

1988

Bibliography: Thomas I. Emerson

Case Western Reserve University Law Review

Follow this and additional works at: <https://scholarlycommons.law.case.edu/caselrev>

 Part of the [Law Commons](#)

Recommended Citation

Case Western Reserve University Law Review, *Bibliography: Thomas I. Emerson*, 38 Case W. Rsrv. L. Rev. 729 (1988)

Available at: <https://scholarlycommons.law.case.edu/caselrev/vol38/iss4/23>

This Note is brought to you for free and open access by the Student Journals at Case Western Reserve University School of Law Scholarly Commons. It has been accepted for inclusion in Case Western Reserve Law Review by an authorized administrator of Case Western Reserve University School of Law Scholarly Commons.

WRITINGS OF THOMAS I. EMERSON

BOOKS

- POLITICAL AND CIVIL RIGHTS IN THE UNITED STATES (1st ed. 1952) (with D. HABER); (3d ed. 2 vols. 1967) (with D. HABER & N. DORSEN); (N. Dorsen, P. Bender & B. Neuborne 4th ed. 2 vols. 1976).
- THE SYSTEM OF FREEDOM OF EXPRESSION (1970).
- TOWARD A GENERAL THEORY OF THE FIRST AMENDMENT (1966).

ARTICLES

- Access to Classified Information: Constitutional and Statutory Dimensions*, 26 WM. & MARY L. REV. 805 (1985).
- Law as a Force for Social Progress*, 18 CONN. L. REV. 1 (1985).
- National Lawyers Guild v. Attorney General, 42 GUILD PRAC. 33 (1985) (introduction).
- Pornography and the First Amendment: A Reply to Professor MacKinnon*, 3 YALE L. & POL'Y REV. 130 (1984).
- The State of the First Amendment as We Enter "1984"*, 97 L.A. DAILY J. 523, col. 1 (1984).
- Symposium: National Security and Civil Liberties: Introduction*, 69 CORNELL L. REV. 685 (1984).
- Control of the Intelligence Agencies*, 1983 DET. C.L. REV. 1205.
- National Security and Civil Liberties*, 9 YALE J. WORLD PUB. ORD. 78 (1982).
- The Power of Congress to Change Constitutional Decisions of the Supreme Court: The Human Life Bill*, 77 NW. U.L. REV. 129 (1982).
- The Affirmative Side of the First Amendment*, 15 GA. L. REV. 795 (1981).
- Should the E.R.A. Be Ratified?*, 55 CONN. B.J. 227 (1981) (with B. Lifton).

- THE BILL OF RIGHTS TODAY (Public Affairs Comm. Pamphlet No. 489, 1973); (No. 489A rev. ed. 1980).
- First Amendment Doctrine and the Burger Court*, 68 CALIF. L. REV. 422 (1980).
- In Memory of William O. Douglas: Justice Douglas and Lawyers with a Cause*, 89 YALE L.J. 613, 616 (1980).
- The Right of Privacy and Freedom of the Press*, 14 HARV. C.R.-C.L. L. REV. 329 (1979).
- ERA: Stretching the Deadline*, HUM. RTS., Fall 1978, at 20.
- Needed: A New Cloak for Intelligence Agencies*, HUM. RTS., Summer 1978, at 14.
- Rights of Minorities and Children: The Limits of the Legal Process*, 53 N.Y.U. L. REV. 1240 (1978).
- Colonial Intentions and Current Realities of the First Amendment*, 125 U. PA. L. REV. 737 (1977).
- Legal Foundations of the Right to Know*, 1976 WASH. U.L.Q. 1.
- The National Lawyers Guild in 1950-1951*, 33 GUILD PRAC. 61 (1976).
- Recent Trends in the Supreme Court of the United States*, JURIST, Apr. 1, 1975, at 106; Apr. 15, 1975, at 134; May 1, 1975, at 99 (in Japanese).
- "Two Ups, Two Downs": On Keeping a Revolution*, 220 NATION 369 (1975).
- Information is Power: The Danger of State Secrecy*, 218 NATION 395 (1974).
- Justice Douglas' Contribution to the Law: The First Amendment*, 74 COLUM. L. REV. 353, (1974), also published sub nom. *Douglas: The Longest and The Youngest*, in BILL OF RTS. J., Dec. 1973, at 3.
- On Executive Privilege*, YALE L. REP., Winter 1974, at 27.
- The FBI as a Political Police*, in INVESTIGATING THE FBI 239 (P. Walters & S. Gillers eds. 1973).
- The FBI and the Bill of Rights*, in *id.* at 412.
- Communication and Freedom of Expression*, SCI. AM., Sept. 1972, at 163.
- The Equal Rights Amendment: A Constitutional Basis for Equal Rights for Women*, 80 YALE L.J. 871 (1971) (with B. Brown, G. Falk, & A. Freedman).
- The Federal Bureau of Investigation and the Bill of Rights*, 2 YALE REV. L. & SOC. ACTION 169 (1971), also published in INVESTIGATING THE FBI 412 (P. Watters & S. Gillers eds. 1973).
- In Support of the Equal Rights Amendment*, 6 HARV. C.R.-C.L. L.

- REV. 225 (1971), also published sub nom. *The Constitutional Law View in 57 WOMEN LAW. J.* 12 (1971) (reprinting *Hearings on the Women's Equal Rights Amendment Before The Senate Comm. on the Judiciary*, 91st Cong., 2nd Sess. 298 (1970) (testimony)).
- The Right to Protest*, in *THE RIGHTS OF AMERICANS* 208 (N. Dorson ed. 1971).
- Where We Stand: A Legal View*, *COLUM. JOURNALISM REV.*, Sept.-Oct. 1971, at 34, reprinted sub nom. *Pentagon Papers and Press*, in *BILL OF RTS. J.*, Dec. 1971, at 15.
- Willard Uphaus: A Committed Man*, *RIGHTS*, Apr. 1971, at 15.
- Forum: Points of Rebellion*, 37 *BROOKLYN L. REV.* 1 (1970) (symposium on W. DOUGLAS, *POINTS OF REBELLION* (1969)) (opening remarks).
- Political Trials*, *YALE REV. L. & SOC. ACTION*, Winter 1970, at 6.
- Crime: From Society's Failure*, *HATCHET ENCOUNTER* (Geo. Wash. U.), Feb. 1-20, 1968, at 8, col. 1.
- Freedom of Expression in Wartime*, 116 *U. PA. L. REV.* 975 (1968).
- Roundtable on Constitutional Law: Comments of Professor Thomas I. Emerson*, 20 *J. LEGAL EDUC.* 485, 506 (1968).
- Judicial Protection of the Civil Rights Demonstrator*, 26 *GUILD PRAC.* 1 (1967).
- Presentation of Franklin Delano Roosevelt Award to George W. Crockett, Jr.*, 26 *GUILD PRAC.* 25 (1967).
- Speech Without Assembly? The Court v. the Demonstrators*, 203 *NATION* 704 (1966).
- Fowler Vincent Harper*, 74 *YALE L.J.* 601 (1965).
- In Action and In Writing*, *RIGHTS*, Feb. 1965, at 11.
- Philosopher of Freedom*, 25 *HUMANIST* 55 (1965).
- Symposium on the Griswold Case and the Right to Privacy: Nine Justices in Search of a Doctrine*, 64 *MICH. L. REV.* 197, 219 (1965).
- Teaching at Ole Miss—Selected Problems in Public Law*, *YALE L. REP.*, Fall 1965, at 1.
- Freedom of Association and Freedom of Expression*, 74 *YALE L.J.* 1 (1964), also published sub nom. *Libertad de Asociarse y Libertad de Expresión*, in 34 *REV. JUR. U.P.R.* 161 (1965) (Spanish trans.).
- An Old Tool of Tyrants*, *Wash. Post*, Aug. 30, 1964, at E1 (with E. Rostow).
- Reapportionment in Connecticut*, *YALE L. REP.*, Summer 1964, at 5.

- Academic Freedom of the Faculty Member as Citizen*, 28 LAW & CONTEMP. PROBS. 525 (1963) (with D. Haber).
- Academic Freedom and Tenure: The University of Illinois*, 49 AM. A. U. PROF. BULL. 25 (1963) (with R. Butts & H. Leon).
- Linder Memorial*, GUILD LAW., Feb. 1963, at 4.
- Toward a General Theory of the First Amendment*, 72 YALE L.J. 877 (1963).
- Malapportionment and Judicial Power*, 72 YALE L.J. 64 (1962), also published in 22 LAW IN TRANSITION 125 (1962).
- Forgotten Remedy for the Voteless Negro*, 192 NATION 55 (1961) (with A. Bonfield).
- The Impact of the Supreme Court's Decision in the McCarran Act Case*, RIGHTS, Nov.-Dec. 1961, at 4.
- The First Amendment: What Factors Should Be Considered in Striking the Balance under Barenblatt?*, 20 LAW. GUILD REV. 41 (1960).
- Negro Registration Laws*, 190 NATION 240 (1960).
- The Scopes Case in Modern Dress*, 27 U. CHI. L. REV. 505, 522 (1960) (with D. Haber).
- The Doctrine of Prior Restraint*, 20 LAW & CONTEMP. PROBS. 648 (1955).
- The Powers of Congressional Inquiry*, 52 LISTENER 269 (1954).
- Administration of Stabilization Policy*, in INCOME STABILIZATION FOR A DEVELOPING DEMOCRACY 659 (M. Millikan ed. 1953).
- In Memoriam Carol King*, 12 LAW. GUILD REV. 54 (1952).
- The Conditions of Democratic Survival*, N.Y. Teacher News, Apr. 21, 1951, at 3.
- An Essay on Freedom of Political Expression Today*, 11 LAW. GUILD REV. 1 (1951).
- President's Greetings*, GUILD L. STUDENT, Sept. 1951, at 3.
- The Trend of American Democracy*, 11 LAW. GUILD REV. 194 (1951).
- Answer to the Report of the House Committee on Un-American Activities on the National Lawyers Guild*, 10 LAW. GUILD REV. 45 (1950).
- The National Lawyers Guild: Legal Bulwark of Democracy*, 10 LAW. GUILD REV. 93 (1950).
- The Role of the Guild in the Coming Year*, 10 LAW. GUILD REV. 1 (1950).
- Segregation and the Equal Protection Clause: Brief for the Committee of Law Teachers Against Segregation in Legal Education*, 34

- MINN. L. REV. 289 (1950) (with J. Frank, A. Frey, E. Griswold, R. Hale, H. Havighurst & E. Levi).
- Segregation and the Law*, 170 NATION 269 (1950).
- Both Major Parties Split Internally Along Same Lines*, N.Y. Daily Compass, June 14, 1949, at 8, col. 4.
- Foreword to O. ROGGE, OUR VANISHING CIVIL LIBERTIES (1949).
- Reply by the Authors*, 58 YALE L.J. 412 (1949) (with D. Helfeld).
- Loyalty Among Government Employees*, 58 YALE L.J. 1 (1948) (with D. Helfeld).
- Forward or Backward?*, MACHINISTS, Mar. 1947, at 86.
- Toward a Democratic Labor Policy*, 7 LAW. GUILD REV. 6 (1947).
- Ration Robbers*, AM. MAG., Sept. 26, 1943, at 26.

BOOK REVIEWS

- 74 COLUM. L. REV. 131 (1974) (reviewing R. BERGER, IMPEACHMENT: THE CONSTITUTIONAL PROBLEMS (1973)).
- Wash. Post, Dec. 21, 1971, at C9 (reviewing M. RASKIN, BEING AND DOING (1971)).
- Liberty and Justice for Some*, 211 NATION 55 (1970) (reviewing R. HARRIS, JUSTICE: THE CRISES OF LAW, ORDER, AND FREEDOM IN AMERICA (1970)).
- Our Years of Fear*, SATURDAY REV., Jan. 17, 1970, at 29 (reviewing M. RADER, FALSE WITNESS (1969); A. WATKINS, ENOUGH ROPE (1969); and M. PARENTI, THE ANTI-COMMUNIST IMPULSE (1970)).
- 77 POL. SCI. Q. 267 (1962) (reviewing O. KIRCHHEIMER, POLITICAL JUSTICE: THE USE OF LEGAL PROCEDURE FOR POLITICAL ENDS (1961)).
- 53 LAW LIB. J. 70 (1960) (reviewing C. VOSE, CAUCASIANS ONLY: THE SUPREME COURT, THE NAACP AND THE RESTRICTIVE COVENANT CASES (1959)).
- 34 TUL. L. REV. 857 (1960) (reviewing S. DE SMITH, JUDICIAL REVIEW OF ADMINISTRATIVE ACTION (1959)).
- 4 HOW. L.J. 143 (1958) (reviewing M. KONVITZ, FUNDAMENTAL LIBERTIES OF A FREE PEOPLE: RELIGION, SPEECH, PRESS, AND ASSEMBLY (1957) and W. BERNS, FREEDOM, VIRTUE AND THE FIRST AMENDMENT (1957)).
- 9 J. LEGAL EDUC. 144 (1956) (reviewing C. CURTIS, THE OPPENHEIMER CASE: THE TRIAL OF A SECURITY SYSTEM (1955)).
- 29 TUL. L. REV. 810 (1955) (reviewing W. BEANEY, THE RIGHT TO COUNSEL IN AMERICAN COURTS (1955)).

- 65 YALE L.J. 133 (1955) (reviewing THE FUND FOR THE REPUBLIC, INC., BIBLIOGRAPHY ON THE COMMUNIST PROBLEM IN THE UNITED STATES and DIGEST OF THE PUBLIC RECORD OF COMMUNISM IN THE UNITED STATES (1955)).
- RIGHTS, Nov. 1954, at 12 (reviewing H. WILSON & H. GLICKMAN, THE PROBLEM OF INTERNAL SECURITY IN GREAT BRITAIN (1954)).
- 13 LAW. GUILD REV. 139 (1953) (reviewing R. HALE, FREEDOM THROUGH LAW (1952)).
- 5 J. LEGAL EDUC. 261 (1952) (reviewing K. DAVIS, ADMINISTRATIVE LAW (1951) and F. COOPER, ADMINISTRATIVE AGENCIES AND THE COURTS (1951)).
- 36 CORNELL L.Q. 191 (1950) (reviewing A. MONRONEY, T. HARGRAVE, T. ARNOLD, A. SUTHERLAND, JR., D. PRICE & E. MOWRER, THE STRENGTHENING OF AMERICAN POLITICAL INSTITUTIONS (1949)).
- 59 YALE L.J. 581 (1950) (reviewing E. SUTHERLAND, WHITE COLLAR CRIME (1949)).
- 58 YALE L.J. 1414 (1949) (reviewing H. READ & J. MACDONALD, CASES AND OTHER MATERIALS ON LEGISLATION (1948)).
- 1 J. LEGAL EDUC. 328 (1948) (reviewing E. BROWN, LAWYERS, LAW SCHOOLS, AND THE PUBLIC SERVICE (1948)).
- 97 U. PA. L. REV. 144 (1948) (reviewing PRESIDENT'S COMM. ON CIVIL RIGHTS, TO SECURE THESE RIGHTS (Gov't Print. Off. 1947) (report) and R. CARR, FEDERAL PROTECTION OF CIVIL RIGHTS: QUEST FOR A SWORD (1947)).
- 61 HARV. L. REV. 199 (1947) (reviewing M. KATZ, CASES AND MATERIALS ON ADMINISTRATIVE LAW (1947)).
- The Highest Tribunal*, NEW REPUBLIC, June 2, 1947, at 26 (reviewing W. McCUNE, THE NINE YOUNG MEN (1947) and C. CURTIS, LIONS UNDER THE THRONE (1947)).
- 56 YALE L.J. 1094 (1947) (reviewing G. GALLOWAY, CONGRESS AT THE CROSSROADS (1946)).

CONGRESSIONAL HEARINGS

- Espionage Laws and Leaks: Hearings Before the Subcomm. on Legislation of the House Permanent Select Comm. on Intelligence*, 96th Cong., 1st Sess. 164 (1979) (statement).
- Equal Rights Amendment Extension: Hearings Before the Subcomm. on the Constitution of the Senate Comm. on the Judiciary*, 95th Cong. 2d Sess. 114 (1978) (testimony).

- Hearings on the Women's Equal Rights Amendment Before The Senate Comm. on the Judiciary*, 91st Cong., 2nd Sess. 298 (1970) (testimony).
- Hearings on Nomination of James P. Coleman, of Mississippi, to be a U.S. Circuit Judge for the Fifth Circuit Before a Special Subcomm. of the Senate Comm. on the Judiciary*, 89th Cong., 1st Sess. 47 (1965) (statement).
- Hearings on H.R. 3903 and H.R. 7595 Before the House Comm. on Un-American Activities*, 81st Cong., 2d Sess. 2252 (1950) (testimony).

BRIEFS

- Motion for Leave to File Brief Amicus Curiae of Certain Law Professors, *City of Akron v. Akron Center for Productive Health, Inc.*, 462 U.S. 416 (1983).
- Brief Amicus Curiae for Twenty-Seven Members of Congress, *New York Times Co. v. United States*, 403 U.S. 713 (1971) (with B. Eckhardt).
- Brief for Appellants, *Griswold v. Connecticut*, 381 U.S. 479 (1965) (with C. Rorabeck).
- Brief for the National Lawyers Guild as Amicus Curiae, *Communist Party of the United States v. Subversive Activities Control Bd.*, 367 U.S. 1 (1961).
- Brief for Appellant, *Sweezy v. New Hampshire*, 354 U.S. 234 (1957) (with W. Phinney).
- Brief for Committee of Law Teachers Against Segregation in Legal Education as Amicus Curiae, *Sweatt v. Painter*, 339 U.S. 629 (1950) (with E. Griswold, R. Hale, H. Havighurst & E. Levi).

ARTICLES WRITTEN ON THOMAS IRWIN EMERSON

- Schlag, *An Attack on Categorical Approaches to Freedom of Speech*, 30 UCLA L. REV. 671, 721 (1983).
- Redish, *Advocacy of Unlawful Conduct and the First Amendment: In Defense of Clear and Present Danger*, 70 CALIF. L. REV. 1159, 1190 (1982).
- Writings of T.I. Emerson*, 85 YALE L.J. 467 (1976) (bibliography).
- Dorsen, *Thomas Irwin Emerson*, 85 YALE L.J. 463 (1976).
- Pollak, *Thomas I. Emerson, Lawyer and Scholar: Ipse Custodiet Custodes*, 84 YALE L.J. 638 (1975).

