HIUS 151: AMERICAN LEGAL HISTORY SINCE THE CIVIL WAR

The reading assignments for the course are from one textbook and a series of monographs that deal with incidents that highlight particular issues covered by the course. The textbook is Melvin I. Urofsky and Paul Finkelman, *A March of Liberty: A Constitutional History of the United States*, vol. II. *From 1877 to the Present* (identified in the syllabus as *March*). Since this class covers from 1865 to the present, there is also an assignment from volume I of the Urofsky and Finkelman book. It will be distributed in class as a handout.

Also assigned in the class are five monographs and one collection of essays. They are the following:

Michal R. Belknap, *The Vietnam War on Trial: The My Lai Massacre and the Court-Martial of Lieutenant Calley* [Vietnam War]
Ronald M. Labbe and Jonathan Lurie, *The Slaughterhouse Cases: Regulation, Reconstruction and the Fourteenth Amendment* [Slaughterhouse Cases]
William E. Leuchtenburg, *The Supreme Court Reborn: The Constitutional Revolution in the Age of Roosevelt* [Supreme Court]

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<tr>
<th>Date</th>
<th>Topic</th>
<th>Reading Assignment</th>
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<tr>
<td>January 9</td>
<td>Civil War</td>
<td>None</td>
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<tr>
<td>January 11</td>
<td>Reconstruction</td>
<td><em>March</em>, chapter 21 (handout)</td>
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<td>January 16</td>
<td>Retreat from Reconstruction</td>
<td><em>March</em>, 479-82; <em>Slaughterhouse Cases</em> (all)</td>
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<td>January 18</td>
<td>Minorities and the Law</td>
<td><em>March</em>, 482-99</td>
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<td>January 24</td>
<td>Law and the Economy</td>
<td><em>Lochner</em>, 1-43</td>
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<td>January 26</td>
<td>Regulation &amp; Reaction</td>
<td><em>March</em>, 521-44; <em>Lochner</em>, 44-78</td>
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<td>January 31</td>
<td>Triumph of Substantive Due Process</td>
<td><em>March</em>, 500-15; <em>Lochner</em>, 79-127</td>
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<td>February 2</td>
<td>The <em>Lochner</em> Era?</td>
<td><em>March</em>, 545-97; <em>Lochner</em>, 128-65</td>
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<td>February 7</td>
<td>Emergence of the Modern Legal Profession</td>
<td><em>March</em>, 413-20</td>
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<td>February 9</td>
<td>World War I</td>
<td><em>March</em>, 598-623</td>
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<td><strong>February 13 (Monday)</strong></td>
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<td><strong>Midterm Examination Due</strong></td>
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<td>February 14</td>
<td>Law and Reaction in 1920s</td>
<td>March, 624-662; Supreme Court, 1-25</td>
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<td>February 16</td>
<td>Origins of the “Court Fight”</td>
<td>March, 663-86; Supreme Court, 26-162</td>
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<td>February 21</td>
<td>A New Deal in American Law?</td>
<td>March, 687-730; New Deal, 213-58</td>
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<td>February 23</td>
<td>Hot and Cold Wars</td>
<td>March, 731-72</td>
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<td>February 28</td>
<td>Civil Rights</td>
<td>March, 774-92; Brown v. Board, 1-207</td>
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<td>March 2</td>
<td>Brown’s Legacy: The Warren Court</td>
<td>March, 793-816; Brown v. Board, 208-43</td>
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<td>March 7</td>
<td>Roe v. Wade</td>
<td>Roe v. Wade, (all)</td>
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<td>March 9</td>
<td>Constitutional Counterrevolution?</td>
<td>March, 858-63, 901-12, 930-43, 947-72, 975-86, 994-97</td>
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<td>March 14</td>
<td>The Vietnam War</td>
<td>March, 852-57; Vietnam War (all)</td>
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<tr>
<td>March 16</td>
<td>Vietnam, Iraq, and Afghanistan</td>
<td>Review March 16 assignment</td>
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(UCSD)Tuesday 2:00-4:00 and immediately after class & Thursday 3:00-4:00