

# Law And Catastrophe The Amherst Series In Law Jurisprudence And Social Thought

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## Dreams from My Father

An expert on US election law presents an encouraging assessment of current efforts to make our voting system more accessible, reliable, and effective. In contrast to the anxiety surrounding our voting system, with stories about voter suppression and manipulation, there are actually quite a few positive initiatives toward voting rights reform. Professor Joshua A. Douglas, an expert on our electoral system, examines these encouraging developments in this inspiring book about how regular Americans are working to take back their democracy, one community at a time. Told through the narratives of those working on positive voting rights reforms, Douglas includes chapters on expanding voter eligibility, easing voter registration rules, making voting more convenient, enhancing accessibility at the polls, providing voters with more choices, finding ways to comply with voter ID rules, giving redistricting back to the voters, pushing back on big money through local and state efforts, using journalism to make the system more accountable, and improving civics education. At the end, the book includes an appendix that lists organizations all over the country working on these efforts. Unusually accessible for a lay audience and thoroughly researched, this book gives anyone fed up with our current political environment the ideas and tools necessary to affect change in their own communities.

## Why We Act

## A Practical Guide to Connecticut School Law

Law and War explores the cultural, historical, spatial, and theoretical dimensions of the relationship between law and war—a connection that has long vexed the

jurisprudential imagination. Historically the term "war crime" struck some as redundant and others as oxymoronic: redundant because war itself is criminal; oxymoronic because war submits to no law. More recently, the remarkable trend toward the juridification of warfare has emerged, as law has sought to stretch its dominion over every aspect of the waging of armed struggle. No longer simply a tool for judging battlefield conduct, law now seeks to subdue warfare and to enlist it into the service of legal goals. Law has emerged as a force that stands over and above war, endowed with the power to authorize and restrain, to declare and limit, to justify and condemn. In examining this fraught, contested, and evolving relationship, *Law and War* investigates such questions as: What can efforts to subsume war under the logic of law teach us about the aspirations and limits of law? How have paradigms of law and war changed as a result of the contact with new forms of struggle? How has globalization and continuing practices of occupation reframed the relationship between law and war?

## **Imagining New Legalities**

Two widely published humor columnists and "bad boys" of academia take their wit and wisdom to dazzling new lows in this irreverent send-up of highbrow literary culture. At last, the thinking person's take on the life of the mind in today's increasingly mindless age. *Sense and Nonsense* pokes fun at everyone from spoof-proof scholars to pompous professors; from anal-retentive authors to plagiarizing poets; from snake-oil therapists to bestselling illiterati. This singular collection by Professors Lawrence Douglas and Alexander George brings together their most popular pieces, along with many brand-new ones, including:

- The Academy Awards for novels -- with categories for "Best Female Protagonist -- Doomed," "Best Narrator -- Unreliable," and "Best Novel -- Unfinishable by Reader"
- Home Shopping University -- offering the greatest ideas in Western history at rock-bottom prices
- I'm Okay, I'm Okay: Accepting Narcissism -- the best in "Self-helplessness books"
- The Penis Orations -- Iron Man's answer to The Vagina Monologues
- "Ask the Academic Ethicist" -- their notorious advice column, which has shocked higher education

## **Analysis of Catastrophes and Their Public Health Consequences**

This book brings together a distinguished, interdisciplinary group of scholars who offer a set of frameworks and a critical language for examining conventional understandings of catastrophe and the catastrophic. Framed around the ideas of Agamben, Kant and Benjamin, the volume demonstrates how the question of 'catastrophic time' is in fact a question about something much more than the frequency of disasters in our so-called 'Age of Catastrophe'.

## **Will He Go?**

Essential reading for every American who must navigate the US health care system. Why was the Obama health plan so controversial and difficult to understand? In this readable, entertaining, and substantive book, Stuart Altman—internationally recognized expert in health policy and adviser to five US presidents—and fellow health care specialist David Shactman explain not only the

Obama health plan but also many of the intriguing stories in the hundred-year saga leading up to the landmark 2010 legislation. Blending political intrigue, policy substance, and good old-fashioned storytelling, this is the first book to place the Obama health plan within a historical perspective. The authors describe the sometimes haphazard, piece-by-piece construction of the nation's health care system, from the early efforts of Franklin Roosevelt and Harry Truman to the later additions of Ronald Reagan and George W. Bush. In each case, they examine the factors that led to success or failure, often by illuminating little-known political maneuvers that brought about immense shifts in policy or thwarted herculean efforts at reform. The authors look at key moments in health care history: the Hill-Burton Act in 1946, in which one determined poverty lawyer secured the rights of the uninsured poor to get hospital care; the "three-layer cake" strategy of powerful House Ways and Means Committee Chairman Wilbur Mills to enact Medicare and Medicaid under Lyndon Johnson in 1965; the odd story of how Medicare catastrophic insurance was passed by Ronald Reagan in 1988 and then repealed because of public anger in 1989; and the fact that the largest and most expensive expansion of Medicare was enacted by George W. Bush in 2003. President Barack Obama is the protagonist in the climactic chapter, learning from the successes and failures chronicled throughout the narrative. The authors relate how, in the midst of a worldwide financial meltdown, Obama overcame seemingly impossible obstacles to accomplish what other presidents had tried and failed to achieve for nearly one hundred years.

## **Law and the Utopian Imagination**

This collection of essays examines the relationship between pain, death, and the law and addresses the question of how the law constructs pain and death as jurisprudential facts. The empirical focus of these essays enables the reader to delve into both the history and the theoretical complexities of the pain-death-law relationship. The combination of the theoretical and the empirical broadens the contribution this volume will undoubtedly make to debates in which the right to live or die is the core issue at hand. This volume will be an important read for policy makers and legal practitioners and a valuable text for courses in law, the social sciences, and the humanities. Austin Sarat is William Nelson Cromwell Professor of Jurisprudence and Political Science, Amherst College.

## **Disability Human Rights Law**

"In considering law through the lens of performance studies, the contributors in this volume emphasize the embodied, affective, and reiterative qualities that move law off the printed page and into the thick world of lived experience. They consider the blurring of lines between performance and the enactment of law, the transformative exchanges between the law and its many and varied stagings, and the impact or resonance of performativity in situations where innocence and guilt may be determined."--

## **After Parsons**

This book is a printed edition of the Special Issue "Disability Human Rights Law"

that was published in Laws

## **Vote for Us**

This book considers the problem of law's physical control of persons and it illuminates competing visions of the law: as both a tool of regulation and as an instrument of coercion or punishment.

## **The Morphine Dream**

Now and then, we hear about everyday heroes riding to the rescue when they see someone suffering or being harassed. But most bystanders don't intervene. Catherine Sanderson turns to cutting-edge research in social psychology and neuroscience to explain why we so often fail to act and offers practical strategies to nudge us into being brave.

## **Law and War**

From the best-selling, award-winning author of *1491* and *1493*--an incisive portrait of the two little-known twentieth-century scientists, Norman Borlaug and William Vogt, whose diametrically opposed views shaped our ideas about the environment, laying the groundwork for how people in the twenty-first century will choose to live in tomorrow's world. In forty years, Earth's population will reach ten billion. Can our world support that? What kind of world will it be? Those answering these questions generally fall into two deeply divided groups--Wizards and Prophets, as Charles Mann calls them in this balanced, authoritative, nonpolemical new book. The Prophets, he explains, follow William Vogt, a founding environmentalist who believed that in using more than our planet has to give, our prosperity will lead us to ruin. Cut back! was his mantra. Otherwise everyone will lose! The Wizards are the heirs of Norman Borlaug, whose research, in effect, wrangled the world in service to our species to produce modern high-yield crops that then saved millions from starvation. Innovate! was Borlaug's cry. Only in that way can everyone win! Mann delves into these diverging viewpoints to assess the four great challenges humanity faces--food, water, energy, climate change--grounding each in historical context and weighing the options for the future. With our civilization on the line, the author's insightful analysis is an essential addition to the urgent conversation about how our children will fare on an increasingly crowded Earth.

## **Sense and Nonsensibility**

Public health policy prospectively and retrospectively addresses the consequences of events ranging from the commonplace to the catastrophic. Informing policymakers and stakeholders by enhancing their understanding of complex causation to justify remedial or precautionary actions is a critical science-policy task. In this book, the key aspects of catastrophes (regardless of their nature) and routine events are identified through a common framework for their analyses, and the analyses of the consequences associated with the potential occurrence of these events also are discussed. The book is not about disaster planning; instead, it is focused on analysis and causation in the context of informing - rather than

formulating – public health policy. The author aggregates and fuses scientific information and knowledge in public health policy-science using alternative but complementary methods. The book first focuses on the analysis of catastrophes and commonplace events; the focus then shifts to causal models of multifactorial diseases, particularly at low doses or dose-rates, associated with these events. Topics explored among the chapters include: Policy and Legal Aspects of Precautionary Choices Catastrophes, Disasters, and Calamities: Concepts for Their Assessment Uncertainty: Probabilistic and Statistical Aspects Aggregating Judgments to Inform Precautionary Decision-making The aim of the book is to show that the analyses of events are fundamentally similar, regardless of whether the concern is a global catastrophe or commonplace. Analysis of Catastrophes and Their Public Health Consequences is a text that should engage students, instructors, and researchers in public health, science policy, and preparedness research, as well as serve as a useful resource for policy analysts, practitioners, and risk managers.

## **The Cambridge Handbook of Disaster Risk Reduction and International Law**

While the world's scientists and many of its inhabitants despair at the impact of climate change, corporate and military leaders see nothing but opportunities. For them, melting ice caps mean newly accessible fossil fuels, borders to be secured from 'climate refugees', social conflicts to be managed and more failed states in which to intervene. They are 'securing' their assets at the expense of the planet and its inhabitants. The Secure and the Dispossessed looks at these deadly approaches with a critical eye. It also considers the flip-side: that the legitimacy of the elite is under unprecedented pressure - from resistance by communities to resource grabs to those creating new ecological and socially just models for managing our energy, food and water. Topics covered include geoengineering, militarism, refugee protection, greenwashing and the agricultural crisis among others. Adaptation and resilience to a climate-changed world is desperately needed, but the form it will take will affect all of our futures.

## **Is Time out of Joint?**

The Secrets of Law explores the ways law both traffics in and regulates secrecy. Taking a close look at the opacity built into legal and governance processes, it explores the ways law produces zones of secrecy, the relation between secrecy and justice, and how we understand the inscrutability of law's processes. The first half of the work examines the role of secrecy in contemporary political and legal practices—including the question of transparency in democratic processes during the Bush Administration, the principle of public justice in England's response to the war on terror, and the evidentiary law of spousal privilege. The second half of the book explores legal, literary, and filmic representations of secrets in law, focusing on how knowledge about particular cases and crimes is often rendered opaque to those attempting to access and decode the information. Those invested in transparency must ultimately cultivate a capacity to read between the lines, decode the illegible, and acknowledge both the virtues and dangers of the unknowable.

## **Law and Catastrophe**

The essays look at the consequences that legal practice has on the lives of its practitioners as well as on the individual legal subject and on the shape of shared identities. These essays challenge liberal and communitarian notions of what it means to live the law. In the first of the essays, Pnina Lahav presents a study of the Chicago Seven Trial to paint a picture of the law's power to serve as a site for the definition of a collective group identity. In contrast, Sarah Gordon focuses on the experience of an individual legal subject, namely, the defendant in the Hester Vaughn trial, a notorious nineteenth-century case of infanticide. Frank Munger looks at how law constructs the identity of women and explores the strategies by which poor women resist the law's construction of their dependency. In the fourth essay, Vicki Schultz offers a moral vision of equality that straddles the liberal and communitarian positions with her articulation of the concept of a "life's work." Lastly, Annette Wieviorka examines the recent trial of Maurice Papon for complicity in crimes against humanity to reveal how the very identity of a nation--in this case, France--can be defined through juridical and legal acts. Austin Sarat is William Nelson Cromell Professor of Jurisprudence and Political Science and Professor of Law, Jurisprudence and Social Thought, Amherst College. Lawrence Douglas is Associate Professor of Law, Jurisprudence and Social Thought, Amherst College. Martha Umphrey is Assistant Professor of Law, Jurisprudence and Social Thought, Amherst College.

## **Guidance for Establishing Crisis Standards of Care for Use in Disaster Situations**

Imagining New Legalities reminds us that examining the right to privacy and the public/private distinction is an important way of mapping the forms and limits of power that can legitimately be exercised by collective bodies over individuals and by governments over their citizens. This book does not seek to provide a comprehensive overview of threats to privacy and rejoinders to them. Instead it considers several different conceptions of privacy and provides examples of legal inventiveness in confronting some contemporary challenges to the public/private distinction. It provides a context for that consideration by surveying the meanings of privacy in three domains--the first, involving intimacy and intimate relations; the second, implicating criminal procedure, in particular, the 4th amendment; and the third, addressing control of information in the digital age. The first two provide examples of what are taken to be classic breaches of the public/private distinction, namely instances when government intrudes in an area claimed to be private. The third has to do with voluntary circulation of information and the question of who gets to control what happens to and with that information.

## **The Secure and the Dispossessed**

From 9/11 to Katrina, from Darfur to the Minnesota bridge collapse, ours is an "age of catastrophe." In this era, catastrophic events seem to have a revelatory quality: they offer powerful reminders of the fragility of our social and institutional architectures, making painfully evident vulnerabilities in our social organization that were otherwise invisible. By disrupting the operation of fundamental

mechanisms and infrastructures of the social order, they lay bare the conditions that make our sense of normalcy possible. At a time when societies are directing an unprecedented level of resources and ingenuity to anticipating and mitigating catastrophic events, *Catastrophe: Law, Politics, and the Humanitarian Impulse* examines the tests that catastrophe poses to politics and humanitarianism as well as to the law. It explores legal, political, and humanitarian responses during times when the sudden, discontinuous, and disastrous event has become, perhaps paradoxically, a structural component of our political imagination. It asks whether law, politics, and humanitarianism live up to the tests posed by disaster, and the role all of them play in creating a more resilient world. Taken together the essays in this book ask us to see through and beyond the myths that surround catastrophe and our responses to it. They ask us to rethink our understanding of catastrophe and to imagine new legal, political, and humanitarian responses. In addition to the editors, contributors include Thomas Birkland, Michele Landis Dauber, Kim Fortun, Edward Rackley, Peter Redfield, Peter H. Schuck, and Susan Sterett.

## **Punishment, Politics and Culture**

*Law and the Utopian Imagination* seeks to explore and resuscitate the notion of utopianism within current legal discourse. The idea of utopia has fascinated the imaginations of important thinkers for ages. And yet—who writes seriously on the idea of utopia today? The mid-century critique appears to have carried the day, and a belief in the very possibility of utopian achievements appears to have flagged in the face of a world marked by political instability, social upheaval, and dreary market realities. Instead of mapping out the contours of a familiar terrain, this book seeks to explore the possibilities of a productive engagement between the utopian and the legal imagination. The book asks: is it possible to re-imagine or revitalize the concept of utopia such that it can survive the terms of the mid-century liberal critique? Alternatively, is it possible to re-imagine the concept of utopia and the theory of liberal legality so as to dissolve the apparent antagonism between the two? In charting possible answers to these questions, the present volume hopes to revive interest in a vital topic of inquiry too long neglected by both social thinkers and legal scholars.

## **Disaster Law**

An inspirational story of one man's loss and gain, hope-and an unexpected discovery of calling. Starting at age 13 when his father's suicide spun his family into chaos, Donald Brown found himself swirling in a sea of uncertainty. He rebelled, was labeled a "loser," dropped out of high school, and put a promising baseball career on hold to join the Marines. A bizarre accident put his plans out of reach so he settled for a factory job where an industrial accident crushed his knee and left him wheelchair-bound. Doctors told him he'd never walk again. Then, his marriage failed. Brown felt utterly defeated. But while on morphine for pain Brown dreamed he would graduate from Harvard Law School and walk across the America. Everyone told him he was crazy. Undeterred, over the next few years, Brown would accomplish both goals. This awe-inspiring story chronicles Brown's journey, both physical and metaphorical, to recalibrate his life. From Boston to Big Sur, from the factory floor to the halls of the Ivy League, this book celebrates

determination and courage and offers hope for those who need to reboot their lives. The Morphine Dream will leave you cheering.

## Midnight in Broad Daylight

A sweeping history of the twentieth-century battle to reform American immigration laws that set the stage for today's roiling debates. The idea of the United States as a nation of immigrants is at the core of the American narrative. But in 1924, Congress instituted a system of ethnic quotas so stringent that it choked off large-scale immigration for decades, sharply curtailing arrivals from southern and eastern Europe and outright banning those from nearly all of Asia. In a riveting narrative filled with a fascinating cast of characters, from the indefatigable congressman Emanuel Celler and senator Herbert Lehman to the bull-headed Nevada senator Pat McCarran, Jia Lynn Yang recounts how lawmakers, activists, and presidents from Truman through LBJ worked relentlessly to abolish the 1924 law. Through a world war, a refugee crisis after the Holocaust, and a McCarthyist fever, a coalition of lawmakers and activists descended from Jewish, Irish, and Japanese immigrants fought to establish a new principle of equality in the American immigration system. Their crowning achievement, the 1965 Immigration and Nationality Act, proved to be one of the most transformative laws in the country's history, opening the door to nonwhite migration at levels never seen before—and changing America in ways that those who debated it could hardly have imagined. Framed movingly by her own family's story of immigration to America, Yang's *One Mighty and Irresistible Tide* is a deeply researched and illuminating work of history, one that shows how Americans have strived and struggled to live up to the ideal of a home for the "huddled masses," as promised in Emma Lazarus's famous poem.

## The Political Novel

#1 NEW YORK TIMES BESTSELLER • ONE OF ESSENCE'S 50 MOST IMPACTFUL BLACK BOOKS OF THE PAST 50 YEARS In this iconic memoir of his early days, Barack Obama "guides us straight to the intersection of the most serious questions of identity, class, and race" (The Washington Post Book World). "Quite extraordinary."—Toni Morrison In this lyrical, unsentimental, and compelling memoir, the son of a black African father and a white American mother searches for a workable meaning to his life as a black American. It begins in New York, where Barack Obama learns that his father—a figure he knows more as a myth than as a man—has been killed in a car accident. This sudden death inspires an emotional odyssey—first to a small town in Kansas, from which he retraces the migration of his mother's family to Hawaii, and then to Kenya, where he meets the African side of his family, confronts the bitter truth of his father's life, and at last reconciles his divided inheritance. Praise for *Dreams from My Father* "Beautifully crafted . . . moving and candid . . . This book belongs on the shelf beside works like James McBride's *The Color of Water* and Gregory Howard Williams's *Life on the Color Line* as a tale of living astride America's racial categories."—Scott Turow "Provocative . . . Persuasively describes the phenomenon of belonging to two different worlds, and thus belonging to neither."—The New York Times Book Review "Obama's writing is incisive yet forgiving. This is a book worth savoring."—Alex Kotlowitz, author of *There Are No Children Here* "One of the most

powerful books of self-discovery I've ever read, all the more so for its illuminating insights into the problems not only of race, class, and color, but of culture and ethnicity. It is also beautifully written, skillfully layered, and paced like a good novel."—Charlayne Hunter-Gault, author of *In My Place* "Dreams from My Father is an exquisite, sensitive study of this wonderful young author's journey into adulthood, his search for community and his place in it, his quest for an understanding of his roots, and his discovery of the poetry of human life. Perceptive and wise, this book will tell you something about yourself whether you are black or white."—Marian Wright Edelman

## Great Catastrophe

Esteemed twentieth-century sociologist Talcott Parsons sought to develop a comprehensive and coherent scheme for sociology that could be applied to every society and historical epoch, and address every aspect of human social organization and culture. His theory of social action has exerted enormous influence across a wide range of social science disciplines. *After Parsons*, edited by Renée Fox, Victor Lidz, and Harold Bershady, provides a critical reexamination of Parsons' theory in light of historical changes in the world and advances in sociological thought since his death. *After Parsons* is a fresh examination of Parsons' theoretical undertaking, its significance for social scientific thought, and its implications for present-day empirical research. The book is divided into four parts: Social Institutions and Social Processes; Societal Community and Modernization; Sociology and Culture; and the Human Condition. The chapters deal with Parsons' notions of societal community, societal evolution, and modernization and modernity. *After Parsons* addresses major themes of enduring relevance, including social differentiation and cultural diversity, social solidarity, universalism and particularism, and trust and affect in social life. The contributors explore these topics in a wide range of social institutions—family and kinship, economy, polity, the law, medicine, art, and religion—and within the context of contemporary developments such as globalization, the power of the United States as an "empireless empire," the emergence of forms of fundamentalism, the upsurge of racial, tribal, and ethnic conflicts, and the increasing occurrence of deterministic and positivistic thought. Rather than simply celebrating Parsons and his accomplishments, the contributors to *After Parsons* rethink and reformulate his ideas to place them on more solid foundations, extend their scope, and strengthen their empirical insights. *After Parsons* constitutes the work of a distinguished roster of American and European sociologists who find Parsons' theory of action a valuable resource for addressing contemporary issues in sociological theory. All of the essays in this volume take elements of Parsons' theory and critique, adapt, refine, or extend them to gain fresh purchase on problems that confront sociologists today.

## The Time of Catastrophe

Is, as Hamlet once complained, time out joint? Have the ways we understand the past and the future—and their relationship to the present—been reordered? The past, it seems, has returned with a vengeance: as aggressive nostalgia, as traumatic memory, or as atavistic origin narratives rooted in nation, race, or tribe. The future, meanwhile, has lost its utopian glamor, with the belief in progress and

hope for a better future eroded by fears of ecological collapse. In this provocative book, Aleida Assmann argues that the apparently solid moorings of our temporal orientation have collapsed within the span of a generation. To understand this profound cultural crisis, she reconstructs the rise and fall of what she calls "time regime of modernity" that underpins notions of modernization and progress, a shared understanding that is now under threat. *Is Time Out of Joint?* assesses the deep change in the temporality of modern Western culture as it relates to our historical experience, historical theory, and our life-world of shared experience, explaining what we have both gained and lost during this profound transformation.

## **One Mighty and Irresistible Tide: The Epic Struggle Over American Immigration, 1924-1965**

Disasters and their management are today central to public and political agendas. Rather than being understood as exclusively acts of God and Nature, natural disasters are increasingly analysed as social vulnerability exposed by natural hazards. A disaster following an earthquake is no longer seen as caused exclusively by tremors, but by poor building standards, ineffective response systems, or miscommunications. This book argues that the shift in how a disaster is spoken of and managed affects fundamental notions of duty, responsibility and justice. The book considers the role of law in disasters and in particular the regulation of disaster response and the allocation of responsibility in the aftermath of disasters. It argues that traditionally law has approached emergencies, including natural disasters, from a dichotomy of normalcy and emergency. In the state of emergency, norms were replaced by exceptions; democracy by dictatorship; and rights by necessity. However, as the disaster becomes socialized the idea of a clear distinction between normalcy and emergency crumbles. Looking at international and domestic legislation from a range of jurisdictions the book shows how natural disasters are increasingly normalized and increasingly objects of legal regulation and interpretation. The book will be of great use and interest to scholars and researchers of legal theory, and natural hazards and disasters.

## **Law and Performance**

Few places are as politically precarious as Bangladesh, even fewer as crowded. Its 57,000 or so square miles are some of the world's most inhabited. Often described as a definitive case of the bankruptcy of postcolonial governance, it is also one of the poorest among the most densely populated nations. In spite of an overriding anxiety of exhaustion, there are a few important caveats to the familiar feelings of despair—a growing economy, and an uneven, yet robust, nationalist sentiment—which, together, generate revealing paradoxes. In this book, Nusrat Sabina Chowdhury offers insight into what she calls "the paradoxes of the popular," or the constitutive contradictions of popular politics. The focus here is on mass protests, long considered the primary medium of meaningful change in this part of the world. Chowdhury writes provocatively about political life in Bangladesh in a rich ethnography that studies some of the most consequential protests of the last decade, spanning both rural and urban Bangladesh. By making the crowd its starting point and analytical locus, this book tacks between multiple sites of public political gatherings and pays attention to the ephemeral and often accidental

configurations of the crowd. Ultimately, Chowdhury makes an original case for the crowd as a defining feature and a foundational force of democratic practices in South Asia and beyond.

## **Pain, Death, and the Law**

In advance of the 2020 election, legal scholar Lawrence Douglas prepares readers for a less-than-peaceful transition of power. It doesn't require a strong imagination to get a sense of the mayhem Trump will unleash if he loses a closely contested election. It is no less disturbing to imagine Trump still insisting that he is the rightful leader of the nation. With millions of diehard supporters firmly believing that their revered president has been toppled by malignant forces of the Deep State, Trump could remain a force of constitutional chaos for years to come. *WILL TRUMP GO?* addresses such questions as: How might Trump engineer his refusal to acknowledge electoral defeat? What legal and extra-legal paths could he pursue in mobilizing a challenge to the electoral outcome? What legal, political, institutional, and popular mechanisms can be used to stop him? What would be the fallout of a failure to remove him from office? What would be the fallout of a successful effort to unseat him? Can our democracy snap back from Trump? Trump himself has essentially told the nation he will never accept electoral defeat. A book that prepares us for Trump's refusal to concede, then, is hardly speculative; it is a necessary precaution against a coming crisis.

## **The Catastrophist**

"The destruction of the Armenians of the Ottoman Empire in 1915-16 was a brutal mass crime that prefigured other genocides in the 20th century. By various estimates, more than a million Armenians were killed and the survivors were scattered across the world. Although it is now a century old, the issue of what most of the world calls the Armenian Genocide of 1915 has not been consigned to history. It is a live and divisive political issue that mobilizes Armenians across the world, touches the identity and politics of modern Turkey, and has consumed the attention of U.S. politicians for years. In *Great Catastrophe*, the eminent scholar and reporter Thomas de Waal looks at the changing narratives and politics of the Armenian Genocide and tells the story of recent efforts by courageous Armenians, Kurds, and Turks to come to terms with the disaster as Turkey enters a new post-Kemalist era. The story of what happened to the Armenians in 1915-16 is well-known. Here we are told the much less well-known story of what happened to Armenians, Kurds, and Turks in its aftermath. First Armenians were divided between the Soviet Union and a worldwide diaspora, with different generations and communities of Armenians constructing new identities, while bitter intra-Armenian quarrels sometimes broke out into violence. In Turkey, the Armenian issue was initially forgotten and suppressed, only to return to the political agenda in the context of the Cold War, an outbreak of Armenian terrorism in the 1970s and the growth of modern 'identity politics' in the age of genocide-consciousness. In the last decade, Turkey has begun to confront its taboos and finally face up to the Armenian issue. New, more sophisticated histories are being written of the deportations of 1915, now with the collaboration of Turkish scholars. In Turkey itself there has been an astonishing revival of oral history, with tens of thousands of people coming out of the shadows to reveal a long-suppressed Armenian

identity. However, a normalization process between the Armenian and Turkish states broke down in 2010. Drawing on archival sources, reportage and moving personal stories, de Waal tells the full story of Armenian-Turkish relations since the Genocide in all its extraordinary twists and turns. He strips away the propaganda to look both at the realities of a terrible historical crime and also the divisive 'politics of genocide' it produced. The book throws light not only on our understanding of Armenian-Turkish relations but also of how mass atrocities and historical tragedies shape contemporary politics"--

## **The Wizard and the Prophet**

Morbidly pessimistic about the future in spite of his successful marriage and career, art historian Daniel Wellington suffers an existential crisis when he learns he is going to be a father, a breakdown after which he engages in a series of haphazard, self-sabotaging behaviors.

## **Catastrophe**

Focuses on what happens when the American public gets decide on the fate of capital punishment.

## **Law as Punishment / Law as Regulation**

Law and Catastrophe sketches contours of a relatively fresh--yet crucial--terrain of inquiry. It begins the work of developing a jurisprudence of catastrophe.

## **The Promise and Peril of Environmental Justice**

The influenza pandemic caused by the 2009 H1N1 virus underscores the immediate and critical need to prepare for a public health emergency in which thousands, tens of thousands, or even hundreds of thousands of people suddenly seek and require medical care in communities across the United States. Guidance for Establishing Crisis Standards of Care for Use in Disaster Situations draws from a broad spectrum of expertise--including state and local public health, emergency medicine and response, primary care, nursing, palliative care, ethics, the law, behavioral health, and risk communication--to offer guidance toward establishing standards of care that should apply to disaster situations, both naturally occurring and man-made, under conditions in which resources are scarce. This book explores two case studies that illustrate the application of the guidance and principles laid out in the report. One scenario focuses on a gradual-onset pandemic flu. The other scenario focuses on an earthquake and the particular issues that would arise during a no-notice event. Outlining current concepts and offering guidance, this book will prove an asset to state and local public health officials, health care facilities, and professionals in the development of systematic and comprehensive policies and protocols for standards of care in disasters when resources are scarce. In addition, the extensive operations section of the book provides guidance to clinicians, health care institutions, and state and local public health officials for how crisis standards of care should be implemented in a disaster situation.

## **Paradoxes of the Popular**

### **Studies in History and Jurisprudence**

Starting with an overview of the history and philosophy of punishment, this title includes articles that explore penal practices in the modern state and the deeper philosophical and social aspects of retributive justice.

### **The Death Penalty on the Ballot**

The number, intensity, and impact of diverse forms of 'natural' and 'human-made' disasters are increasing. In response, the international community has shifted its primary focus away from disaster response to prevention and improved preparedness. The current globally agreed upon roadmap is the ambitious Sendai Framework for Disaster Risk Reduction 2015–2030, central to which is the better understanding of disaster risk management and mitigation. Sendai also urges innovative implementation, especially multi-sectoral and multi-hazard coherence. Yet the law sector itself remains relatively under-developed, including a paucity of supporting 'DRR law' scholarship and minimal cross-sectoral engagement. Commonly, this is attributable to limited understanding by other sectors about law's dynamic potential as a tool of disaster risk mitigation, despite the availability of many risk-related norms across a broad spectrum of legal regimes. This unique, timely Handbook brings together global and multi-sector perspectives on one of the most pressing policy issues of our time.

### **The Secrets of Law**

All Hell Breaking Loose is an eye-opening examination of climate change from the perspective of the U.S. military. The Pentagon, unsentimental and politically conservative, might not seem likely to be worried about climate change—still linked, for many people, with polar bears and coral reefs. Yet of all the major institutions in American society, none take climate change as seriously as the U.S. military. Both as participants in climate-triggered conflicts abroad, and as first responders to hurricanes and other disasters on American soil, the armed services are already confronting the impacts of global warming. The military now regards climate change as one of the top threats to American national security—and is busy developing strategies to cope with it. Drawing on previously obscure reports and government documents, renowned security expert Michael Klare shows that the U.S. military sees the climate threat as imperiling the country on several fronts at once. Droughts and food shortages are stoking conflicts in ethnically divided nations, with “climate refugees” producing worldwide havoc. Pandemics and other humanitarian disasters will increasingly require extensive military involvement. The melting Arctic is creating new seaways to defend. And rising seas threaten American cities and military bases themselves. While others still debate the causes of global warming, the Pentagon is intensely focused on its effects. Its response makes it clear that where it counts, the immense impact of climate change is not in doubt.

## **Lives in the Law**

This powerful book offers the first detailed examination of the law's response to the crimes of the Holocaust. In vivid prose it offers a fascinating study of five exemplary proceedings--the Nuremberg trial of the major Nazi war criminals, the Israeli trials of Adolf Eichmann and John Demjanjuk, the French trial of Klaus Barbie, and the Canadian trial of Holocaust denier Ernst Zundel. These trials, the book argues, were "show trials" in the broadest sense: they aimed to do justice both to the defendants and to the history and memory of the Holocaust. With insight Lawrence Douglas explores how prosecutors and jurors struggled to submit unprecedented crimes to legal judgment, and in so doing, to reconcile the interests of justice and pedagogy. Against the attacks of such critics as Hannah Arendt, Douglas defends the Nuremberg and Eichmann trials as imaginative, if flawed, responses to extreme crimes. By contrast, he shows how the Demjanjuk and Zundel trials turned into disasters of didactic legality, obfuscating the very history they were intended to illuminate. In their successes and shortcomings, Douglas contends, these proceedings changed our understandings of both the Holocaust and the legal process--revealing the value and limits of the criminal trial as a didactic tool.

## **Power, Politics, and Universal Health Care**

Meticulously researched and beautifully written, the true story of a Japanese American family that found itself on opposite sides during World War II—an epic tale of family, separation, divided loyalties, love, reconciliation, loss, and redemption—this is a riveting chronicle of U.S.-Japan relations and the Japanese experience in America. After their father's death, Harry, Frank, and Pierce Fukuhara—all born and raised in the Pacific Northwest—moved to Hiroshima, their mother's ancestral home. Eager to go back to America, Harry returned in the late 1930s. Then came Pearl Harbor. Harry was sent to an internment camp until a call came for Japanese translators and he dutifully volunteered to serve his country. Back in Hiroshima, his brothers Frank and Pierce became soldiers in the Japanese Imperial Army. As the war raged on, Harry, one of the finest bilingual interpreters in the United States Army, island-hopped across the Pacific, moving ever closer to the enemy—and to his younger brothers. But before the Fukuharas would have to face each other in battle, the U.S. detonated the atomic bomb over Hiroshima, gravely injuring tens of thousands of civilians, including members of their family. Alternating between the American and Japanese perspectives, *Midnight in Broad Daylight* captures the uncertainty and intensity of those charged with the fighting as well as the deteriorating home front of Hiroshima—as never told before in English—and provides a fresh look at the dropping of the first atomic bomb. Intimate and evocative, it is an indelible portrait of a resilient family, a scathing examination of racism and xenophobia, an homage to the tremendous Japanese American contribution to the American war effort, and an invaluable addition to the historical record of this extraordinary time.

## **The Memory of Judgment**

Are we environmentally victimizing, perhaps even poisoning, our minority and low-

income citizens? Proponents of "environmental justice" assert that environmental decisionmaking pays insufficient heed to the interests of those citizens, disproportionately burdens their neighborhoods with hazardous toxins, and perpetuates an insidious "environmental racism." In the first book-length critique of environmental justice advocacy, Christopher Foreman argues that it has cleared significant political hurdles but displays substantial limitations and drawbacks. Activism has yielded a presidential executive order, management reforms at the Environmental Protection Agency, and numerous local political victories. Yet the environmental justice movement is structurally and ideologically unable to generate a focused policy agenda. The movement refuses to confront the need for environmental priorities and trade-offs, politically inconvenient facts about environmental health risks, and the limits of an environmental approach to social justice. Ironically, environmental justice advocacy may also threaten the very constituencies it aspires to serve--distracting attention from the many significant health hazards challenging minority and disadvantaged populations. Foreman recommends specific institutional reforms intended to recast the national dialogue about the stakes of these populations in environmental protection.

## **All Hell Breaking Loose**

This book reveals how novels of political estrangement have drawn on cultural narratives to capture the zeitgeist of the 20th century and the disillusionment of modernism.

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