

Public Interest Lawyering A Contemporary Perspective Aspen Elective

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Managing Conflict of Interest in the Public Sector A Toolkit Oxford University Press

What difference does law make in immigration policymaking? Since the 1970s, networks of progressive attorneys in both the US and France have attempted to use litigation to assert rights for non-citizens. Yet judicial engagement - while numerically voluminous - remains doctrinally curtailed. This study offers new insights into the constitutive role of law in immigration policymaking by focusing on the legal frames, narratives, and performances forged through action in court. Challenging the conventional wisdom that 'cause litigation' has little long-term impact on policymaking unless it produces broad rights-protective principles, this book shows that legal contestation can have important radiating effects on policy by reshaping how political actors approach immigration issues. Based on extensive fieldwork in the United States and France, this book explores the paths by which litigation has effected policy change in two paradigmatically different national contexts.

The Lost Lawyer Aspen Publishers

This edited volume is a timely and insightful contribution to the growing discourses on public law in Asia. Surveying many important jurisdictions in Asia including mainland China, Hong Kong, India, Malaysia, Singapore, South Korea and Taiwan, the book addresses recent developments and experiences in the field of public interest litigation. The book offers a comparative perspective on public law, asking crucial questions about the role of the state and how private citizens around Asia have increasingly used the forms, procedures and substance of public law to advance public and political aims. In addition to addressing specific jurisdictions in Asia, the book includes a helpful and introduction that highlights regional trends in Asia. In the jurisdictions profiled, transnational public interest litigation trends have commingled with local dynamics. This volume sheds light on how that commingling has produced both legal developments that cut across Asian jurisdictions as well as developments that are unique to each of the jurisdictions studied.

Contesting Immigration Policy in Court OECD Publishing

With chapters written by leading clinical legal educators from every region of the world, this book demonstrates how the expansion of clinical programs has spawned an emerging global movement that can advance social justice through legal education.

A Qualified Hope JHU Press

International investment law is one of fastest-growing areas of international law, but it is plagued by the vagueness of many investors' rights and unpredictable investment tribunal decisions. This book analyses international investment law through the lens of comparative public law to clarify investment treaty obligations and arbitral procedure.

Government Involvement in the Innovation Process University of California Press

Ethical Problems in the Practice of Law, Concise Fourth Edition is the briefer version of Lerman and Schrag 's highly successful problem-based textbook that offers a contemporary and thoughtful approach to challenging ethical dilemmas, encouraging deep analysis and lively class discussion. Key Features: Succinct and accessible explanation of lawyer law in question and answer format Numerous problems based on actual cases, in which students must analyze the ethical and strategic issues as if they were practicing lawyers Focus on issues that students are most likely to face in their early years of practice Stimulating presentation of materials, including cartoons, tables, and photos New to the Fourth Edition: Updates of countless recent developments in lawyer law, including the amendments to Rules 1.6, 1.18 and 8.4 Up-to-date discussions of how the Internet is affecting law practice, including the use of e-mail and social media Engaging two-color design New chapter on the changing legal profession Reorganized so that the chapters match the practice MPRE questions in Lerman, Schrag, and Gupta 's Ethical

Problems in the Practice of Law: Model Rules, State Variations and Practice Questions.

Lawyers, Networks and Progressive Social Change BRILL

The Supreme Court has unanimously held that Jackson Pollock 's paintings, Arnold Sch ö enberg 's music, and Lewis Carroll 's poem " Jabberwocky " are " unquestionably shielded " by the First Amendment. Nonrepresentational art, instrumental music, and nonsense: all receive constitutional coverage under an amendment protecting " the freedom of speech, " even though none involves what we typically think of as speech—the use of words to convey meaning. As a legal matter, the Court 's conclusion is clearly correct, but its premises are murky, and they raise difficult questions about the possibilities and limitations of law and expression. Nonrepresentational art, instrumental music, and nonsense do not employ language in any traditional sense, and sometimes do not even involve the transmission of articulable ideas. How, then, can they be treated as " speech " for constitutional purposes? What does the difficulty of that question suggest for First Amendment law and theory? And can law resolve such inquiries without relying on aesthetics, ethics, and philosophy? Comprehensive and compelling, this book represents a sustained effort to account, constitutionally, for these modes of " speech. " While it is firmly centered in debates about First Amendment issues, it addresses them in a novel way, using subject matter that is uniquely well suited to the task, and whose constitutional salience has been under-explored. Drawing on existing legal doctrine, aesthetics, and analytical philosophy, three celebrated law scholars show us how and why speech beyond words should be fundamental to our understanding of the First Amendment.

The Global Clinical Movement College Board

This Toolkit provides non-technical, practical help to enable officials to recognise conflict of interest situations and help them to ensure that integrity and reputation are not compromised.

Global Pro Bono Harvard University Press

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College Admissions and the Public Interest Aspen Publishing

What is public interest law? How effective is it? What are the limits to litigation as a mechanism for conflict resolution? In this study, economists, lawyers, and sociologists evaluate an institutional form that is new to American society and, indeed, to the world--the public interest law (PIL) organization. The book introduces the reader to the structure, resources, and activities of this "nonprofit industry," and also to the factors that affect PIL firms in their choices of cases and methods of handling them. The authors examine PIL's vast range of contemporary public policy concerns. These include such general topics as the environment, consumerism, housing, employment discrimination, medical care, occupational health and safety, education finance, and taxation. A number of base studies are presented, and a method for economic analysis and evaluation is introduced and applied. The study points to PIL's success in advocating under-represented interests, in winning courtroom decisions, and in translating legal victories into reallocations of resources. At the same time, it notes the bias of PIL towards test-case litigation, a propensity to focus on judicial victories rather than on real social change, and a tendency to use lawyers even when other types of professionals might be more effective. Many of these problems stem from uncertainty of funding and legal restrictions on "nonprofit" organizations. The result is a set of hurdles that distracts PIL firms from their principal goals. The authors do not limit themselves to PIL, but comment on the effectiveness of legal instruments as devices for social change, and on the behavior of the voluntary nonprofit sector, a little-studied portion of the economy. The book presents a fresh approach to the study of both collective-type economic problems and institutional setting in which public interest law works. This title is part of UC Press's Voices Revived program, which commemorates University of California Press's mission to seek out and cultivate the brightest minds and give them voice, reach, and impact. Drawing on a backlist dating to 1893, Voices Revived makes high-quality, peer-reviewed scholarship accessible once again using print-on-demand technology. This title was originally published in 1978.

Civil Procedure Oxford University Press

"The Florence Access-to-Justice Project"--T.p.

Free Speech Beyond Words Routledge

"[This book] covers all aspects of the trial process and provides ... examples illustrating strategies for opening statements, jury selection, direct- and cross-examination, exhibits, objections, and more. Extensive examples are clustered into three groups: personal injury, commercial, and criminal for ease in finding particular areas of trial practice."--

The Lawyer in Modern Society Aspen Publishing

The contemporary US legal culture is marked by ubiquitous battles among various groups attempting to seize control of the law and wield it against others in pursuit of their particular agenda. This battle takes place in administrative, legislative, and judicial arenas at both the state and federal levels. This book identifies the underlying source of these battles in the spread of the instrumental view of law - the idea that law is purely a means to an end - in a context of sharp disagreement over the

social good. It traces the rise of the instrumental view of law in the course of the past two centuries, then demonstrates the pervasiveness of this view of law and its implications within the contemporary legal culture, and ends by showing the various ways in which seeing law in purely instrumental terms threatens to corrode the rule of law.

In the Public's Interest Univ of California Press

This Article explores an important development in American legal theory and practice over the past decade: the rise of " movement lawyering " as an alternative model of public interest advocacy focused on building the power of nonelite constituencies through integrated legal and political strategies. Its central goal is to explain why movement lawyering has gained prominence, define its essential features, and explore what it reveals about the current state of efforts to work out an empirically grounded and normatively appealing vision of the lawyer's role in social change. Toward that end, this Article shows how movement lawyering has long been an important part of progressive legal practice -- complicating the standard historical account -- while also illuminating the contemporary political and professional shifts that have powered the recent social movement turn. Synthesizing insights from social movement theory and practice, the Article then defines and analyzes the core features of the movement lawyering model -- representing " mobilized clients " and deploying " integrated advocacy " -- and explores how these features respond to long-standing critiques of public interest advocacy by presenting movement lawyers at their most accountable and effective: taking instructions from activist organizations in client-centered fashion and using law in politically sophisticated ways designed to maximize the potential for sustained social reform. In doing so, the new movement lawyering literature usefully refocuses attention on fundamental questions about the lawyer's role in social change and thereby offers a crucial opportunity to jumpstart a contemporary dialogue -- less freighted with the critical canon of the past and more rooted in empirical inquiry -- about the conditions in which lawyering is most likely to produce accountable and effective democratic transformation.

Bright, Infinite Future University of Chicago Press

Public Interest Lawyering is the first comprehensive analysis of public interest lawyering that is suitable as a law school elective text and/or advanced legal profession courses and seminars. Drawing upon a range of theoretical and empirical perspectives, this timely textbook examines the lives of public interest lawyers, the clients and causes they serve, the contexts within which they work, the strategies they deploy, and the challenges they face today. Features: The first comprehensive overview of the broad range of contemporary issues faced by public interest lawyers in any American law school text. Thorough discussion of important theoretical issues about the scope and definition of public interest lawyering. Addresses American public interest law from a historical perspective with focus on current issues. Expansive examination of the settings in which public interest practice occurs, including nonprofit organizations, government agencies, and private law firms. Presents the advantages and limits of different legal strategies in public interest practice, including lobbying, public education, community organizing, and community economic development. Addresses contemporary challenges of public interest law in context, including economics and financing, legal ethics, the role of legal education, and the globalization of public interest practice. Discusses critiques of public interest law, including a reflection about the role of lawyers in social movements that addresses contemporary critiques. Ethical obligations of public interest lawyers. Explores special issues related to lawyer-client relations in social change contexts. Extensive coverage of: Models of law reform organizations. Conservative cause lawyering. Government lawyers. The economics of social change lawyering. Global social change lawyering.

Cappelletti Access to Justice 4 Vols Oxford University Press, USA

An Equal Place is a monumental study of the role of lawyers in the movement to challenge economic inequality in one of America's most unequal cities: Los Angeles. Breaking with the traditional focus on national civil rights history, the book turns to the stories of contemporary lawyers, on the front lines and behind the scenes, who use law to reshape the meaning of low-wage work in the local economy. Covering a transformative period of L.A. history, from the 1992 riots to the 2008 recession, Scott Cummings presents an unflinching account of five pivotal campaigns in which lawyers ally with local movements to challenge the abuses of garment sweatshops, the criminalization of day labor, the gentrification of downtown retail, the incursion of Wal-Mart groceries, and the misclassification of port truck drivers. Through these campaigns, lawyers and activists define the city as a space for redefining work in vital industries transformed by deindustrialization, outsourcing, and immigration. Organizing arises outside of traditional labor law, powered by community-labor and racial justice groups using levers of local government to ultimately change the nature of labor law itself. Cummings shows that sophisticated legal strategy engaging yet extending beyond courts, in which lawyers are equal partners in social movements is an indispensable part of the effort to make L.A. a more equal place. Challenging accounts of lawyers' negative impact on movements, Cummings argues that the L.A. campaigns have achieved meaningful reform, while strengthening the position of workers in local politics, through legal innovation. Dissecting the reasons for failure alongside the conditions for success, this groundbreaking book illuminates the crucial role of lawyers in

forging a new model of city-building for the twenty-first century.

Movement Lawyering Cambridge University Press

Provides compelling examples of engaged legal scholarship addressing issues of entrenched poverty and underdevelopment in American urban cores.

Model Rules of Professional Conduct Cambridge University Press

"Blending the historical, biographical and political, this wide-ranging "memoir + manifesto" describes how the values of the 1960s are shaping a new progressive majority in 2016 and beyond. Multi-faceted Mark Green--bestselling author, public interest lawyer, elected official--guides us through contemporary American politics as Johnson retaliates against his antiwar work; Nader launches the modern consumer movement; Clinton wins the 1992 New York primary and therefore the nomination; the author debates Castro in Havana on human rights; and Green loses the closest NYC mayoral election in a century to Bloomberg after 9/11 in a perfect storm of money, terrorism, and race. As Public Advocate for New York City, Green is Mayor Giuliani's bête noir--he exposes the NYPD's racial profiling, kills off Joe Camel, inspires the city's 311 system, and shows how a person who believes in positive, progressive government can make it work for average citizens. Starting with the consequential movements of the 1960s, Bright, Infinite Future tracks how a rising tide of minority and Millennial voters, the GOP's lurch from mainstream to extreme, and the contrast between the disastrous presidency of Bush 43 and the successful ones of Clinton and Obama are leading to a new era of "progressive patriotism" that will culminate in the 2016 presidential election. Full of behind-the-scenes stories about boldfaced names, this will be the 2016 book for liberals looking to Leonard Bernstein's 'bright, infinite future,' conservatives who want to know what they're up against, and readers who want to know what it takes and what it's like "in the arena." "--

Public Interest Law Foundation Press

The intention of this book is to provide a better understanding of the mission of public interest lawyers and stimulate thought about ways to energize and build a movement that advances social justice. I could not have succeeded in this effort without the help and support of many individuals and institutions. I wish to express my appreciation for their assistance. I am very grateful to the Board of Directors of the Alliance for Justice for its wisdom in establishing the Alliance and for its continuing support for this book and other important projects. I profited from discussion with many public interest lawyers, activists and foundation officers. These individuals, who are listed in Appendix D, gave generously of their time. A few merit special attention. Charles Halpern and the staff at the Council for Public Interest Law, who wrote *Balancing the Scales of Justice: Financing Public Interest Law in America*, provided a wonderful model for me to follow.

Civil Procedure Martinus Nijhoff Publishers

As a part of our CasebookPlus offering, you'll receive a new print book along with lifetime digital access to the downloadable eBook. In addition, you'll receive 12-month online access to the Learning Library which includes quizzes tied specifically to your book, an outline starter and three leading study aids in that subject and the Gilbert Law Dictionary. The included study aids are Acing Professional Responsibility, Exam Pro on Professional Responsibility, Objective and Legal Ethics in a Nutshell. The redemption code will be shipped to you with the book. Combining rigorous analysis of the professional rules of lawyer conduct with extensive interdisciplinary materials on the legal profession and ethics, this casebook offers a unique perspective on the professional challenges facing contemporary lawyers--and their opportunity to promote the public good. The book combines real-life problems, doctrinal and statutory analysis, and carefully-edited readings to offer a comprehensive and critical examination of the role of lawyers as client representatives and democratic citizens. Many of the chapters can be used as independent units for courses focusing on ethical problems in corporate practice, tax practice, family law, and public interest law. The seventh edition also includes extensive revisions that provide new analysis of core professional rules, enhanced organizational formats, and critical additions to the case law and professional literature. Key changes include expanded coverage of how the lawyer-client relationship begins and ends; important updates to the materials on confidentiality, conflicts of interest, and market regulation; and new research on access to justice and the challenges to contemporary legal education.

Lawyers in Practice Wolters Kluwer

Written by a lawyer who works at the intersection between legal education and practice in access to justice and human rights, this book locates, describes and defines a collective identity for social justice lawyering in the UK. Underpinned by theories of cause lawyering and legal mobilisation, the book argues that it is vital to understand the positions that progressive lawyers collectively take in order to frame the connections they make between their personal and professional lives, the tools they use to achieve social change, as well as ethical tensions presented by their work. The book takes a reflexive ethnographic approach to capture the stories of 35 lawyers working to positively transform law and policy in the UK over the last 50 years. It also draws on a wealth of primary sources including case reports, historic campaign materials and media analysis alongside wider ethnographic interviews with academics, students and lawyers and participant observation at social justice conferences, workshops and events. The book explains the way in which lawyers' networks facilitate their collective positioning and influence their strategic decision making, which in turn shapes their interactions with social activists, with other lawyers and with the state itself.