



# from **Noose** to **Needle**

CAPITAL PUNISHMENT AND THE LATE LIBERAL STATE

Timothy V. Kaufman-Osborn

# From Noose To Needle Capital Punishment And The Late Liberal State

**Mark Lewis Taylor**



## **From Noose To Needle Capital Punishment And The Late Liberal State:**

*From Noose to Needle* Timothy Vance Kaufman-Osborn, 2009-09-15 *From Noose to Needle* contributes a new perspective on the controversial topic of capital punishment by asking how the conduct of state killing reveals broader contradictions in the contemporary liberal state especially but not exclusively in the United States Moving beyond more familiar legal and sociological approaches to this matter Timothy V Kaufman Osborn asks several questions Why do executions no longer take the form of public spectacles Why are certain methods of execution considered barbaric Why must the liberal state strictly segregate the imposition of a death sentence whether by judge or jury from its actual infliction whether by a state official or an ordinary citizen Why are women so infrequently sentenced to death and executed How does the state seek to hide the suffering inflicted by capital punishment through its endorsement of a bio medical conception of pain How does the nearly universal shift to lethal injection pose problems for the late liberal state by confusing its punitive and welfare responsibilities Drawing on a wide range of theoretical sources including John Locke Max Weber Nicos Poulantzas Friedrich Nietzsche J L Austin Michel Foucault Judith Butler Pierre Bourdieu Elaine Scarry and others Kaufman Osborn grounds his appropriation of these authors in analyses of specific recent executions including that of Wesley Allan Dodd and Charles Campbell in Washington Karla Faye Tucker in Texas and Allen Lee Davis in Florida *From Noose to Needle* will be of interest to students of law political theory and sociology as well as more general readers interested in the troublesome issue of capital punishment Timothy V Kaufman Osborn is Baker Ferguson Professor of Politics and Leadership Whitman College

*Lethal Injection and the False Promise of Humane Execution* Austin Sarat, 2022-06-28 With a history marked by incompetence political maneuvering and secrecy America's most humane execution method is anything but From the beginning of the Republic this country has struggled to reconcile its use of capital punishment with the Constitution's prohibition of cruel punishment Death penalty proponents argue both that it is justifiable as a response to particularly heinous crimes and that it serves to deter others from committing them in the future However since the earliest executions abolitionists have fought against this state sanctioned killing arguing among other things that the methods of execution have frequently been just as gruesome as the crimes meriting their use Lethal injection was first introduced in order to quell such objections but as Austin Sarat shows in this brief history its supporters commitment to painless and humane death has never been certain This book tells the story of lethal injection's earliest iterations in the United States starting with New York state's rejection of that execution method almost a century and half ago Sarat recounts lethal injection's return in the late 1970s and offers novel and insightful scrutiny of the new drug protocols that went into effect between 2010 and 2020 Drawing on rare data he makes the case that lethal injections during this time only became more unreliable inefficient and more frequently botched Beyond his stirring narrative history Sarat mounts a comprehensive condemnation of the state level maneuvering in response to such mishaps whereby death penalty states adopted secrecy statutes and adjusted their execution protocols to make it harder to

identify and observe lethal injection's flaws What was once touted as America's most humane execution method is now its most unreliable one What was once a model of efficiency in the grim business of state killing is now marked by mayhem The book concludes by critically examining the place of lethal injection and the death penalty writ large today **Slavery and the Death Penalty** Bharat Malkani, 2018-05-16 It has long been acknowledged that the death penalty in the United States of America has been shaped by the country's history of slavery and racial violence but this book considers the lesser explored relationship between the two practices respective abolitionist movements The book explains how the historical and conceptual links between slavery and capital punishment have both helped and hindered efforts to end capital punishment The comparative study also sheds light on the nature of such efforts and offers lessons for how death penalty abolitionism should proceed in future Using the history of slavery and abolition it is argued that anti death penalty efforts should be premised on the ideologies of the radical slavery abolitionists The Social History of Crime and Punishment in America Wilbur R. Miller, 2012-07-20 Several encyclopedias overview the contemporary system of criminal justice in America but full understanding of current social problems and contemporary strategies to deal with them can come only with clear appreciation of the historical underpinnings of those problems Thus this five volume work surveys the history and philosophy of crime punishment and criminal justice institutions in America from colonial times to the present It covers the whole of the criminal justice system from crimes law enforcement and policing to courts corrections and human services Among other things this encyclopedia explicates philosophical foundations underpinning our system of justice charts changing patterns in criminal activity and subsequent effects on legal responses identifies major periods in the development of our system of criminal justice and explores in the first four volumes supplemented by a fifth volume containing annotated primary documents evolving debates and conflicts on how best to address issues of crime and punishment Its signed entries in the first four volumes supplemented by a fifth volume containing annotated primary documents provide the historical context for students to better understand contemporary criminological debates and the contemporary shape of the U S system of law and justice **Invitation to an Execution** Gordon Morris Bakken, 2010-11-16 Until the early twentieth century printed invitations to executions issued by lawmen were a vital part of the ritual of death concluding a criminal proceeding in the United States In this study Gordon Morris Bakken invites readers to an understanding of the death penalty in America with a collection of essays that trace the history and politics of this highly charged moral legal and cultural issue Bakken has solicited essays from historians political scientists and lawyers to ensure a broad treatment of the evolution of American cultural attitudes about crime and capital punishment Part one of this extensive analysis focuses on politics legal history multicultural issues and the international aspects of the death penalty Part two offers a regional analysis with essays that put death penalty issues into a geographic and cultural context Part three focuses on specific states with emphasis on the need to understand capital punishment in terms of state law development particularly because states determine on whom the death

penalty will be imposed Part four examines the various means of death from hanging to lethal injection in state law case studies And finally part five focuses on the portrayal of capital punishment in popular culture *Transnational Torture* Jinee Lokaneeta, 2014-06-22 *Transnational Torture* by Jinee Lokaneeta reviewed with Prachi Patankar on the blog Kafila Evidence of torture at Abu Ghraib prison in Iraq and harsh interrogation techniques at Guantanamo Bay beg the question has the war on terror forced liberal democracies to rethink their policies and laws against torture *Transnational Torture* focuses on the legal and political discourses on torture in India and the United States two common law based constitutional democracies to theorize the relationship between law violence and state power in liberal democracies Analyzing about one hundred landmark Supreme Court cases on torture in India and the United States memos and popular imagery of torture Jinee Lokaneeta compellingly demonstrates that even before recent debates on the use of torture in the war on terror the laws of interrogation were much more ambivalent about the infliction of excess pain and suffering than most political and legal theorists have acknowledged Rather than viewing the recent policies on interrogation as anomalous or exceptional Lokaneeta effectively argues that efforts to accommodate excess violence a constantly negotiated process are long standing features of routine interrogations in both the United States and India concluding that the infliction of excess violence is more central to democratic governance than is acknowledged in western jurisprudence **Edinburgh Companion to the Critical Medical Humanities** Anne Whitehead, 2016-06-14 In this landmark Companion expert contributors from around the world map out the field of the critical medical humanities This is the first volume to introduce comprehensively the ways in which interdisciplinary thinking across the humanities and social sciences might contribute to critique and develop medical understanding of the human individually and collectively The thirty six newly commissioned chapters range widely within and across disciplinary fields always alert to the intersections between medicine as broadly defined and critical thinking Each chapter offers suggestions for further reading on the issues raised and each section concludes with an Afterword written by a leading critic outlining future possibilities for cutting edge work in this area Topics covered in this volume include the affective body biomedicine blindness breath disability early modern medical practice fatness the genome language madness narrative race systems biology performance the postcolonial public health touch twins voice and wonder Together the chapters generate a body of new knowledge and make a decisive intervention into how health medicine and clinical care might address questions of individual subjective and embodied experience **From Lynch Mobs to the Killing State** Charles J. Ogletree, Jr., Austin Sarat, 2006-05-01 Situates the linkage between race and the death penalty in the history of the U S Since 1976 over forty percent of prisoners executed in American jails have been African American or Hispanic This trend shows little evidence of diminishing and follows a larger pattern of the violent criminalization of African American populations that has marked the country's history of punishment In a bold attempt to tackle the looming question of how and why the connection between race and the death penalty has been so strong throughout American history Ogletree and Sarat

headline an interdisciplinary cast of experts in reflecting on this disturbing issue Insightful original essays approach the topic from legal historical cultural and social science perspectives to show the ways that the death penalty is racialized the places in the death penalty process where race makes a difference and the ways that meanings of race in the United States are constructed in and through our practices of capital punishment From Lynch Mobs to the Killing State not only uncovers the ways that race influences capital punishment but also attempts to situate the linkage between race and the death penalty in the history of this country in particular the history of lynching In its probing examination of how and why the connection between race and the death penalty has been so strong throughout American history this book forces us to consider how the death penalty gives meaning to race as well as why the racialization of the death penalty is uniquely American **The**

**Cultural Lives of Capital Punishment** Austin Sarat, Christian Boulanger, 2005-05-27 How does the way we think and feel about the world around us affect the existence and administration of the death penalty What role does capital punishment play in defining our political and cultural identity In this volume the authors argue that in order to understand the death penalty we need to know more about the cultural lives past and present of the state s ultimate sanction **Executing**

**Freedom** Daniel LaChance, 2018-02-09 In the mid 1990s as public trust in big government was near an all time low 80% of Americans told Gallup that they supported the death penalty Why did people who didn t trust government to regulate the economy or provide daily services nonetheless believe that it should have the power to put its citizens to death That question is at the heart of Executing Freedom a powerful wide ranging examination of the place of the death penalty in American culture and how it has changed over the years Drawing on an array of sources including congressional hearings and campaign speeches true crime classics like In Cold Blood and films like Dead Man Walking Daniel LaChance shows how attitudes toward the death penalty have reflected broader shifts in Americans thinking about the relationship between the individual and the state Emerging from the height of 1970s disillusion the simplicity and moral power of the death penalty became a potent symbol for many Americans of what government could do and LaChance argues fascinatingly that it s the very failure of capital punishment to live up to that mythology that could prove its eventual undoing in the United States

**Foucault and the Politics of Rights** Ben Golder, 2015-10-07 This book focuses on Michel Foucault s late work on rights in order to address broader questions about the politics of rights in the contemporary era As several commentators have observed something quite remarkable happens in this late work In his early career Foucault had been a great critic of the liberal discourse of rights Suddenly from about 1976 onward he makes increasing appeals to rights in his philosophical writings political statements interviews and journalism He not only defends their importance he argues for rights new and as yet unrecognized Does Foucault simply revise his former positions and endorse a liberal politics of rights Ben Golder proposes an answer to this puzzle which is that Foucault approaches rights in a spirit of creative and critical appropriation He uses rights strategically for a range of political purposes that cannot be reduced to a simple endorsement of political

liberalism Golder develops this interpretation of Foucault's work while analyzing its shortcomings and relating it to the approaches taken by a series of current thinkers also engaged in considering the place of rights in contemporary politics including Wendy Brown Judith Butler and Jacques Rancière *Wretched Sisters* Mary Welek Atwell, 2007 Reflects how the criminal justice system defines crimes committed by women in a particular gendered context Atwell offers an analysis of the legal and popular cultural circumstances that determine why a small number of women are sentenced to death and provides an account of how eleven came to be subjected to the ultimate punishment From publisher description *Among the Lowest of the Dead* David Von Drehle, 2010-06-04 Thorough and unbiased Among the Lowest of the Dead is a gripping narrative that provides an unprecedented journalistic look into the actual workings of the capital punishment system Has all the tension of the best true crime stories This is journalism at its best Library Journal A compelling argument against capital punishment Examining politicians judges including Supreme Court Justices prosecutors defense attorneys and the condemned themselves the author makes an effective case that despite new laws execution is no less a lottery than it has always been Publishers Weekly In a fine and important book Von Drehle writes elegantly and powerfully Anyone certain of their opinion about the death penalty ought to read this book Booklist An extremely well informed and richly insightful book of great value to students of the death penalty as well as intelligent general readers with a serious interest in the subject Among the Lowest of the Dead is also exciting reading The book is an ideal guide for new generations of readers who want to form knowledgeable judgments in the continuing and recently accelerating controversies about capital punishment Anthony Amsterdam New York University Among the Lowest of the Dead is a powerfully written and meticulously researched book that makes an invaluable contribution to the growing public dialogue about capital punishment in America It's one of those rare books that bridges the gap between mass audiences and scholarly disciplines the latter including sociology political science criminology and journalism The book is required reading in my Investigative Journalism classes and my students love it David Protess Northwestern University Among The Lowest of the Dead deserves a permanent place in the literature as literature and is most relevant to today's death penalty debate as we moderate advocates and abolitionists search for common ground Robert Blecker New York Law School David Von Drehle is Senior Writer The Washington Post and author of Triangle The Fire that Changed America **At the Cross** Melynda J. Price, 2015-07-01 Curing systemic inequalities in the criminal justice system is the unfinished business of the Civil Rights movement No part of that system highlights this truth more than the current implementation of the death penalty At the Cross tells a story of the relationship between the death penalty and race in American politics that complicates the common belief that individual African Americans especially poor African Americans are more subject to the death penalty in criminal cases The current death penalty regime operates quite differently than it did in the past The findings of this research demonstrate the racial inequity in the meting out of death sentences has legal and political externalities that move beyond individual defendants to larger numbers of African Americans At the Cross

looks at the meaning of the death penalty to and for African Americans by using various sites of analysis Using various sites of analysis Price shows the connection between criminal justice policies like the death penalty and the political and legal rights of African Americans who are tangentially connected to the criminal justice system through familial and social networks Drawing on black politics legal and political theory and narrative analysis Price utilizes a mixed method approach that incorporates analysis of media reports capital jury selection and survey data as well as original focus group data As the rates of incarceration trend upward Black politics scholars have focused on the impact of incarceration on the voting strength of the black community Local and even regional narratives of African American politics and the death penalty expose the fractures in American democracy that foment perceptions of exclusion among blacks

**Punishment and Political Order** Keally McBride, 2019-02-28 Most of us think of punishment as an ugly display of power But punishment also tells us something about the ideals and aspirations of a people and their government How a state punishes reveals whether or not it is confident in its own legitimacy and sovereignty Punishment and Political Order examines the questions raised by the state's exercise of punitive power from what it is about human psychology that desires sanction and order to how the state can administer pain while calling for justice Keally McBride's book demonstrates punishment's place at the core of political administration and the stated ideals of the polity From start to finish this is a terrific engaging book McBride offers a fascinating perspective on punishment calling attention to its utility in understanding political regimes and their ideals She succeeds in reminding us of the centrality of punishment in political theory and at the same time in providing a framework for understanding contemporary events I know of no other book that does as much to make the subject of punishment so compelling Austin Sarat Amherst College Punishment and Political Order will be welcome reading for anyone interested in understanding law in society punishment and political spectacle or governing through crime control This is a clear accessible and persuasive examination of punishment as rhetoric and reality Arguing that punishment is a complex product of the social contract this book demonstrates the ways in which understanding the symbolic power and violence of the law provides analytical tools for examining the ideological function of prison labor today as well as the crosscutting and contingent connections between language and identity legitimation and violence sovereignty and agency more generally Bill Lyons Director Center for Conflict Management University of Akron Philosophical explorations of punishment have often stopped with a theory of responsibility McBride's book moves well beyond this It shows that the problem of punishment is a central issue for any coherent theory of the state and thus that punishment is at the heart of political theory This is a stunning achievement Malcolm M Feeley University of California at Berkeley Keally McBride is Assistant Professor of Politics at the University of San Francisco

[The Road to Abolition?](#) Charles J. Ogletree, Austin Sarat, 2009-11-18 Contains scholarly essays on the possibility that capital punishment might be abolished in the United States in the twenty first century discussing the decline in the number of people being sentenced to death and exploring the idea that life without parole will replace the



death penalty in the United States      *The Executed God* Mark Lewis Taylor, 2015-11-01 The new edition of Mark Lewis Taylor's award-winning *The Executed God* is both a searing indictment of the structures of Lockdown America and a visionary statement of hope. It is also a call for action to Jesus followers to resist US imperial projects and power. Outlining a theatrics of state terror, Taylor identifies and analyzes its instruments: mass incarceration, militarized police tactics, surveillance, torture, immigrant repression, and capital punishment through which a racist and corporatized Lockdown America enforces in the US a global neoliberal economic and political imperialism. Against this, *The Executed God* proposes a counter theatrics to state terror, a declamation of the way of the cross for Jesus followers that unmasks the powers of US state domination and enacts an adversarial politics of resistance, artful dramatic actions, and the building of peoples' movements. These are all intrinsic to a Christian politics of remembrance of the Jesus executed by empire. Heralded in its first edition, this new edition is thoroughly revised, updated, and expanded, offering a demanding rethinking and recreating of what being a Christian is and of how Christianity should dream, hope, mobilize, and act to bring about what Taylor terms a liberating material spirituality to unseat the state that kills.

**Suing the Gun Industry** Timothy Lytton, 2009-04-21 Mass tort litigation against the gun industry with its practical weaknesses, successes, and goals provides the framework for this collection of thoughtful essays by leading social scientists, lawyers, and academics. These informed analyses reveal the complexities that make the debate so difficult to resolve. *Suing the Gun Industry* masterfully reveals the many details contributing to the intractability of the gun debate. New York Law Journal Second Amendment advocate or gun control fanatic? All Americans who care about freedom need to read *Suing the Gun Industry*. Bob Barr, Member of Congress 1995-2003 and Twenty-First Century Liberties Chair for Freedom and Privacy, American Conservative Union. The source for anyone interested in a balanced analysis of the lawsuits against the gun industry. David Hemenway, Professor of Health Policy, Director, Harvard Injury Control Research Center, Harvard School of Public Health, Health Policy and Management Department, author of *Private Guns, Public Health*. Highly readable, comprehensive, well-balanced. It contains everything you need to know and on all sides about the wave of lawsuits against US gun manufacturers. James B. Jacobs, Warren E. Burger Professor of Law and author of *Can Gun Control Work?* In *Suing the Gun Industry*, Timothy Lytton has assembled some of the leading scholars and advocates, both pro and con, to analyze this fascinating effort to circumvent the well-known political obstacles to more effective gun control. This fine book offers a briefing on both the substance and the legal process of this wave of lawsuits, together with a better understanding of the future prospects for this type of litigation vis-à-vis other industries. Philip J. Cook, Duke University. An interesting collection, generally representing the center of the gun control debate, with considerable variation in focus, objectivity, and political realism. Paul Blackman, retired pro-gun criminologist and advocate. Gun litigation deserves a closer look amid the lessons learned from decades of legal action against the makers of asbestos, Agent Orange, silicone breast implants, and tobacco products, among others. *Suing the Gun Industry* collects the diverse and

often conflicting opinions of an outstanding cast of specialists in law public health public policy and criminology and distills them into a complete picture of the intricacies of gun litigation and its repercussions for gun control Using multiple perspectives Suing the Gun Industry scrutinizes legal action against the gun industry Such a broad approach highlights the role of this litigation within two larger controversies one over government efforts to reduce gun violence and the other over the use of mass torts to regulate unpopular industries Readers will find Suing the Gun Industry a timely and accessible picture of these complex and controversial issues Contributors Tom Baker Donald Braman Brannon P Denning Tom Diaz Howard M Erichson Thomas O Farrish Shannon Frattaroli John Gastil Dan M Kahan Don B Kates Timothy D Lytton Julie Samia Mair Richard A Nagareda Peter H Schuck Stephen D Sugarman Stephen Teret Wendy Wagner **Punishing**

**Schools** William (Bill) Thomas Lyons, Julie Drew, 2009-03-10 In a society increasingly dominated by zero tolerance thinking Punishing Schools argues that our educational system has become both the subject of legislative punishment and an instrument for the punishment of children William Lyons and Julie Drew analyze the connections between state sanctions against our schools the diversion of funding to charter schools imposition of unfunded mandates and enforcement of dubious forms of teacher accountability and the schools own infliction of punitive measures on their students a vicious cycle that creates fear and encourages the development of passive and dependent citizens Public schools in the United States are no longer viewed as a public good On the contrary they are increasingly modeled after prisons and students similarly have come to mirror the suspicions and fears attributed to prisoners Punishing Schools is one of the most insightful thoughtful and liberating books I have read on what it means to understand critically engage and transform the present status and state of schools from objects of fear and disdain to institutions that value young people teachers and administrators as part of a broader vision of social justice freedom and equality William Lyons and Julie Drew have done their homework and provide all the necessary elements for understanding and defending schools as public spheres that are foundational to a democracy This book should be required reading for every student teacher parent and concerned citizen in the United States In the end this book is not just about saving schools it is also about saving democracy and offering young people a future that matters Henry Giroux McMaster University This is an important book a distinctive contribution The authors move back and forth convincingly between the micropolitics of school discipline and the politics writ large of the liberal left and the utopian right The result is an expansive idealistic and well grounded book in the spirit of the very best of social control literature Stuart Scheingold Professor Emeritus Political Science University of Washington William Lyons is Director of Center for Conflict Management and Associate Professor of Political Science University of Akron Julie Drew is Associate Professor of English University of Akron [The Truth Machines](#) Jinee Lokaneeta, 2020-02-26 Using case studies and the results of extensive fieldwork this book considers the nature of state power and legal violence in liberal democracies by focusing on the interaction between law science and policing in India The postcolonial Indian police have often been accused of using torture

in both routine and exceptional criminal cases but they and forensic psychologists have claimed that lie detectors brain scans and narcoanalysis the use of truth serum Sodium Pentothal represent a paradigm shift away from physical torture most state high courts in India have upheld this rationale The Truth Machines examines the emergence and use of these three scientific techniques to analyze two primary themes First the book questions whether existing theoretical frameworks for understanding state power and legal violence are adequate to explain constant innovations of the state Second it explores the workings of law science and policing in the everyday context to generate a theory of state power and legal violence challenging the monolithic frameworks about this relationship based on a study of both state and non state actors Jinee Lokaneeta argues that the attempt to replace physical torture with truth machines in India fails because it relies on a confessional paradigm that is contiguous with torture Her work also provides insights into a police institution that is founded and refounded in its everyday interactions between state and non state actors Theorizing a concept of Contingent State this book demonstrates the disaggregated and decentered nature of state power and legal violence creating possible sites of critique and intervention

Embark on a transformative journey with Written by is captivating work, **From Noose To Needle Capital Punishment And The Late Liberal State** . This enlightening ebook, available for download in a convenient PDF format PDF Size: , invites you to explore a world of boundless knowledge. Unleash your intellectual curiosity and discover the power of words as you dive into this riveting creation. Download now and elevate your reading experience to new heights .

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## **From Moose To Needle Capital Punishment And The Late Liberal State Introduction**

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