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## RECENT BOOKS

### BOOKS RECEIVED

#### AFFIRMATIVE ACTION PROGRAMS

AFFIRMATIVE ACTION ON TRIAL: SEX DISCRIMINATION IN *JOHNSON V. SANTA CLARA*. By *Melvin I. Urofsky*. Lawrence: University Press of Kansas. 1997. Pp. xiii, 201. Cloth, \$25; paper, \$12.95.

#### ANTHROPOLOGY

LAW IN CULTURE AND SOCIETY. Edited by *Laura Nader*. Berkeley: University of California Press. 1969. Pp. x, 454. Paper, \$18.95.

#### BIOGRAPHY

JUSTICE ANTONIN SCALIA AND THE CONSERVATIVE REVIVAL. By *Richard A. Brisbin, Jr.* Baltimore: The Johns Hopkins University Press. 1997. Pp. xi, 474. \$39.95.

THE RECONSTRUCTION JUSTICE OF SALMON P. CHASE: *IN RE TURNER* AND *TEXAS V. WHITE*. By *Harold M. Hyman*. Lawrence: University Press of Kansas. 1997. Pp. xi, 184. Cloth, \$25; paper, \$12.95.

#### CITY PLANNING

CIVIC REALISM. By *Peter G. Rowe*. Cambridge: The MIT Press. 1997. Pp. vi, 243. Paper, \$22.50.

#### CIVIL RIGHTS

AFFIRMATIVE ACTION AND REPRESENTATION: *SHAW V. RENO* AND THE FUTURE OF VOTING RIGHTS. Edited by *Anthony A. Peacock*. Durham: Carolina Academic Press. 1997. Pp. xi, 416. Cloth, \$45; paper, \$30.

RACE AND REPRESENTATION: THE NATIONAL POLITICAL SCIENCE REVIEW, VOLUME 6. Edited by *Georgia A. Persons*. New Brunswick: Transaction Publishers. 1997. Pp. 332. Paper, \$24.95.

#### COMPARATIVE LAW

LAW AND LEGAL THEORY IN ENGLAND AND AMERICA. By *Richard A. Posner*. New York: Clarendon Press/Oxford University Press. 1996. Pp. xii, 134. \$24.95.

#### CONSTITUTIONAL HISTORY

SEPARATING POWER: ESSAYS ON THE FOUNDING PERIOD. By *Gerhard Casper*. Cambridge: Harvard University Press. 1997. Pp. viii, 202. \$27.

THE CONSTITUTION IN CONGRESS: THE FEDERALIST PERIOD 1789-1801. By *David*

*P. Currie*. Chicago: The University of Chicago Press. 1997. Pp. xv, 327. \$32.50.

#### CONSTITUTIONAL LAW

LEGALLY WED: SAME-SEX MARRIAGE AND THE CONSTITUTION. By *Mark Strasser*. Ithaca: Cornell University Press. 1997. Pp. x, 241. \$25.

#### CRIMINAL INVESTIGATION

THE KILLING SEASON: A SUMMER INSIDE AN LAPD HOMICIDE DIVISION. By *Miles Corwin*. New York: Simon & Schuster. 1997. Pp. 336. \$23.

#### CRIMINAL PROCEDURE

THE CONSTITUTION AND CRIMINAL PROCEDURE: FIRST PRINCIPLES. By *Akhil Reed Amar*. New Haven: Yale University Press. 1997. Pp. xi, 272. \$30.

#### CRIMINAL RESPONSIBILITY

JEKYLL ON TRIAL: MULTIPLE PERSONALITY DISORDER AND CRIMINAL LAW. By *Elyn R. Saks with Stephen H. Behnke*. New York: New York University Press. 1997. Pp. xiii, 264. \$29.95.

#### EVIDENCE

EVIDENCE LAW ADRIFT. By *Mirjan R. Damaška*. New Haven: Yale University Press. 1997. Pp. x, 160. \$27.50.

#### FAMILY COURTS/AUSTRALIA

COUNSEL OF PERFECTION: THE FAMILY COURT OF AUSTRALIA. By *Leonie Star*. New York: Oxford University Press. 1996. Pp. x, 251. Paper, \$29.95.

#### FOREIGN RELATIONS OF THE UNITED STATES

FOREIGN AFFAIRS AND THE UNITED STATES CONSTITUTION 2D ED. By *Louis Henkin*. New York: Clarendon Press/Oxford University Press. 1996. Pp. lxxii, 582. Cloth, \$110; paper, \$29.95.

#### FORFEITURE

A LICENSE TO STEAL: THE FORFEITURE OF PROPERTY. By *Leonard W. Levy*. Chapel Hill: The University of North Carolina Press. 1996. Pp. xiii, 272. \$22.95.

**FREEDOM OF SPEECH**

FREE SPEECH IN THE COLLEGE COMMUNITY. By *Robert M. O'Neil*. Bloomington: Indiana University Press. 1997. Pp. xv, 257. \$24.95.

**GERMAN REUNIFICATION**

THE IMPERFECT UNION: CONSTITUTIONAL STRUCTURES OF GERMAN UNIFICATION. By *Peter E. Quint*. Princeton: Princeton University Press. 1997. Pp. xi, 482. \$75.

**GOVERNMENT**

FREE MARKETS AND SOCIAL JUSTICE. By *Cass R. Sunstein*. New York: Oxford University Press. 1997. Pp. vi, 407. \$35.

**HEALTH CARE INDUSTRY**

MAKING MEDICAL SPENDING DECISIONS: THE LAW, ETHICS, AND ECONOMICS OF RATIONING MECHANISMS. By *Mark A. Hall*. New York: Oxford University Press. 1997. Pp. xii, 300. \$35.

MORTAL PERIL: OUR INALIENABLE RIGHT TO HEALTH CARE? By *Richard A. Epstein*. Reading: Addison-Wesley Publishing Co., Inc. 1997. Pp. xvi, 503. \$27.50.

**HOUSING DISCRIMINATION/RACE**

OUR TOWN: RACE, HOUSING, AND THE SOUL OF SUBURBIA. By *David L. Kirp, John P. Dwyer, & Larry A. Rosenthal*. New Brunswick: Rutgers University Press. 1995. Pp. x, 267. \$29.95.

**INTERNATIONAL CRIMINAL LAW**

WHAT KIND OF CRIMINAL POLICY FOR EUROPE? Edited by *Mireille Delmas-Marty*. Boston: Kluwer Law International. 1996. Pp. xiii, 343. \$146.

**JURISPRUDENCE**

A CRITIQUE OF ADJUDICATION (FIN DE SIÈCLE). By *Duncan Kennedy*. Cambridge: Harvard University Press. 1997. Pp. 424. \$45.

**LAW AND THE ARTS**

LEGAL REELISM: MOVIES AS LEGAL TEXTS. Edited by *John Denvir*. Champaign: University of Illinois Press. 1996. Pp. xviii, 314. Cloth, \$39.95; paper, \$19.95.

REEL JUSTICE: THE COURTROOM GOES TO THE MOVIES. By *Paul Bergman & Michael Asimow*. Kansas City: Andrews and McMeel. 1996. Pp. xix, 338. Paper, \$14.95.

**LAW AND CULTURE**

A BOOK OF LEGAL LISTS: THE BEST AND WORST IN AMERICAN LAW. By *Bernard*

*Schwartz*. New York: Oxford University Press. 1997. Pp. 292. \$25.

**LEGAL EDUCATION**

BECOMING GENTLEMEN: WOMEN, LAW SCHOOL, AND INSTITUTIONAL CHANGE. By *Lani Guinier, Michelle Fine & Jane Balin*. Boston: Beacon Press. 1997. Pp. 175. \$22.

**LEGAL PROFESSION**

DISSONANCE AND DISTRUST: WOMEN IN THE LEGAL PROFESSION. By *Margaret Thornton*. New York: Oxford University Press. 1996. Pp. xii, 323. Paper, \$37.50.

TRYING CASES: A LIFE IN THE LAW. By *Haliburton Fales 2d*. New York: New York University Press. 1997. Pp. viii, 212. \$30.

**MORALITY**

NATURAL LAW, LIBERALISM, AND MORALITY. Edited by *Robert P. George*. New York: Clarendon Press/Oxford University Press. 1996. Pp. x, 311. \$75.

SEX, MORALITY, AND THE LAW. Edited by *Lori Gruen & George E. Panichas*. New York: Routledge. 1997. Pp. x, 454. Cloth, \$65; paper, \$22.95.

**POVERTY LAW**

(DIS)ENTITLING THE POOR: THE WARREN COURT, WELFARE RIGHTS, AND THE AMERICAN POLITICAL TRADITION. By *Elizabeth Bussiere*. University Park: The Pennsylvania State University Press. 1997. Pp. x, 210. \$26.50.

**PRISONS AND PRISONERS**

AFTER THE MADNESS: A JUDGE'S OWN PRISON MEMOIR. By *Sol Wachtler*. New York: Random House. 1997. Pp. 369. \$24.

**PROPERTY**

PROPERTY MATTERS: HOW PROPERTY RIGHTS ARE UNDER ASSAULT — AND WHY YOU SHOULD CARE. By *James V. DeLong*. New York: The Free Press. 1997. Pp. ix, 390. \$27.50.

**PSYCHIATRIC MALPRACTICE**

PSYCHIATRIC MALPRACTICE: STORIES OF PATIENTS, PSYCHIATRISTS, AND THE LAW. By *James L. Kelley*. New Brunswick: Rutgers University Press. 1996. Pp. x, 229. \$29.95.

**PUBLIC CHOICE THEORY**

GREED, CHAOS, AND GOVERNANCE: USING PUBLIC CHOICE TO IMPROVE PUBLIC LAW. By *Jerry L. Mashaw*. New Haven: Yale University Press. 1997. Pp. ix, 231. \$28.

PUBLIC CHOICE AND PUBLIC LAW: READINGS AND COMMENTARY. By *Maxwell L.*

*Stearns*. Cincinnati: Anderson Publishing Company. 1997. Pp. xxxvii, 1035. \$54.

#### RACE DISCRIMINATION

RACE, LAW, AND CULTURE: REFLECTIONS ON *BROWN V. BOARD OF EDUCATION*. Edited by *Austin Sarat*. New York: Oxford University Press. 1997. Pp. viii, 238. Cloth, \$45; paper, \$16.95.

SHADES OF FREEDOM: RACIAL POLITICS AND PRESUMPTIONS OF THE AMERICAN LEGAL PROCESS. By *A. Leon Higginbotham, Jr.* New York: Oxford University Press. 1996. Pp. xxxii, 304. \$30.

#### RELIGION

RELIGION IN POLITICS: CONSTITUTIONAL AND MORAL PERSPECTIVES. By *Michael J. Perry*. New York: Oxford University Press. 1997. Pp. viii, 168. \$29.95.

#### REPRESENTATIVE GOVERNMENT

THE QUEEN OF AMERICA GOES TO WASHINGTON CITY: ESSAYS ON SEX AND CITIZENSHIP. By *Lauren Berlant*. Durham: Duke University Press. 1997. Pp. viii, 308. Cloth, \$49.95; paper, \$16.95.

#### SEXUAL HARASSMENT

THE STORY OF THE U.S. NAVY'S TAILHOOK SCANDAL: THE MOTHER OF ALL HOOKS. By *William H. McMichael*. New Brunswick: Transaction Publishers. 1997. Pp. xvi, 377. \$32.95.

#### SPACE LAW

OUTER SPACE: PROBLEMS OF LAW AND POLICY, 2D ED. By *Glenn H. Reynolds & Robert P. Merges*. Boulder: Westview Press. 1997. Pp. xviii, 446. \$50.

#### TAXATION

TAXING WOMEN. By *Edward J. McCaffery*. Chicago: The University of Chicago Press. 1997. Pp. xiii, 310. \$29.95.

#### TORTS

ACCIDENTAL JUSTICE: THE DILEMMAS OF TORT LAW. By *Peter A. Bell & Jeffrey O'Connell*. New Haven: Yale University Press. 1997. Pp. xiv, 266. \$30.

#### TRIALS

THE TRIALS OF MARIA BARBELLA: THE TRUE STORY OF A 19TH CENTURY CRIME OF PASSION. By *Idanna Pucci*. New York: Vintage Books. 1996. Pp. xvii, 296. Paper, \$13.

#### WAR

THE RIGHT OF CONQUEST: THE ACQUISITION OF TERRITORY BY FORCE IN INTERNATIONAL LAW AND PRACTICE. By *Sharon Korman*. New York: Clarendon Press/Oxford University Press. 1996. Pp. ix, 342. \$72.