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## RECENT BOOKS

### BOOKS RECEIVED

#### ADMINISTRATIVE LAW

THE GOLDEN METWAND AND THE CROOKED CORD: ESSAYS ON PUBLIC LAW IN HONOUR OF SIR WILLIAM WADE QC. Edited by *Christopher Forsyth & Ivan Hare*. New York: Clarendon Press/Oxford University Press. 1998. Pp. xl, 355. \$85.

#### ANTITRUST LAW

ANTITRUST AND THE BOUNDS OF POWER: THE DILEMMA OF LIBERAL DEMOCRACY IN THE HISTORY OF THE MARKET. By *Giuliano Amato*. Evanston: Northwestern University Press. 1997. Pp. xiv, 133. \$40.

#### BIOGRAPHY

CARDOZO. By *Andrew L. Kaufman*. Cambridge: Harvard University Press. 1998. Pp. xii, 732. \$55.

THE MAN WHO ONCE WAS WHIZZER WHITE: A PORTRAIT OF JUSTICE BYRON R. WHITE. By *Dennis J. Hutchinson*. New York: The Free Press. 1998. Pp. 577. \$30.

#### CHILD CUSTODY

See *Minors*.

#### CHILDREN

See *Minors*.

#### CITIZENSHIP

See *Women*.

#### CIVIL RIGHTS

See *Constitutional Law*.

#### COMPARATIVE LAW

FOREIGN LAW AND COMPARATIVE METHODOLOGY: A SUBJECT AND A THESIS. By *Basil S. Markesinis*. Evanston: Northwestern University Press. 1997. Pp. xxxii, 487. \$90.

#### CONSTITUTIONAL HISTORY

See *Rule of Law*.

#### CONSTITUTIONAL LAW

See *Rule of Law*.

CONSTITUTIONAL STUPIDITIES, CONSTITUTIONAL TRAGEDIES. Edited by *William N. Eskridge, Jr. & Sanford Levinson*. New York: New York University Press. 1998. Pp. x, 286. Cloth, \$60; paper, \$21.

THE BILL OF RIGHTS: CREATION AND RECONSTRUCTION. By *Akhil Reed Amar*. New Haven: Yale University Press. 1998. Pp. xv, 412. \$30.

#### COURTS, ISLAMIC

See *Sex Role/Gender*.

#### CRIMINAL LAW

THE MIRANDA DEBATE: LAW, JUSTICE, AND POLICING. Edited by *Richard A. Leo & George C. Thomas III*. Boston: Northeastern University Press. 1998. Pp. xix, 339. \$55.

#### CRITICAL LEGAL STUDIES

See *Right of Property*.

#### CULTURE AND LAW

LAW IN THE DOMAINS OF CULTURE. Edited by *Austin Sarat & Thomas R. Kearns*. Ann Arbor: The University of Michigan Press. 1998. Pp. 241. \$49.50.

THE COMMON PLACE OF LAW: STORIES FROM EVERYDAY LIFE. By *Patricia Ewick & Susan S. Silbey*. Chicago: The University of Chicago Press. 1998. Pp. xvii, 318. Cloth, \$42; paper, \$16.

#### EUTHANASIA

EUTHANASIA AND LAW IN THE NETHERLANDS. By *John Griffiths, Alex Bood & Heleen Weyers*. Amsterdam: Amsterdam University Press. 1998. Pp. xv, 382. \$37.50.

#### EXPORT CONTROLS

COMMENTARY ON THE UN CONVENTION ON THE INTERNATIONAL SALE OF GOODS (CISG) SECOND ED. (IN TRANSLATION). Edited by *Peter Schlechtriem*. New York: Clarendon Press/Oxford University Press. 1998. Pp. xlviii, 803. \$240.

#### FEMINIST JURISPRUDENCE

See *Sex and Law, Women*.

SAPPHO GOES TO LAW SCHOOL: FRAGMENTS IN LESBIAN LEGAL THEORY. By *Ruthann Robson*. New York: Columbia University Press. 1998. Pp. xv, 303. Cloth, \$49.50; paper, \$17.50.

UNSPEAKABLE SUBJECTS: FEMINIST ESSAYS IN LEGAL AND SOCIAL THEORY. By *Nicola Lacey*. Evanston: Northwestern University Press. 1998. Pp. x, 273. \$60.

#### FREEDOM OF RELIGION

THE LUSTRE OF OUR COUNTRY: THE AMERICAN EXPERIENCE OF RELIGIOUS

FREEDOM. By *John T. Noonan, Jr.* Berkeley: University of California Press. 1998. Pp. 436. \$35.

#### FREEDOM OF SPEECH

See *Hate Speech*.

#### FREE ENTERPRISE

See *Right of Property*.

#### HATE SPEECH

CAMPUS HATE SPEECH ON TRIAL. By *Timothy C. Shiell*. Lawrence: University Press of Kansas. 1998. Pp. x, 205. \$29.95.

#### HEALTH

See also *Euthanasia, Human Reproductive Technology*.

HEALTH CARE LAW AND ETHICS FIFTH ED. By *William J. Curran, Mark A. Hall, Mary Anne Bobinski & David Orentlicher*. New York: Aspen Law & Business. 1998. Pp. xxxv, 1463. \$62.

#### HUMAN REPRODUCTIVE TECHNOLOGY

ASSISTED REPRODUCTIVE TECHNOLOGIES: ANALYSIS AND RECOMMENDATIONS FOR PUBLIC POLICY. By *The New York State Task Force on Life and the Law*. New York: The New York State Task Force on Life and the Law. 1998. Pp. xxxiv, 474. \$12.

#### HUMAN RIGHTS

ACCOUNTABILITY FOR HUMAN RIGHTS ATROCITIES IN INTERNATIONAL LAW: BEYOND THE NUREMBERG LEGACY. By *Steven R. Ratner & Jason S. Abrams*. New York: Clarendon Press/Oxford University Press. 1997. Pp. xxxv, 368. \$95.

#### INTERNATIONAL CONVENTIONS

See *Export Controls*.

#### INTERNATIONAL COURTS

THE EUROPEAN COURTS AND NATIONAL COURTS — DOCTRINE AND JURISPRUDENCE: LEGAL CHANGE IN ITS SOCIAL CONTEXT. Edited by *Anne-Marie Slaughter, Alec Stone Sweet & J. H.H. Weiler*. Evanston: Northwestern University Press. 1998. Pp. xli, 400. \$50.

WE THE COURT: THE EUROPEAN COURT OF JUSTICE AND THE EUROPEAN ECONOMIC CONSTITUTION: A CRITICAL READING OF ARTICLE 30 OF THE EC TREATY. By *Miguel Poiares Maduro*. Evanston: Northwestern University Press. 1998. Pp. xii, 194. Paper, \$45.

#### INTERNATIONAL ENVIRONMENTAL LAW

PROTECTION OF GLOBAL BIODIVERSITY: CONVERGING STRATEGIES. Edited by *Lakshman D. Guruswamy & Jeffrey A. McNeely*. Durham: Duke University Press. 1998. Pp. viii, 425. Cloth, \$69.95; paper, \$23.95.

#### INTERNATIONAL LAW

BASIC COMMUNITY CASES, SECOND ED. By *Bernard Rudden & Diarmuid Rossa Phelan*. New York: Oxford University Press. 1997. Pp. xxx, 379. \$77.

CUSTOMS MODERNIZATION AND THE INTERNATIONAL TRADE SUPERHIGHWAY. By *Michael H. Lane*. Westport: Quorum Books. 1998. Pp. xvi, 226. \$59.95.

NATIONAL, SUPRANATIONAL AND INTERNATIONAL TORT LAW: SCOPE OF PROTECTION — CASES, MATERIALS AND TEXT. By *Walter van Gerven, Jeremy Lever, Pierre Larouche, Christian von Bar & Genevieve Viney*. Evanston: Northwestern University Press. 1998. Pp. lv, 494. Paper, \$60.

THE GERMAN LAW OF OBLIGATIONS: VOLUME I: THE LAW OF CONTRACTS AND RESTITUTION: A COMPARATIVE INTRODUCTION; VOLUME II: THE LAW OF TORTS: A COMPARATIVE INTRODUCTION. By *B. S. Markesinis, W. Lorenz & G. Dannemann*. New York: Clarendon Press/Oxford University Press. 1997. Pp. xlvii, 942. \$230.

THE STATUS OF PALESTINIAN REFUGEES IN INTERNATIONAL LAW. By *Lex Takkenberg*. New York: Clarendon Press/Oxford University Press. 1998. Pp. xxix, 411. \$95.

#### INTERNATIONAL ORGANIZATION

THE UNITED NATIONS SYSTEM AND ITS PREDECESSORS: VOLUME I: THE UNITED NATIONS SYSTEM. Edited by *Hans von Mangoldt & Volker Rittberger*. New York: Oxford University Press. 1997. Pp. xxxix, 1659. \$280.

THE UNITED NATIONS SYSTEM AND ITS PREDECESSORS: VOLUME II: PREDECESSORS OF THE UNITED NATIONS. Edited by *Franz Knipping*. New York: Oxford University Press. 1997. Pp. xlix, 851. \$195.

#### JUDGES

THE PAPERS OF JOHN MARSHALL VOLUME IX: CORRESPONDENCE, PAPERS, AND SELECTED JUDICIAL OPINIONS, JANUARY 1820-DECEMBER 1823. Edited by *Charles F. Hobson*. Chapel Hill: The University of North Carolina Press. 1998. Pp. xxxviii, 396. \$60.

## JUDICIAL PROCESS

See also *Prisons*.

IDEOLOGY IN THE LANGUAGE OF JUDGES: HOW JUDGES PRACTICE LAW, POLITICS, AND COURTROOM CONTROL. By *Susan U. Phillips*. New York: Oxford University Press. 1998. Pp. xvii, 205. Cloth, \$59; paper, \$29.95.

## JURISPRUDENCE

AN INSTITUTIONAL THEORY OF LAW: KEEPING LAW IN ITS PLACE. By *Peter Morton*. New York: Clarendon Press/Oxford University Press. 1998. Pp. 416. \$90.

CURRENT LEGAL PROBLEMS 1997: VOLUME 50: LAW AND OPINION AT THE END OF THE TWENTIETH CENTURY. Edited by *M.D.A. Freeman*. New York: Oxford University Press. 1997. Pp. xxxvii, 452. \$85.

## LABOR LAW

THE LEXICON OF LABOR: MORE THAN 500 KEY TERMS, BIOGRAPHICAL SKETCHES, AND HISTORICAL INSIGHTS CONCERNING LABOR IN AMERICA (UNCORRECTED PROOF). By *R. Emmett Murray*. New York: The New Press. 1998. Pp. 205. Paper, \$13.95.

## LANGUAGE

See also *Sex Role/Gender*.

JUST WORDS: LAW, LANGUAGE, AND POWER. BY *JOHN M. CONLEY & William M. O'Barr*. Chicago: The University of Chicago Press. 1998. Pp. xvi, 168. Cloth, \$35; paper, \$13.

## LANGUAGE AND CULTURE

See *Trials*.

## LAW AND ECONOMICS

FOUNDATIONS OF THE ECONOMIC APPROACH TO LAW. Edited by *Avery Wiener Katz*. New York: Oxford University Press. 1998. Pp. xv, 399. Cloth, \$55; paper, \$29.95.

## LAW AND LEGISLATION

See *Special Education*.

## LAW AND LITERATURE

LAW AND LITERATURE: REVISED AND ENLARGED EDITION. By *Richard A. Posner*. Cambridge: Harvard University Press. 1998. Pp. ix, 422. Cloth, \$45; paper, \$18.95.

LITERATURE AND LEGAL PROBLEM SOLVING: LAW AND LITERATURE AS ETHICAL DISCOURSE. Edited by *Paul J. Heald*. Durham: Carolina Academic Press. 1998. Pp. vii, 191. \$30.

## LAW AND POLITICS

See *Judicial Process*.

## LAW: PHILOSOPHY

LAW AND THE POSTMODERN MIND: ESSAYS ON PSYCHOANALYSIS AND JURISPRUDENCE. Edited by *Peter Goodrich & David Gray Carlson*. Ann Arbor: The University of Michigan Press. 1998. Pp. vi, 316. \$49.50.

## LEGAL HISTORY

See *Judges*.

## MINORS

NO PLACE TO GO: THE CIVIL COMMITMENT OF MINORS. By *Gary B. Melton, Phillip M. Lyons, Jr. & Willis J. Spaulding*. Lincoln: University of Nebraska Press. 1998. Pp. vi, 227. \$40.

## PHILOSOPHY

See *Jurisprudence*.

## POLITICAL CULTURE

WRITTEN IN STONE: PUBLIC MONUMENTS IN CHANGING SOCIETIES. By *Sanford Levinson*. Durham: Duke University Press. 1998. Pp. xiii, 144. Cloth, \$39.95; paper, \$13.95.

## PRISONS

JUDICIAL POLICY MAKING AND THE MODERN STATE: HOW THE COURTS REFORMED AMERICA'S PRISONS. By *Malcolm M. Feeley & Edward L. Rubin*. New York: Cambridge University Press. 1998. Pp. xv, 490. \$69.95.

## PUBLIC LAW: EUROPEAN

NEW DIRECTIONS IN EUROPEAN PUBLIC LAW. Edited by *Jack Beaton & Takis Tridimas*. Evanston: Northwestern University Press. 1998. Pp. xvi, 198. \$60.

## RACE RELATIONS

THE LATINO/A CONDITION: A CRITICAL READER. Edited by *Richard Delgado & Jean Stefancic*. New York: New York University Press. 1998. Pp. xix, 715. Cloth, \$75; paper, \$24.95.

## REFERENDUM

LAWMAKING BY INITIATIVE: ISSUES, OPTIONS AND COMPARISONS. By *Philip L. Dubois & Floyd Feeney*. Bronx: Agathon Press. 1998. Pp. xii, 268. \$30.

## RESTITUTION

CASES AND MATERIALS ON THE LAW OF RESTITUTION. By *Andrew Burrows & Ewan McKendrick*. New York: Oxford University Press. 1997. Pp. lxiii, 912. \$105.

## RIGHT OF PROPERTY

THE PROGRESSIVE ASSAULT ON LAISSEZ FAIRE: ROBERT HALE AND THE FIRST LAW AND ECONOMICS MOVEMENT. By *Barbara H. Fried*. Cambridge: Harvard University Press. 1998. Pp. x, 338. \$55.

## RULE OF LAW

RULES, LAWS, CONSTITUTIONS. Edited by *Satish Saberwal & Heiko Sievers*. Thousand Oaks: Sage Publications. 1998. Pp. 289. \$35.

## SEX AND LAW

THE GENDER LINE: MEN, WOMEN, AND THE LAW. By *Nancy Levit*. New York: New York University Press. 1998. Pp. ix, 301. \$35.

WOMEN, GAYS, AND THE CONSTITUTION: THE GROUNDS FOR FEMINISM AND GAY RIGHTS IN CULTURE AND LAW. By *David A.J. Richards*. Chicago: The University of Chicago Press. 1998. Pp. xiv, 531. Cloth, \$65; paper, \$22.

## SEX ROLE/GENDER

PRONOUNCING AND PERSEVERING: GENDER AND THE DISCOURSES OF DISPUTING IN AN AFRICAN ISLAMIC COURT. By *Susan F. Hirsch*. Chicago: The University of Chicago Press. 1998. Pp. xiii, 360. Cloth, \$48; paper, \$19.

## SPECIAL EDUCATION

JUMPING THE QUEUE: AN INQUIRY INTO THE LEGAL TREATMENT OF STUDENTS WITH LEARNING DISABILITIES. By *Mark Kelman & Gillian Lester*. Cambridge: Harvard University Press. 1997. Pp. x, 313. \$39.95.

## TRIALS

WORD CRIMES: BLASPHEMY, CULTURE, AND LITERATURE IN NINETEENTH-CENTURY ENGLAND. By *Joss Marsh*. Chicago: The University of Chicago Press. 1998. Pp. xii, 431. Cloth, \$55; paper, \$22.50.

## UNJUST ENRICHMENT

See *Restitution*.

## WOMEN

See also *Feminist Jurisprudence*.

NO CONSTITUTIONAL RIGHT TO BE LADIES: WOMEN AND THE OBLIGATIONS OF CITIZENSHIP (UNCORRECTED PAGE PROOF). By *Linda K. Kerber*. New York: Hill and Wang. 1998. Pp. xxiv, 388. Paper, \$25.

THE VESTAL AND THE FASCES: HEGEL, LACAN, PROPERTY, AND THE FEMININE. By *Jeanne Lorraine Schroeder*. Berkeley: University of California Press. 1998. Pp. xxii, 347. \$45.

WOMEN AND THE LAW. By *Sandra Fredman*. New York: Clarendon Press/Oxford University Press. 1997. Pp. xxxv, 429. Cloth, \$86; paper, \$35.