Balance includes a lot of information that you can study it. You can get a lot of gain after read this book. That book exist new understanding the information that exist in this book represented the condition of the world now. That is important to yo7u to know how the improvement of the world. This kind of book will bring you with new era of the syndication. You can read the e-book in your smart phone, so you can read this anywhere you want.

#### Laura Burke:

Reading can called thoughts hangout, why? Because while you are reading a book specifically book entitled John Paul Stevens and the Constitution: The Search for Balance your thoughts will drift away trough every dimension, wandering in every single aspect that maybe unidentified for but surely can become your mind friends. Imaging each and every word written in a reserve then become one type conclusion and explanation that maybe you never get ahead of. The John Paul Stevens and the Constitution: The Search for Balance giving you an additional experience more than blown away your mind but also giving you useful facts for your better life in this particular era. So now let us demonstrate the relaxing pattern is your body and mind are going to be pleased when you are finished looking at it, like winning a casino game. Do you want to try this extraordinary spending spare time activity?

#### **Patsy Locke:**

Reading a reserve make you to get more knowledge from that. You can take knowledge and information from the book. Book is composed or printed or outlined from each source that filled update of news. Within this modern era like currently, many ways to get information are available for anyone. From media social just like newspaper, magazines, science publication, encyclopedia, reference book, book and comic. You can add your understanding by that book. Ready to spend your spare time to spread out your book? Or just trying to find the John Paul Stevens and the Constitution: The Search for Balance when you desired it?

Download and Read Online John Paul Stevens and the Constitution: The Search for Balance Robert Sickels #E7IPOTKXYRF

## Read John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels for online ebook

John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels Free PDF d0wnl0ad, audio books, books to read, good books to read, cheap books, good books, online books, books online, book reviews epub, read books online, books to read online, online library, greatbooks to read, PDF best books to read, top books to read John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels books to read online.

# Online John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels ebook PDF download

John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels Doc

John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels Mobipocket

John Paul Stevens and the Constitution: The Search for Balance by Robert Sickels EPub