

# American Consutional Law 2 Volume Set

Approaches to Constitutional Analysis; Model I: Model of Separated and Divided Powers; Federal Judicial Power; Federal Executive Power; Federal Legislative Power; Federalism-Based Limits on State and Local Power; Direct Protection of Individuals and Groups; Model II: The Model of Implied Limitations on Government; Model III: Model of Settled Expectations; Model IV: Model of Regularity; Model V: Model of Preferred Rights; Rights of Communication and Expression; Rights of Political

Participation; Rights of Religious Autonomy; Rights of Privacy and Personhood; Model VI: The Model of Equal Protection; Model VII: Toward a Model of Structural Justice?; Problem of State Action.

iAmerican Constitutional Law Essays, Cases, and Comparative Notes is a unique casebook that encourages students and citizens of the Constitution to think critically about the fundamental principles and policies of the American constitutional order. The book has two prominent features that distinguish it from other books in the field an emphasis on the social, political and moral theory that provides meaning to constitutional law and interpretation; and a comparative perspective that

situates the American experience within a world context that serves as an invaluable prism through which to illuminate the special features of our own constitutional order. While the focus of the book is entirely on American constitutional law, the book asks students to consider what, if anything, is unique in American constitutional life and what we share with other constitutional democracies. Each chapter is preceded by an introductory essay that highlights these major themes and also situates the cases in their proper historical and political context. For students in the liberal arts, as well as law students seeking a richer encounter with the multifaceted nature of the American constitutional

experience, this book addresses all of their concerns. The new edition offers Updated and expanded treatment of key cases on gerrymandering and campaign finance Expanded discussion of the Court's work federalism and the commerce clause Discussions of the Court's new cases on the death penalty, including a discussion of the controversy within the Court about the propriety of citing foreign case law An expanded discussion of the Court's recent work in the area of privacy, including the Court's decisions with regard to partial birth abortions and same sex marriages An expanded section on the Court's continuing efforts to develop a coherent takings clause jurisprudence Full coverage of new developments and

cases concerning affirmative action and school desegregation

Derived from the renowned multi-volume International Encyclopaedia of Laws, this very useful analysis of constitutional law in Spain provides essential information on the country's sources of constitutional law, its form of government, and its administrative structure. Lawyers who handle transnational matters will appreciate the clarifications of particular terminology and its application. Throughout the book, the treatment emphasizes the specific points at which constitutional law affects the interpretation of legal rules and procedure. Thorough coverage by a local expert fully describes the political

system, the historical background, the role of treaties, legislation, jurisprudence, and administrative regulations. The discussion of the form and structure of government outlines its legal status, the jurisdiction and workings of the central state organs, the subdivisions of the state, its decentralized authorities, and concepts of citizenship. Special issues include the legal position of aliens, foreign relations, taxing and spending powers, emergency laws, the power of the military, and the constitutional relationship between church and state. Details are presented in such a way that readers who are unfamiliar with specific terms and concepts in varying contexts will fully grasp their meaning and significance. Its succinct

yet scholarly nature, as well as the practical quality of the information it provides, make this book a valuable time-saving tool for both practising and academic jurists. Lawyers representing parties with interests in Spain will welcome this guide, and academics and researchers will appreciate its value in the study of comparative constitutional law.

Constitutional change, seemingly so orderly, formal, and refined, has in fact been a revolutionary process from the first, as Bruce Ackerman makes clear in *We the People*, Volume 2: Transformations. The Founding Fathers, hardly the genteel conservatives of myth, set America on a remarkable course of revolutionary disruption and

constitutional creativity that endures to this day. After the bloody sacrifices of the Civil War, Abraham Lincoln and the Republican Party revolutionized the traditional system of constitutional amendment as they put principles of liberty and equality into higher law. Another wrenching transformation occurred during the Great Depression, when Franklin Roosevelt and his New Dealers vindicated a new vision of activist government against an assault by the Supreme Court. These are the crucial episodes in American constitutional history that Ackerman takes up in this second volume of a trilogy hailed as “one of the most important contributions to American constitutional thought in the last half-century”

(Cass Sunstein, *The New Republic*). In each case he shows how the American people—whether led by the Founding Federalists or the Lincoln Republicans or the Roosevelt Democrats—have confronted the Constitution in its moments of great crisis with dramatic acts of upheaval, always in the name of popular sovereignty. A thoroughly new way of understanding constitutional development, *We the People, Volume 2: Transformations* reveals how America’s “dualist democracy” provides for these populist upheavals that amend the Constitution, often without formalities. The book also sets contemporary events, such as the Reagan Revolution and *Roe v. Wade*, in deeper

constitutional perspective. In this context Ackerman exposes basic constitutional problems inherited from the New Deal Revolution and exacerbated by the Reagan Revolution, then considers the fundamental reforms that might resolve them. A bold challenge to formalist and fundamentalist views, this volume demonstrates that ongoing struggle over America's national identity, rather than consensus, marks its constitutional history.

51 Imperfect Solutions

The Words That Made Us

Undergraduate Edition, Volume 2

American Constitutional Law 8E, 2-VOL SET

Constitutional Law in Spain

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American Constitutional Law provides a comprehensive account of the nation's defining document. Based on the premise that the study of the Constitution and constitutional law is of fundamental importance to understanding the principles, prospects, and problems of America, the volumes in this set put current events in terms of what those who initially drafted and ratified the Constitution sought to accomplish. The authors examine the constitutional

thought of the founders, as well as interpretations of the Constitution by the Supreme Court, Congress, the President, lower federal courts, and state judiciaries. Volume I focuses on federal rights and powers, and volume II focuses on individuals' rights and responsibilities. Available individually or as a two-volume set, they are perfect for a one- or two-semester course on constitutional law and civil liberties.

AMERICAN CONSTITUTIONAL LAW, Volumes I and II, combines cases, decisions, and authorial commentary to make the texts a perfect instructional choice. These comprehensive volumes cover the entire range of topics in constitutional law. Each of the chapters includes an extended essay providing the legal, historical, political, and cultural contexts for the set of edited decisions from the United States Supreme Court case that follows. In

selecting, editing, and updating the materials, the authors emphasize recent trends in major areas of constitutional interpretation. At the same time, the authors include many landmark decisions, some of which retain importance as precedents while others illustrate the transient nature of constitutional interpretation. Because the book provides a good balance of decisions and authorial commentary, this text appeals to instructors of law

as well as instructors of political science. Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

Originalism and living constitutionalism, so often understood to be diametrically opposing views of our nation's founding document, are not in conflict—they are compatible. So argues Jack Balkin, one of the leading constitutional scholars of our time, in

this long-awaited book. Step by step, Balkin gracefully outlines a constitutional theory that demonstrates why modern conceptions of civil rights and civil liberties, and the modern state's protection of national security, health, safety, and the environment, are fully consistent with the Constitution's original meaning. And he shows how both liberals and conservatives, working through political parties and social movements,

play important roles in the ongoing project of constitutional construction. By making firm rules but also deliberately incorporating flexible standards and abstract principles, the Constitution's authors constructed a framework for politics on which later generations could build. Americans have taken up this task, producing institutions and doctrines that flesh out the Constitution's text and principles. Balkin's analysis offers a

way past the angry polemics of our era, a deepened understanding of the Constitution that is at once originalist and living constitutionalist, and a vision that allows all Americans to reclaim the Constitution as their own.

This two-volume set brings together a collection of writings and speeches by James Wilson, one of only six signers of both the Declaration of Independence and the United States Constitution. His

works had a significant impact on the deliberations that produced the cornerstone documents of American democracy.

The Higher Law Background of American Constitutional Law

The Origin and Scope of the American Doctrine of Constitutional Law

American Constitutionalism

The Structure of Government

Constitutional Law and Politics

American Constitutional Law, Volume 2: Liberty,

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Community, and the Bill of Rights is a unique casebook that encourages citizens and students of the Constitution to think critically about the fundamental principles and policies of the American constitutional order. In addition to its distinguished authorship, the book has two prominent features that set it apart from other books in the field: an emphasis on the social, political, and moral theory that provides meaning to constitutional law and interpretation, and a comparative perspective that situates the American experience within a world context that serves as an invaluable prism through which to illuminate the special features of our own constitutional order. While the focus of the book is entirely on American constitutional law, the book asks students to consider what, if

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Unlike some other reproductions of classic texts (1) We have not used OCR(Optical Character Recognition), as this leads to bad quality books with introduced typos. (2) In books where there are images such as portraits, maps, sketches etc We have endeavoured to keep the quality of these images, so they

represent accurately the original artefact. Although occasionally there may be certain imperfections with these old texts, we feel they deserve to be made available for future generations to enjoy.

American Constitutional Law: Essays, Cases, and Comparative Notes is a unique casebook that encourages citizens and students of the Constitution to think critically about the fundamental principles and policies of the American constitutional order. In addition to its distinguished authorship, the book has two prominent features that set it apart from other books in the field: an emphasis on the social, political, and moral theory that provides meaning to constitutional law and interpretation, and a comparative perspective that situates the

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includes separate chapters on race and gender. One of the most widely used constitutional law textbooks is back in a new edition. The only book that develops constitutional law in the comprehensive sense, *American Constitutional Law*, 4th ed. not only contains the results of court decisions but also highlights the efforts of legislatures, executives, the states, and the general public. Most constitutional law books focus only on case law and judicial pronouncements, but *American Constitutional Law* illustrates how both judicial and non-judicial forces shape constitutional law. Compared to other texts written by political scientists, this book offers much more in the way of citations to earlier decisions. These citations allow the reader to research areas in

greater depth and also highlight the process of trial and error used by the Supreme Court to clarify constitutional principles. Presenting a broad range of cases, rather than merely focusing on landmark cases, allows the reader to understand the development of constitutional law. Fisher also covers state involvement in constitutional law through examples of how states, by interpreting their own constitutions, may depart from Supreme Court doctrines. Readings include not only court cases but presidential statements and congressional debates. This is the perfect book for undergraduate political science courses as well as an invaluable resource for anyone interested in the development of constitutional law in the United States. This book will be available in two formats: a one-volume,

casebound edition and a two-volume paperback edition, with volume 1 being Constitutional Structures: Separated Powers and Federalism and volume 2 being Constitutional Rights and Civil Liberties.

Transformations

American Constitutional Law: Civil Rights and Liberties

The Bill of Rights and Subsequent Amendments

Volume II: Rights and Liberties

Essays, Cases, and Comparative Notes

When we think of constitutional law, we invariably think of the United States Supreme Court and the federal court system. Yet much of our constitutional law is not made at the federal level. In 51 Imperfect Solutions, U.S. Court of Appeals Judge Jeffrey S. Sutton

argues that American Constitutional Law should account for the role of the state courts and state constitutions, together with the federal courts and the federal constitution, in protecting individual liberties. The book tells four stories that arise in four different areas of constitutional law: equal protection; criminal procedure; privacy; and free speech and free exercise of religion. Traditional accounts of these bedrock debates about the relationship of the individual to the state focus on decisions of the United States Supreme Court. But these explanations tell just part of the story. The book corrects this omission by looking at each issue-and some others as well-through the lens of many constitutions, not one constitution; of many courts, not one court; and of all American judges, not federal or state judges. Taken together, the stories reveal a remarkably complex, nuanced, ever-changing federalist system, one that ought to make

lawyers and litigants pause before reflexively assuming that the United States Supreme Court alone has all of the answers to the most vexing constitutional questions. If there is a central conviction of the book, it's that an underappreciation of state constitutional law has hurt state and federal law and has undermined the appropriate balance between state and federal courts in protecting individual liberty. In trying to correct this imbalance, the book also offers several ideas for reform.

This interdisciplinary volume highlights the crucial role of effective government in sustaining democratic constitutionalism. In each chapter, leaders in the fields of constitutional law and politics provide innovative analyses of the relationships between effective government and democratic constitutionalism, its principles, and its institutions.

This book considers the distribution of power in the national government and explores how the constitutional scheme of separation of powers and checks and balances grants and controls power. It examines how the American Constitution and its amendments oblige the national and state governments.

Documents in American Constitutional and Legal History is a two-volume companion to Urofsky and Finkelman's March of Liberty. This reader provides students with a mix of both frequently cited and lesser-known but equally important historical documents and court decisions that have shaped the nation's constitutional development, beginning with its colonization and extending to the latest decisions of the Supreme Court. Each volume is organised chronologically, and the authors have placed it in its historical context. Each document is also accompanied by a brief list of

suggestions for further readings. In addition, the complete text of the U.S. Constitutions is contained in both volumes for easy

Liberty, Community, and the Bill of Rights Volume 2

With a Preliminary Review of the Constitutional History of the Colonies and States, Before the Adoption of the Constitution

American Constitutional Law

Volume 2: Civil Rights and Civil Liberties

American Constitutional Law Volume 2 Plus Student Passkey Plus Blessing of Liberty 2nd Edition

Constitutional Law in Contemporary America is the most up-to-date, carefully edited, and student-friendly undergraduate constitutional law textbook. Placing a unique emphasis on property rights, election law, and issues of gender, gender orientation, foreign policy, and criminal due process, the two-volume text features: \* Skillfully edited excerpts

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of canonical Supreme Court decisions and lower federal and state court decisions \* Historically important auxiliary materials--such as the Virginia and Kentucky Resolutions, the Declaration of Sentiments, and the Gulf of Tonkin Resolution--which help students better understand American constitutional law, politics, and government \* Succinct case introductions, timelines, discussion questions, chapter glossaries, and chapter bibliographies \* Discussions emphasizing significant contemporary issues (e.g., same-sex marriage, free speech on the Internet, and the war on terrorism) \* Topical overviews for each constitutional subject area In order to best suit the traditional two-semester constitutional law sequence, the text is conveniently divided into two volumes: \* Volume One: Institutions, Politics, and Process presents cases relating to the three branches of the national government. The authors address federalism, the relationship between

the citizen and the political process, and those issues of property that have dominated the Supreme Court since its inception nearly two centuries ago. Other topics include: Constitutional and foreign affairs, including case law developed post-9/11; election law and political process cases; the role and power of the federal courts; economic due process; and eminent domain law. \* Volume Two: Civil Rights and Liberties covers civil rights and liberties issues including those addressed in the Bill of Rights (as subsequently applied to the states) and in the Reconstruction Amendments. The authors address expressive freedoms such as religion, speech, press, and association, as well as the rights of those accused or convicted of crimes. Other topics include the state action doctrine, equal protection, the Second Amendment and gun rights, the rights of students, the death penalty, privacy, and reproductive rights.

Chief Justice John Marshall argued that a constitution "requires that only its great outlines should be marked [and] its important objects designated." Ours is "intended to endure for ages to come, and consequently, to be adapted to the various crises of human affairs." In recent years, Marshall's great truths have been challenged by proponents of originalism and strict construction. Such legal thinkers as Supreme Court Justice Antonin Scalia argue that the Constitution must be construed and applied as it was when the Framers wrote it. In *Keeping Faith with the Constitution*, three legal authorities make the case for Marshall's vision. They describe their approach as "constitutional fidelity"--not to how the Framers would have applied the Constitution, but to the text and principles of the Constitution itself. The original understanding of the text is one source of interpretation, but not the only one; to preserve the meaning and

authority of the document, to keep it vital, applications of the Constitution must be shaped by precedent, historical experience, practical consequence, and societal change. The authors range across the history of constitutional interpretation to show how this approach has been the source of our greatest advances, from *Brown v. Board of Education* to the New Deal, from the *Miranda* decision to the expansion of women's rights. They delve into the complexities of voting rights, the malapportionment of legislative districts, speech freedoms, civil liberties and the War on Terror, and the evolution of checks and balances. The Constitution's framers could never have imagined DNA, global warming, or even women's equality. Yet these and many more realities shape our lives and outlook. Our Constitution will remain vital into our changing future, the authors write, if judges remain true to this rich tradition of adaptation and fidelity.

This is an accessible constitutional law book suitable for undergraduate courses.

American Constitutional Law, Volume II provides a comprehensive account of the nation's defining document, examining how its provisions were originally understood by those who drafted and ratified it, and how they have since been interpreted by the Supreme Court, Congress, the President, lower federal courts, and state judiciaries. Clear and accessible chapter introductions and a careful balance between classic and recent cases provide students with a sense of how the law has been understood and construed over the years. The Tenth Edition has been fully revised to include twelve new cases, including key decisions *Obergefell v. Hodges*, *Burwell v. Hobby Lobby Stores*, *Shelby County v. Holder*, *Horne v. Department of Agriculture*, and *Riley v. California*. A revamped and expanded companion website

offers access to even more additional cases, an archive of primary documents, and links to online resources, making this text essential for any constitutional law course.

Constitutional Law

American Constitutional Law 8e 2-Vol Set

Constitutional Law in the United States

American Constitutional Law, Volume 2 - Liberties

The Bill of Rights and subsequent amendments. Volume 2

This book, in addition to analyzing and including excerpts of court decisions, highlights the efforts of legislatures, executives, the states, and the general public to participate in an ongoing political dialogue about the meaning of the Constitution. It therefore rejects the idea that elected leaders

and the public must passively receive and obey a series of unilateral and final judicial commands. The book covers all new developments in case law, congressional statutes, presidential policies, and initiatives undertaken by states under their own constitutions. Included are readings not only from cases but congressional floor debates, committee reports, committee hearings, presidential vetoes and statements, opinions of the Office of Legal Counsel in the Justice Department, state activity, Federalist papers, and professional journals.

Designed for an undergraduate course in US constitutional law, the casebook takes a liberal arts approach, tracing

constitutional doctrine and policy back to their foundation in social, moral, and political theory, and prompting students to engage the great questions of political life addressed by the Constitution and its interpretation. Opinions of the US Supreme Court constitute the core of the documents. The first edition was published in 1998; the second adds and updates topics. Annotation : 2004 Book News, Inc., Portland, OR (booknews.com). By selecting and organizing the most important cases of our nation's history, David O'Brien and new coauthor Gordon Silverstein have managed to make a daunting course manageable for both students and teachers. The inclusion of

insightful headnotes and informative special features allows students to place individual cases--and the Court itself--in their larger context.

Volume 2 of this text focuses on civil rights and basic freedoms and includes separate chapters on race and gender.

Visit our website for sample chapters!

Collected Works of James Wilson

States and the Making of American Constitutional Law

A Treatise on the Constitutional Limitations which Rest

Upon the Legislative Power of the States of the American

Union

Constitutional Rights: Civil Rights and Civil Liberties

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## Constitutionalism and a Right to Effective Government?

A history of the American Constitution's formative decades from a preeminent legal scholar When the US Constitution won popular approval in 1788, it was the culmination of thirty years of passionate argument over the nature of government. But ratification hardly ended the conversation. For the next half century, ordinary Americans and statesmen alike continued to wrestle with weighty questions in the halls of government and in the pages of newspapers. Should the nation's borders be expanded? Should America allow slavery to spread westward? What rights should Indian nations hold? What was the proper role of the judicial branch? In *The Words that Made Us*, Akhil Reed Amar unites history and law in a vivid narrative of the biggest constitutional questions early Americans confronted, and he expertly assesses the answers they offered. His account of the document's

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origins and consolidation is a guide for anyone seeking to properly understand America's Constitution today.

AMERICAN CONSTITUTIONAL LAW, Volumes I and II, combines cases, decisions, and authorial commentary to make the texts a perfect instructional choice. Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

This work has been selected by scholars as being culturally important and is part of the knowledge base of civilization as we know it. This work is in the public domain in the United States of America, and possibly other nations. Within the United States, you may freely copy and distribute this work, as no entity (individual or corporate) has a copyright on the body of the work. Scholars believe, and we concur, that this work is important enough to be preserved, reproduced, and

made generally available to the public. To ensure a quality reading experience, this work has been proofread and republished using a format that seamlessly blends the original graphical elements with text in an easy-to-read typeface. We appreciate your support of the preservation process, and thank you for being an important part of keeping this knowledge alive and relevant.

This paperback volume (subtitled "Constitutional Rights: Civil Rights and Civil Liberties") includes chapters 10 through 19 of Fisher/Harriger, *American Constitutional Law*, Ninth Edition (hardback). Now in its ninth edition, *American Constitutional Law* is the only book that develops constitutional law in the comprehensive sense. Along with containing analyses and excerpts of court decisions, the book highlights the efforts of legislatures, executives, the states, and the general public to participate in an ongoing political dialogue rather

than passively receive a series of unilateral judicial commands. It covers all new developments in case law, congressional statutes, presidential policies, and initiatives undertaken by states under their own constitutions. The book includes readings not only from cases but congressional floor debates, committee reports, committee hearings, presidential vetoes and other statements, state actions, Federalist papers, and professional journals. It also includes a chapter on equal protection that addresses immigration law and the rights of aliens. Constitutional Law in Contemporary America: Institutions, politics, and process. Foundation, interpretation, and amendment of the Constitution ; Nature of the federal union ; Legislative powers over commerce, taxing, and spending ; Congress and the President ; Property rights and substantive due process ; Property rights and eminent domain ; State authority in a federal system ; Federal powers

in foreign affairs ; The citizen and the political process

Living Originalism

Liberty, Community, and the Bill of Rights

Keeping Faith with the Constitution

2-VOLUME SET

American Constitutional Law provides a comprehensive account of the nations defining document. Based on the premise that the study of the Constitution and constitutional law is of fundamental importance to understanding the principles, prospects, and problems of America, this text puts current events in terms of what those who initially drafted and ratified the Constitution sought to accomplish.

This edition of the casebook is designed specifically for use by undergraduate and graduate students who are interested in Constitutional Law but who are not law students. The casebook differs from many other textbooks aimed at this audience because it enables students to read the Supreme Court's decisions rather than just reading about them. To make this possible, the casebook defines legal terms, explains court procedures, and provides other background information that would be unfamiliar to non-law students. In writing the book, the authors have strived to make constitutional law easily teachable and readily accessible. They have selected the cases very carefully and provided

extensive excerpts of the opinions so that students get a good sense of the Court's reasoning. Text boxes call the students' attention to important aspects of each opinion, and the book is filled with introductions, points for discussion, hypotheticals, and executive summaries. The authors present a diversity of views on every subject, and, reflecting some of their own disagreements, the authors have written point-counterpoint discussions on many disputed questions. Derived from the renowned multi-volume International Encyclopaedia of Laws, this very useful analysis of constitutional law in the United States provides essential information on the country ' s sources of constitutional law,

its form of government, and its administrative structure. Lawyers who handle transnational matters will appreciate the clarifications of particular terminology and its application. Throughout the book, the treatment emphasizes the specific points at which constitutional law affects the interpretation of legal rules and procedure. Thorough coverage by a local expert fully describes the political system, the historical background, the role of treaties, legislation, jurisprudence, and administrative regulations. The discussion of the form and structure of government outlines its legal status, the jurisdiction and workings of the central state organs, the subdivisions of the state, its decentralized authorities, and

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judiciaries to provide students with a sense of how the law has been interpreted over the years. Now fully updated, the ninth edition of this classic volume features several new cases including National Federation of Independent Business v. Sebelius, Arizona v. United States, Caperton v. A. T. Massey Coal Company, Citizens United v. Federal Election Commission, Perry v. Brown, Snyder v. Phelps, and Holder v. Humanitarian Law Project. Visit [westviewconlaw.com](http://westviewconlaw.com) for instructor resources, including recently decided cases, material from prior editions, and a glossary.

Documents of American Constitutional and Legal History:  
From 1896 to the present

Commentaries on the Constitution of the United States  
American Constitutional Law, 2-Volume Set  
American Constitutional Law, Volume II  
We the People, Volume 2

"Constitutionalism in the United States is not determined solely by decisions made by the Supreme Court. Rather, a robust and meaningful understanding of American Constitutionalism requires a consideration of the historical and political context in which the Supreme Court delivers its rulings. With this premise as a point of departure, renowned legal scholars Howard Gillman, Mark A. Graber, and Keith E. Whittington move beyond traditional casebooks and take a refreshingly innovative

approach to the study of Constitutional Law in American Constitutionalism Volumes I and II. Organized according to the standard two-semester Constitutional Law sequence, Volume I covers "Structures of Government" and Volume II covers "Rights and Liberties." Moreover, this text offers a unique approach to its subject matter organizing the material within each volume according to historical era instead of the typical issues-based approach. Given the rapid pace of Supreme Court decisions, the landscape of Constitutionalism in the United States remains dynamic and fluid. As such, the new edition of American Constitutionalism Volumes I and II will include full coverage of major Supreme Court cases, decisions, and their political contexts through 2020, including coverage of the Obama and

Trump administrations"--  
America's Constitutional Conversation, 1760-1840  
American Constitutional Law, Volume I