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BOOKS RECEIVED

CIVIL RIGHTS

THE LAW AS IT COULD BE. By *Owen Fiss*. New York: New York University Press. 2003. Pp. xiii, 287. Cloth, \$60; paper, \$20.

CONSTITUTIONAL LAW

ENEMY ALIENS: DOUBLE STANDARDS AND CONSTITUTIONAL FREEDOMS IN THE WAR ON TERRORISM. By *David Cole*. New York: The New Press. 2003. Pp. xiii, 315. Cloth, \$24.95.

THE FEDERAL APPOINTMENTS PROCESS: A CONSTITUTIONAL AND HISTORICAL ANALYSIS. By *Michael J. Gerhardt*. Durham: Duke University Press. 2003. Pp. lxxxv, 406. Paper, \$23.95.

WELFARE AND THE CONSTITUTION. By *Sotirios A. Barber*. Princeton: Princeton University Press. 2003. Pp. xv, 164. Cloth, \$27.95.

CONTRACT LAW

IMPLICIT DIMENSIONS OF CONTRACT: DISCRETE, RELATIONAL AND NETWORK CONTRACTS. Edited by *David Campbell, Hugh Collins & John Wightman*. Portland: Hart Publishing. 2003. Pp. viii, 401. Paper, \$54.

CORPORATE LAW

A THEORY OF THE FIRM: GOVERNANCE, RESIDUAL CLAIMS, AND ORGANIZATIONAL FORMS. By *Michael C. Jensen*. Cambridge: Harvard University Press. 2003. Pp. 311. Paper, \$18.95.

CRIMINAL LAW

EXERCISING DISCRETION: DECISION-MAKING IN THE CRIMINAL JUSTICE SYSTEM AND BEYOND. Edited by *Loraine Gelsthorpe & Nicola Padfield*. Portland: Willan Publishing. 2003. Pp. xii, 228. Cloth, \$55.

YOUTH JUSTICE: IDEAS, POLICY, PRACTICE. By *Roger S. Smith*. Portland: Willan Publishing. 2003. Pp. vi, 234. Paper, \$29.95.

YOUTH ON TRIAL: A DEVELOPMENTAL PERSPECTIVE ON JUVENILE JUSTICE. Edited by *Thomas Grisso & Robert G. Schwartz*. Chicago: The University of Chicago Press. 2003. Pp. vi, 462. Paper, \$19.

ELECTION LAW

THE SUPREME COURT AND ELECTION LAW: JUDGING EQUALITY FROM *Baker v.*

Carr to Bush v. Gore (Advance Bound Proof). By *Richard L. Hasen*. New York: New York University Press. 2003. Pp. xii, 220. Cloth, \$40.

ENVIRONMENTAL LAW

TOXICS AND TRANSNATIONAL LAW: INTERNATIONAL AND EUROPEAN REGULATION OF TOXIC SUBSTANCES AS LEGAL SYMBOLISM. By *Marc Pallemarts*. Portland: Hart Publishing. 2003. Pp. xxiii, 767. Cloth, \$135.

FAMILY LAW

THE PUBLIC FAMILY: EXPLORING ITS ROLE IN DEMOCRATIC SOCIETY. By *David J. Herring*. Pittsburgh: University of Pittsburgh Press. 2003. Pp. vii, 263. Cloth, \$49.95; paper, \$19.95.

GENDER AND LAW

BEYOND COMPARISON: SEX AND DISCRIMINATION. By *Timothy Macklem*. New York: Cambridge University Press. 2003. Pp. x, 212. Cloth, \$65; paper, \$26.

CRITICAL RACE FEMINISM: A READER, SECOND EDITION. Edited by *Adrien Katherine Wing*. New York: New York University Press. 2003. Pp. xxiii, 444. Cloth, \$70; paper, \$26.

HISTORY

HAMILTON, MADISON, AND JAY, THE FEDERALIST: WITH LETTERS OF BRUTUS. Edited by *Terence Ball*. New York: Cambridge University Press. 2003. Pp. lv, 575. Cloth, \$60; paper, \$22.

HUMAN RIGHTS

THE PRACTICE AND PROCEDURE OF THE INTER-AMERICAN COURT OF HUMAN RIGHTS. By *Jo M. Pasqualucci*. New York: Cambridge University Press. 2003. Pp. xlvii, 488. Cloth, \$140; paper, \$50.

INTERNATIONAL AND COMPARATIVE LAW

DARKER LEGACIES OF LAW IN EUROPE: THE SHADOW OF NATIONAL SOCIALISM AND FASCISM OVER EUROPE AND ITS LEGAL TRADITIONS. Edited by *Christian Joerges & Navraj Singh Ghaleigh*. Portland: Hart Publishing. 2003. Pp. xvi, 416. Cloth, \$80.

INTERNATIONAL CORPORATE LAW ANNUAL, VOLUME 2, 2002. Edited by *Fiona Macmillan*. Portland: Hart Publishing. 2003. Pp. vi, 337. Cloth, \$94.

INTERNATIONAL LAW

INTERNATIONAL TRADE & BUSINESS LAW ANNUAL, MAY 2003, VOLUME VIII. By *The Editors, International Trade & Business Law Annual*. Portland: Cavendish Publishing. 2003. Pp. x, 439. Paper, \$66.50.

LAW AND ETHICS

CONFLICT OF INTEREST IN AMERICAN PUBLIC LIFE. By *Andrew Stark*. Cambridge: Harvard University Press. 2000. Pp. x, 331. Paper, \$22.50.

LAW AND RELIGION

IN GOD WE TRUST? FAITH-BASED ORGANIZATIONS AND THE QUEST TO SOLVE AMERICA'S SOCIAL ILLS. By *Lewis D. Solomon*. Lanham: Lexington Books. 2003. Pp. 291. Cloth, \$70.

UNDER GOD? RELIGIOUS FAITH AND LIBERAL DEMOCRACY. By *Michael J. Perry*. New York: Cambridge University Press. 2003. Pp. xv, 200. Cloth, \$60; paper, \$22.

LAW AND TECHNOLOGY

SUPERHIGHWAY ROBBERY: PREVENTING E-COMMERCE CRIME. By *Graeme R. Newman & Ronald V. Clarke*. Portland: Willan Publishing. 2003. Pp. xv, 224. Cloth, \$55.

LAW AS A PROFESSION

A PRACTICAL GUIDE TO LAWYERING SKILLS, SECOND EDITION. By *Fiona Boyle, Deveral Capps, Philip Plowden & Clare Sandford*. Portland: Cavendish Publishing Limited. 2003. Pp. xiii, 380. Paper, \$45.50.

LEGAL EDUCATION

AN INTRODUCTION TO THE LAW OF TRUSTS, SECOND EDITION. By *Simon Gardner*. New York: Oxford University Press. 2003. Pp. xxxii, 296. Paper, \$29.95.

CASES AND MATERIALS ON CRIMINAL LAW, FOURTH EDITION. By *Janet Dine & James Gobert*. New York: Oxford University Press. 2003. Pp. xxxiv, 644. Paper, \$39.95.

CASES, MATERIALS AND TEXTS ON UNJUSTIFIED ENRICHMENT. Edited by *Jack Beatson & Eltjo Schrage*. Portland: Hart Publishing. 2003. Pp. xlviii, 585. Paper, \$60.

LEGAL PHILOSOPHY

RESPONSIBILITY AND FAULT. By *Tony Honore*. Portland: Hart Publishing. 2002. Pp. vii, 163. Paper, \$18.

LEGAL PRACTICE

ADVERSARIAL LEGALISM: THE AMERICAN WAY OF LAW. By *Robert A. Kagan*. Cambridge: Harvard University Press. 2003. Pp. xii, 339. Paper, \$19.95.

POLITICAL PHILOSOPHY

THE DIFFICULTY OF TOLERANCE: ESSAYS IN POLITICAL PHILOSOPHY. By *T. M. Scanlon*. New York: Cambridge University Press. 2003. Pp. ix, 273. Cloth, \$55; paper, \$20.

POLITICAL THEORY

DEMOCRACY AND THE RULE OF LAW. Edited by *Jose Maria Maravall & Adam Przeworski*. New York: Cambridge University Press. 2003. Pp. xi, 321. Cloth, \$65; paper, \$24.

WHY SOCIETIES NEED DISSENT. By *Cass R. Sunstein*. Cambridge: Harvard University Press. 2003. Pp. ix, 246. Cloth, \$22.95.

PUBLIC POLICY

BEARING RIGHT: HOW CONSERVATIVES WON THE ABORTION WAR. By *William Saletan*. Berkeley: University of California Press. 2003. Pp. 327. Cloth, \$29.95.

WORKWAYS OF GOVERNANCE: MONITORING OUR GOVERNMENT'S HEALTH. Edited by *Roger H. Davidson*. Washington: Brookings Institution Press. 2003. Pp. xiv, 177. Cloth, \$46.95; paper, \$18.95.

RACE AND LAW

GREASERS AND GRINGOS: LATINOS, LAW, AND THE AMERICAN IMAGINATION. By *Steven W. Bender*. New York: New York University Press. 2003. Pp. xv, 293. Cloth, \$29.95.

RACE IN THE JURY BOX: AFFIRMATIVE ACTION IN JURY SELECTION. By *Hiroshi Fukurai & Richard Krooth*. Albany: State University of New York Press. 2003. Pp. xviii, 270. Cloth, \$68.50; paper, \$22.95.

RACISM WITHOUT RACISTS: COLOR-BLIND RACISM AND THE PERSISTENCE OF RACIAL INEQUALITY IN THE UNITED STATES. By *Eduardo Bonilla-Silva*. Lanham: Rowman & Littlefield Publishers, Inc. 2003. Pp. ix, 214. Cloth, \$68; paper, \$24.95.

THE ANATOMY OF RACIAL INEQUALITY. By *Glenn C. Loury*. Cambridge: Harvard University Press. 2002. Pp. xi, 226. Paper, \$14.95.

WHITEWASHING RACE: THE MYTH OF A COLOR-BLIND SOCIETY. By *Michael K. Brown, Martin Carnoy, Elliott Currie, Troy Duster, David B. Oppenheimer, Marjorie M. Shultz & David Wellman*. Berkeley: University of California Press. 2003. Pp. xi, 338. Cloth, \$27.50.

SEXUALITY AND LAW

GAY RIGHTS AND AMERICAN LAW. By *Daniel R. Pinello*. New York: Cambridge University Press. 2003. Pp. xv, 349. Cloth, \$70; paper, \$23.

GOVERNING SEXUALITY: THE CHANGING POLITICS OF CITIZENSHIP AND LAW REFORM. By *Carl F. Stychin*. Portland: Hart Publishing. 2003. Pp. x, 162. Cloth, \$54.

SAME-SEX MARRIAGE AND THE CONSTITUTION. By *Evan Gerstmann*. New York: Cambridge University Press. 2004. Pp. xiii, 222. Cloth, \$60; paper, \$22.

The University of Chicago Press. 2003. Pp. xx, 426. Paper, \$25.

FAKING IT. By *William Ian Miller*. New York: Cambridge University Press. 2003. Pp. xi, 290. Cloth, \$30.

SOCIAL SCIENCE

A CLEARING IN THE FOREST: LAW, LIFE, AND MIND. By *Steven L. Winter*. Chicago:

