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# RECENT BOOKS

## BOOKS RECEIVED

### CIVIL RIGHTS

**SPEECH & EQUALITY: DO WE REALLY HAVE TO CHOOSE?** Edited by *Gara LaMarche* with Foreword by *Norman Dorsen*. New York: New York University Press. 1996. Pp. xi, 164. Cloth, \$40; paper, \$16.50.

### COMPARATIVE LAW

**A CONTINENTAL DISTINCTION IN THE COMMON LAW: A HISTORICAL AND COMPARATIVE PERSPECTIVE ON ENGLISH PUBLIC LAW.** By *J. W. F. Allison*. New York: Clarendon Press/Oxford University Press. 1996. Pp. xvi, 270. \$70.

### CONFRONTATION CLAUSE

**HEARSAY AND CONFRONTATION IN CRIMINAL TRIALS.** By *Andrew L.-T. Choo*. New York: Clarendon Press/Oxford University Press. 1996. Pp. xxix, 236. \$65.

### CONSTITUTIONAL THEORY

**AMERICAN CONSTITUTIONALISM: FROM THEORY TO POLITICS.** By *Stephen M. Griffin*. Princeton: Princeton University Press. 1996. Pp. xii, 216. \$29.95.

**SHAPING CONSTITUTIONAL VALUES: ELECTED GOVERNMENT, THE SUPREME COURT, AND THE ABORTION DEBATE.** By *Neal Devins*. Baltimore: The Johns Hopkins University Press. 1996. Pp. xiv, 193. Cloth, \$45; paper, \$14.95.

### CRIMINAL LAW

**SEARCH AND DESTROY: AFRICAN-AMERICAN MALES IN THE CRIMINAL JUSTICE SYSTEM.** By *Jerome G. Miller*. New York: Cambridge University Press. 1996. Pp. xiv, 304. \$24.95.

### DEMOCRACY

**DEMOCRACY AND DISAGREEMENT.** By *Amy Gutmann* and *Dennis Thompson*. Cambridge: Harvard University Press. 1996. Pp. viii, 422. \$27.95.

### DISCRIMINATION

**EXPLOITATION.** By *Alan Wertheimer*. Princeton: Princeton University Press. 1996. Pp. xiv, 316. \$45.

**PRIVILEGE REVEALED: HOW INVISIBLE PREFERENCE UNDERMINES AMERICA.** By *Stephanie M. Wildman*, with Contributions by *Margalynne Armstrong*, *Adrienne D. Davis* & *Trina Grillo*. New York: New York University Press. 1996. Pp. xii, 240. Cloth, \$45; paper, \$18.95.

### EUROPEAN COMMUNITY

**POLICING THE EUROPEAN UNION: THEORY, LAW, AND PRACTICE.** By *Malcolm Anderson*, *Monica den Boer*, *Peter Cullen*, *William Gilmore*, *Charles Raab* and *Neil Walker*. New York: Clarendon Press/Oxford University Press. 1995. Pp. xv, 331. \$70.

### EUTHANASIA

**MORALITY, MORTALITY VOLUME II: RIGHTS, DUTIES, AND STATUS.** By *F. M. Kamm*. New York: Oxford University Press. 1996. Pp. viii, 389. \$55.

### FREEDOM OF SPEECH

**THE IRONY OF FREE SPEECH.** By *Owen M. Fiss*. Cambridge: Harvard University Press. 1996. Pp. 90. \$18.95.

### HISTORY

**THE ROUNDTABLE TALKS AND THE BREAKDOWN OF COMMUNISM.** Edited by *Jon Elster*. Chicago: The University of Chicago Press. 1996. Pp. vi, 247. \$39.95.

### INTERNATIONAL ARBITRATION

**DEALING IN VIRTUE: INTERNATIONAL COMMERCIAL ARBITRATION AND THE CONSTRUCTION OF A TRANSNATIONAL LEGAL ORDER.** By *Yves Dezalay* and *Bryant G. Garth*. Chicago: The University of Chicago Press. 1996. Pp. x, 343. \$35.

### INTERNATIONAL CRIMINAL LAW

**THE PROSECUTION OF INTERNATIONAL CRIMES.** Edited by *Roger S. Clark* &

*Madeleine Sann*. New Brunswick: Transaction Publishers. 1996. Pp. xi, 502. \$49.95.

*Friedman & Harry N. Scheiber*. Boulder: Westview Press. 1996. Pp. 183. \$60.50.

#### JUDGES

THE GREAT CHIEF JUSTICE: JOHN MARSHALL AND THE RULE OF LAW. By *Charles F. Hobson*. Lawrence: University Press of Kansas. 1996. Pp. xv, 256. \$35.

#### LEGAL THEORY

BASIC CONCEPTS OF LEGAL THOUGHT. By *George P. Fletcher*. New York: Oxford University Press. 1996. Pp. ix, 213. Paper, \$14.95.

#### JURISPRUDENCE

SCHOLARS OF THE LAW: ENGLISH JURISPRUDENCE FROM BLACKSTONE TO HART. By *Richard A. Cosgrove*. New York: New York University Press. 1996. Pp. x, 262. \$45.

#### PHILOSOPHY OF LAW

PHILOSOPHICAL FOUNDATIONS OF TORT LAW. Edited by *David G. Owen*. New York: Clarendon Press/Oxford University Press. 1995. Pp. xvi, 510. \$65.

#### LAW ENFORCEMENT

DRUG WAR POLITICS: THE PRICE OF DENIAL. By *Eva Bertram, Morris Blachman, Kenneth Sharpe & Peter Andreas*. Berkeley: University of California Press. 1996. Pp. xiv, 347. Cloth, \$48; paper, \$17.95.

#### POLITICS

LEGAL REASONING AND POLITICAL CONFLICT. By *Cass R. Sunstein*. New York: Oxford University Press. 1996. Pp. x, 220. \$25.

POLITICS AND JUDGMENT IN FEDERAL DISTRICT COURTS. By *C. K. Rowland & Robert A. Carp*. Lawrence: University Press of Kansas. 1996. Pp. xi, 211. \$19.95.

#### LEGAL DISCOURSE

WHAT SHOULD LEGAL ANALYSIS BECOME? By *Roberto Mangabeira Unger*. New York: Verso. 1996. Pp. ix, 198. Cloth, \$54.95; paper, \$16.95.

#### SCIENTIFIC EVIDENCE

SCIENCE ON TRIAL: THE CLASH OF MEDICAL EVIDENCE AND THE LAW IN THE BREAST IMPLANT CASE. By *Marcia Angell M.D.* New York: W. W. Norton & Company. 1996. Pp. 256. \$27.50.

#### LEGAL POSITIVISM

THE AUTONOMY OF LAW: ESSAYS ON LEGAL POSITIVISM. Edited by *Robert P. George*. New York: Clarendon Press/Oxford University Press. 1996. Pp. viii, 339. \$65.

#### WITNESSES

CHILD WITNESSES: FRAGILE VOICES IN THE AMERICAN LEGAL SYSTEM. By *Lucy S. McGough*. New Haven: Yale University Press. 1994. Pp. x, 339. Cloth, \$35; paper, \$17.

#### LEGAL PROFESSION

LEGAL CULTURE AND THE LEGAL PROFESSION. Edited by *Lawrence M.*