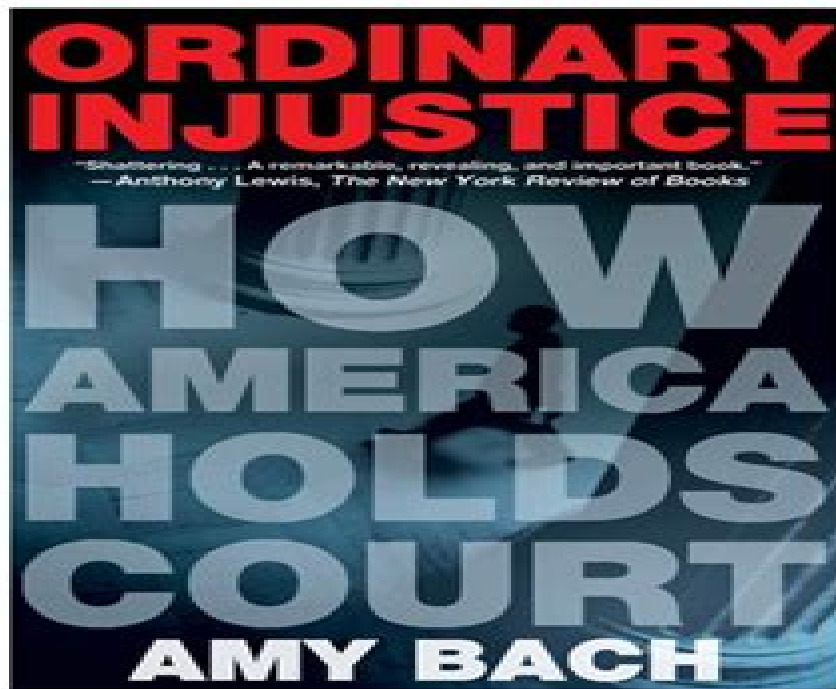


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Ordinary Injustice: How America Holds Court



Ordinary Injustice How America Holds Court

C. Ronald Huff, Martin Killias



Ordinary Injustice How America Holds Court:

Ordinary Injustice Amy Bach, 2010-08-03 A groundbreaking book revealing the systemic everyday problems in our courts that must be addressed if justice is truly to be served Doris Kearns Goodwin Attorney and journalist Amy Bach spent eight years investigating the widespread courtroom failures that each day upend lives across America What she found was an assembly line approach to justice a system that rewards mediocre advocacy bypasses due process and shortchanges both defendants and victims to keep the court calendar moving Here is the public defender who pleads most of his clients guilty with scant knowledge about their circumstances the judge who sets outrageous bail for negligible crimes the prosecutor who habitually declines to pursue significant cases the court that works together to achieve a wrongful conviction Going beyond the usual explanations of bad apples and meager funding Ordinary Injustice reveals a clubby legal culture of compromise and shows the tragic consequences that result when communities mistake the rules that lawyers play by for the rule of law It is time Bach argues to institute a new method of checks and balances that will make injustice visible the first and necessary step to reform

Prisons and Punishment in America Michael O'Hear, 2018-09-14 Synthesizing recent scholarship in law and the social sciences on criminal sentencing and corrections this book provides a thorough balanced and accessible survey of the major policy issues in these fields of persistent public interest and political debate After three decades of explosive growth the American incarceration rate is impracticably high Drawing on leading research in law and the social sciences this book covers a range of topics in sentencing and corrections in America in a manner that is accessible and engaging for general readers Tackling high level issues in the criminal justice system it outlines the scale and causes of mass incarceration in the United States To complement this it details the roles and relative power of judges and prosecutors the severity of punishment for drug offenders and white collar offenders the abuse of prisoners and the enforcement of prisoner rights and repeat offending by released prisoners Readers will better understand the challenges that come with a high incarceration rate such as the management of mental illness in the criminal justice system the management of sex offenders and the impact of parental incarceration on children Looking ahead this timely resource also considers prospects for reducing current incarceration levels the availability and effectiveness of alternatives to incarceration and the future of capital punishment

Judicial Politics in the United States Mark C. Miller, 2018-09-03 Judicial Politics in the United States examines the role of courts as policymaking institutions and their interactions with the other branches of government and other political actors in the U S political system Not only does this book cover the nuts and bolts of the functions structures and processes of our courts and legal system it goes beyond other judicial process books by exploring how the courts interact with executives legislatures and state and federal bureaucracies It also includes a chapter devoted to the courts interactions with interest groups the media and general public opinion and a chapter that looks at how American courts and judges interact with other judiciaries around the world Judicial Politics in the United States balances coverage of judicial processes with

discussions of the courts interactions with our larger political universe making it an essential text for students of judicial politics

Privilege and Punishment Matthew Clair, 2020-11-17 How the attorney client relationship favors the privileged in criminal court and denies justice to the poor and to working class people of color The number of Americans arrested brought to court and incarcerated has skyrocketed in recent decades Criminal defendants come from all races and economic walks of life but they experience punishment in vastly different ways Privilege and Punishment examines how racial and class inequalities are embedded in the attorney client relationship providing a devastating portrait of inequality and injustice within and beyond the criminal courts Matthew Clair conducted extensive fieldwork in the Boston court system attending criminal hearings and interviewing defendants lawyers judges police officers and probation officers In this eye opening book he uncovers how privilege and inequality play out in criminal court interactions When disadvantaged defendants try to learn their legal rights and advocate for themselves lawyers and judges often silence coerce and punish them Privileged defendants who are more likely to trust their defense attorneys delegate authority to their lawyers defer to judges and are rewarded for their compliance Clair shows how attempts to exercise legal rights often backfire on the poor and on working class people of color and how effective legal representation alone is no guarantee of justice Superbly written and powerfully argued Privilege and Punishment draws needed attention to the injustices that are perpetuated by the attorney client relationship in today s criminal courts and describes the reforms needed to correct them

Crime and Justice, Volume 41: Prosecutors and Politics Michael Tonry, 2013-12-16 Prosecutors are powerful figures in any criminal justice system They decide what crimes to prosecute whom to pursue what charges to file whether to plea bargain how aggressively to seek a conviction and what sentence to demand In the United States citizens can challenge decisions by police judges and corrections officials but courts keep their hands off the prosecutor Curiously in the United States and elsewhere very little research is available that examines this powerful public role And there is almost no work that critically compares how prosecutors function in different legal systems from state to state or across countries Prosecutors and Politics begins to fill that void Police courts and prisons are much the same in all developed countries but prosecutors differ radically The consequences of these differences are enormous the United States suffers from low levels of public confidence in the criminal justice system and high levels of incarceration in much of Western Europe people report high confidence and support moderate crime control policies in much of Eastern Europe people s perceptions of the law are marked by cynicism and despair Prosecutors and Politics unpacks these national differences and provides insight into this key area of social control Since 1979 the Crime and Justice series has presented a review of the latest international research providing expertise to enhance the work of sociologists psychologists criminal lawyers justice scholars and political scientists The series explores a full range of issues concerning crime its causes and its cure

Self-Representation Jona Goldschmidt, 2022-01-14 Self representation has a long venerable history dating to biblical times and continuing through the common law the colonial era

to the present This book collects and analyzes the law ethics opinions and empirical studies about the wide range of issues surrounding Self represented litigants SRLs in our justice system including how much if any assistance should a judge provide what duties do lawyers interacting with SRLs and many others Using recent empirical studies from both Civil litigation and criminal defense Jona Goldschmidt argues that SRLs cases cannot be fairly heard without a mandatory judicial duty of reasonable assistance In order to maintain public trust and confidence in our justice system self represented parties must be guided and assisted Courts and the legal profession should continue to adapt and meet the challenge of managing and interacting with those who choose or are compelled to self represent Only when self represented litigants are embraced by the courts they will finally receive equal justice under law This book would be of interest to those studying criminal justice and legal studies specifically legal history and legal ethics as well as judges lawyers and other professionals in the field

Comparative Criminal Procedure Jacqueline E. Ross, Stephen C. Thaman, 2016-06-24 This Handbook presents innovative research that compares different criminal procedure systems by focusing on the mechanisms by which legal systems seek to avoid error protect rights ground their legitimacy expand lay participation in the criminal process and develop alternatives to criminal trials such as plea bargaining as well as alternatives to the criminal process as a whole such as intelligence operations The criminal procedures examined in this book include those of the United States Germany France Spain Russia India Latin America Taiwan and Japan among others *In Doubt* Dan Simon, 2012-06-30 Criminal justice is unavoidably human Detectives witnesses suspects and victims shape investigations prosecutors defense attorneys jurors and judges affect the outcome of adjudication Simon shows how flawed investigations produce erroneous evidence and why well meaning juries send innocent people to prison and set the guilty free *Transforming Criminal Justice* Jon B. Gould, Pamela R. Metzger, 2022-12-06 An evidence based roadmap for how the American criminal justice system can be reformed This important volume brings together today s leading criminal justice scholars and practitioners to offer a roadmap for those who want to change the face of the American criminal justice system This collection of essays addresses thirteen significant issues in justice reform starting from a suspect s first interaction with the police and continuing to gun violence prosecutorial innovation sentencing reform eliminating bail recidivism and re entry collateral consequences of crime and eliminating false convictions A common theme emerges in this volume the American criminal justice system is riddled with weaknesses that cause harm and require greater accountability Each chapter is both educational and prescriptive helping readers to understand the problems that plague the criminal justice system how those problems can be addressed and who should take responsibility for them Part scholarly research part account of the justice system s workings and failings and part agenda for action *Transforming Criminal Justice* aims to educate and move readers to effect change *Exonerated Diaries* Alison Flowers, 2016-05-30 Through intimate portraits of four exonerated prisoners journalist Alison Flowers explores what happens to innocent people when the state flings open the jailhouse door and tosses them back empty handed into the unknown From

the front lines of the wrongful conviction capital of the United States Cook County Ill these stories reveal serious gaps in the criminal justice system Flowers depicts the collateral damage of wrongful convictions on families and communities challenging the deeper problem of mass incarceration in the United States As she tells each exoneree s powerful story Flowers vividly shows that release from prison though sometimes joyous and hopeful is not a Hollywood ending or an ending at all Rather an exoneree s first unshackled steps are the beginning of a new journey full of turmoil and triumph Based on Chicago Public Media s yearlong multimedia series a finalist for a national Online Journalism Award this narrative piece of investigative journalism tells profoundly human stories of reclaiming one s life overcoming adversity and searching for purpose at times with devastating consequences and courageous breakthroughs Punishment Without Crime Alexandra Natapoff,2018-12-31 A revelatory account of the misdemeanor machine that unjustly brands millions of Americans as criminals Punishment Without Crime offers an urgent new interpretation of inequality and injustice in America by examining the paradigmatic American offense the lowly misdemeanor Based on extensive original research legal scholar Alexandra Natapoff reveals the inner workings of a massive petty offense system that produces over 13 million cases each year People arrested for minor crimes are swept through courts where defendants often lack lawyers judges process cases in mere minutes and nearly everyone pleads guilty This misdemeanor machine starts punishing people long before they are convicted it punishes the innocent and it punishes conduct that never should have been a crime As a result vast numbers of Americans most of them poor and people of color are stigmatized as criminals impoverished through fines and fees and stripped of drivers licenses jobs and housing For too long misdemeanors have been ignored But they are crucial to understanding our punitive criminal system and our widening economic and racial divides A Publishers Weekly Best Book of 2018 **Wrongful Convictions and Miscarriages of Justice** C. Ronald Huff,Martin Killias,2013 This innovative work builds on Huff and Killias earlier publication 2008 but is broader and more thoroughly comparative in a number of important ways 1 while focusing heavily on wrongful convictions it places the subject of wrongful convictions in the broader contextual framework of miscarriages of justice and provides discussions of different types of miscarriages of justice that have not previously received much scholarly attention by criminologists 2 it addresses in much greater detail the questions of how and how often wrongful convictions occur 3 it provides more in depth consideration of the role of forensic science in helping produce wrongful convictions and in helping free those who have been wrongfully convicted 4 it offers new insights into the origins and current progress of the innocence movement as well as the challenges that await the exonerated when they return to free society 5 it assesses the impact of the use of alternatives to trials especially plea bargains in the U S and summary proceedings and penal orders in Europe in producing wrongful convictions 6 it considers how the U S and Canada have responded to 9 11 and the increased threat of terrorism by enacting legislation and adopting policies that may exacerbate the problem of wrongful conviction and 7 it provides in depth considerations of two topics related to wrongful conviction voluntary false confessions

and convictions which although technically not wrongful since they are based on law violations represent another type of miscarriage of justice since they are due solely to unjust laws resulting from political repression **Nobody** Marc Lamont Hill, 2016-07-26 Named a Best Book of the Year by Kirkus Reviews A New York Times Editor's Choice Nautilus Award Winner A worthy and necessary addition to the contemporary canon of civil rights literature The New York Times From one of the leading voices on civil rights in America a thoughtful and urgent analysis of recent headline making police brutality cases and the systems and policies that enabled them In this thought provoking and important Library Journal analysis of state sanctioned violence Marc Lamont Hill carefully considers a string of high profile deaths in America Sandra Bland Freddie Gray Michael Brown Eric Garner Trayvon Martin and others and incidents of gross negligence by government such as the water crisis in Flint Michigan He digs underneath these events to uncover patterns and policies of authority that allow some citizens become disempowered disenfranchised poor uneducated exploited vulnerable and disposable To help us understand the plight of vulnerable communities he examines the effects of unfettered capitalism mass incarceration and political power while urging us to consider a new world in which everyone has a chance to become somebody Heralded as an essential text for our times Marc Lamont Hill's galvanizing work embodies the best traditions of scholarship journalism and storytelling to lift unheard voices and to address the necessary question how did we get here *Strings Attached* Ruth W.

Grant, 2014-04-06 The legitimate and illegitimate use of incentives in society today Incentives can be found everywhere in schools businesses factories and government influencing people's choices about almost everything from financial decisions and tobacco use to exercise and child rearing So long as people have a choice incentives seem innocuous But *Strings Attached* demonstrates that when incentives are viewed as a kind of power rather than as a form of exchange many ethical questions arise How do incentives affect character and institutional culture Can incentives be manipulative or exploitative even if people are free to refuse them What are the responsibilities of the powerful in using incentives Ruth Grant shows that like all other forms of power incentives can be subject to abuse and she identifies their legitimate and illegitimate uses Grant offers a history of the growth of incentives in early twentieth century America identifies standards for judging incentives and examines incentives in four areas plea bargaining recruiting medical research subjects International Monetary Fund loan conditions and motivating students In every case the analysis of incentives in terms of power yields strikingly different and more complex judgments than an analysis that views incentives as trades in which the desired behavior is freely exchanged for the incentives offered Challenging the role and function of incentives in a democracy *Strings Attached* questions whether the penchant for constant incentivizing undermines active autonomous citizenship Readers of this book are sure to view the ethics of incentives in a new light **The Oxford Handbook of Prosecutors and Prosecution** Ronald F. Wright, Kay L.

Levine, Russell M. Gold, 2021 This book brings together the work of legal scholars sociologists criminologists political scientists and law reformers to better understand a pivotal actor in the criminal legal systems all around the world the

prosecutor Scholarship focusing on prosecutors in particular has begun to emerge as its own sub discipline within criminal law and this book surveys the many different strands of that work underscoring the diversity among prosecutors around the world The chapters reveal the ordinary conduct of the prosecutor at various stages of criminal proceedings the various interactions of prosecutors with local communities and other governmental actors and the distinctive habits and concerns that arise for prosecutors in specialized settings such as juvenile justice and immigration

Japan's Prosecution Review Commission David T. Johnson, 2023-01-01 This book explains Japan's unique Prosecution Review Commission PRC which is composed of eleven lay people selected randomly from voter registration lists Each of the country's 165 PRCs reviews non charge decisions made by professional prosecutors and determines which cases should be reinvestigated or charged PRCs also provide prosecutors with general proposals and recommendations for improving their policies and practices The book analyzes the history and operations of the PRC and uses statistics and case studies to examine its various impacts from legitimation and shadow effects to kickbacks and mandatory prosecution More broadly this book explores a problem that is common in many criminal justice systems how to hold prosecutors accountable for their non charge decisions It discusses the potential these panels have for improving the quality of criminal justice in Japan and other countries and it will appeal to scholars and students studying prosecution and democracy criminal justice criminology lay participation justice reform and Japanese studies

A Book About Books, Volume I of III E. H. Bernstein, 2018-11-28 This book is Volume I of a three volume book plus accompanying website www.bookaboutbooks.com which adds to subjects already in the book or presents some books and subjects not contained in the books The other volumes are available from the same booksellers as this volume Note this 2024 publication date is a corrected version of the original version of this volume published in 2018 A Book about Books discusses what nonfiction books and subjects the author believes are important to know about This book tries to point to problems in how we live and to see if books have any answers Even though the books are complete the author will update the website periodically in the future E H Bernstein is a former librarian turned author The subtitle of the book describes the author's objective A handbook in three volumes to a choice of essential books writers and subjects in order to understand the world we live in about big questions and possible answers about books and writers that may improve people's lives about neglected writers and other books and subjects A Book about Books attempts to share what the author has learned from nearly 50 years of nonfiction reading and to provide the reader with samples of the most important authors and subjects from that reading While the book is based on research it is intended to be a handbook or guide by trying to make that research understandable to the general reader and to students and for teachers by pointing to what the author believes is missing from today's education A curriculum proposal for college teachers is on the website Note about how the volumes are related each chapter is on a separate subject So the chapters can be read individually but the full message requires reading all the volumes Volume I is important but preliminary to the more important Volumes II and III Note also that the book is not just

about books since other sources are also mentioned The author believes we should listen to many voices so the book draws on many types of writers from different times and countries The author says A contemporary writer once said that one of the purposes of writing is that books should be useful I hope that my book will be of use

Offender Care and Support by Families in Contemporary Japan Mari Kita,2023-09-01 Because people's contact with the criminal justice system comes in different shapes and forms scholars are now broadening their analytical scope and examining the overall repercussions of criminal justice contact on families of offenders Compared to Western societies Japan is known for its lower crime rates and more pronounced use of informal social control Thus it offers a useful research site for examining how families in a low crime society experience criminal justice contact and how they function as an integral part of the nation's crime control mechanism This book considers the role of the family in the lives of offenders and the criminal justice system in Japan Looking particularly at gender and patriarchal power relations it reveals how cultural notions of femininity prompt the criminal justice system to rely on women as its proxy This book explores how families of offenders often step in to fill the voids left by criminal justice institutions and social services to provide offenders with all inclusive care The burden of supervising and rehabilitating offenders on top of the expectation to atone for the crimes also renders families ambivalent and ashamed Whereas the state and criminal justice authorities tend to see offenders families as a crucial resource for prisoner reentry this book highlights the necessity for addressing families needs before automatically assuming their support It also pushes the boundaries of feminist criminology by showing how women can be affected by male criminality and male dominated criminal justice institutions other than as victims and offenders An accessible and compelling read this book will appeal to students and scholars of criminology sociology gender studies Japanese culture and all those interested in learning more about the criminal justice system in Japan

Law and Society Steven Barkan,2018-04-27 This multidisciplinary text draws on the work of anthropologists historians law professors political scientists psychologists and sociologists to outline how law is an essential social institution that shapes and is shaped by society This second edition of Law and Society incorporates the latest research with dozens of new references along with many up to date examples gleaned from newsworthy events Two new pedagogical features in each chapter will help students absorb information Learning Objectives that precede each chapter's discussion and Thinking about Law and Society questions that end each chapter and encourage students to think more deeply about specific issues

Crime and Justice in Contemporary Japan Jianhong Liu, Setsuo Miyazawa,2017-12-15 This book provides an important overview of key criminology and criminal justice concerns in Japan It highlights similarities between the practice of criminology research in Japan as well as important differences with other areas of Asia and with the West In previous decades Japan attracted international attention as the only industrialized country where the crime rate declined along with a rise in urbanization and economic development Currently Japan still enjoys a declining crime rate the lowest among major industrialized countries and a study of criminal justice practices in Japan may provide important insights

for other regions Japan also experiences important contemporary challenges which are shared by other regions 1 Japan has the highest proportion of people over the age of 60 in the world For criminology this means key challenges in the victimization of older people as well as the challenges of an aging prison population 2 Besides the United States Japan is the only developed country that still practices capital punishment and its rate has been on the rise in the past 20 years 3 Japan has also introduced new reforms in its law practice including the introduction of new trial formats The research in this book provides a helpful overview for scholars interested in criminology and criminal justice in Japan to understand the key issues of concern and present a framework for future research needs It will be of interest to researchers in criminology and criminal justice international studies Asian Studies sociology and political science

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