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The Radical Assault on Truth
in American Law

DANIEL A. FARBER and SUZANNA SHERRY

Beyond All Reason The Radical Assault On Truth In American Law

Robert Hauptman



Beyond All Reason The Radical Assault On Truth In American Law:

Beyond All Reason Daniel A. Farber, Suzanna Sherry, 1997-10-30 Would you want to be operated on by a surgeon trained at a medical school that did not evaluate its students Would you want to fly in a plane designed by people convinced that the laws of physics are socially constructed Would you want to be tried by a legal system indifferent to the distinction between fact and fiction These questions may seem absurd but these are theories being seriously advanced by radical multiculturalists that force us to ask them These scholars assert that such concepts as truth and merit are inextricably racist and sexist that reason and objectivity are merely sophisticated masks for ideological bias and that reality itself is nothing more than a socially constructed mechanism for preserving the power of the ruling elite In *Beyond All Reason* liberal legal scholars Daniel A Farber and Suzanna Sherry mount the first systematic critique of radical multiculturalism as a form of legal scholarship Beginning with an incisive overview of the origins and basic tenets of radical multiculturalism the authors critically examine the work of Derrick Bell Catherine MacKinnon Patricia Williams and Richard Delgado and explore the alarming implications of their theories Farber and Sherry push these theories to their logical conclusions and show that radical multiculturalism is destructive of the very goals it wishes to affirm If for example the concept of advancement based on merit is fraudulent as the multiculturalists claim the disproportionate success of Jews and Asians in our culture becomes difficult to explain without opening the door to age old anti Semitic and racist stereotypes If historical and scientific truths are entirely relative social constructs then Holocaust denial becomes merely a matter of perspective and Creationism has as much validity as evolution The authors go on to show that rather than promoting more dialogue the radical multiculturalist preferences for legal storytelling and identity politics over reasoned argument produces an insular set of positions that resist open debate Indeed radical multiculturalists cannot critically examine each others ideas without incurring vehement accusations of racism and sexism much less engage in fruitful discussion with a mainstream that does not share their assumptions Here again Farber and Sherry show that the end result of such thinking is not freedom but a kind of totalitarianism where dissent cannot be tolerated and only the naked will to power remains to settle differences Sharply written and brilliantly argued this book is itself a model of the kind of clarity civility and dispassionate critical thinking which the authors seek to preserve from the attacks of the radical multiculturalists With far reaching implications for such issues as government control of hate speech and pornography affirmative action legal reform and the fate of all minorities *Beyond All Reason* is a provocative contribution to one of the most important controversies of our time

Authorial Ethics Robert Hauptman, 2011-02-22 *Authorial Ethics* is a normative study that deals with the many ways in which writers abuse their commitment to truth and integrity It is divided by academic discipline and includes chapters on journalism history literature art psychology and science among others Robert Hauptman offers generalizations and theoretical remarks exemplified by specific cases Two major abrogations are inadvertent error and purposeful misconduct which is subdivided into falsification

fabrication and plagiarism All of these problems appear in most disciplines although their negative impact is felt most potently in biomedical research and publication Professor Mary Lefkowitz the classicist provides an incisive foreword

Post-Liberalism Melvyn L. Fein, 2017-09-08 Liberalism is dying despite its superficial appearance of vigor Most of its adherents still believe it is the wave of the future but they are clinging to a sinking dream So says Melvyn L Fein who argues that liberalism has made countless promises almost none of which have come true Under its auspices poverty was not eliminated crime did not diminish the family was not strengthened education was not improved nor was universal peace established These failures were not accidental they flow directly from liberal contradictions In *Post Liberalism* Fein demonstrates why this is the case Fein contends that an inverse force rule dictates that small communities are united by strong forces such as personal relationships and face to face hierarchies while large scale societies are integrated by weak forces such as technology and social roles As we become a more complex techno commercial society the weak forces become more dominant This necessitates greater decentralization in direct opposition to the centralization that liberals celebrate Paradoxically this suggests that liberalism as an ideology is regressive rather than progressive If so it must fail Liberals assume that some day under their tutelage these trends will be reversed but this contradicts human nature and history's lessons According to Fein we as a species are incapable of eliminating hierarchy or of loving all other humans with equal intensity Neither as per Emile Durkheim are we able to live in harmony without appropriate forms of social cohesion

Race in the Jury Box Hiroshi Fukurai, Richard Krooth, 2012-02-01 *Race in the Jury Box* focuses on the racially unrepresentative jury as one of the remaining barriers to racial equality and a recurring source of controversy in American life Because members of minority groups remain underrepresented on juries various communities have tried race conscious jury selection termed affirmative jury selection The authors argue that affirmative jury selection can insure fairness verdict legitimization and public confidence in the justice system This book offers a critical analysis and systematic examination of possible applications of race based jury selection examining the public perception of these measures and their constitutionality The authors make use of court cases their own experiences as jury consultants and jury research as well as statistical surveys and analysis The work concludes with the presentation of four strategies for affirmative jury selection

Social Justice Loretta Capeheart, Dragan Milovanovic, 2020-05-15 Drawing on contemporary issues ranging from globalization and neoliberalism to the environment this essential textbook ideal for course use encourages readers to question the limits of the law in its present state in order to develop fairer systems at the local national and global levels

Education Feminism Barbara J. Thayer-Bacon, Lynda Stone, Katharine M. Sprecher, 2013-11-18 Winner of the 2015 Critics Choice Book Award presented by the American Educational Studies Association Winner of the 2015 Critics Choice Book Award presented by the American Educational Studies Association *Education Feminism* is a revised and updated version of Lynda Stone's out of print anthology *The Education Feminism Reader* The text is intended as a course text and

provides students a foundational base in feminist theories in education The classics section is comprised of the readings that students have most responded to in classes The contemporary readings section demonstrates how the third wave feminist criticism of the 1990s has an impact on today's feminist work Both of these sections address critical multicultural educational issues and have an inclusive diverse selection of feminist scholars who bring race class sexual orientation religious practices and colonial postcolonial perspectives to bear on their work The individual essays are concise and well written and arranged in such a way that it is easy for instructors to assign them around themes of their own choosing

Schools for Misrule
Walter Olson, 2011-03 From Barack Obama Harvard and Chicago to Bill and Hillary Clinton Yale many of our current national leaders emerged from the rarefied air of the nation's top law schools The ideas taught there in one generation often shape national policy in the next The trouble is Walter Olson reveals in *Schools for Misrule* our elite law schools keep churning out ideas that are catastrophically bad for America From class action lawsuits that promote the right to sue anyone over anything to court orders mandating the mass release of prison inmates from the movement for slavery reparations to court takeovers of school funding all of these appalling ideas were hatched in legal academia And the worst is yet to come A fast rising movement in law schools demands that sovereignty over U S legal disputes be handed over to international law and transnational courts It is not by coincidence Olson argues that these bad ideas all tend to confer more power on the law schools own graduates In the overlawyered society that results they are the ones who become the real rulers

Critical Race Theory in the Academy
Vernon Lee Farmer, Evelyn Shepherd W. Farmer, 2020-09-01 *Critical Race Theory in the Academy* explores the deep implications of race and its effects on the expanse of the American social fabric and its fragile democratic process This volume contributes to a more effective powerful and insightful theorization of racism across the social spectrum while furthering the movement for greater equity in higher education and beyond The audience for this book is broad and should be of great interest and value to all Americans who fight against racism which is focused on the destruction of Black people and other people of color Ideally educators scholars and practitioners will be compelled to engage the ideas within this volume to break down the color line and challenge the problematic master narrative in education and other aspects of society *Critical Race Theory in the Academy* offers current applications debates theories strategies and evolutions about critical race theory CRT with particular attention to CRT's intersections with the field of higher education and beyond As a part of the CRT corpus this volume details some of the most relevant and current topics deployed in varied disciplines of the academy confronting the complex interplay of race racism education and social justice in the twenty first century Specifically the authors explore topics from health disparities politics religion literature music social work psychology sports distance learning media bias affirmative action to education policies practices and scholarship The chapters in this volume should help navigate the tensions in the academy and beyond to work toward alleviating institutionalized racism Praise for *Critical Race Theory in the Academy* The field of Critical Race Theory is enriched by this

important collection of new and original scholarship Vernon Farmer has brought together a dynamic and eclectic mix of radical voices from multiple disciplinary backgrounds including both established and early career scholars The result is a volume that constantly challenges and surprises the reader David Gillborn Professor of Critical Race Studies University of Birmingham UK Founding Editor of Race Ethnicity Education Critical Race Theory in the Academy has excavated the terrain of critical race theory to unearth multiple perspectives that are central to defining the fundamental contours of the field Each essay enhances the ways in which we read and understand the complexity of critical race theory It will be an invaluable resource for building a critical academy Aileen Moreton Robinson Queens and University of Technology Australia Author of The White Possessive Property Power and Indigenous Sovereignty Vernon Lee Farmer has done it again and for the final time He has pulled together a star studded cast of academics of color to address an essential concern of the academy Throughout his career Farmer has demonstrated the uncanny ability to identify matters that require attention and attacked them with vigor In doing so he provided us with high impact resources that are beneficial to the professional trajectory of scholars of color This book is no different and we all should race to the bookstore to add this instant classic to our personal library Jerlando F L Jackson Vilas Distinguished Professor of Higher Education University of Wisconsin Madison Former Editor ASHE Reader Series on Higher Education Critical Race Theory in the Academy adds substantially to our understanding of the roles that race racism and social justice play as we tackle the myriad problems of pre K through higher education For those interested in gaining a deeper understanding of the issues in higher education from curriculum to the lack of diversity in the professoriate this work provides helpful insights that can enrich conversations and problem solving across sectors of society Freeman A Hrabowski III President University of Maryland Baltimore County Baltimore Maryland *Schools for Misrule* Walter K. Olson, 2011 Some imagine that the law schools possess a finer purer moral sensitivity than the everyday America outside their walls Welcome to the Republic of Conscience Yale Law dean Harold Koh announced to incoming students But as this book shows the pipe dream of training philosopher monarchs not only leads to one policy disaster after another but distracts law schools from the most useful function they can serve training competent ethical and suitably humble lawyers for tomorrow Book Jacket

Handbook of Latinos and Education Juan Sánchez Muñoz, Enrique G. Murillo Jr., Margarita Machado-Casas, 2009-12-16 Providing a comprehensive review of rigorous innovative and critical scholarship relevant to educational issues which impact Latinos this Handbook captures the field at this point in time Its unique purpose and function is to profile the scope and terrain of academic inquiry on Latinos and education Presenting the most significant and potentially influential work in the field in terms of its contributions to research to professional practice and to the emergence of related interdisciplinary studies and theory the volume is organized around five themes history theory and methodology policies and politics language and culture teaching and learning resources and information The Handbook of Latinos and Education is a must have resource for educational researchers graduate students teacher educators and the broad spectrum

of individuals groups agencies organizations and institutions sharing a common interest in and commitment to the educational issues that impact Latinos

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