

# LANGUAGES OF POWER

*A Source Book of Early American Constitutional History*



Jefferson Powell

# Languages Of Power A Source Of Early Constitutional History

**David P. Currie**



## **Languages Of Power A Source Of Early Constitutional History:**

The American Supreme Court Robert G. McCloskey, 2010-07-15 Celebrating its fiftieth anniversary Robert McCloskey's classic work on the Supreme Court's role in constructing the U S Constitution has introduced generations of students to the workings of our nation's highest court For this new fifth edition Sanford Levinson extends McCloskey's magisterial treatment to address the Court's most recent decisions As in prior editions McCloskey's original text remains unchanged In his historical interpretation he argues that the strength of the Court has always been its sensitivity to the changing political scene as well as its reluctance to stray too far from the main currents of public sentiments In two revised chapters Levinson shows how McCloskey's approach continues to illuminate developments since 2005 including the Court's decisions in cases arising out of the War on Terror which range from issues of civil liberty to tests of executive power He also discusses the Court's skepticism regarding campaign finance regulation its affirmation of the right to bear arms and the increasingly important nomination and confirmation process of Supreme Court justices including that of the first Hispanic justice Sonia Sotomayor The best and most concise account of the Supreme Court and its place in American politics McCloskey's wonderfully readable book is an essential guide to the past present and future prospects of this institution

**Calhoun and Popular Rule** H. Lee Cheek, 2004 Although John C Calhoun 1782-1850 remains one of the major figures in American political thought many of his critics have tried to discredit him as merely a Southern partisan whose ideas were obsolete even during his lifetime In *Calhoun and Popular Rule* H Lee Cheek Jr attempts to correct such misconceptions by presenting Calhoun as an original political thinker who devoted his life to the recovery of a proper mode of popular rule As the first combined evaluation of Calhoun's most important treatises *The Disquisition* and *The Discourse* this work merges Calhoun's theoretical position with his endeavors to restore the need for popular rule It also compares Calhoun's ideas with those of other great political thinkers such as Thomas Jefferson and James Madison while explaining what is truly unique about Calhoun's political thought

*American Sovereigns* Christian G. Fritz, 2007-10-29 *American Sovereigns* The People and America's Constitutional Tradition Before the Civil War challenges traditional American constitutional history theory and jurisprudence that sees today's constitutionalism as linked by an unbroken chain to the 1787 Federal constitutional convention *American Sovereigns* examines the idea that after the American Revolution a collectivity the people would rule as the sovereign Heated political controversies within the states and at the national level over what it meant that the people were the sovereign and how that collective sovereign could express its will were not resolved in 1776 in 1787 or prior to the Civil War The idea of the people as the sovereign both unified and divided Americans in thinking about government and the basis of the Union Today's constitutionalism is not a natural inheritance but the product of choices Americans made between shifting understandings about themselves as a collective sovereign

**The Constitution in Congress** David P. Currie, 1997-05-15 Thus the First Congress left us a rich legacy of arguments over the meaning of a variety of constitutional provisions and the quality of those

arguments was impressively high      Language, Democracy, and the Paradox of Constituent Power Catherine Frost, 2021-04-19 In this book Catherine Frost uses evidence and case studies to offer a re examination of declarations of independence and the language that comprises such documents Considered as a quintessential form of founding speech in the modern era declarations of independence are however poorly understood as a form of expression and no one can completely account for how they work Beginning with the founding speech in the American Declaration Frost uses insights drawn from unexpected or unlikely forms of founding in cases like Ireland and Canada to reconsider the role of time and loss in how such speech is framed She brings the discussion up to date by looking at recent debates in Scotland where an undeclared declaration of independence overshadows contemporary politics Drawing on the work of Hannah Arendt and using a contextualist comparative theory method Frost demonstrates that the capacity for renewal through speech arises in aspects of language that operate beyond conventional performativity Language Democracy and the Paradox of Constituent Power is an excellent resource for researchers and students of political theory democratic theory law constitutionalism and political history      **Bowker's Law Books and Serials in Print** ,1995      *Cassell's illustrated universal history* Edmund Ollier, 1899      **How to Read the Constitution** Christopher Wolfe, 1996 Prominent constitutional scholar Christopher Wolfe challenges popular opinions by presenting an insightful and well supported defense of originalist interpretations of the Constitution He describes the traditional approach to constitutional interpretation and judicial review and then focuses his analysis on the due process clause which has become the source of most modern constitutional law Wolfe challenges the most influential defenders of judicial activism including Laurence Tribe Michael Dorf Harry Wellington and Mark Tushnet and he persuasively explains the dire political consequences of taking the Constitution out of constitutional law      Books in Print ,1991      **Outlines of History** Marcius Willson, 1854      *Meaning and Power in the Language of Law* Janny H. C. Leung, Alan Durant, 2018-01-18 Legal practitioners linguists anthropologists philosophers and others have all explored fundamental challenges presented by language in formulating interpreting and applying laws Building on centuries of interaction between legal practice and jurisprudence the modern field of law and language or forensic linguistics brings insights in linguistics and related fields to bear on topics including legal drafting and translation statutory interpretation expert evidence on language use and dynamics of courtroom interaction This volume presents an interlocking series of research studies engaged with different legal jurisdictions and socio political contexts as well as with the more abstract notion of law Together the chapters written by international leaders in their fields highlight recent directions in research and investigate in particular how law expresses yet also conceals power relations in its crafted use of words and in the gaps and silence between those words      **Law Books in Print: Subject index** Nicholas Triffin, 1994      **The Power of Language and Rhetoric in Russian Political History** Richard S. Wortman, 2017-11-30 This book examines the rhetorical force of certain key words in the discourses of Russian state political thought and literature It shows how terms for cultured conduct

kul turnost political affection love liubov joy radost etc personhood lichnost truth pravda and geographical integrity tsel nost assumed almost sacral meaning It considers how these terms took on a life of their own imposing the designs of the Russian state and defining the hopes of educated society in the process By exploring the usage of these words in a wide range of texts Richard Wortman provides glimpses into the ideas and feelings of leading figures and thinkers in Russian history from Peter the Great to Alexander Herzen and Nicholas Berdiaev as well as writers like Mikhail Lermontov Ivan Turgenev and Fedor Dostoevsky giving a sense of the intellectual and emotional universe they inhabited The Power of Language and Rhetoric in Russian Political History provides both students and scholars with a specific focus through which to approach Russian culture and history This book is essential reading for students of Russian government thought literature and political action

**Law Books in Print: Subject index A-I ,1997      Freedom of the Press from Zenger to Jefferson** Leonard Williams Levy,1996 This classic is the only compendium of primary sources about American statements on freedom of the press Now reprinted with a new introduction and updated bibliography it covers a range of sources from Andrew Hamilton s defense of John Peter Zenger in 1735 to Alexander Hamilton s defense of Croswell in 1804 Each document is preceded by a headnote indicating its significance and each chapter is prefaced by an introduction The general historical introduction to the book more than 60 pages long presents the provocative thesis that until the Jeffersonian reaction to the Sedition Act of 1789 American thinking on freedom of the press was extremely constricted This thinking was best summarized by Blackstone s notion that the press should be free from prior restraints but otherwise liable for abuses Many of the documents included by Levy are not otherwise available except in very rare books and include statements by both famous and obscure American philosophers and theorists Thomas Jefferson presented as the foremost American libertarian receives extended treatment in a special section      **TERRORISM: INTERNATIONAL CASE LAW REPORTER 2008 Volume II** Michael

Newton,2010-03-25 Terrorism International Case Law Reporter is an annual collection of the most important cases in security law from around the world Handpicked and introduced by internationally renowned terrorism scholar Michael Newton and by a distinguished board of experts from around the world the cases in this series cover topics as diverse as human rights immigration freedom of speech and organizational status For scholars students and practitioners seeking an authoritative and comprehensive resource for research into security law jurisprudence this unique series serves that specialized purpose like none other on the market With the 2008 edition of Terrorism International Case Law Reporter Oxford introduces detailed headnotes to the series Professor Michael Newton and his team have provided for each case a robust summary and a concise statement of the case s central issues and holding This edition also adds new topics to the series purview including the contentious issue of what legal status enemy combatants possess in U S courts and the equally volatile issue of whether agents of a state may be held criminally liable for terrorism when carrying out official duties General Editor Newton has also added Israel and the Middle East as necessary new regional topics for a series that covers

terrorism related jurisprudence worldwide Indeed many of the prominent cases in this year s edition come from non U S courts including an Argetinian case on state terrorism and crimes against humanity That case Velasco appears in this edition in the only English translation available anywhere Current Publications in Legal and Related Fields ,1991 *Law Books Published* ,1992 *The Origins of the Necessary and Proper Clause* Gary Lawson,Geoffrey P. Miller,Robert G. Natelson,Guy I. Seidman,2010-07-05 The Necessary and Proper Clause is one of the most important parts of the US Constitution Today this short thirty nine word paragraph is cited as the legal foundation for much of the modern federal government Through three independent lines of research the authors trace the lineage of the Necessary and Proper Clause to the everyday law of the Founding Era the same law that American founders such as Madison Hamilton and Washington applied in their daily lives Origins of the Necessary and Proper Clause are found in law governing agencies public administration and corporations Moreover all of those areas were undergirded by common principles of fiduciary responsibility reflecting the Founders view that a public office is truly a public trust This explains the choice of language in the clause and provides clues about its meaning This book thus serves as a reference source for scholars seeking to understand the intellectual foundations of one of the Constitution s most important clauses **The Constitutional Theory of the Federation and the European Union** Signe Rehling Larsen,2021-02-04 From the start of the European integration process one question has puzzled scholars what type of political association is the European Union In absence of an agreed upon response most scholars have suggested that the European Union is sui generis This book challenges the sui generis thesis by demonstrating that the EU is not a unique form of association but rather a federal union of states or what this book calls a federation This is a discrete form of political association on par with though differentiated from political modernity s two other main forms namely the state and the empire The federation cannot be understood on the basis of the general theory of the state or its concept of sovereignty The statist imaginary still dominates both the debates on federalism and the EU meaning that all federal policies are either seen as confederal associations of sovereign states or sovereign federal states This book challenges this binary by demonstrating that the federation is not a super state but a discrete political form with its own constitutional theory It is characterized by a double political existence a lack of internal hierarchy and the internal absence contestation or repression of sovereignty This book details the key aspects of federal constitutional theory and how this theory accounts for the EU s constitutional form as well as the crises it has faced in recent years This book is broken into five chapters that cover the introduction to federalism origins of the EU state transformation and teleology unity in diversity and emergency rule without a sovereign This book draws on a variety of literatures and historical material to help the reader develop a critical understanding of constitutional myths and the theory of federalism

## **Languages Of Power A Source Of Early Constitutional History** Book Review: Unveiling the Power of Words

In a global driven by information and connectivity, the ability of words has are more evident than ever. They have the ability to inspire, provoke, and ignite change. Such could be the essence of the book **Languages Of Power A Source Of Early Constitutional History**, a literary masterpiece that delves deep to the significance of words and their effect on our lives. Published by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we shall explore the book is key themes, examine its writing style, and analyze its overall effect on readers.

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