

Cambridge University Press 978-1-108-41568-2 — The Legal Process and the Promise of Justice Edited by Rosann Greenspan , Hadar Aviram , Jonathan Simon Table of Contents More Information

Contents

Abo	ut the Contributors	bage vii
	Introduction: Past as Prologue Hadar Aviram, Rosann Greenspan, and Jonathan Simon	1
	PART I THE PROCESS IS THE PUNISHMENT	17
1	Adversarial Bias and the Criminal Process: Infusing the Organizatio Perspective on Criminal Courts with Insights from Behavioral Scient Hadar Aviram	
2	Malcolm Feeley's Concept of Law Issa Kohler-Hausmann	36
3	Process as Intergenerational Punishment Kay L. Levine and Volkan Topalli	55
4	The Process Is the Problem Shauhin Talesh	72
	PART II COURT REFORM ON TRIAL	95
5	Regulating E-Cigarettes: Why Policies Diverge Eric A. Feldman	97
6	Japanese Court Reform on Trial David T. Johnson and Setsuo Miyazawa	122
7	Court Reform and Comparative Criminal Justice David Nelken	139



Cambridge University Press 978-1-108-41568-2 — The Legal Process and the Promise of Justice Edited by Rosann Greenspan , Hadar Aviram , Jonathan Simon Table of Contents

More Information

vi Contents

8	The Birth of the Penal Organization: Why Prisons Were Born to Fail Ashley T. Rubin	152
9	The Misbegotten: Infanticide in Victorian England Lawrence M. Friedman	172
	PART III JUDICIAL POLICYMAKING AND THE MODERN STATE	191
10	Judicial Deference in the Modern State Lauren B. Edelman	193
11	The Law of the Workplace Paul Frymer	215
12	Administrative "States" of Judicial Policy on Gender-Motivated Violence Christine B. Harrington	230
13	Can Courts Abolish Mass Incarceration? Jonathan Simon	259
14	Policy Making by Out-of-Court Settlements: Palestinian Informers at the Israeli High Court of Justice Menachem Hofnung	273
	PART IV POLITICAL LIBERALISM AND THE LEGAL COMPLEX	287
15	The International Legal Complex: Wang Yu and the Global Response to Repression of China's Rights Lawyers Terence C. Halliday	289
16	The Legal Profession's Promise of Justice: Choices and Challenges in Legal and Sociolegal Work Mark Fathi Massoud	314
17	The Varieties of Judicial Independence and the Judiciary's Role in Political Reform Edward L. Rubin	335
18	The Legal Complex and Lawyers-in-Chief Kim Lane Scheppele	361
Inde	ex	385