Index

Ex Ante

127 Fitness Training  
Paul D. Carrington

117 Death Duty  
Joshua Dressler
A Somewhat Modest Proposal To Bring Executions To The People

239 Storytelling in the Caribbean  
Steven Lubet

1 Courtroom Humor  
Honorable Stanley Mosk

Articles

129 Celebrating Law and the Arts  
Alfred C. Aman, Jr.

243 Law Professor Salaries  
Arthur Austin
The Deobjectification of Legal Scholarship by Tenured Radicals

5 Lawyering Up  
Susan Bandes & Jack Beermann

131 On Being a Framer: The Los Angeles Charter Reform Commission  
Erwin Chemerinsky

147 The Flat Tax Proposal – Will Voters Understand the Issues?  
Marvin A. Chirelstein

351 Yugoslavia  
Morgan Cloud

247 Tax Metamorphosis  
Stephen B. Cohen
A Minuscule Contribution to Law & Literature

251 The Lessons of Anglo-Saxon “Justice”  
Daniel R. Coquillette

261 Weights & Measures  
David P. Currie

361 The Sunday Mails  
David P. Currie

367 Marshall’s Questions  
Walter Dellinger & H. Jefferson Powell

379 Some Reflections on Oliver Wendell Holmes, Jr.  
Grant Gilmore
Index

163  Remembering Lewis F. Powell  
     Dennis J. Hutchinson

267  Are Footnotes in Opinions Given Full Precedential Effect?  
     Robert A. James

395  Dean Breck  
     as recorded by Erik M. Jensen

169  Our First Real War  
     Montgomery N. Kosma

179  Moral Adventures in Narrative Lawyering  
     Steven Lubet

15  Gloria Steinem at the Harvard Law Review Banquet  
     Ira C. Lupu

25  The Gang’s Not Here  
     Toni Massaro

269  Direct Democracy, Federalism & the Guarantee Clause  
     William T. Mayton

279  The Internet Paradox  
     Libel, Slander & the First Amendment in Cyberspace  
     Walter Pincus

35  Making a Hash of Sovereignty, Part I  
     Jack N. Rakove

291  On Being a Judge – Jethro’s Lesson  
     JHH Weiler

191  Selecting Juries in High Profile Criminal Cases  
     Charles H. Whitebread

45  New Zealand’s Failed Experiment with State Monopoly Accident Insurance  
     Bryce Wilkinson

403  The More Law, the Less Rule of Law  
     Stephen Williams

Dialogue

57  Clerkship Politics  
     Honorable Alex Kozinski & Fred Bernstein

299  Good Judging  
     Stephen Reinhardt

‘To the Bag’

199  Presidents and Chief Justices

309  The Chief Justice & Subversion
Index

From the Bag

65 Making History
Barbara Allen Babcock

68 Women Lawyers in the United States
Lelia J. Robinson, LL.B.

201 Justice William R. Day
James W. Ely, Jr.

311 Taft & the Administration of Justice
Robert Post

315 Inequalities in the Administration of Justice
Hon. William H. Taft

411 David Daube
Peter Stein

413 The Self-Understood In Legal History
David Daube

Terms of Art

93 Worth a Doit
David Franklin

205 Mixologists
David Franklin

323 Of Style & Substance, Law & Lore
David Franklin

421 Pardon My Law French
David Franklin

Reviews

441 The Spirit of the Ghost of Islamic Law?
Abdullahi A. An-Na`im

Bernard Weiss
The Spirit of Islamic Law

425 Taking Justice Thomas Seriously
John C. Eastman

Scott Douglas Gerber
First Principles: The Jurisprudence of Clarence Thomas

109 Remembering the Answers
Suzanne Garment

Stephen L. Carter
Civility: Manners, Morals, and the Etiquette of Democracy

Susan Estrich
Getting Away With Murder: How Politics Is Destroying the Criminal Justice System

435 Painting a Ship with the Sentencing Commission
Suzanne Garment

Kate Stith & José Cabranes
Fear of Judging: Sentencing Guidelines in the Federal Courts
<table>
<thead>
<tr>
<th>Page</th>
<th>Title</th>
<th>Author(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>219</td>
<td>Deconstructing Balkin</td>
<td>Michael J. Gerhardt</td>
</tr>
<tr>
<td></td>
<td>J.M. Balkin</td>
<td>Cultural Software: A Theory of Ideology</td>
</tr>
<tr>
<td>333</td>
<td>Would All The Laws But One Be Close Enough For Government Work?</td>
<td>John Harrison</td>
</tr>
<tr>
<td></td>
<td>William H. Rehnquist</td>
<td>All the Laws But One: Civil Liberties in Wartime</td>
</tr>
<tr>
<td></td>
<td>Edward Zwick</td>
<td>The Siege</td>
</tr>
<tr>
<td>97</td>
<td>Populist Pabulum</td>
<td>Honorable Morris B. Hoffman</td>
</tr>
<tr>
<td></td>
<td>Akhil Reed Amar &amp; Alan Hirsch</td>
<td>For The People: What The Constitution Really Says About Your Rights</td>
</tr>
<tr>
<td>115</td>
<td>What If This Is As Good As It Gets?</td>
<td>Daniel D. Polsby</td>
</tr>
<tr>
<td></td>
<td>Richard A. Epstein</td>
<td>Principles for a Free Society: Reconciling Individual Liberty with the Common Good</td>
</tr>
<tr>
<td>209</td>
<td>The Unconventional Conventionalist</td>
<td>Gerald N. Rosenberg</td>
</tr>
<tr>
<td></td>
<td>Bruce Ackerman</td>
<td>We the People: Transformations</td>
</tr>
<tr>
<td>227</td>
<td>Internet Theology</td>
<td>James B. Speta</td>
</tr>
<tr>
<td></td>
<td>Mike Godwin</td>
<td>Cyber Rights: Defending Free Speech in the Digital Age</td>
</tr>
<tr>
<td>327</td>
<td>Oracle of Religious Liberty</td>
<td>John Witte, Jr.</td>
</tr>
<tr>
<td>343</td>
<td>Feudal Rules of Civil Procedure</td>
<td>Daniel G. Currell</td>
</tr>
<tr>
<td>233</td>
<td>Eino, a Sailor</td>
<td>Brainerd Currie</td>
</tr>
<tr>
<td>449</td>
<td>If Great Literary Works Had Been Written By Lawyers</td>
<td>Kevin Underhill</td>
</tr>
<tr>
<td>125</td>
<td>Hum a Few Bar Exam</td>
<td>Eugene Volokh</td>
</tr>
</tbody>
</table>