

Volume 18 | Issue 1

---

1966

## Books Noted

Western Reserve Law Review

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



Part of the [Law Commons](#)

---

### Recommended Citation

Western Reserve Law Review, *Books Noted*, 18 W. Res. L. Rev. 361 (1966)

Available at: <https://scholarlycommons.law.case.edu/caselrev/vol18/iss1/22>

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.

## BOOKS NOTED

**FREEDOM OF SPEECH: THE SUPREME COURT AND JUDICIAL REVIEW.** By Martin Shapiro. New Jersey: Prentice-Hall, Inc. 1966. Pp. viii, 182. \$4.95. Two of the greatest continuing disputes in American politics are the role of the Supreme Court and the preferred position doctrine as applied to the first amendment. Martin Shapiro, an advocate of the judicial activist role of the Supreme Court in the political process, uses the latter dispute as it presents itself in our time to provide something more than an "academic illustration" as to why the Court should use its power of judicial review as an effective political tool. The author asserts, in contra-distinction to the traditional argument of the judicially modest that the exercising of judicial review is undemocratic, that when considered as part of a realistic analysis of how American politics works, the Court represents the interests of groups which are not protected by other parts of the government.

**LEGAL RESTRAINTS ON RACIAL DISCRIMINATION IN EMPLOYMENT.** By Michael I. Sovern. New York: The Twentieth Century Fund. 1966. Pp. lx, 270. \$6.00. Since the federal government and most state governments outlaw discrimination in employment, hundreds of federal, state, and municipal agencies now possess powers that can be invoked against racial discrimination. The complexity which results from limiting state agencies by geographical boundaries and narrowly drawn legislation or by sparing grants of executive power, which puts many discriminators beyond the reach of federal antidiscrimination agencies, has fostered ignorance on the part of those with the power to discriminate as well as those vulnerable to that power. The author seeks to dispel this ignorance by explaining all of the various equal opportunity programs and agencies.

He begins with a review of the factors contributing to Negro disadvantage in the job market, proceeds to an examination of the original Committee on Fair Employment Practice formed by President Roosevelt, and then analyzes state antidiscrimination statutes, title VII of the 1964 Civil Rights Act, and the presidential orders prohibiting discrimination by federal contractors. Turning to discrimination in unions, Professor Sovern explores the antidiscrimination potential of the Railway Labor and National Labor Relations Acts. He then focuses on discrimination in apprenticeship training.

**WORLD-FAMOUS TRIALS.** By Charles Franklin. New York: Taplinger Publishing Company. 1966. Pp. 320. \$4.95. In this book Charles Franklin has assembled a series of trials, twenty-two in all, which comprise the most famous in history. The names of the defendants are familiar to all, Socrates, Savonarola, Mary Stuart, Sir Walter Raleigh, Joan of Arc, Captain Dreyfus, and the Rosenbergs, to mention just a few. In each instance the author has attempted to set the trials in their proper historical background so that the reader will see the trial in its proper perspective and thus not unwittingly judge the prosecution and procedure by modern-day standards. This is not to say that the injustices are condoned; rather, the inequities of the justice handed down are shown to be products of the times.



# WESTERN RESERVE LAW REVIEW

Volume 18

January 1967

Number 2

*Editor-in-Chief*

CARL F. GILLOMBARDO, JR.

*Executive Editor*

MICHAEL L. RITZ

*Associate Editors*

RICHARD BRONNER

JERROLD L. GOLDSTEIN

CHARLES E. BROWN, JR.

EDWARD G. GREIVE

OWEN L. HEGGS, JR.

*Business Manager*

LLOYD D. MAZUR

*Board Members*

EDWARD C. BARAN, JR.

LLOYD D. MAZUR

THOMAS J. CUNNINGHAM

DAVID J. NEUSTADT

RONALD E. HOLTMAN

NORBERT A. RASCHER

ABERDEEN P. HUTCHISON

MARIAN RATNOFF

FRANCIS A. KING

CHARLES P. ROSE, JR.

GERALD E. MAGARO

JOHN D. STEELE, JR.

ROBERT D. MARKUS

JOSEPH P. VALENTINO

*Apprentices*

Lawrence S. Allen  
Timothy R. Arnold  
Stanley E. Bloch  
Fred C. Bower  
Mario C. Ciano  
Robert J. Crump  
William J. Davis  
Larry B. Faigin  
John M. Flynn

Alan B. George  
Harlan M. Gordon  
Brian J. Heisler  
William E. Howard  
Andrew R. Hutjera  
Donald A. Insul  
Wilbur C. Leatherberry  
Robert B. Meany

Ira H. Meyer  
Sarah D. Morris  
John A. Ritter  
David L. Rosenzweig  
Gerald H. Rubin  
Fred A. Watkins  
Jeffrey P. White  
Michael S. Yauch  
Felix J. Ziobert

*Faculty Advisor*

DAVID T. SMITH

*Published bimonthly five times a year  
by students of the School of Law of Western Reserve University*

Copyright © 1966, by Western Reserve University, Cleveland, Ohio 44106. Second-class postage paid at Oberlin, Ohio. Subscriptions: \$7.50 per annum payable in advance; \$2.50 for single issues, excluding Volume 12, Number 2, Volume 16, Number 3, and Volume 17, Number 2 which are \$3.00; back issues available upon request. If subscription is to be discontinued at expiration, notice should be sent to the Business Manager, otherwise it will be renewed as usual.

Member, National Conference of Law Reviews. Citations conform to *A Uniform System of Citation* (10th ed. 1958), copyright by the *Columbia*, *Harvard*, and *University of Pennsylvania Law Reviews* and the *Yale Law Journal*.