Hamdan V Rumsfeld Case Brief

Rachel Sandford

Hamdan V. Rumsfeld (2006). United States. Supreme Court, 2006

Bush, the Detainees, and the Constitution Howard Ball,2007 Focuses on the recent Enemy Combatant Cases to provide a stern critique of the legal and constitutional basis for the enormous expansion of presidential power during the Bush administration's War on Terror, and the challenges (especially in the Supreme Court) that such expansion has inspired.

Presidents and Civil Liberties from Wilson to Obama Samuel Walker, 2012-04-16 This book is a history of the civil liberties records of American presidents from Woodrow Wilson to Barack Obama. It examines the full range of civil liberties issues: First Amendment rights of freedom of speech, press, and assembly; due process; equal protection, including racial justice, women's rights, and lesbian and gay rights; privacy rights, including reproductive freedom; and national security issues. The book argues that presidents have not protected or advanced civil liberties, and that several have perpetrated some of worst violations. Some Democratic presidents (Wilson and Roosevelt), moreover, have violated civil liberties as badly as some Republican presidents (Nixon and Bush). This is the first book to examine the full civil liberties records of each president (thus, placing a president's record on civil rights with his record on national security issues), and also to compare the performance on particular issues of all the presidents covered.

The Case for Congress Victor M. Hansen, Lawrence Meir Friedman, 2009 Examining the constitutional relationship between Congress and the President in the post-September 11 world, this book focuses on the constitutional authority of Congress to serve as a check on executive decision-making. The Case for Congress offers recom

After Abu Ghraib Shadi Mokhtari,2009-04-27 Mokhtari's book examines the changes in the human rights discourse in the United States and the Middle East after the maltreatment and torture of the U.S. captives in the Abu Ghraib and other prisons became public. Through the text analysis of speeches and news reports, as well as in-depth interviews with human rights NGO officials, she makes a thorough assessment that both credits and criticizes the NGOs. Mokhtari shows that human rights advocacy has been successful in pushing the U.S. courts and Congress to recognize the relevance of international human rights law.

Landmark Briefs and Arguments of the Supreme Court of the United States United States. Supreme Court, 2008 Translating Guilt Cassandra Steer, 2017-02-26 This book seeks to understand how and why we should hold leaders responsible for the collective mass atrocities that are committed in times of conflict. It attempts to untangle the debates on modes of liability in international criminal law (ICL) that have become truly complex over the last twenty years, and to provide a way to identify the most appropriate model for leadership liability. A unique comparative theory of ICL is offered, which clarifies the way in which ICL develops as a patchwork of different domestic criminal law notions. This theory forms the basis for the comparison of some influential domestic criminal law systems, with a view to understanding the policy and cultural reasons for their differences. There is a particular focus on the background of the German law which has influenced the International Criminal Court so much recently. This helps to understand, and seek a solution to, the current impasses in the debates on which model of liability should be applied. An entire chapter of the book is devoted to considering why leaders should be held responsible for crimes committed by their subordinates, from legal, moral and pragmatic perspectives. The moral responsibility of leaders is translated into criminal liability, and the different domestic models of liability are translated to the international context, in such a way as to appeal to advanced students of ICL, academics, and practitioners who want to understand the complexities of leadership liability in international criminal law today and identify the best way to approach it. Cassandra Steer is Executive Director of Women in International Security Canada, and Junior Wainwright Fellow at McGill University, Canada. She holds a Ph.D. in Law from the University of Amsterdam, The Netherlands.

The Law of the Executive Branch Dr. Louis Fisher, 2014-01-03 The scope of presidential authority has been a constant focus of constitutional dispute since the Framing. The bases for presidential appointment and removal, the responsibility of the Executive to choose between the will of Congress and the President, the extent of unitary powers over the military, even the ability of the President to keep secret the identity of those consulted in policy making decisions have all been the subject of intense controversy. The scope of that power and the manner of its exercise affect not only the actions of the President and the White House staff, but also all staff employed by the executive agencies. There is a clear need to examine the law of the entire executive branch. The Law of the Executive Branch: Presidential Power, places the law of the executive branch firmly in the context of constitutional language, framers' intent, and more than two centuries of practice. In this book, Louis Fisher strives to separate legitimate from illegitimate sources of power, through analysis that is informed by litigation as well as shaped by presidential initiatives, statutory policy, judicial interpretations, and public and international pressures. Each provision of the US Constitution is analyzed to reveal its contemporary meaning in concert with the application of presidential power. Controversial issues covered in the book include: unilateral presidential wars; the state secrets privilege; extraordinary rendition; claims of inherent presidential powers that may not be checked by other branches; and executive privilege.

Testing the Limits Mark J. Rozell, Gleaves Whitney, 2009-10-16 This collaboration of distinguished presidential scholars offers one of the first book-length post-presidency analyses of President George W. Bush and his policies. Mark J. Rozell and

Gleaves Whitney have assembled a varied list of contributors from both ends of the political spectrum, bringing together academics and professionals to provide a glimpse into the politics and policies that defined President George W. Bush's presidency. Testing the Limits discusses all aspects of the Bush policy and administration, from staff appointments to foreign and domestic policy to budgetary politics. Several contributors focus their energy on the expansion of presidential powers during Bush presidency, assessing the increased influence of the Vice-President, the politicization of federal court appointments, and the development of executive privilege and presidential secrecy.

Florida State University Law Review Florida State University. College of Law, 2007

Cornell International Law Journal, 2006

The Discretionary President Benjamin A. Kleinerman,2009 Examines both the peril and the promise of presidential power to clarify that what can destroy our Constitution can--if the threat is dire--also save it. An unusually balanced study that argues for a middle path whereby presidents choose consciously to act temporarily outside or even against the laws in serving the nation's best interest.

Boumediene V. Bush (2008). United States. Supreme Court, 2008

Test by Fire Robert Swansbrough,2008-04-15 This book revolves around three closely related questions. First, how did George W. Bush--a wisecracking cutup, mediocre student, failed oil patch entrepreneur and fighter pilot in the Texas Air National Guard's Champagne Unit--become a War President? Did George W. Bush go too far--invading Iraq, abandoning the Geneva Conventions' safeguards for captured prisoners and conducting surveillance over American citizens without court approval--in wielding his powers as War President? And finally, will George W. Bush receive history's accolade as a great American president for his leadership in the war on terror?

Introduction to the Law and Legal System of the United States William Burnham, 2006 This text provides an introduction to U.S. law. It is intended for law students, lawyers, and legal scholars from foreign countries; U.S. graduate and undergraduate college students; and anyone who seeks a big picture of the law and legal system. Not a casebook, it explains the major substantive areas of the law in narrative form and includes citations to cases and sources for additional detail. In addition, the book has chapters on the essential basic history and governmental structure necessary to understand the legal system; the legal profession; the theory and practice of the adversary system of justice; and statutory interpretation and caselaw reasoning.--Publisher's website.

Processes of Constitutional Decisionmaking, 2006 Case Supplement Paul Brest,W St John Garwood and W St John Garwood Jr Centennial Chair in Law Sanford Levinson,Knight Professor of Constitutional Law and the First Amendment Jack M Balkin,2006-08-09 The 2006 Case Supplement to accompany the authors' Processes of Constitutional Decisionmaking, Fifth Edition, features major constitutional law cases through the Court's 2005-2006 term.

Reference & User Services Quarterly ,2007

The Limbaugh Letter ,2007

Bulletin on Constitutional Case-law ,1994

Transnational law & contemporary problems ,2006

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