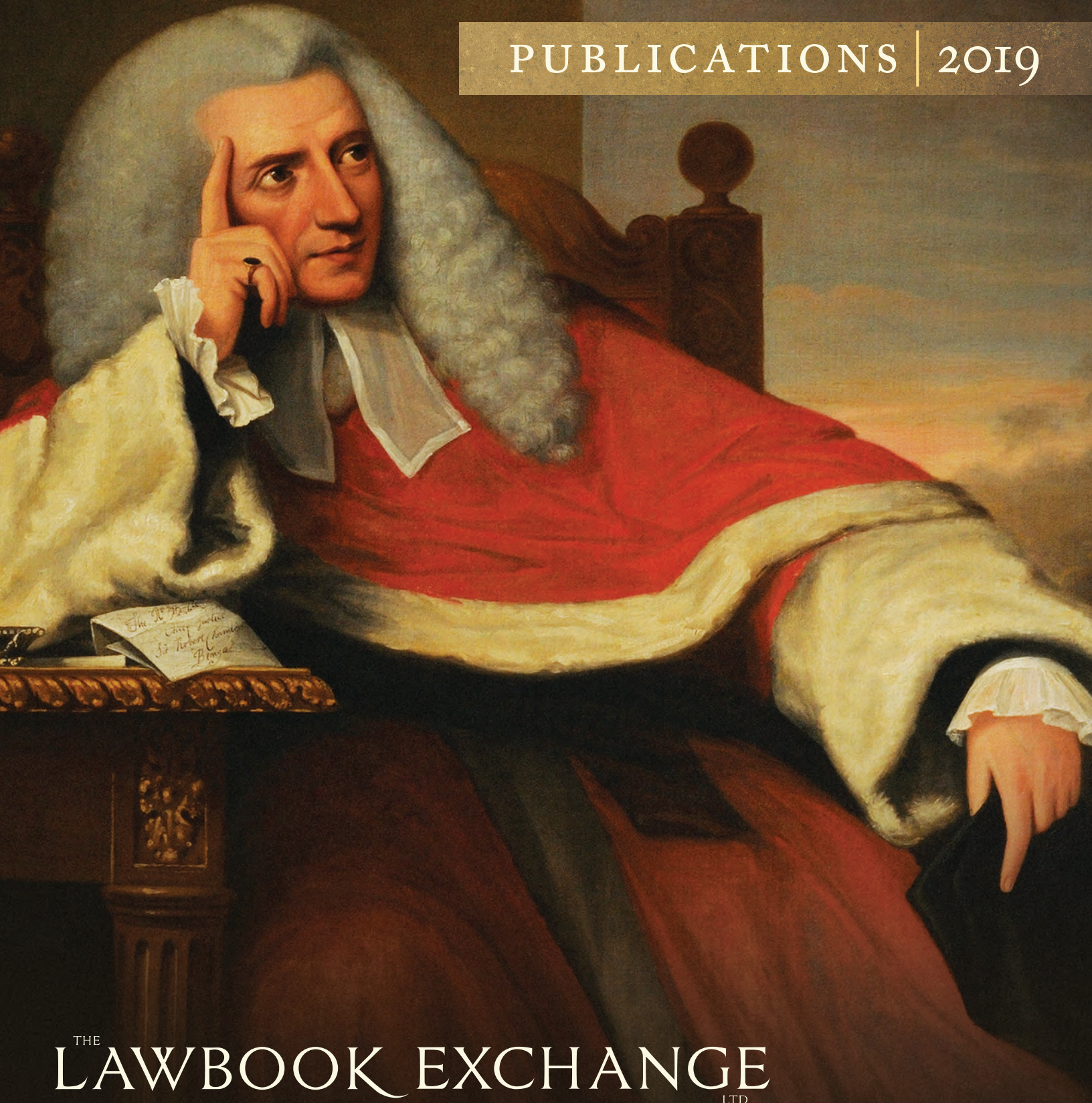


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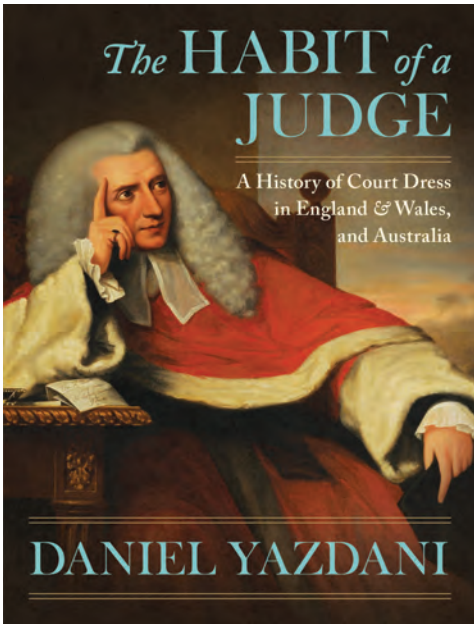
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The Habit of a Judge A History of Court Dress in England & Wales, and Australia

Daniel Yazdani

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2019

xvii, 303 pp. 322 illustrations 8" X 10" ISBN 978-1-61619-585-4 Hardcover \$95.

Until *The Habit of a Judge*, there has never been a book that offers a comprehensive history of Judges' robes and court attire in England and Wales, and its adoption in Australian courts since colonisation. Richly illustrated with hundreds of colour images dating from the 12th century to the present, *The Habit of a Judge* invitingly portrays the fascinating world of judicial and legal dress.



ADVANCE PRAISE

“British cartoonists still portray judges sitting in court wearing full-bottomed wigs. In fact, those wigs are worn only on ceremonial occasions. And even the shorter “bench wig” worn with traditional robes has now largely been discarded in favor of a bareheaded look with a simple zippered black shift worn over jeans and T-shirt — or nothing at all. With the aid of over 300 illustrations, Daniel Yazdani painstakingly guides the reader through seven centuries of changing judicial and legal fashions.”

DR. MICHAEL ARNHEIM
English Barrister, Sometime Fellow of St John's College, Cambridge,
author of *U.S. Constitution for Dummies*, 2nd edition, and other titles

“Judicial costume, just as courthouse and courtroom architecture, symbolizes the foundations of a legal system, the position of a judge in the judicial hierarchy and vis-à-vis the general public. This volume superbly documents the English tradition of judicial costume and its impact in the antipodes, including jurisdictional variations at regional and local levels. Beautifully illustrated, thoroughly researched, this is a welcome addition to a slim literature on the subject and a significant contribution to comparative Anglo-American legal history.”

WILLIAM E. BUTLER
Emeritus Professor of Comparative Law, University College London; John Edward Fowler
Distinguished Professor of Law, Dickinson Law, Penn State University

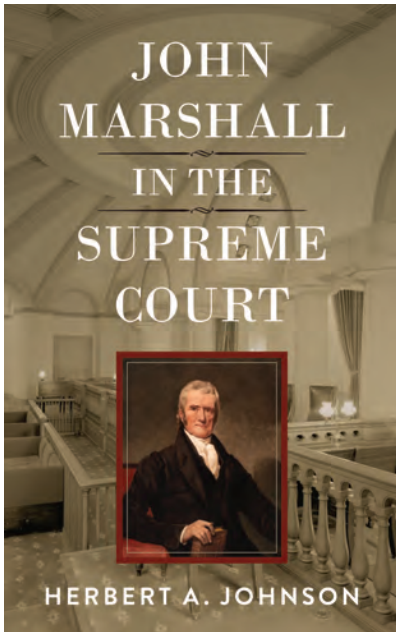
“This astonishing collection of images from rare sources presents the definitive history of court attire in common law countries. Accompanied by an erudite commentary, the spectacular colored plates are not only a delight to peruse, but also a unique reference that shows how fashion and symbolism have inspired respect for the judicial process.”

THOMAS LUND
Author, *The Creation of the Common Law: The Medieval Year Books Deciphered*

“Daniel Yazdani reminds us that whenever judges in the common law tradition have delivered their solemn judgments, smirked their witty comments, and posed their penetrating questions, they have been wearing robes of the brightest colors, lined with fur and splendid in appearance. Probably meant originally to awe the public, these costumes now principally impress upon their wearers the independence, the tradition, and the majestic, daunting responsibility of judicial office. Every feature of judges' and lawyers' dress is explained in this profusely illustrated volume, along with symbolic meanings attached through the centuries.”

DAVID J. SEIPP
Boston University School of Law

New from Talbot Publishing



John Marshall in the Supreme Court

Herbert A. Johnson

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2019

xiii, 358 pp. ISBN 978-1-61619-581-6 Hardcover \$75.

A collection of essays by a leading Marshall scholar, three previously unpublished, that consider John Marshall's leadership role in the U.S. Supreme Court during the formative period of its institutional development from 1801 to 1835. The collection includes a historiographic essay, a statistical analysis of Supreme Court opinions in the Marshall era, and biographies of Associate Justices William Cushing, William Johnson, and Bushrod Washington.

HERBERT A. JOHNSON is a Distinguished Professor Emeritus at the University of South Carolina School of Law. He was co-author with the late George L. Haskins of *Foundations of Power: John Marshall, 1801–15* (1981), the second volume in the Oliver Wendell Holmes Devise series on the history of the Supreme Court. Johnson is also General Editor of the University of South Carolina Press series *The Chief Justiceships of the United States Supreme Court*. His earlier monographs include *The Chief Justiceship of John Marshall, 1801–1835* (1997) and *Gibbons v. Ogden: John Marshall, Steamboats, and the Commerce Clause* (2010). He also served for ten years on the Papers of John Marshall editorial project, with primary responsibility for volumes 1 and 2 (1974 and 1977).

"This collection of engaging and wide-ranging essays on Chief Justice Marshall, his colleagues and his court is rich in keen insights that validate Herb Johnson's reputation as one of our leading authorities on early national legal history. Established scholars and beginning students alike will find them rewarding."

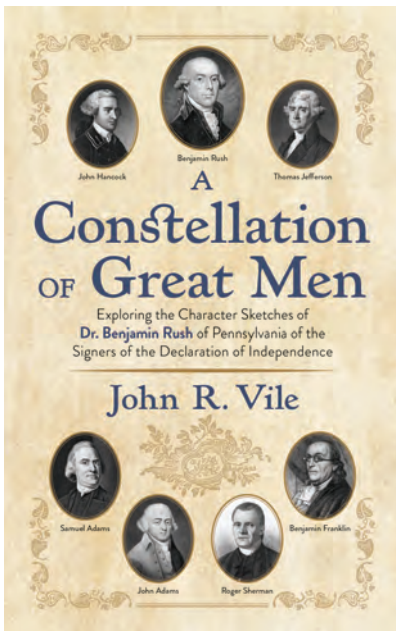
R. KENT NEWMYER

University of Connecticut School of Law,
author of *John Marshall and the Heroic Age of the Supreme Court* (2001)

"John Marshall in the Supreme Court brings together the exemplary scholarship of Herbert A. Johnson published during the past half century. Deeply learned in early American legal and constitutional history, Johnson has contributed immeasurably to our understanding of the Supreme Court as led by 'the great chief justice.' No one has been more diligent in chipping away encrusted myths and purging anachronisms from Marshall historiography. These essays by a master practitioner of the craft retain their vitality and freshness."

CHARLES F. HOBSON

Omohundro Institute of Early American History and Culture



A Constellation of Great Men

Exploring the Character Sketches of Dr. Benjamin Rush of Pennsylvania of the Signers of the Declaration of Independence

John R. Vile

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2019

xix, 261 pp. ISBN 978-1-61619-592-2 Hardcover \$75.

One of the most gifted of America's founding fathers, Dr. Benjamin Rush of Pennsylvania not only signed the Declaration of Independence, but also utilized his keen powers of observation to describe most of his fellow delegates to the Second Continental Congress. His character sketches thus complement later descriptions that William Pierce of Georgia drafted of delegates to the Constitutional Convention of 1787. In addition to describing Rush's own optimistic hopes for the new republic, which were later tempered by his concerns over the early direction of American politics, this volume utilizes Rush's letters and other writing to examine his relationship with other key participants (especially John Adams and Thomas Jefferson) and discusses his own proposals for education and prison reform.

JOHN R. VILE (Ph.D., UVA) is Dean of the Honors College at Middle Tennessee State University. He is the author of *The Declaration of Independence: America's First Founding Document in U.S. History and Culture* (2019), *The Constitutional Convention of 1787: A Comprehensive Encyclopedia of America's Founding* (2016), *The Wisest Council in the World: Restoring the Character Sketches by William Pierce of Georgia of the Delegates to the Constitutional Convention of 1787* (2015), and numerous books on the U.S. Constitution.

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2 Important Biographical Facts about Benjamin Rush	7 A Comparison of the Overlapping Portraits of William Pierce and Benjamin Rush	Appendix 2 Rush's Character Sketches of Signers of the Declaration of Independence
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Best Men of the Bar

The Early Years of the American Bar Association 1878-1928

John Matzko

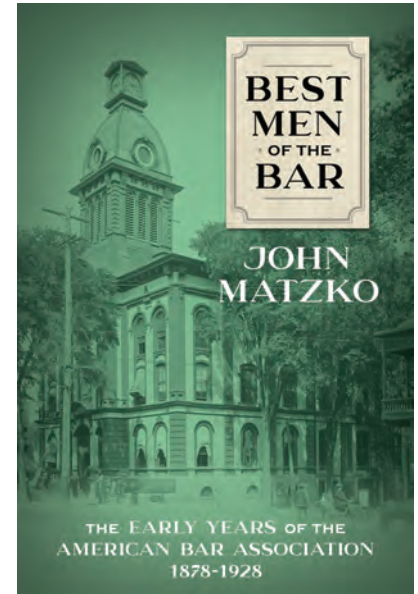
Introduction by Kellen Funk

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2019

xxxvi, 333 pp. ISBN 978-1-61619-587-8 Hardcover \$85.

Matzko illustrates how the early American Bar Association endeavored to create a traditional professional gatekeeping organization by gaining control of legal education, entrance examinations, and ethical codes. The early ABA supported reformist values of political and social change if such change could be overseen by courts. It was not until the second decade of the twentieth century that it began its transformation into a more conservative group.

JOHN MATZKO received his PhD from the University of Virginia. He taught history for more than forty years at Bob Jones University. His *Reconstructing Fort Union* was published by the University of Nebraska Press in 2001.



Legal Traditions in Louisiana and the Floridas 1763-1848

Seán Patrick Donlan

Vernon Valentine Palmer, Editors

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2019

xxxv, 297 pp. 10 illustrations ISBN 978-1-61619-584-7 Hardcover \$75.

This collection focuses on the period from 1763 through the mid-19th century. In Louisiana and the Floridas, the territorial ambitions of Britain, France, and Spain, as well as the new American Republic, led to a rapidly shifting series of political and cultural changes. The result in the region was the creation of complex hybrids of legal ideas and institutions. Of particular significance were the land claims that inevitably followed transfers of sovereignty and legal systems, and the social and legal entrenchment of established elites and the institution of slavery. Through a mix of different historiographical methods, a broad understanding of legal and social history, and the lens of plural comparative contexts, this collection tells us much about continuity and change in a critical transition period for the region, as well as for the modern Western nation-state and its increasingly common laws.

“The French Revolution gave us not only the concepts of nationalism and popular sovereignty but many of the legal concepts still with us today. How they materialized in a “mixed jurisdiction” of common and civilian law in post-Purchase Louisiana, during clashes less about culture than conflicts of interest, forms the heart of this thought-provoking collection. You won’t find a more succinct and lucid exposition of these and other knotty subjects between the covers of many other books.”

LAWRENCE N. POWELL
Professor Emeritus, Department of History, Tulane University

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CONTRIBUTORS

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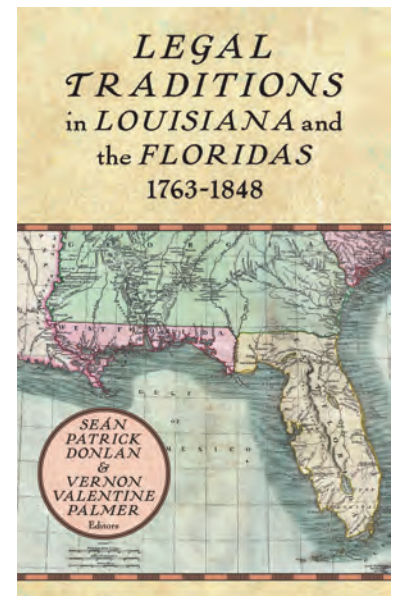
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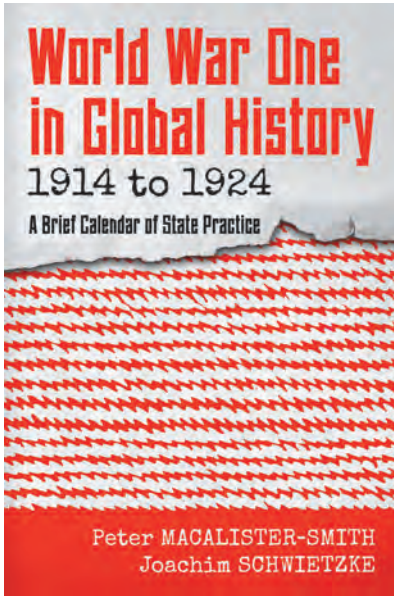
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SEÁN PATRICK DONLAN is Associate Dean of the Thompson Rivers University Faculty of Law (Canada). He edited *Comparative Legal History* (2013-2016) and (with D Heirbaut), *The Law’s Many Bodies: Studies in Legal Hybridity and Jurisdictional Complexity, c1600-1900* (2015).

VERNON VALENTINE PALMER is Thomas Pickles Professor of Law and Director of the Eason Weinmann Center for International and Comparative Law, Tulane University. He is a titular member of the *International Academy of Comparative Law*, recipient of the Légion d’Honneur, and the founder and president of the *World Society of Mixed Jurisdictions*. He is the author of *Mixed Jurisdictions Worldwide: The Third Legal Family* (2012) and *Through the Codes Darkly: Slave Law and Civil Law in Louisiana* (2012).

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A Brief Calendar of State Practice

Peter Macalister-Smith
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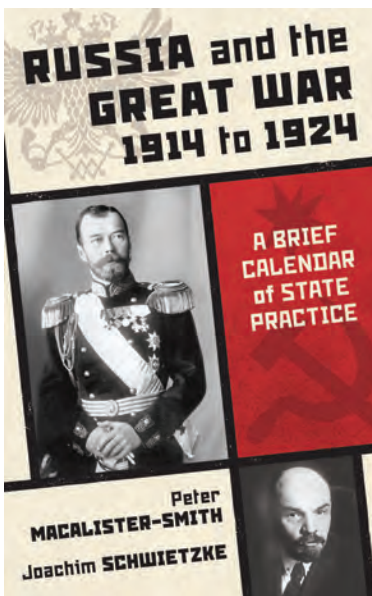
Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2018

lxv, 422 pp. ISBN 978-1-61619-577-9 Hardcover \$85.

World War One in Global History 1914 to 1924: A Brief Calendar of State Practice is a chronicle of official transactions in diplomacy, international law and international relations combined with documentary excerpts and explanatory references. The book takes the form of a Calendar displaying original scholarly content in a user-friendly format. The reporting period covers eleven years of war and peace to the end of 1924. For that period the Calendar offers an unrivalled repertory of 500 acts and instruments adopted by the belligerent and neutral parties worldwide, including the ongoing colonial relations. The book introduces 321 extracts reproduced from the central passages of documents cited.

The book is packed with state acts and bibliographical information. For every act identified the Calendar locates reliable publications available as representative sources of record. Each of the 500 main entries is evidenced and substantiated by pin-point references to source materials of civil or state production. Official records have priority and alternative sources are taken into account. Nearly all documents are cited from multiple sources, in appropriate publications, in relevant languages. The Calendar respects the languages of the parties. While the Calendar's language is English, in selection of sources the references range worldwide.

The book is a compendium of practice and sources intended for study, research and ready reference. A key to decisive events from global history comprising several kinds of distinctive information, the Calendar provides a baseline survey of domestic and international public acts that preceded, accompanied and followed the armed conflict, established the League of Nations organization with related institutions, and inaugurated the present era of world order and disorder. The work includes comprehensive tables and an extensive index.



Russia and the Great War 1914 to 1924

A Brief Calendar of State Practice

Peter Macalister-Smith
Joachim Schwietzke

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2017

liii, 238 pp. ISBN 978-1-61619-275-4 Hardcover \$65.

Russia and the Great War 1914 to 1924: A Brief Calendar of State Practice is a chronicle of events in diplomacy and international relations combined with references to sources and documentary extracts. A key to several kinds of distinctive information, the Calendar locates 200 official acts in time and place, names the parties, supplies a title in English for each instrument, cites versions in authentic languages and translations, and includes references to related acts and instruments within and beyond the reporting period for Russia, the Russian Soviet Federative Socialist Republic, and the Union of Soviet Socialist Republics.

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"At long last a worthy companion to the Slusser/Triska calendar of Soviet treaties, one that in marking the century since the Russian revolutions addresses State practice in the broader meaning that will appeal to international and comparative lawyers and to specialists in international relations and foreign policy – all collected, annotated, and indexed with the scrupulous accuracy and thoroughness for which the compilers are noted."

WILLIAM E. BUTLER
Penn State Dickenson Law (Carlisle)

PETER MACALISTER-SMITH is known internationally as an editor of the *Encyclopedia of Public International Law* (1982–2003) and as the principal editor at the Max Planck Institute for Comparative Public Law and International Law, Heidelberg, of the *Journal of the History of International Law* (2004–2015). Peter is a member of the editorial board of *JUS GENTIUM*, *Journal of International Legal History*, published by Talbot Publishing.

JOACHIM SCHWIETZKE is Library Director emeritus at the Max Planck Institute for Comparative Public Law and International Law, Heidelberg, Germany.

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During his thirty years on the United States Supreme Court, the late **United States Supreme Court Justice Antonin Scalia** left an indelible impression not just for his influential conservative opinions, quick intellect and larger-than-life presence, but for the clarity and grace of his judicial writing style. Scalia's writings are appreciated as exceptional among judicial opinions for the clear reasoning of his legal decisions and viewpoint, and for his sometimes witty, always accessible and carefully chosen language. Each title includes an index to books cited by Scalia that offers us the sources of his study on the given opinion.

Representative Opinions of Justice Antonin Scalia

*Michael H. Hoeflich,
William Skepnek, Co-Editors*

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2018

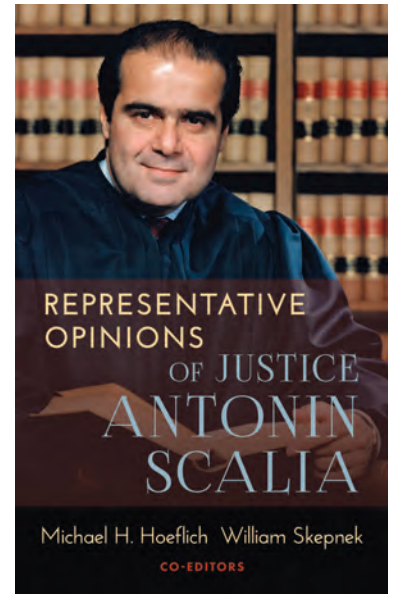
xxiv, 474 pp. ISBN 978-1-61619-572-4 Hardcover \$75.

In this volume the editors have collected some of his most provocative and well-written representative opinions and offer analytic introductions to each set of opinions. They include Scalia's opinions in the areas of constitutional structure, structure and procedures of the judiciary, fundamental rights and freedoms, rights of the accused, and statutory and treaty interpretation. The book also includes three of Justice Scalia's important concurrences. Each chapter contains an introduction by the editors.

"This collection is an editorial coup. Hoeflich and Skepnek have assembled and introduced a set of judicial opinions that will enable the reader to get a well-rounded sense of the work of an extraordinarily important and controversial judge. The key to the quality of their work is what it lacks: ax-grinding. Scalia-the-genius, Scalia-the-groundbreaker, and Scalia the "shin-kicker" combined during his lifetime to inspire sentiments both of admiration and of animosity. Hoeflich and Skepnek have managed to set aside both kinds of feelings, and to offer instead a useful mix of critical, respectful scholarly commentary and intriguing, thought-provoking Scalia opinions-- some classic headline-grabbers, some important obscurities."

ROSS E. DAVIES

Professor of Law, Antonin Scalia Law School, George Mason University



Dissenting Opinions of Justice Antonin Scalia

*Michael H. Hoeflich,
Caleb Stegall, Co-Editors*

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2018

xxvii, 554 pp. ISBN 978-1-61619-573-1 Hardcover \$75.

In this volume the editors have collected some of his most provocative and well-written dissenting opinions and offer analytic introductions to each set of opinions. They include Scalia's opinions in the areas of constitutional structure, judicial power, statutory interpretation, police power, speech, religion and social regulation. Each chapter contains an introduction by the editors.

"This collection beautifully epitomizes Justice Scalia's famously pugnacious and erudite dissents. Hoeflich and Stegall have done a real service in putting them together and introducing them. This volume showcases Justice Scalia doing what he liked second best (he'd have preferred being in the majority)."

BRYAN A. GARNER

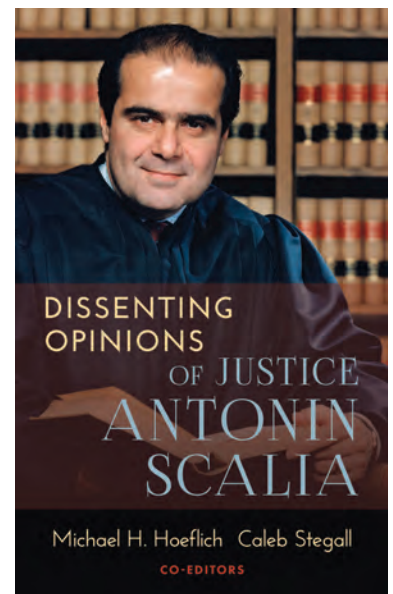
Coauthor of two books with Justice Scalia,

author of *Nino and Me: My Unusual Friendship with Justice Antonin Scalia*

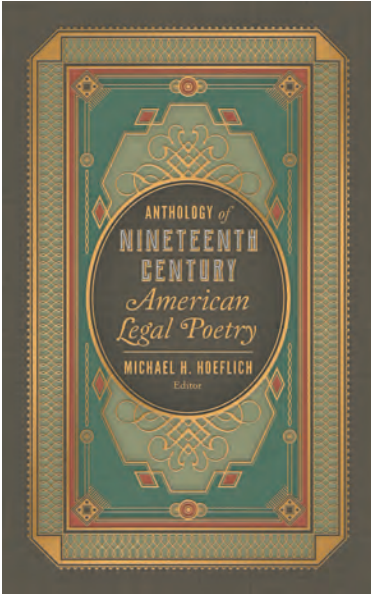
"This collection of dissents, written by the incomparable Justice Antonin Scalia, show why he will be remembered even above the great Oliver Wendell Holmes, Robert H. Jackson, and William O. Douglas as the most visible, passionate, and creatively stylistic of the Supreme Court's "Great Dissenters" and "Lone Wolves." After reading this volume, you will understand why generations from now Scalia's dissents will still be read in legal casebooks by America's law students."

BRUCE ALLEN MURPHY

Author of *Scalia: A Court of One*



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Anthology of Nineteenth Century American Legal Poetry

Michael H. Hoeflich

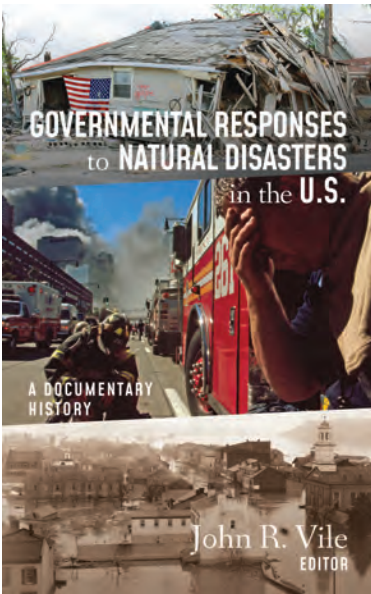
Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2018

xvii, 281 pp. ISBN 978-1-61619-548-9 Hardcover \$59.95

Despite the demands of a practice undertaken without today's modern conveniences—and electricity—many 19th century lawyers and judges in America found the time, and had the inclination, to write poetry. A good deal of it was about the law-clients, cases, trials—even law books—and the affairs of the day. Other poems address timeless themes such as nature, faith and illness. Some were meant to be humorous. Edited by Michael H. Hoeflich, an expert on 19th century American legal practice, this collection, which includes poems by President John Quincy Adams and Supreme Court Justices Joseph Story and Oliver Wendell Holmes, Jr., and a few laymen with an interest in law, offers a window into life in 19th century America as reflected in the practice of law, which by its very nature is entwined in so many stages of life.

Includes poetry by John Quincy Adams, David Barker, Irving Browne, William Allen Butler, Francis Dana, Paul Laurence Dunbar, Oliver Wendell Holmes, Jr., Sidney Lanier, John Pierpont, George D. Prentice, John Godfrey Saxs, Joseph Story, William Wetmore Story, Eugene Fitch Ware, and many others.

MICHAEL H. HOEFLICH is the John H. & John M. Kane Distinguished Professor of Law at the University of Kansas School of Law. He holds degrees from Haverford College, Cambridge University and Yale Law School. He taught at the University of Illinois from 1980-1988, was dean of the Syracuse University College of Law from 1988-1994, and was dean at the University of Kansas School of Law from 1994-2000. Hoeflich is the author or editor of 15 books including *Sources of the History of the American Law of Lawyering* (2007), *Legal Publishing in Antebellum America* (2010), *The Law in Postcards & Ephemera 1890-1962* (2012) and more than 115 articles. He is a fellow of the Royal Historical Society, a member of the American Antiquarian Society and the Kansas Correspondent of the Selden Society. He was awarded an honorary degree (LL.D.) by Baker University in 2003.



Governmental Responses to Natural Disasters in the U.S. A Documentary History

John R. Vile, Editor

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2018

xxxiii, 359 pp. ISBN 978-1-61619-580-9 Hardcover \$75.

Rarely does a month go by without news reports of a major natural catastrophe in the United States and in the rest of the world. Whether faced with Hurricane Irma's and Maria's devastation in Puerto Rico in 2017, Hurricane Katrina, 9/11, wild fires, earthquakes, volcanoes, or global warming, citizens often judge leaders by their effectiveness in preparing for and responding to such disasters. Through the use of carefully-edited original sources beginning with Biblical and classical times and continuing through contemporary American history, this book places these disasters in context. It includes readings from congressional laws, presidential addresses and orders, and judicial decisions as well as relevant charters from disaster relief agencies. The editor provides a general introduction to the topic and a timeline and prefaces each reading with an introduction.

"Vile has put together a diverse collection of primary sources that chronicle the changing role of federal government in disaster response. Most importantly, through his selections Vile illustrates how cultural, political, and economic context shape disaster response and recovery. How individuals make sense of natural disaster – is it an act of God? – requires understanding culture. Political philosophy and ideas matter for legislation. Vile challenges students and scholars within disaster research to embrace an interdisciplinary approach."

LAURA GRUBE

Assistant Professor of Economics, Beloit College

"Natural disasters have always threatened human existence. Many of history's greatest thinkers and leaders have weighed in on disasters. *Governmental Responses* assembles the words and wisdom in one accessible volume, allowing citizens, politicians, and academics to draw on these insights and recognize the enduring elements of today's challenges."

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Professor of Economics, Troy University

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Nova Methodus Discendae Docendaeque Jurisprudentiae*

The New Method of Learning and Teaching Jurisprudence According to the Principles of the Didactic Art Premised in the General Part and in the Light of Experience

**A Translation of the 1667 Frankfurt Edition
with Notes by Carmelo Massimo de Iuliis**

Preface by William E. Butler

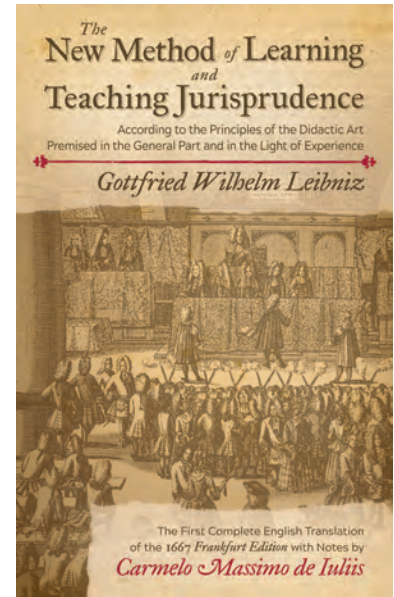
Gottfried Wilhelm Leibniz

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2017

lxxxvii, 218 pp. ISBN 978-1-61619-547-2 Hardcover \$85.

Better known for his contributions to philosophy, metaphysics and mathematics as co-discoverer along with Isaac Newton of calculus, Gottfried Wilhelm Leibniz was also an attorney, diplomat, state official and judge of the Mainz court of appeals. *The New Method of Learning and Teaching Jurisprudence* is his prescription for a curriculum of study for lawyers and as such is an important indicator of the origins of legal education in the late renaissance year of 1667, when John Milton published *Paradise Lost*.

Already translated into German and French, this is the first unabridged translation of the 1667 Frankfurt edition in a modern language, a new direct translation of the Latin text with notes by Carmelo Massimo de Iuliis (Department of Public and Private Economy Law, Università Cattolica del Sacro Cuore, Milano). The translation is enhanced by De Iuliis' introduction that offers a biographical sketch of Leibniz, an overview of the reception of his ideas, and a discussion of Leibniz' views on the philosophical concepts of logic and rhetoric as applied to the study of jurisprudence and a systematic reconstruction of legal systems.



Justice Holmes The Measure of His Thought

*Anthony Murray
Edwin G. Quattlebaum III*

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2017

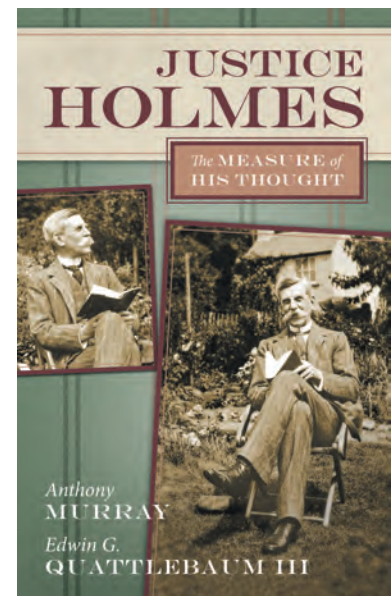
xi, 196 pp. ISBN 978-1-61619-388-1 Hardcover \$65.

Written in a lucid style and well illustrated, *Justice Holmes: The Measure of His Thought* offers a biographical look at the influences that have shaped his judicial outlook, especially his open-minded refusal to inject his own views into his legal decisions. The authors demonstrate — especially through Justice Holmes's 1919 opinions on speech — what would be obvious to a veteran of the courtroom, but not always to a biographer or a professor: that there is a big difference between “questions of law” before an appellate judge, and “questions of fact” determined by a trial judge or jury. The authors also examine Holmes's childhood and family influences as well as his Civil War experience that shaped his views on natural law and religion. The book describes United State Supreme Court Justice Oliver Wendell Holmes's intellectual influences and includes photos of his book collection now at the Library of Congress. Through a discussion of the letters Holmes wrote at his Beverly Farms, MA home where he summered when the Court was not in session, we are given a window into his remarkable wit as well as his philosophical views. The book includes rare photographs of Beverly Farms.

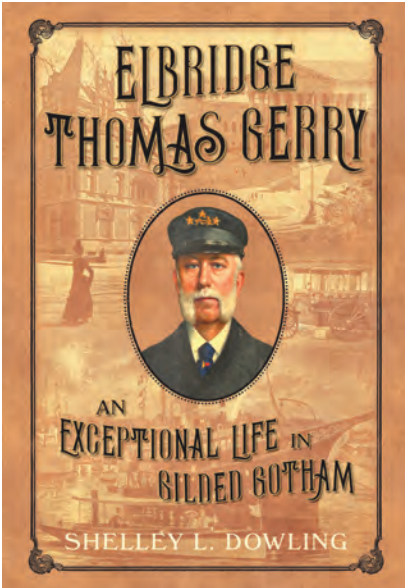
"This short, very readable biography of Oliver Wendell Holmes masterfully describes what shaped this great justice and how he shaped the law. Holmes's life tells us about a century of American history, as Holmes lived from 1841 until 1935, fighting in the Civil War and enduring the depression. Few Supreme Court justices have had a more profound impact on the Constitution and this superb book tells how and explains why."

ERWIN CHEREMINSKY

Dean and Jesse H. Choper Distinguished Professor of Law, University of California, Berkeley School of Law



Recent Titles from Talbot Publishing



Elbridge Thomas Gerry An Exceptional Life in Gilded Gotham

Shelley L. Dowling

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2017

xix, 738 pp. extensively illustrated ISBN 978-1-61619-387-4 Hardcover \$95.

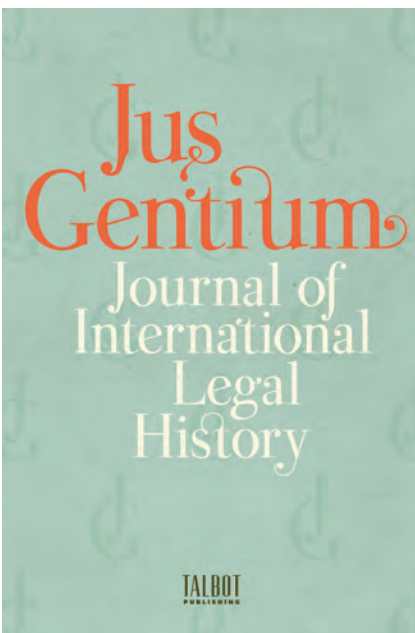


ELBRIDGE T. GERRY [1837–1927], grandson of Founding Father Elbridge Gerry who signed the Declaration of Independence, was a prominent and influential Gilded Age New York trial lawyer, philanthropist and bibliophile whose 30,000 volume library became the foundation of the United States Supreme Court Library. Dowling’s extensively illustrated biography of Gerry highlights the influence of his family and its links to other prominent New York families, the Gallatins, Goets and Livingstons.

This biography of Gerry is also the story of Gilded Age New York, when the glamorous society balls that provided entertainment to wealthy New York families such as the Astors and Vanderbilts belied their philanthropic contributions in the Progressive era. Gerry built the first steam yacht, the *Electra*, which became the flagship of the New York Yacht Club while he also sat on hospital boards and founded the New York Society for the Prevention of Cruelty to Children, which still operates today. As Dowling shows, Gerry’s brilliance and passion was at the heart of it all.

“Shelley L. Dowling has drawn on her extensive research experience as the Librarian of the United States Supreme Court to produce an exceptional work that traces the history of one of America’s most respected families through several generations. At the center of her opus is Commodore Elbridge Thomas, the grandson of the Founding Father, who was a New York City lawyer and philanthropist and the man who donated his book collection to the Supreme Court in 1928-thereby establishing its library. Dowling has ambitiously chosen to expand her scope to include the Gallatin, Goelet, and Livingston families.... Together their stories paint a compelling picture of New York in the Gilded Age.”

CLARE CUSHMAN
Supreme Court Historical Society



Talbot Publishing is pleased to announce Vol. 4, No. 2, July 2019

JUS GENTIUM Journal of International Legal History

EDITOR

William E. Butler

John Edward Fowler Distinguished Professor of Law, Pennsylvania State University

This is the first dedicated journal in the United States addressing the history of international law. Much current scholarship on the history of international law is preoccupied not with international law, but with international legal doctrine; the doctrinal writings of remarkably few individuals dominate the discourse while the rest remain unseen or overlooked. This journal will encourage further exploration in the archives, for new materials and confirmation of the accuracy of past uses, and welcomes the continued reassessment of international legal history in all of its dimensions.

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Law's Picture Books The Yale Law Library Collection

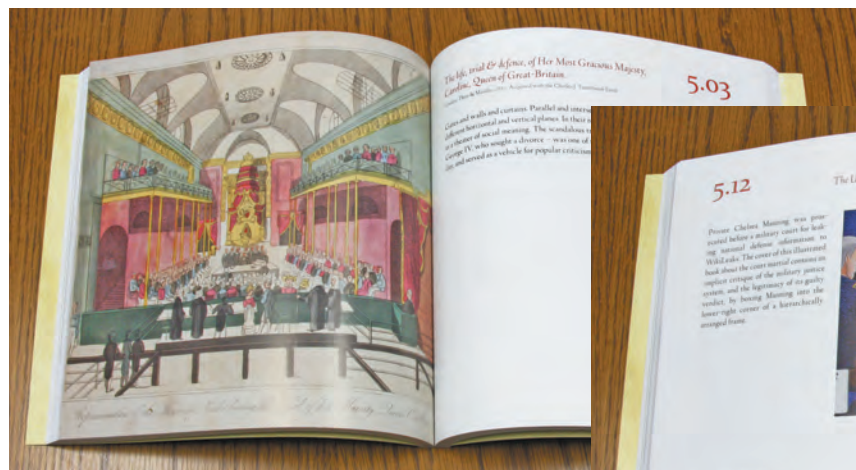
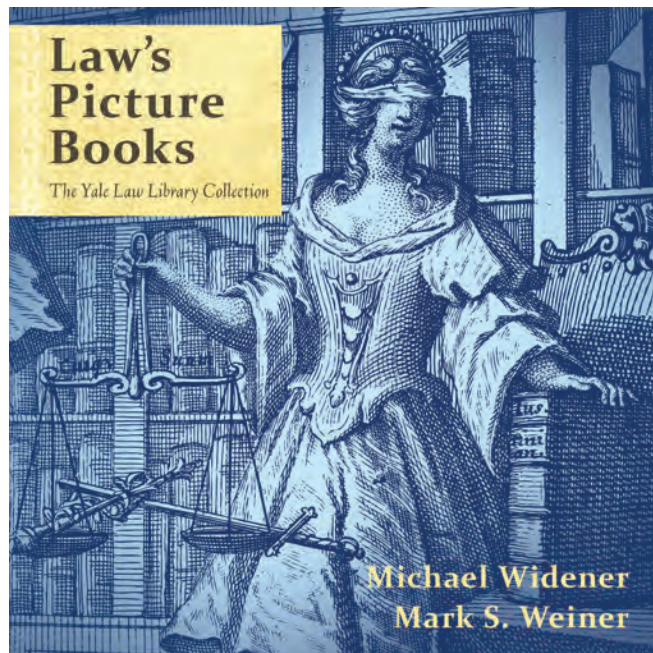
Michael Widener
Mark S. Weiner

Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.), 2017

9"x 9" full color, vii, 211 pp. ISBN 978-1-61619-160-3 Paperback \$39.95

"Illustrated law books" may seem like an oxymoron. After all, law is conceptual, analytic, and so very *wordy*! Yet for the past decade, over a thousand illustrated law books have been assembled in the Yale Law Library – spanning eight centuries and four continents. *Law's Picture Books* began as a major exhibition of that collection at the Grolier Club (9/13 to 11/18/17) in New York City, curated by Rare Book Librarian Michael Widener and legal historian Mark S. Weiner. In challenging the stereotype of legal literature as a dreary expanse of dry text, this book will surprise and delight both bibliophiles and members of the legal community.

This handsome full-color book is enhanced by Michael Widener's essay "Collecting Yale Law Library's Picture Books," Mark S. Weiner's "Reflections on an Exhibition," Jolande E. Goldberg's "Ars Memoria in Early Law: Looking Beneath the Picture" and Erin C. Blake's "Law's Picture Books and the History of Book Illustration."



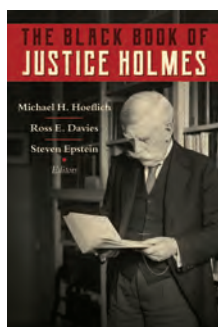
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Michael H. Hoeflich and Steven Epstein, Eds.

Transcriptions by Michael H. Hoeflich, Steven Epstein, Ashley Akers and Will Admusson
Forward by Justice Caleb Stegall, Kansas Supreme Court
2019



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2019

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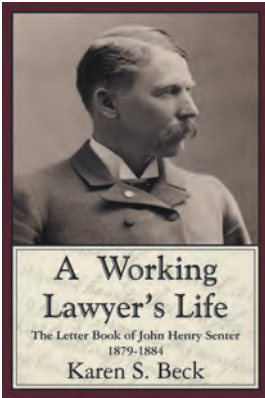
REPRESENTATIVE OPINIONS OF JUSTICE RUTH BADER GINSBURG
Nancy Gertner, Editor
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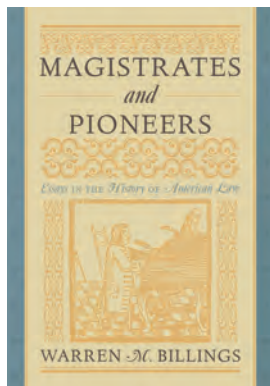
A Working Lawyer's Life The Letter Book of John Henry Senter 1879-1884

Karen S. Beck

Senter [1848-1916] was a lawyer who practiced in a small Vermont town. His letter book, which contains 326 letters copied between April 1879 and 1884, records his business dealings, goals and thoughts. Richly detailed and often frank, these letters take us into the world of a small-town lawyer in the late nineteenth century. They introduce us to his clients, the legal matters he addressed, the way he ran his business and his daily difficulties (such as clients who failed to

pay their bills). This book has two parts. The first part is a biography of Senator and a history of his practice. The second is a transcription of the letter book.

xiv, 267 pp. The Lawbook Exchange, Ltd.
Hardcover 2008 ISBN 978-1-58477-922-3 \$49.95
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Magistrates and Pioneers Essays in the History of American Law

Warren M. Billings

Foreword by Mark F. Fernandez

Collects eighteen essays (five of which are new) by the historian Warren M. Billings. They address the main areas of his research, nineteenth century Louisiana and seventeenth century Virginia. From Opechancanough, a seventeenth-century Indian chief to Sir William Berkeley, colonial governor of Virginia, to Edward Livingston, coauthor of Louisiana's first civil code, to the legendary Louisiana Governor and U.S. Senator Huey Long, Billings brings to

life the forces behind the legal development of these two historically distinctive states. Many of these are classic essays, all are essential to students of American legal history.

xix, 460 pp. The Lawbook Exchange, Ltd.
Hardcover 2011 ISBN 978-1-61619-127-6 \$59.95
Paperback 2011 ISBN 978-1-61619-128-3 \$49.95

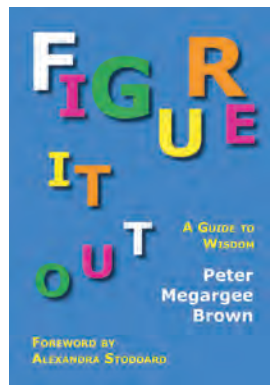


Figure It Out A Guide to Wisdom

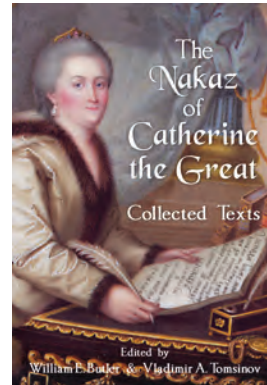
Peter Megargee Brown

Foreword by Alexandra Stoddard,
author of *Living a Beautiful Life*

A collection that can be read cover-to-cover or flipped through for a moment of illumination, *Figure It Out* will entertain and enlighten seekers of truth. Turn to this treasury for inspiration, as Alexandra Stoddard says in the Foreword, "Whether you are a reader, a writer, a historian, a philosopher, or a speaker at important events—even making a toast—this

personal selection will delight you, uplift you, and help you to Figure It Out."

xii, 305 pp. The Lawbook Exchange, Ltd.
Hardcover 2010 ISBN 978-1-61619-036-1 \$24.95
Paperback 2010 ISBN 978-1-61619-037-8 \$19.95



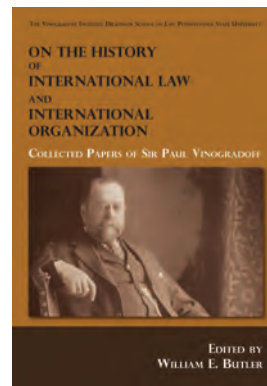
The Nakaz of Catherine the Great Collected Texts

William E. Butler and
Vladimir A. Tomisnov, Editors

Catherine the Great composed the *Nakaz*, a new code of laws for the Russian Empire. This edition contains the Russian, French, German, Latin, and two contemporary English translations, biographical notes, and a bibliography. Drawn from Montesquieu, Rousseau, and other Enlightenment thinkers, the *Nakaz* condemned torture and capital punishment and endorsed such principles as the equality of all before the law. Published

in the principal European tongues, it proved to be a statement to the world as much as a practical legal text.

x, 531 pp. The Lawbook Exchange, Ltd.
Hardcover 2010 ISBN 978-1-58477-992-6 \$49.95
Paperback 2010 ISBN 978-1-61619-108-5 \$39.95



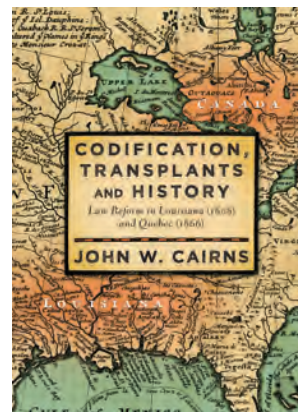
On the History of International Law and International Organization Collected Papers of Sir Paul Vinogradoff

William E. Butler, Editor

Justly famous as a historian and comparative lawyer, Vinogradoff [1854-1925] also wrote on public international law. This original volume collects most of his most important contributions to this field: *The Legal and Political Aspects of the League of Nations* (1918), *The Reality of the League of Nations* (c. 1919), *The Covenant of the League: Great and Small Powers* (1919) and *History of the*

Law of Nations (1921). The first three, which discuss the League during its formative months in the context of contemporary international affairs, are little known today. *The Reality of the League of Nations* is published here for the first time.

xiii, 204 pp. The Lawbook Exchange, Ltd.
Hardcover 2009 ISBN 978-1-58477-953-7 \$49.95
Paperback 2009 ISBN 978-1-58477-987-2 \$39.95



Codification, Transplants and History

Law Reform in Louisiana (1808)
and Quebec (1866)

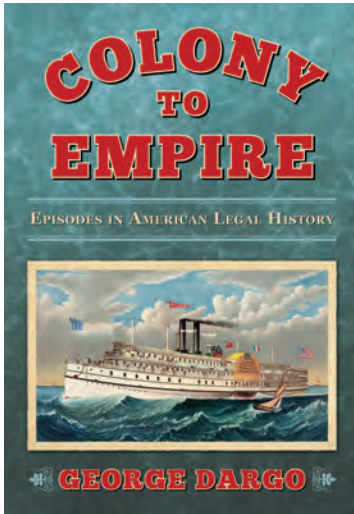
John W. Cairns

When Louisiana enacted its Digest of the Civil Laws in 1808 and Quebec its Civil Code of Lower Canada in 1866, both jurisdictions were in a period of economic, social and political transition. This book offers the first systematic and detailed exploration of the two new codes in light of social and legal change. Cairns examines the rich, complex, and varying legal cultures — French,

Spanish, Civilian and Anglo-American — on which the two sets of redactors drew in drafting their codes.

xlvi, 559 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2015 ISBN 978-1-61619-509-0 \$95.

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Colony to Empire Episodes in American Legal History

George Dargo

The noted historian and author of Jefferson's Louisiana has collected a dozen essays that span legal issues from the development of the United States from the legal rights of colonists, to the Red Scare of 1920, issues revolving around Sunday blue laws in Massachusetts in the 1950s to the legal issues regarding the status of Puerto Rico.

CONTENTS

Colonial Foundations

- 1 The Legal Rights of Early Americans
- 2 Religious Toleration and its Limits in Early America
- 3 The Condition of the Colonial Press
- 4 Politics in Late Colonial America

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- 5 Law in the Early Republic
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- 7 Edward Livingston and the New Orleans Batture

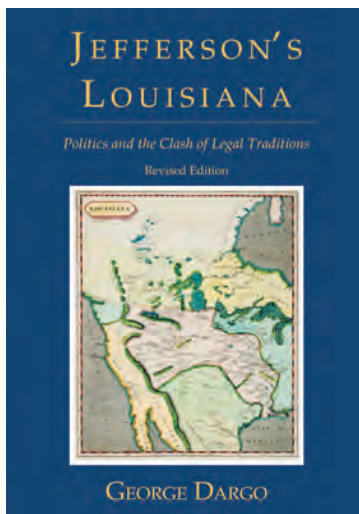
- 8 Steamboats and Tugboats on the Mississippi

- 9 The Sarah Roberts Case and the Origins of "Separate But Equal"

Twentieth Century Episodes

- 10 The Great Red Scare of 1920
- 11 Sunday Blue Laws and the Kosher Market
- 12 The "Commonwealth" of Puerto Rico in American Law

xxii, 363 pp. The Lawbook Exchange, Ltd.
Hardcover 2012 ISBN 978-1-61619-144-3 \$49.95



Jefferson's Louisiana Politics and the Clash of Legal Traditions. Revised Edition

George Dargo

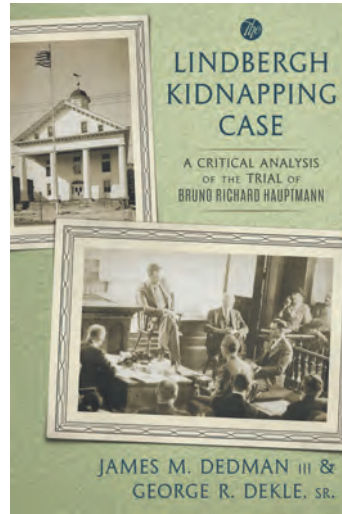
Jefferson's Louisiana shows how the enactment of the Civil Law Digest by the territorial legislature in 1808 came at a time when political forces and outside events joined together to reinforce local determination to resist total Americanization and to preserve Louisiana's established legal culture. The book reconnects a segment of American legal history to the general history of the period. In addition to official records, it also uses archival sources that demonstrate how the struggle between

civil law and common law forces affected people who were either outside of, or but marginally connected to, legal and governmental structures.

"... among the finest volumes I have been associated with. . . a triumph of historical scholarship. . . His new Introduction is the best guide I know of to the complicated world of late eighteenth- and early nineteenth-century Louisiana law."

STANLEY N. KATZ
Princeton University

xxxvi, 331 pp. The Lawbook Exchange, Ltd.
Hardcover 2009 ISBN 978-1-61619-020-0 \$49.95
Paperback 2009 ISBN 978-1-61619-021-7 \$39.95



The Lindbergh Kidnapping Case

*A Critical Analysis of the Trial
of Bruno Richard Hauptmann*

*James M. Dedman III
and George R. Dekle, Sr.*

The kidnapping and murder of Charles A. Lindbergh Jr. touched off one of the most massive manhunts in the history of American crime detection and generated so much publicity at home and abroad that it was touted as the "Crime of the Century." The arrest of Bruno Richard Hauptmann in connection with the kidnapping inevitably led to the "Trial of the Century." Although Hauptmann was

almost universally detested at the time of the trial, the tide of public opinion began to change with his conviction. In the decades following Hauptmann's execution, writers have advanced one theory after another seeking to pin the blame upon various members of the Lindbergh household and others. Almost every aspect of the crime and the investigation has been examined and critiqued—with one exception. No one has written a critical analysis of the trial itself.

This book seeks to remedy that omission with an investigation and evaluation of the marshalling, presentation, and arguing of the evidence, and a study of the post-conviction litigation.

xvii, 394 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2016 ISBN 978-1-61619-533-5 \$75.



The Origins of Western Law from Athens to the Code Napoleon

*John E. Ecklund
Constance Cryer Ecklund, Editor*

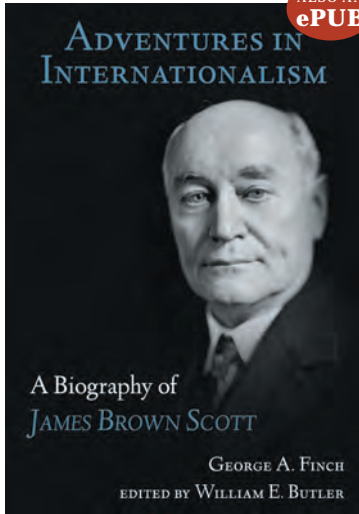
This book charts the horizon of Western legal origins. Eternal Platonic truths versus the Sophists of individual preferences, medieval Realists against Nominalists, natural lawyers of the 17th and later centuries, Montesquieu and other Enlightenment thinkers fighting through principles and personhood: these and many more figures and ideas come alive in this comprehensive survey of the antecedents of our modern legal system.

"This is a magisterial book written by a magisterial man, John Ecklund, and his wife and editor Dr. Constance Cryer Ecklund. The subject, scope, and depth of the book seem to flow naturally from the man I was privileged to know in New Haven and at Yale for decades...This excellent book is a living legacy that, I hope, will educate generations to come about the philosophical and historical antecedents of our system of law which remains one of America's greatest assets."

SENATOR JOSEPH I. LIEBERMAN

2 vols.
118 b&w illus. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2014 ISBN 978-1-61619-371-3 \$195.

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ALSO AN
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Adventures in Internationalism A Biography of James Brown Scott

George Finch
William E. Butler, Editor

A compelling study of Scott's work as secretary of the Carnegie Endowment for International Peace and guiding force behind the American Society of International Law.

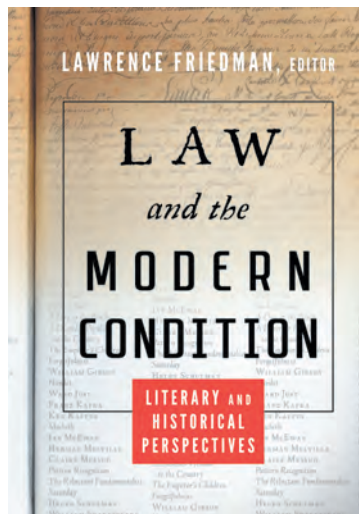
One of the greatest figures in modern international law, James Brown Scott [1866-1943] intended to publish an autobiography titled *Adventures in Internationalism*.

He wrote a few paragraphs for this book, but he never completed it. He decided instead to entrust his life's

story to George A. Finch, a protege and friend. Finch began work on a biography with Scott's participation in the late 1930s, but he never completed it. Using Finch's manuscripts and notes, Butler has produced a compelling study of Scott's key role in several important diplomatic conferences and work as an author, secretary of the Carnegie Endowment for International Peace and guiding force behind the American Society of International Law.

George A. Finch was James Brown Scott's assistant and literary executor. He served as assistant director of the Division of International Law at the Carnegie Endowment, and, upon Dr. Scott's retirement, its secretary and director.

xxviii, 245 pp. The Lawbook Exchange, Ltd.
Hardcover 2012 ISBN 978-1-61619-165-8 \$49.95
ePUB Kindle 2014 ISBN 978-1-61619-500-7 \$9.99 [amazonkindle](#)



Law and the Modern Condition Literary and Historical Perspectives

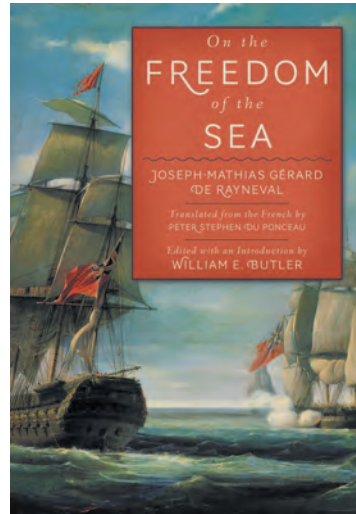
Lawrence Friedman, Editor

Using fiction as a lens in which to view particular developments in the law, each of the essays in this book discusses a work of literary fiction — some classical (the tale of Ruth in the Bible, the fiction of Franz Kafka and Herman Melville, the plays of William Shakespeare), some modern (the post-September 11 fiction of William Gibson, Ken Kalfus, Claire Messud, Ian McEwan and Helen Schulman) — that concerns, directly or indirectly, the historical

development of the law. This exploration of legal history through fiction pays particular attention to its relevance to our present circumstances and our growing concern about terrorism and civil liberties.

Each essay considers the legal lessons about the fictional event or events at its core, lessons that tell us something worth remembering as we continue to chart law's evolution. These lessons, like those that may be found in all great literature, necessarily extend beyond the historical confines of the characters and plot and background of each story to embrace the modern condition — which, as these great stories suggest, is and always has been the only condition.

xv, 266 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2013 ISBN 978-1-61619-391-1 \$49.95



On the Freedom of the Sea Edited from the unpublished manuscript of Peter Stephen Du Ponceau, with an extensive introduction by William E. Butler

Joseph-Mathias Gerard de Rayneval

Transcribed by William E. Butler into English for the first time, from Du Ponceau's hand. A previously overlooked and unpublished contemporary translation by Peter S. Du Ponceau of the classic treatise by Joseph-Mathias Gerard de Rayneval, *De la Liberte des Mers* (Paris, 1811), edited with an extensive introduction by William E. Butler. Successor two

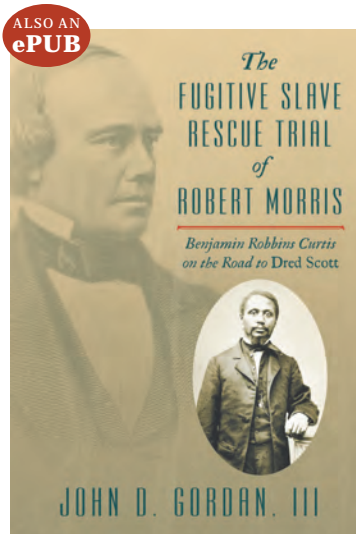
centuries later to Grotius' classic writings on the freedom of the seas, Gerard de Rayneval's work affirmed the principles of natural and positive law applicable to naval warfare, privateers, the law of prize, neutrality, and international straits from a French perspective deeply sympathetic to American views of the time.

"...On the Freedom of the Sea is, rather amazingly, the first 19th Century French text of international law to appear in English, and for this he [Butler] should be applauded."

JEAN ALLAIN

Journal of the History of International Law 18 (2016) 372

lx, 181, iv, 146 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2013 ISBN 978-1-61619-404-8 \$75.



ALSO AN
ePUB

The Fugitive Slave Rescue Trial of Robert Morris Benjamin Robbins Curtis on the Road to Dred Scott

John D. Gordan, III

Relying on extensive surviving original records, this book analyzes the November 1851 trial in the federal circuit court of Robert Morris, the second black admitted to practice in Massachusetts, for rescuing a fugitive slave from the custody of the U.S. marshal in the federal courtroom in Boston. It demonstrates that Justice Benjamin Robbins Curtis, a supporter of

Daniel Webster and the Fugitive Slave Act of 1850 presiding under a recess appointment, made two critical rulings against Morris that were at odds with existing precedents. The book contextualizes Morris's trial among the other trials for this rescue and the Supreme Court's decision in *Dred Scott* in 1857.

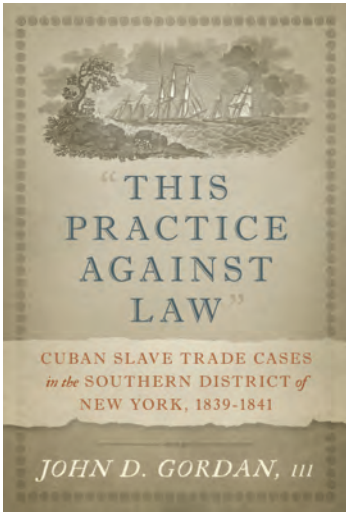
"This "small" book packs a large wallop. Gordan navigates the complexities of trial advocacy and trial procedure with unexcelled mastery. His analysis of the complex legal issues, including the power of the jury to rule on questions of law as well as fact, is persuasive. ... A gem of a book."

R. KENT NEWMYER

University of Connecticut School of Law

xix, 120 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2013 ISBN 978-1-61619-392-8 \$39.95
Paperback 2013 ISBN 978-1-61619-405-5 \$29.95
ePUB Kindle 2014 ISBN 978-1-61619-489-5 \$9.99 [amazonkindle](#)

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“This Practice Against Law” Cuban Slave Trade Cases in the Southern District of New York, 1839-1841

John D. Gordan, III

“*This Practice Against Law*” reconstructs the little-known story of the Butterfly and the Catharine, two slave ships from Havana seized by the British Navy off the African coast in 1839. They were tendered to the federal government for forfeiture proceedings and their captains prosecuted in the S.D.N.Y. and the Supreme Court of the U.S. At the same time Chief Justice

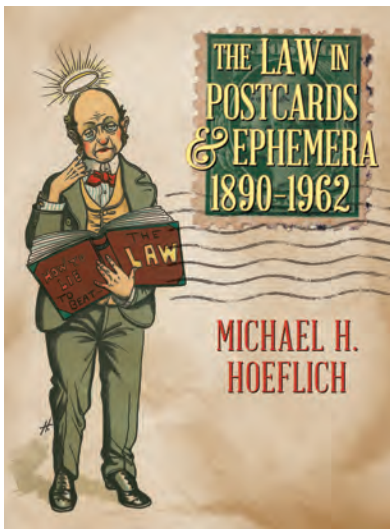
Roger Brooke Taney conducted proceedings against the Catharine’s builders in the Circuit Court in Baltimore. Based on the original case files in the National Archives and British Parliamentary publications, this in-depth review refutes the criticism of the federal judiciary in the prior scholarly assessment of these cases and demonstrates that in fact the performance of the federal judges compares favorably with other branches of the American government.

“Gordan’s first-rate documentary detective work and insightful scholarship shed new and important light on the legal and political conditions of the Cuban slave trade in the 19th century. It is the latest gem from a leading authority of the history of the federal courts.”

CHRISTIAN G. FRITZ

Emeritus Professor of Law, University of New Mexico

xv, 117 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2016 ISBN 978-1-61619-545-8 \$49.95



The Law in Postcards & Ephemera 1890-1962

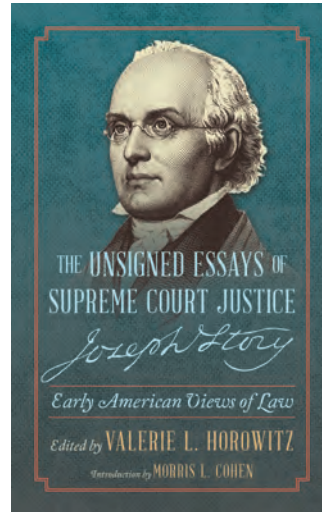
Michael H. Hoeflich

The prominence of law and lawyers in popular culture is shown in this full-color collection of late-nineteenth to mid-twentieth century postcards and ephemera. From humorous cards depicting love, divorce, drinking, cute animals and children in legal garb to serious depictions of women lawyers, courthouses and law firm libraries, they are a rich source for understanding popular opinions of lawyers, the courts, and the law.

“Professor Michael H. Hoeflich of the University of Kansas School of Law may well be the leading living historian of American legal publishing. Law publishing is and always has been a serious business, a reality reflected in much of Hoeflich’s work. (...) Or at least it used to be serious most of the time. On that last point, see Hoeflich’s latest book, *The Law in Postcards & Ephemera 1890-1962* (2012). It is filled with law-themed and generally not-serious greeting cards – an interesting mix to the modern eye of the still-entertaining and the now perplexing.”

Green Bag vol. 16, no. 2, winter 2013

xi, 102 pp. Color illustrations throughout
8-1/2” x 11” The Lawbook Exchange, Ltd.
Hardcover 2012 ISBN 978-1-61619-343-0 \$45.95



The Unsigned Essays of Supreme Court Justice Joseph Story

Early American Views of Law

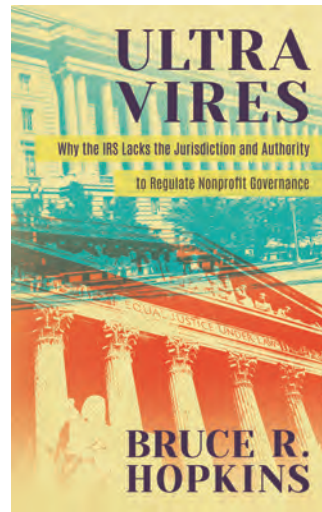
Valerie L. Horowitz, Editor

Introduction by Morris L. Cohen

Written anonymously for the *Encyclopedia Americana* and now gathered in one volume, this work presents eighteen articles on major legal subjects by Joseph Story, Associate Justice of the Supreme Court of the United States and the first Dane Professor at Harvard Law School. The articles are virtually unknown today because they were unsigned and never republished in any other form. Ranging

from “Law, Legislation and Codes,” “Common Law” and “Congress of the United States,” to “Law of Nations,” “Natural Law” and “Prize,” these extended essays are fascinating distillations of Story’s jurisprudence. The *Encyclopedia Americana* was edited by Story’s friend Francis Lieber [1798–1872] who wrote the “Lieber Code” and was a distinguished professor at Columbia Law School who helped establish the field of political science in the United States. The book includes an introduction by Morris L. Cohen that describes the genesis of Story’s involvement in writing the pieces and some of their main ideas. The appendix offers texts of rare related materials.

xxx, 387 pp. Talbot Publishing, (an imprint of The Lawbook Exchange, Ltd.)
Hardcover 2015 ISBN 978-1-61619-454-3 \$59.95
Paperback 2015 ISBN 978-1-61619-456-7 \$49.95



Ultra Vires

Why the IRS Lacks the Jurisdiction
and Authority to Regulate Nonprofit
Governance

Bruce R. Hopkins

Without warning, the IRS began, in 2007, to regulate in the realm of nonprofit governance. *Ultra Vires* offers an explanation as to why, as a matter of law, the IRS does not have the jurisdiction or the authority to regulate the governance affairs of the nation’s public charities and other categories of tax-exempt organizations.

“In *Ultra Vires*, Bruce Hopkins explains that one of the most important developments in the evolution of the law of nonprofit organizations is the IRS’s entry into the realm of nonprofit governance in 2007. Hopkins argues in great detail that the exempt organizations (EO) function of the IRS should not persist in a regulatory effort – its nonprofit governance initiative – that is beyond the scope of its jurisdiction and authority, and he faults the IRS for relying on a doctrine – private benefit – that is not applicable. Instead, the IRS should be doing what the law and good policy in the EO area demands. Its attempted regulation of nonprofit governance, including the composition and functioning of governing boards and related managerial concerns, is an example of extreme agency overreach that detracts from its mission and adversely impacts nonprofit organizations. Hopkins maintains that nonprofit governance concerns are the province of state regulators and hence the IRS should not be playing a role.”

PAUL STRECKFUS
Editor, EO Tax Journal

xii, 296 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
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Selected Works of D.I. Kachenovskii Ukrainian International Lawyer

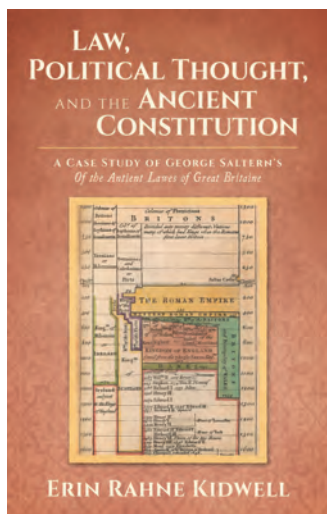
Dmitrii Ivanovich Kachenovskii
Compiled and edited
by William E. Butler

The development of international law and doctrine in the Russian Empire was influenced by the works (on prize law, constitutionalism and other facets of international law) of Ukrainian jurist Dmitrii Ivanovich Kachenovskii [1827-1872], who held the Chair of International Law at Kharkov University. Rare among his colleagues, Kachenovskii traveled extensively throughout Europe and spoke, wrote, and published in English.

In this volume we collect his English publications, all of them uncommon and never before assembled in one place.

CONTENTS: On the Life and Works of D. I. Kachenovskii - William E. Butler; WORKS BY D. I. KACHENOVSKII: The Present State of International Jurisprudence: Part I (21 June 1858); On the Present State of International Jurisprudence: Part II (5 May 1862); Prize Law: Particularly with Reference to the Duties and Obligations of Belligerents and Neutrals (1867); A Biographical Notice of the Late Professor Wurm (7 March 1859), [Letter of Professor Katchenowsky] (22 August (3 September) 1860), Dissertation on War and Peace, by Basil Mahnofsky (1 June 1858); Index of Names.

xliv, 270 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
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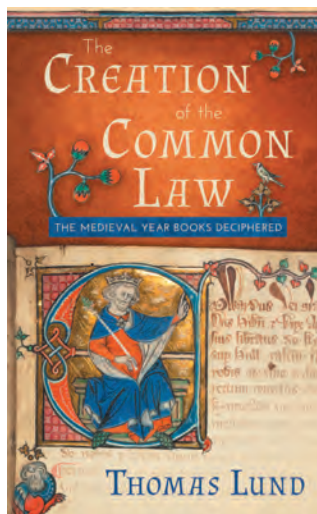
Law, Political Thought, and the Ancient Constitution A Case Study of George Saltern's *Of the Antient Lawes of Great Britaine*

Erin Rahne Kidwell

The blending of myth and legal history evident in the body of literary and legal texts produced to debate the union proposals of James VI and I following the king's proclamation of them in 1604 illustrates the seamless nature of the legal and literary canons at a formative moment in the history of British-American constitutionalism. This case study focuses on one of the lesser known Union Tracts, George Saltern's 1605 *Of the Antient Lawes of Great Britaine*

in conjunction with examples from various union tracts and contemporaneous works in British history, Calvin's Case and other judicial opinions, and works of British-American political thought to illustrate and evaluate the creative mix of mythical and historical elements present in the juridical historiography of the ancient constitution. It traces the juridical historiography of ancient constitutionalism over the following centuries reveals the surprising extent to which ancient constitutionalist thought has continued to influence the development of British-American constitutionalism to the present day. The appendix includes a facsimile of George Saltern's *Of the Antient Lawes of Great Britaine* (1605).

xviii, 330 pp. Talbot Publishing (an imprint of The Lawbook Exchange, Ltd.)
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The Creation of the Common Law The Medieval Year Books Deciphered

Thomas Lund

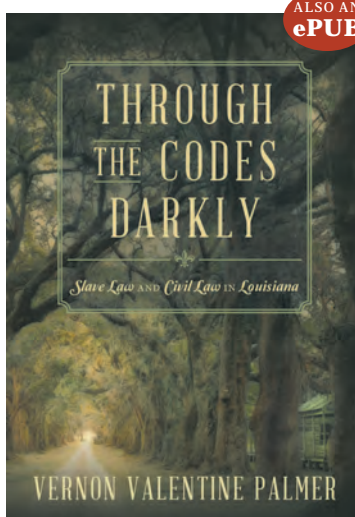
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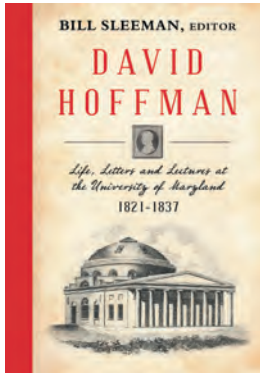
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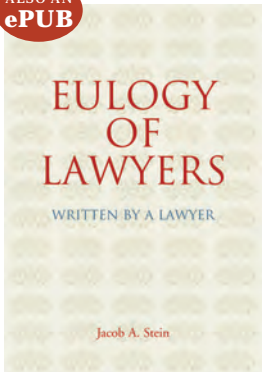
Bill Sleeman, Editor

In 1817 David Hoffman published *A Course of Legal Study*, an ambitious, systematically organized program of readings for aspiring attorneys. It was widely acclaimed upon publication. He expounded the principles of the *Course* in his lectures. A few were published as pamphlets to promote Hoffman's ideas and attract students. In 1837 he re-published them, along with a few related texts, in a book

entitled *Introductory Lectures, and Syllabus of a Course of Lectures, Delivered in the University of Maryland*. The Law Library of the Library of Congress holds the only known copy. Sleeman returns this rare volume to print and adds an illuminating biographical sketch of Hoffman and a consideration of his library that reprints an auction catalogue of his books prepared for his estate by Henry Wheaton.

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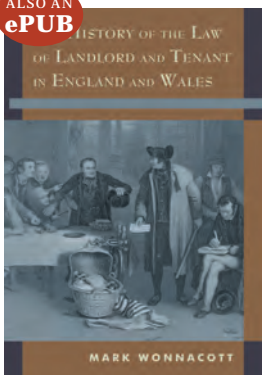
Jacob A. Stein
Preface by Bryan A. Garner

In 1936 Piero Calamandrei, an Italian lawyer, published *Elogio dei Giudici Scritto da un Avvocato*, a wry collection of maxims, anecdotes and observations on the nature of the legal process. Translated in 1946 as *Eulogy of Judges, Written by a Lawyer*, it acquired a reputation among sophisticated legal circles as the best lawyer's book ever written. *Eulogy of Lawyers* revives the spirit of its great

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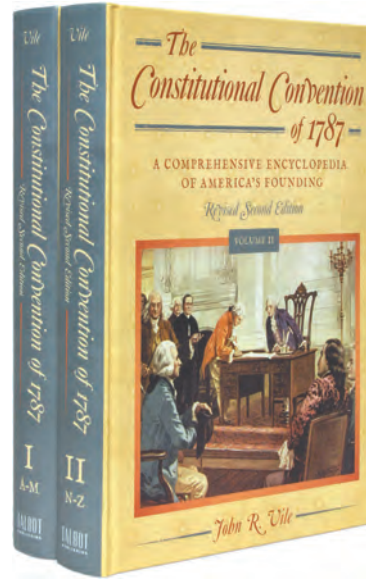


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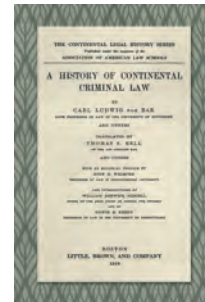
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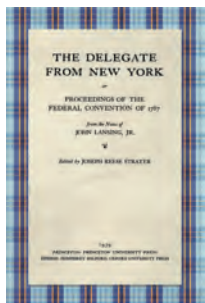
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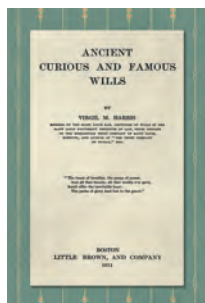
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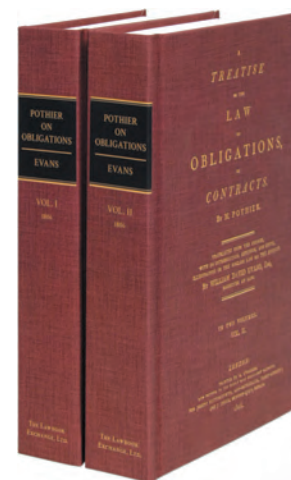
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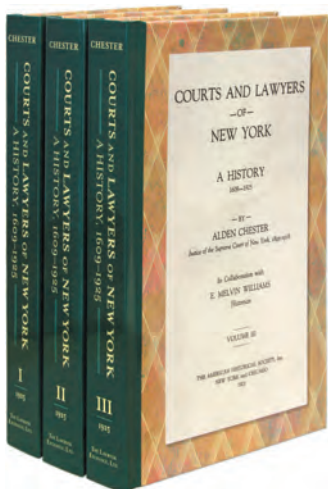
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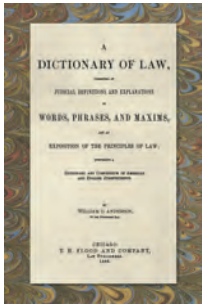


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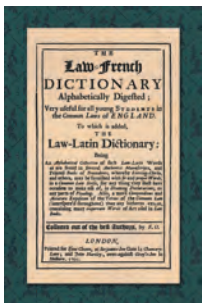


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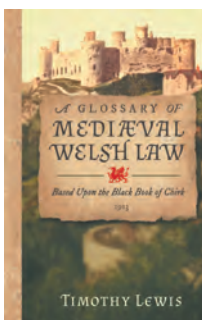
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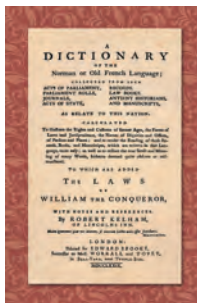
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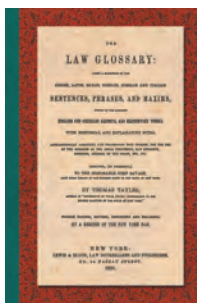
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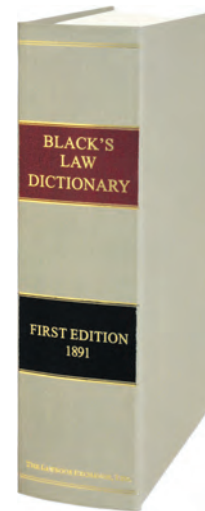
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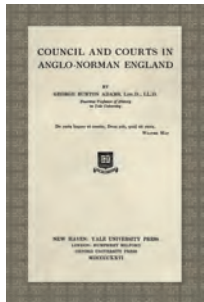
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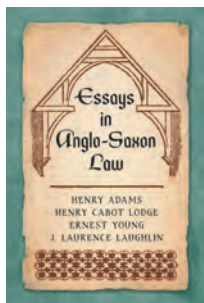
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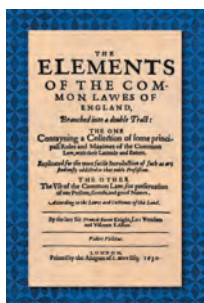
Henry Adams, Henry Cabot Lodge, Ernest Young and J. Laurence Laughlin

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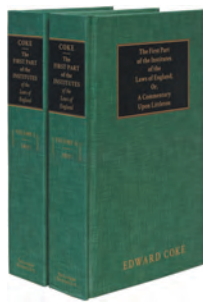
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Edward Foss

Authorita-

tive biographies of 1,589 chancellors, masters of the rolls, and judges of the courts are provided for each reign, from the time of the Norman Conquest through the reign of Queen Victoria, 1066-1864. Based on original sources, it is an important reference work for legal historians. Considered "the standard authority" in its field by J.C. Robertson in the *Law Times* 9/24/1870, it is frequently cited by Holdsworth in *A History of English Law*. "A" rated in the American Association of Law Schools, Law Books Recommended for Librarians.

9 vols.

Hardcover 2018 ISBN 978-1-58477-304-7 \$295.



Codex Diplomaticus Aevi Saxonici (1839-1848)

John Mitchell Kemble

An extensive study of more than 1,400 Anglo-Saxon and Norman legal and administrative documents, from Kemble's own

collection, the British Museum and various college and cathedral libraries. Includes introductory material and index in English. Text in Latin and Anglo-Saxon, introductory material, notes and index in English.

6 vols.

Hardcover 2019 ISBN 978-1-58477-938-4 \$250.

Paperback 2019 ISBN 978-1-61619-624-0 \$195.



The High Court of Parliament and Its Supremacy

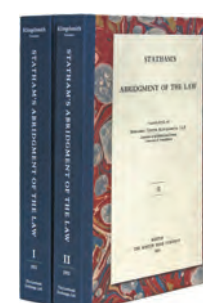
An Historical Essay on the Boundaries Between Legislation and Adjudication in England (1910)

Charles Howard McIlwain

xxi, 408 pp.

Highly acclaimed when it was published, this remains a classic. McIlwain, a professor of history at Harvard University, developed Pollock and Maitland's thesis from their landmark work *The History of English Law Before the Time of Edward I* (1895) that Parliament was not a legislature in the modern sense; it was an administrative and judicial instrument of the crown.

Hardcover 2004 ISBN 978-1-58477-388-7 \$27.95



Statham's Abridgment of the Law (1915)

Nicholas Statham
Margaret Center
Klingelsmith, Translator
David J. Seipp, Introduction

The only English translation of the first book of its kind, enhanced by Seipp's detailed Table of Contents

demonstrating the exhaustive scope of the work, followed by his new introductory essay. Drawn from the Year Books and arranged alphabetically, it contains 258 titles and about 3,700 notes on cases and points of law. Statham, to whom this work is attributed, devotes much attention to criminal law, trespass and procedure. It is, on the whole, a fascinating document and a landmark in the development of the common law.

2 vols.

Hardcover 2019 ISBN 978-1-58477-696-3 \$295.



The Royal Treasury of England Or, An Historical Account of All Taxes, Under What Denomination Soever, From the Conquest to this Present Year... (1725)

[John Stevens]

xxxi, [1], 372 pp.

A fascinating history of royal taxation and

expenditure from 1066 to the early eighteenth century. It examines such income sources as feudal pledges and penalties imposed on conquered enemies and such expenses as defense, maintenance of the royal household and the suppression of heresy. Highly regarded upon publication, it was a standard work for many years.

Hardcover 2017 ISBN 978-1-58477-400-6 \$39.95

Reprints of Legal Classics — Bestsellers from the Backlist

Hans Kelsen



Possibly the most influential jurist of the twentieth century, **HANS KELSEN** [1881–1973] was legal adviser to Austria's last emperor and its first republican government, the founder and permanent advisor of the Supreme Constitutional Court of Austria, and the author of Austria's Constitution. He was the author of more than forty books on law and legal philosophy. He was Dean of the Law Faculty of the University of Vienna and taught at the universities of Cologne and Prague, the Institute of International Studies in Geneva, Harvard, Wellesley, the University of California at Berkeley, and the Naval War College.

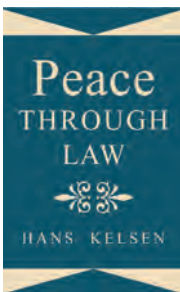


Collective Security under International Law

1957

Kelsen advances his theory that collective security is "...an essential function of law, national as well as international, and that, therefore, there exists an intrinsic connection between international security and international law; in other terms, that collective security of the state is, just as collective security of the individual within the state, by its very nature a legal problem." Foreword p. ii.

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978-1-58477-144-9
2011 Paperback \$49.95
978-1-61619-182-5



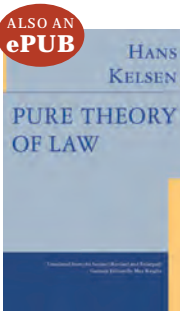
Peace Through Law

1944

Reprint of the only edition. Kelsen departs from his theories on pure law and here proposes a formula for international peace. He proffers "peace guaranteed by compulsory adjudication of international disputes," (Part I): the formation of a world court with the authority to resolve international conflicts, and "peace guaranteed by individual responsibility for violations of international law," (Part II): that individual statesmen take personal moral and legal

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responsibility for war crimes and other acts of violation committed by their country.



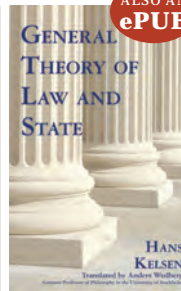
Pure Theory of Law

Translation from the Second German Edition
by Max Knight

1967

Second revised and enlarged edition, a complete revision of the first edition published in 1934. A landmark in the development of modern jurisprudence, the pure theory of law defines law as a system of coercive norms created by the state that rests on the validity of a generally accepted Grundnorm, or basic norm, such as the supremacy of the Constitution.

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2009 Paperback \$36.95
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General Theory of Law and State

Translated by Anders Wedberg
1945

Reprint of the first edition. This classic work is the fullest exposition of Kelsen's enormously influential pure theory of law, which includes a theory of the state. It also has an extensive appendix that discusses the pure theory in comparison with the law of nature, positivism, historical natural law, metaphysical dualism and scientific-critical philosophy.

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2007 Paperback \$29.95
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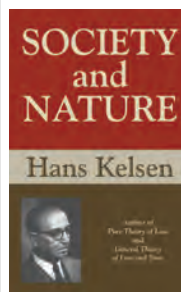
The Political Theory of Bolshevism

A Critical Analysis

1948

Written during a tense period of the Cold War, this study observed that Bolshevism was a system that embraces anarchism in theory and totalitarianism in practice. In order to survive, the Bolshevik state must obliterate the potentially destabilizing forces inherent in democracy through a party dictatorship that is presented as the political self-determination of a free people.

2007 Hardcover \$35.
978-1-58477-764-9
2011 Paperback \$25.
978-1-61619-161-0



Society and Nature

A Sociological Inquiry

[1946]

This interesting work offers a sociological and ethnographic perspective on Kelsen's juristic thinking. His central thesis, which ranges over the history of humanity, argues that the idea of causality developed from primitive ideas of retribution. He shows how early man developed his interpretation of nature through the laws of retribution and causality, then developed our current concept of nature and society over time. He holds that the gradual emancipation of the law of causality from the principle of retribution is "the emancipation from a social interpretation of nature," a process "very important from the point of view of intellectual history." (Introduction viii).

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978-1-58477-064-0
2009 Paperback \$44.95
978-1-58477-986-5



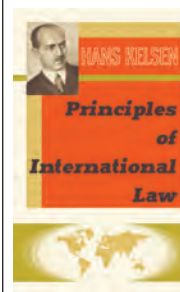
The Law of the United Nations

A Critical Analysis of Its Fundamental Problems

[1964]

First published under the auspices of The London Institute of World Affairs in 1950. With a supplement, *Recent Trends in the Law of the United Nations* [1951]. A critical, detailed, highly technical legal analysis of the United Nations charter and organization.

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978-1-58477-077-0
2011 Paperback \$85.
978-1-61619-235-8

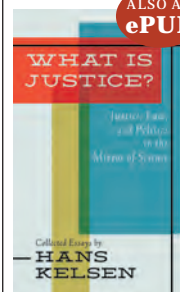


Principles of International Law

[1952]

Upon his retirement from the faculty of University of California at Berkeley in 1952, Kelsen produced arguably this his most important work, "... a systematic study of the most important aspects of international law, including international delicts and sanctions, reprisals, the spheres of validity and the essential function of international law, creation and application of international law and national law." Nicoletta Bersier Ladavac, "Hans Kelsen (1881 - 1973) Biographical Note and Bibliography," *European Journal of International Law* Vol. 9 (1998) No. 2.

2003 Hardcover \$65.
978-1-58477-325-2
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978-1-61619-305-8



What is Justice?

Justice, Law and Politics in the Mirror of Science

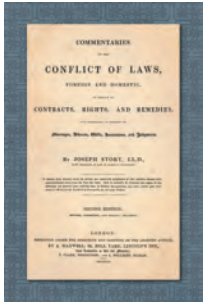
1957

Through the lens of science, Kelsen proposes a dynamic theory of natural law, examines Platonic and Aristotelian doctrines of justice, the idea of justice as found in the holy scriptures, and defines justice as "...that social order under whose protection the search for truth can prosper. 'My' justice, then, is the justice of freedom, the justice of peace, the justice of democracy—the justice of tolerance." (p. 24).

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978-1-58477-101-2
2013 Paperback \$34.95
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Joseph Story



Commentaries on the Conflict of Laws, Foreign and Domestic...
Second Edition. Revised, Corrected and Greatly Enlarged (1841)

Joseph Story
xxxiv, 927 pp.

Reprint of the last edition written by Joseph Story. "It is not too much to say that its publication constituted an epoch in the law; for it became at once the standard and almost the sole authority...[it] received the honor of being practically the first American law book to be cited as authority in English courts." Marke, *A Catalogue of the Law Collection at New York University* (1953) 358.

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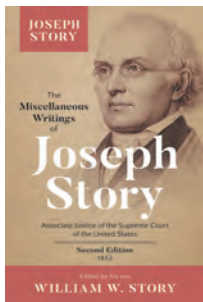


Life and Letters of Joseph Story
Associate Justice of the Supreme Court of the United States and Dane Professor of Law at Harvard University. Edited by his Son, William W. Story (1851)

Joseph Story
William Wetmore Story, Editor

From Story's vast correspondence his son William has selected those letters that describe his youth, education, life at the bar, and judicial and professorial life. This assemblage illuminates the fine mind that was Story's.

2 vols.
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The Miscellaneous Writings of Joseph Story
Associate Justice of the Supreme Court of the United States and Dane Professor of Law at Harvard University, Edited by His Son, William W. Story (1852)

Joseph Story
William Wetmore Story, Editor

x, [i], 828 pp.
Justice Story's enormous influence on American law is demonstrated in this collection of his writings. Includes his autobiography that was written in the form of a fascinating long letter to his son, and many other essays.

Hardcover 2017 ISBN 978-1-58477-072-5 \$49.95

International Law



An International Bill of the Rights of Man (1945)

H[ersch] Lauterpacht
x, 230 pp.
Surveys the written expression of human rights from the time of the Greeks to the present; it argues the legal and philosophical bases for codifying human rights; and finally, it presents a proposed International Bill of Rights of Man. "... a penetrating study recalling in its philosophical breadth and historical learning the classical seventeenth century treatises on the subject." Quincy Wright, *Harvard Law Review* 58 (1944-1945) 1267-1268.

Hardcover 2018 ISBN 978-1-58477-923-0 \$39.95



Studies in the Problem of Sovereignty (1917)

Harold J. Laski
x, [ii], 297 pp.
Addresses aspects of the theory of the state. Laski's theoretical ideas are elaborated through examples drawn from recent political and religious movements, such as the Catholic Revival and the creation of the German Empire. He concludes that the state is not a supreme entity, but is rather one association among many that must compete for the people's loyalty and obedience. Laski's ideas influenced the work of Felix Frankfurter and Oliver Wendell Holmes, who were two of his closest friends.

Hardcover 2019 ISBN 978-1-58477-240-8 \$25.95

Jurisprudence

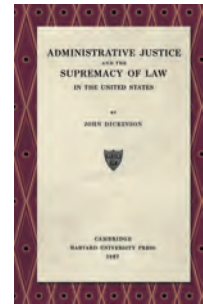


Select Works
Edited with an Introduction and Notes by E.J. Payne (1881)

Edmund Burke
Burke [1729-1797] is considered a founder of modern conservatism. This is true to some extent, but not quite. He believed in popular government

and recognized the inevitability of change. Indeed, he believed that a state that could not adapt to change was a state doomed to failure. An appealing compilation of Burke's principal works, including *Reflections on the Revolution in France* (1790), a classic criticism of the revolution and its actors.

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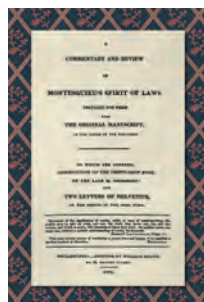


Administrative Justice and the Supremacy of Law (1927)

John Dickinson
xiii, 403 pp.
Dickinson examines the relationship between administrative tribunals and the courts, and problems that arise from the judicial

review of administrative determinations. Dickinson is especially concerned with factors that determine the scope and purposes of a review. His study is notable in part because it offers a near-contemporary assessment of the Hepburn amendments to the Interstate Commerce Act (1906) and other changes enacted in the early 1900s.

Hardcover 2018 ISBN 978-1-58477-273-6 \$65.



A Commentary and Review of Montesquieu's Spirit of Laws
Prepared For Press From the Original Manuscript in the Hands of the Publisher... (1811)

Antoine Louis Claude Destutt de Tracy
Thomas Jefferson, translator

viii, 292 pp.
A critique of Montesquieu's pessimistic appraisal of democracy in *De l'Esprit des Lois*. When Jefferson saw it in manuscript on a trip to Paris he was so impressed he translated it anonymously and arranged for publication.

Hardcover 2019 ISBN 978-1-58477-654-3 \$75.



Jurisprudence (1959)

Roscoe Pound
Reprint of the sole edition of Pound's magnum opus. This monumental work which was the culmination of a life devoted to the study

of the law and its philosophical underpinnings. One of the most important contributions to the world's legal literature of the century in which he advances his views on sociological jurisprudence.

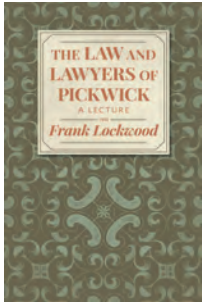
Roscoe Pound [1870-1964] was a pre-eminent law professor, scholar and prolific author. He was dean of Harvard law school from 1916-1936.

5 vols.
Hardcover 2012 ISBN 978-1-58477-119-7 \$295.

Reprints of Legal Classics — Bestsellers from the Backlist

Law and Literature

Law of War



The Law and Lawyers of Pickwick [1910?]

Frank Lockwood

108 pp.
With a frontispiece of Serjeant Buzfuz by the author. A pleasant Dickensian diversion spiced with a wry sense of humor, this book offers an account of one of the

most famous legal cases in English literature: *Bardell v. Pickwick*. Lockwood [1847-1897] observes that Mr. Pickwick would have fared even worse under the modern law of evidence, which would have given Buzfuz an opportunity to prepare a devastating cross-examination.

Hardcover 2017 ISBN 978-1-58477-231-6 \$19.95



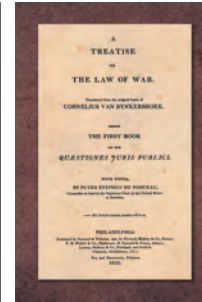
The Lawyers of Dickens and Their Clerks [1936]

Robert D. Neely

67 pp.
In this delightful and humorous book Neely takes a look at the satire and irony in Dickens' work as shown in his derisive characterization

of solicitors, barristers, judges and clerks. He gives us Jaggars, the criminal lawyer who notifies Pip of his "great expectations," Stryver, the unscrupulous trial lawyer in *A Tale of Two Cities*, and many others. Lovers of Dickens and anyone acquainted with the law will find this to be an entertaining read.

Hardcover 2002 ISBN 978-1-58477-091-6 \$34.95



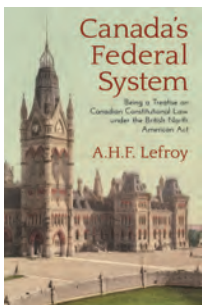
A Treatise on the Law of War Being the First Book of His Quaestiones Juris Publici Translated From the Original Latin with Notes, by Peter Stephen du Ponceau (1810)

Cornelius van Bynkershoek
New Introduction by
William E. Butler

LIII (new introduction), xxxiv, 218 pp.
Addresses the customs of land and sea warfare. A title in the Lawbook Exchange series Foundations of the Laws of War, Joseph Perkovich, General Editor. A notably humane work, it condemns actions against civilians and advocates the fair treatment of prisoners of war.

Hardcover 2018 ISBN 978-1-58477-566-9 \$28.95

Law of Foreign Jurisdictions



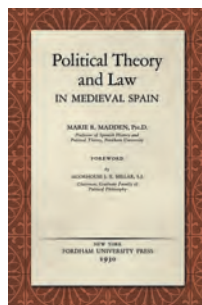
Canada's Federal System Being a Treatise on Canadian Constitutional Law (1913)

A.H.F. Lefroy

lxvii, 898 pp.
This is a detailed commentary on the constitution that governed present-day Canada from its creation in 1867 under the

British North American Act to 1982, when it achieved complete political independence. The foremost interpreter of the Canadian constitution in his day, Lefroy [1852-1919] was an important Canadian jurist who helped to draft several important amendments to Canada's constitution.

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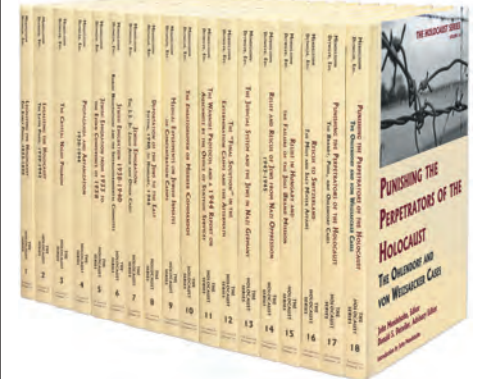
Political Theory and Law in Medieval Spain (1930)

Marie R. Madden

xv, 198 pp. Ten illustrations.
Madden explores political theory and governmental organization during one of the richest periods of Spanish history. Along with

keen discussions of such important landmarks as the doctrines of St. Isidore of Seville, the Costumbres of Tortosa, the Usatges of Barcelona and Las Siete Partidas, Madden analyzes the influence of Roman law and the administrative machinery of the king, municipalities and Cortes.

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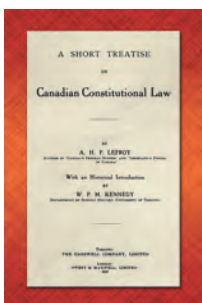
The Holocaust Selected Documents in Eighteen Volumes (1982)

John Mendelsohn and Donald S. Detwiler, Editors

Each volume is composed of facsimiles of essential records of the Holocaust from 1933 to 1945, arranged both topically and chronologically. The set contains over 330 documents in over 5,200 pages. Each volume available individually. Inquire or see our website for details.

1. Legalizing the Holocaust: The Early Phase, 1933-4939
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7. Jewish Emigration: The S.S. St. Louis Affair and Other Cases
8. Deportation of the Jews to the East: Stettin, 1940 to Hungary, 1944
9. Medical Experiments on Jewish Inmates of Concentration Camps
10. The Einsatzgruppen or Murder Commandos
11. The Wannsee Protocol and a 1944 Report on Auschwitz by
12. The "Final Solution" in the Extermination Camps and the Aftermath
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14. Relief and Rescue of Jews from Oppression, 1943-1945
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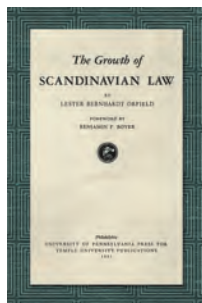
A Short Treatise on Canadian Constitutional Law (1918)

A.H.F. Lefroy

xlvii, 322 pp.
Conceived for non-Canadian lawyers and students at colleges and law schools, this is a treatise on the constitution that governed

Canada from 1867, when the British colonies of Canada, Nova Scotia and New Brunswick were united as the Dominion of Canada, to 1982, when the Dominion achieved complete political independence.

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The Growth of Scandinavian Law (1953)

Lester Bernhardt Orfield

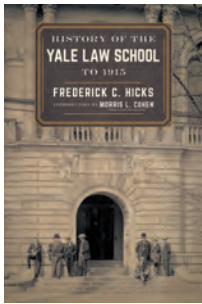
xx, 363 pp.
A study in comparative law that examines the legal systems of Denmark, Iceland, Norway, and Sweden and the forces that influenced

their development. According to Orfield, the Scandinavian states are a useful area for study due to their democratic traditions, high rates of literacy, commitment to progressive social legislation, and unique examples of law based largely on custom and usage that owe little to Anglo-American or Continental models.

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Legal Education



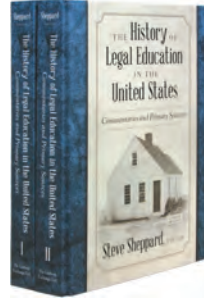
History of the Yale Law School to 1915 (1935–1938)

Frederick C. Hicks
Morris L. Cohen, Introduction

ix, 301 pp. Illus.
This edition combines the four volumes into one. A fascinating collection, these essays are distinguished by their colorful anecdotes and

careful use of archival sources. A fascinating collection, these essays are distinguished by their colorful anecdotes and careful use of archival sources. Illustrated. Index. A lawyer by training, Frederick C. Hicks was one of the great American law librarians of the twentieth century. Most of his career was spent at Yale, where he was a professor of law and law librarian from 1928 to 1944.

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Paperback 2018 ISBN 978-1-61619-600-4 \$29.95



The History of Legal Education in the United States

Commentaries and Primary Sources [1999]

Steve Sheppard, Editor

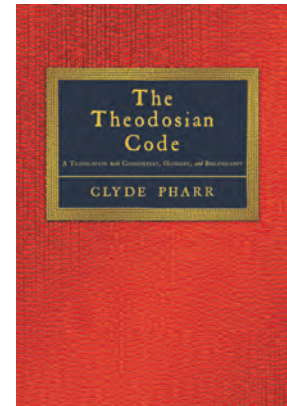
An invaluable and fascinating resource, this anthology presents writings by leading legal

historians, many commissioned for this book, along with a wealth of related primary sources. In nine sections: Teaching Books and Methods in the Lecture Hall, Examinations and Evaluations, Skills Courses, Students, Faculty, Scholarship, Deans and Administration, Accreditation and Association, and Technology and the Future.

2 vols. 8-1/2" x 11." 46 b&w illustrations
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Roman Law

Definitive Scholarly Translation of the Codex Theodosianus



The Theodosian Code and Novels and the Sirmondian Constitutions

A Translation with Commentary, Glossary, and Bibliography ... (1952)

Clyde Pharr

xxvi, 643 pp.
Definitive scholarly English translation of the *Codex Theodosianus* (Theodosian Code), which was the Code of laws that regulated Roman life at its apex before the era of Justinian. The structure and scope of this text illustrate the complexity of the legal system of this fascinating era and the ultimate fall of the Roman empire.

Marital law, adultery and inheritance; libel; the military; government administration; tax and tax appeals; fiscal law; land matters; gladiators, slavery and manumission, including the restriction of Jews against ownership of Christian slaves; the relationship of church and state and much more are covered. With thorough introduction, commentary, glossary, bibliography. Well-indexed.

9" x 13"

Hardcover 2001 ISBN 978-1-58477-146-3 \$225.

Religion and Law



The Jews and the English Law (1908)

H.S.Q. Henriques

xxvii, 324 pp.
A legal history of English Jews from the Saxon period to the early 1900s. Informative and well-written, it is both an excellent introduction and a handy reference.

An authority on the legal status of English Jews, Henriques [1866–1925] was a barrister, Vinerian Scholar at Oxford and the author of *The Jews Return to England* (1905), *Jewish Marriages and the English Law* (1909) and several historical and critical essays.

Hardcover 2019 ISBN 978-1-58477-645-1 \$24.95



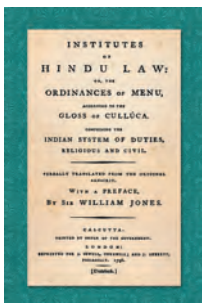
The Trial of Jesus of Nazareth (1931)

Max Radin

ix, 266 pp.
Renowned for its impeccable legal reasoning and lucid prose, this compelling study is based on a close reading of the four gospels, and examines

their discrepancies. The final two chapters put these accounts into the context of Jerusalem's legal and political environment. Radin's goal is not to pass judgment, but to reconstruct one of the most significant events in history, which he does with remarkable skill.

Hardcover 2019 ISBN 978-1-58477-662-8 \$39.95



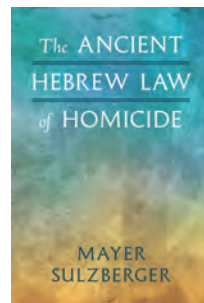
Institutes of Hindu Law Or, the Ordinances of Manu... (1796)

Manu (Lawgiver)
Jones, Sir William Jones (translator and editor)
New Introduction by Steve Sheppard

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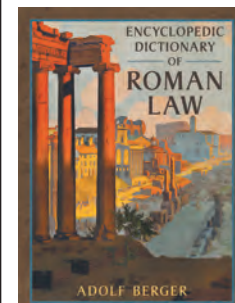
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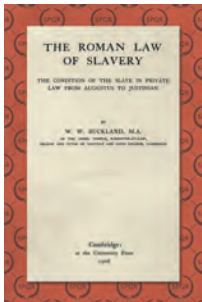
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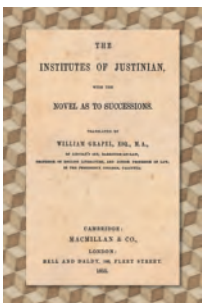
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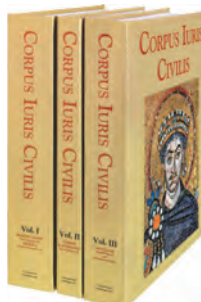
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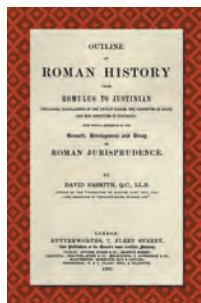
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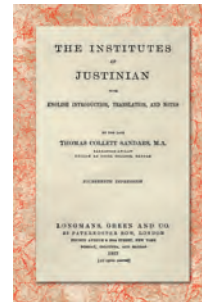
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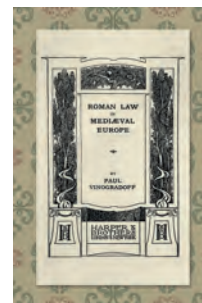
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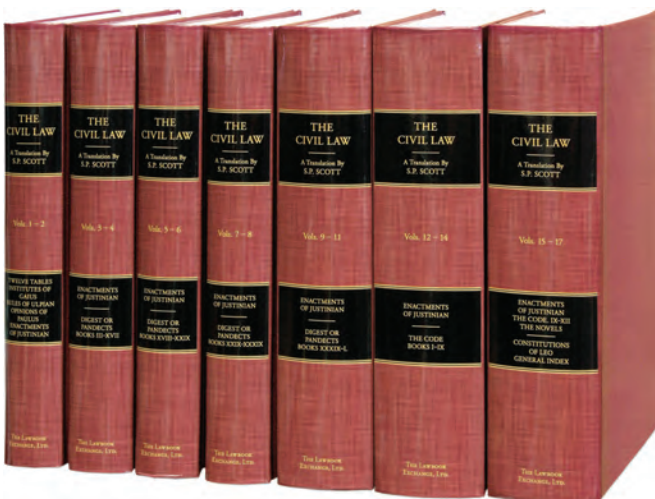
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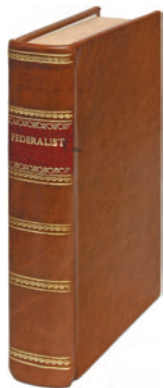
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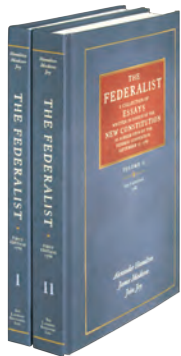
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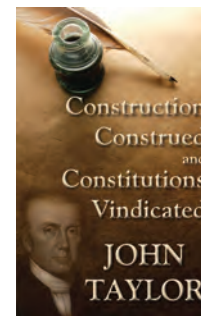
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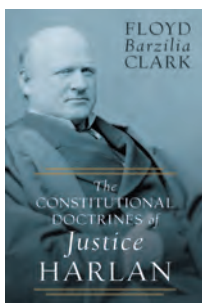
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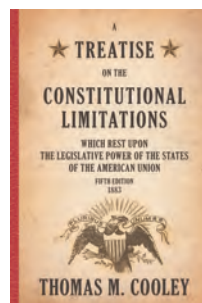
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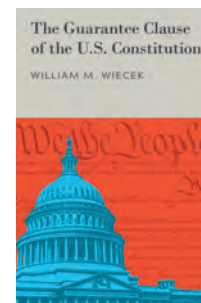
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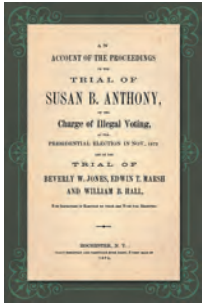
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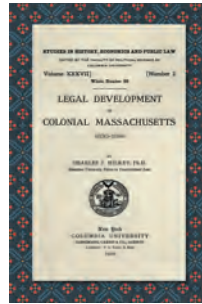
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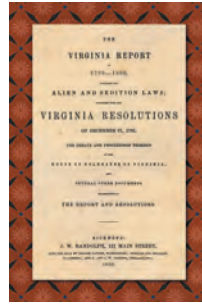
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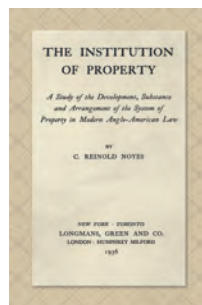
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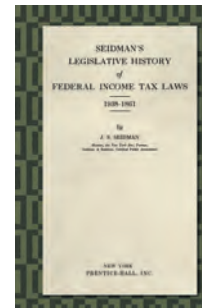
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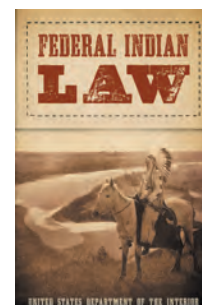
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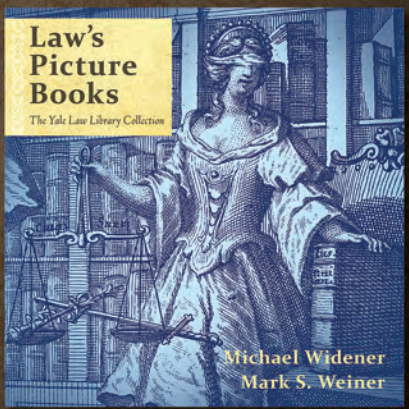
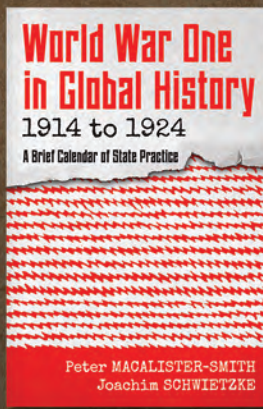
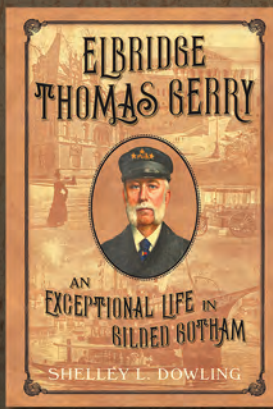
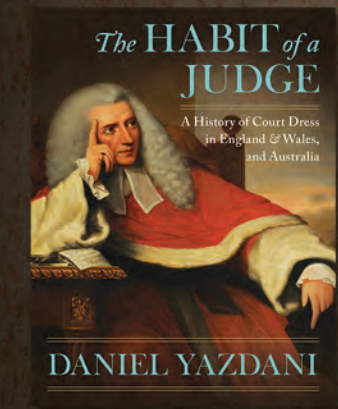
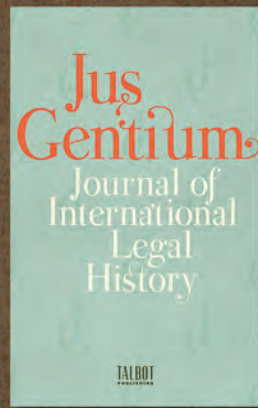
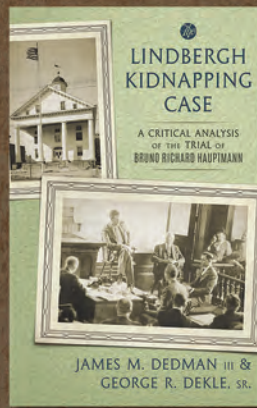
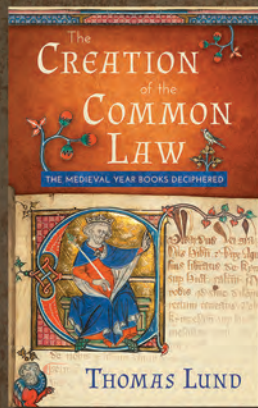
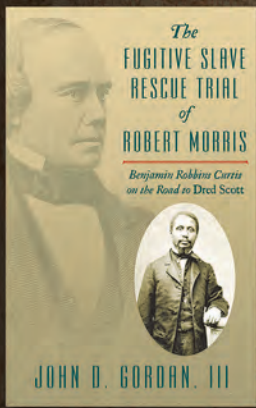
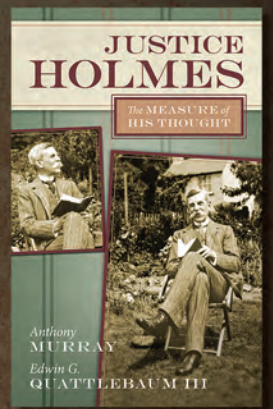
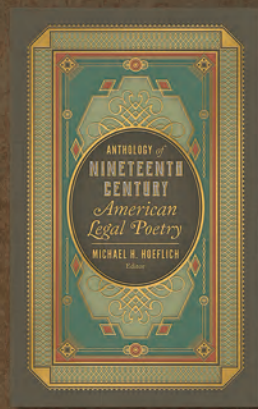
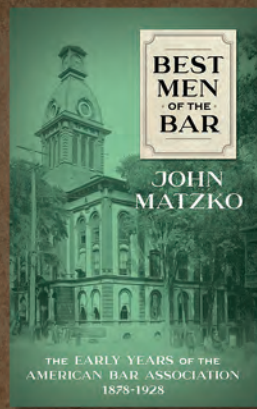
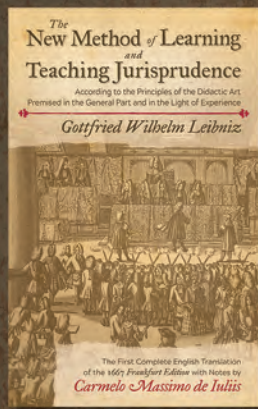
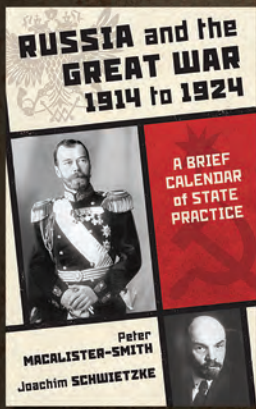
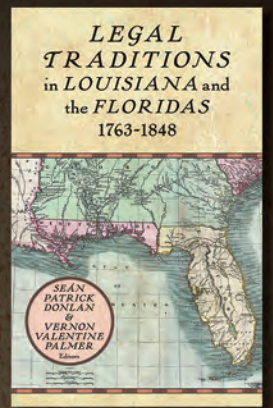
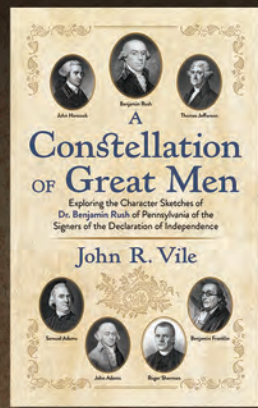
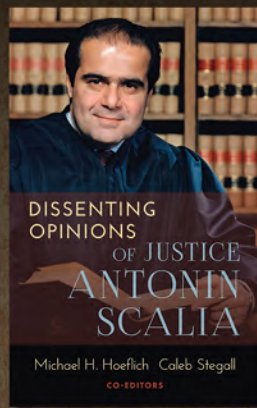
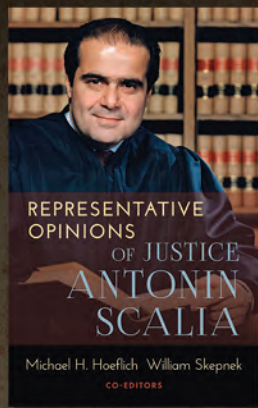
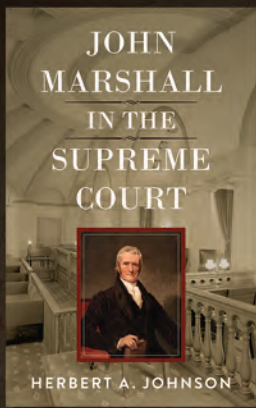
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