FEDERAL COURT PRACTICE AND PROCEDURE: A THIRD BRANCH BIBLIOGRAPHY

by Thomas E. Baker*

This effort may seem to be as futile as it is ambitious: to compile a comprehensive bibliography of books and articles dealing with the various aspects of the federal courts and federal court procedures. The hope is that this will serve as a useful research tool for scholars and students of the courts of the Third Article.

Each topical subsection begins with a brief description followed by citations to general coverage of the topic in the two leading hornbooks—Chemerinsky, Federal Jurisdiction (2d ed. 1994) (hereinafter Chemerinsky) and Wright, Law of Federal Courts (5th ed. 1994) (hereinafter Wright)—as well as to more extensive coverage of the topic in the two leading multivolume treatises—Moore's Federal Practice and Procedure (3d ed. 1998) (hereinafter Moore's Federal Practice) and Wright, Miller & Cooper, Federal Practice and Procedure (1997) (hereinafter Federal Practice and Procedure).

Several disclaimers are in order, however. First, a premium debt is owed to the authors of the many outstanding books, hornbooks, casebooks, encyclopedias, law reviews, treatises, and on-line resources relied upon here. Second, for formatting reasons, the compiler made the decision to use only authors' last names. Third, several biases were practiced in the selection process; for example, more recent works were favored over older works (though some effort was made to include some classic works) and student writings were not included. Fourth, each entry appears only once, necessitating the exercise of considerable discretion. Finally, the coverage ends in July 1998.

The compiler owes many debts of gratitude. Roberto Canas, Jr., Mark A. Flowers, Darrell J. Guthrie, Charles W. Miller, and Steven R. Zahn—all distinguished graduates of Texas Tech University School of Law—performed the Augean chore of

^{*} James Madison Chair & Director of the Constitutional Law Resource Center at Drake University Law School. B.S. cum laude, 1974, Florida State University; J.D. with high honors, 1977. University of Florida.

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