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From an award-winning civil rights lawyer, a profound challenge to our society ' s normalization of the caging of human beings, and the role of the legal profession in perpetuating it Alec Karakatsanis is interested in what we choose to punish. For example, it is a crime in most of America for poor people to wager in the streets over dice; dice-wagerers can be seized, searched, have their assets forfeited, and be locked in cages. It ' s perfectly fine, by contrast, for people to wager over international currencies, mortgages, or the global supply of wheat; wheat-wagerers become names on the wings of hospitals and museums. He

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is also troubled by how the legal system works when it is trying to punish people. The bail system, for example, is meant to ensure that people return for court dates. But it has morphed into a way to lock up poor people who have not been convicted of anything. He ' s so concerned about this that he has personally sued court systems across the country, resulting in literally tens of thousands of people being released from jail when their money bail was found to be unconstitutional. Karakatsanis doesn ' t think people who have gone to law school, passed the bar, and sworn to uphold the Constitution should be complicit in the mass caging of human beings—an everyday brutality inflicted disproportionately on the bodies and minds of poor people and people of color and for which the legal system has

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never offered sufficient justification. Usual Cruelty is a profoundly radical reconsideration of the American “ injustice system ” by someone who is actively, wildly successfully, challenging it.

In articles by legal scholars from six countries, the ongoing harmonization of criminal law in Europe is analysed from different perspectives. Through an examination of the rapid progress in European Union Law in this area, both the harmonization of substantial criminal law provisions and criminal penalties is shed light on. The development in criminal law cooperation is also accentuated, especially the breakthrough of the principle of mutual recognition and the proposal to establish a European Prosecutor. Special

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attention is given to the Schengen Agreement, the role of Europol and the more general influence of the harmonizing processes on European states remaining outside the EU. Conclusively, the challenges presented by a transnational criminal procedure to the preservation of human rights, are examined. The articles are based on lectures given at a colloquium in Bergen (Norway).

A gripping behind-the-scenes account of the dramatic legal fight to hold leaders personally responsible for aggressive war On July 17, 2018, starting an unjust war became a prosecutable international crime alongside genocide, crimes against humanity, and war crimes. Instead of collective state responsibility, our leaders are now

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personally subject to indictment for crimes of aggression, from invasions and preemptions to drone strikes and cyberattacks. The Crime of Aggression is Noah Weisbord ' s riveting insider ' s account of the high-stakes legal fight to enact this historic legislation and hold politicians accountable for the wars they start. Weisbord, a key drafter of the law for the International Criminal Court, takes readers behind the scenes of one of the most consequential legal dramas in modern international diplomacy. Drawing on in-depth interviews and his own invaluable insights, he sheds critical light on the motivations of the prosecutors, diplomats, and military strategists who championed the fledgling prohibition on unjust war—and those who tried to sink it. He untangles the complex history behind the

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measure, tracing how the crime of aggression was born at the Nuremberg trials only to fall dormant during the Cold War, and he draws lessons from such pivotal events as the collapse of the League of Nations, the rise of the United Nations, September 11, and the war on terror. The power to try leaders for unjust war holds untold promise for the international order, but also great risk. In this incisive and vitally important book, Weisbord explains how judges in such cases can balance the imperatives of justice and peace, and how the fair prosecution of aggression can humanize modern statecraft.

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In this unprecedented view from the trenches, prosecutor turned champion for the innocent Mark Godsey takes us inside the frailties of the human mind as they unfold in real-world wrongful convictions. Drawing upon stories from his own career, Godsey shares how innate psychological flaws in judges, police, lawyers, and juries coupled with a “tough on crime” environment can cause investigations to go awry, leading to the convictions of innocent people. In *Blind Injustice*, Godsey explores distinct psychological human weaknesses inherent in the criminal justice system—confirmation bias, memory malleability, cognitive dissonance, bureaucratic denial, dehumanization, and others—and illustrates each with stories from his time as a hard-nosed prosecutor and then as an attorney for the Ohio

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Innocence Project. He also lays bare the criminal justice system ' s internal political pressures. How does the fact that judges, sheriffs, and prosecutors are elected officials influence how they view cases? How can defense attorneys support clients when many are overworked and underpaid? And how do juries overcome bias leading them to believe that police and expert witnesses know more than they do about what evidence means? This book sheds a harsh light on the unintentional yet routine injustices committed by those charged with upholding justice. Yet in the end, Godsey recommends structural, procedural, and attitudinal changes aimed at restoring justice to the criminal justice system.

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. . . this book fills a significant gap in the English-language literature and must be read by all who seek to understand why profound reflection is needed on the theoretical underpinnings of EU criminal justice. Samuli Miettinen, *Journal of Common Market Studies* The book contains a number of interesting arguments and comments on the development of EU criminal law. . . the authors efforts to provide a generalist book in this ever-growing, increasingly important and still under-researched field of EU law must be welcomed. Valsamis Mitsilegas, *The Edinburgh Law Review* Today, EU criminal law and justice constitutes a significant body of law potentially affecting most aspects of criminal justice. This book provides a comprehensive, accessible yet analytically challenging account of the institutional and

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legal developments in this field to date. It also includes full consideration of the prospective changes to EU criminal law contained in the recent Lisbon Treaty . While, broadly speaking, the authors welcome the objectives of EU criminal law, they call for a profound rethinking of how the good of criminal justice however defined is to be delivered to those living in the EU. At present, despite sometimes commendable initiatives from the institutions responsible, the actual framing and implementation of the Area of Freedom, Security and Justice (AFSJ) suffers from a failure to properly consider the theoretical implications of providing the good of criminal justice at the EU level. Written shortly before the recent entry into force of the Lisbon Treaty, EU Criminal Law and Justice comprises a full overview of the

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key legal developments and debates and includes a user-friendly guide to the institutional changes contained in the Treaty. This timely book will be of interest to both undergraduate and postgraduate students, as well as to legal practitioners and policy makers at national and EU levels.

Drafting Legislation sets out to prove Sir William Dale's doctrine that the rules for drafting good quality legislation are the same in common and civil systems of law. Legislative solutions can therefore serve the drafter, the judge and the practitioner of any jurisdiction. The book discusses the general issue of quality in legislation from the legislative process to the actual drafting interpretation and

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enforcement. It also analyzes topics related to quality in legislation such as clarity, precision and disambiguity, plain language and gender-neutral language and assesses whether Sir William's view of universality in the definition and elements of quality in legislation is right or not. The volume is of critical interest to students and scholars of European law and the philosophy and theory of law.

Finalist for the 2018 National Council on Crime & Delinquency 's Media for a Just Society Awards Nominated for the 49th NAACP Image Award for Outstanding Literary Work (Nonfiction) A 2017 Washington Post Notable Book A Kirkus Best Book of 2017 “ Butler has hit his stride. This is a meditation, a sonnet, a legal brief, a poetry slam and a

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dissertation that represents the full bloom of his early thesis: The justice system does not work for blacks, particularly black men. ” —The Washington Post “ The most readable and provocative account of the consequences of the war on drugs since Michelle Alexander ’ s The New Jim Crow ” —The New York Times Book Review “ Powerful . . . deeply informed from a legal standpoint and yet in some ways still highly personal ” —The Times Literary Supplement (London) With the eloquence of Ta-Nehisi Coates and the persuasive research of Michelle Alexander, a former federal prosecutor explains how the system really works, and how to disrupt it Cops, politicians, and ordinary people are afraid of black men. The result is the Chokehold: laws and practices that treat every African American man like a thug. In this

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explosive new book, an African American former federal prosecutor shows that the system is working exactly the way it ' s supposed to. Black men are always under watch, and police violence is widespread—all with the support of judges and politicians. In his no-holds-barred style, Butler, whose scholarship has been featured on 60 Minutes, uses new data to demonstrate that white men commit the majority of violent crime in the United States. For example, a white woman is ten times more likely to be raped by a white male acquaintance than be the victim of a violent crime perpetrated by a black man. Butler also frankly discusses the problem of black on black violence and how to keep communities safer—without relying as much on police. Chokehold powerfully demonstrates why current efforts to

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reform law enforcement will not create lasting change. Butler ' s controversial recommendations about how to crash the system, and when it ' s better for a black man to plead guilty—even if he ' s innocent—are sure to be game-changers in the national debate about policing, criminal justice, and race relations.

A powerful and humane exploration of the history of the "insanity defense," through the story of one poignant case. When a three-year-old child was found with a head wound and other injuries, it looked like an open-and-shut case of second-degree murder. Psychologist and attorney Susan Vinocour agreed to evaluate the defendant, the child's mentally ill and impoverished grandmother, to determine

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whether she was competent to stand trial. Even if she had caused the child's death, had she realized at the time that her actions were wrong or was she legally "insane"? What followed was anything but an open-and-shut case. Nobody's Child traces the legal definition of "insanity" back to its inception in Victorian Britain nearly two hundred years ago, from when our understanding of the human mind was in its infancy, to today, when questions of race, class, and ability so often determine who is legally "insane" and who is criminally guilty. Vinocour explains how "competency" and "insanity" are creatures of a legal system, not of psychiatric reality, and how, in criminal law, the insanity defense has to often been a luxury of the rich and white. Nobody's Child is a profoundly dignified portrait of injustice in America and a

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complex examination of the troubling intersection of mental health and the law. When prisons are now the largest institutions for the mentally ill, Vinocour demands that we reckon with our conceptions of "insanity" with clarity, empathy, and responsibility.

When teenagers scuffle during a basketball game, they are typically benched. But when Will got into it on the court, he and his rival were sprayed in the face at close range by a chemical similar to Mace, denied a shower for twenty-four hours, and then locked in solitary confinement for a month. One in three American children will be arrested by the time they are twenty-three, and many will spend time locked inside horrific detention centers that defy everything we

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know about how to rehabilitate young offenders. In a clear-eyed indictment of the juvenile justice system run amok, award-winning journalist Nell Bernstein shows that there is no right way to lock up a child. The very act of isolation denies delinquent children the thing that is most essential to their growth and rehabilitation: positive relationships with caring adults. Bernstein introduces us to youth across the nation who have suffered violence and psychological torture at the hands of the state. She presents these youths all as fully realized people, not victims. As they describe in their own voices their fight to maintain their humanity and protect their individuality in environments that would deny both, these young people offer a hopeful alternative to the doomed effort to reform a system that should only be

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dismantled. Burning Down the House is a clarion call to shut down our nation ' s brutal and counterproductive juvenile prisons and bring our children home.

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