



1-1-1974

## Books Received

Santa Clara Law Review

Follow this and additional works at: <http://digitalcommons.law.scu.edu/lawreview>



Part of the [Law Commons](#)

### Recommended Citation

Santa Clara Law Review, Other, *Books Received*, 15 SANTA CLARA LAWYER 262 (1974).

Available at: <http://digitalcommons.law.scu.edu/lawreview/vol15/iss1/8>

This Other is brought to you for free and open access by the Journals at Santa Clara Law Digital Commons. It has been accepted for inclusion in Santa Clara Law Review by an authorized administrator of Santa Clara Law Digital Commons. For more information, please contact [sculawlibrarian@gmail.com](mailto:sculawlibrarian@gmail.com).

## BOOKS RECEIVED

**THE RIGHTS OF PRISONERS.** By David Rudovsky. An American Civil Liberties Union Handbook. New York: Avon Books. 1973. Pp. ix, 128. Softbound. \$.95.

This informative handbook not only educates prisoners and their legal representatives as to the remedies available for their complaints, but suggests procedures to be followed to bring about reform of prison abuses and conditions.

**THE RIGHTS OF MENTAL PATIENTS.** By Bruce Ennis and Loren Siegel. An American Civil Liberties Union Handbook. New York: Avon Books. 1973. Pp. ix, 336. Softbound. \$1.25.

After emphasizing that the best way to get out of a mental hospital is simply to stay out, Mr. Ennis and Ms. Siegel provide a detailed presentation of the patient's rights once he is hospitalized, of the various legal procedures he can utilize for his release, and of his rights on discharge from the hospital. Two appendices supply extremely useful information: a state-by-state listing of the statutes concerning mental patients and a collection of trial techniques which have proved most effective in defending prospective patients in court actions.

**THE RIGHTS OF WOMEN.** By Susan C. Ross. An American Civil Liberties Union Handbook. New York: Avon Books. 1973. Pp. 384. Softbound. \$1.25. New York: E.P. Dutton & Co., Inc. 1973. Pp. 384. Cloth. \$7.95.

A concise guide to women's rights under the Constitution, various state laws, and many recent court decisions. The author covers the implications of the equal protection clause in the Constitution and the Equal Rights Amendment, as well as such important topics as discrimination in employment and education; women and the mass media; women's changing role in the criminal justice system; a woman's rights to control her own body (covering abortion, birth control, and sterilization); and the complex problems that accompany divorce.

**THE RIGHTS OF SUSPECTS.** By Oliver Rosengart. An American Civil Liberties Union Handbook. New York: Avon Books. 1974. Pp. 124. Softbound. \$.95. New York: E.P. Dutton & Co., Inc. 1973. Pp. 122. Cloth. \$5.95.

This book presents a condensed guide to the rights of criminal suspects. It covers in detail the various rights of the suspect before he has been charged with a crime, upon arrest, and following arrest through the commencement of trial. Specific types of police abuses of a suspect's rights are focused upon (including improper arrest, illegal search, coercive questioning, and others) and the author shows what can be done to protect against such police misconduct. Cogent explanations of a suspect's rights on arraignment, in preliminary hearings and in grand jury proceedings are also included.

**THE RIGHTS OF THE POOR.** By Sylvia Law. An American Civil Liberties Union Handbook. New York: Avon Books. 1974. Pp. 176. Softbound. \$.95. New York: E.P. Dutton & Co., Inc. 1973. Pp. 176. Cloth. \$6.95.

The author presents a condensed and explanatory guide to a person's right to welfare in all forms, including Medicaid, Medicare, and health services in general; aid to dependent children; old age assistance; food stamps; free school lunches. Eligibility criteria for each type of assistance are described, and essential information, such as how to apply and where to appear if the application is desired, is provided. The book details the latest changes in legal rights and protections afforded the poor, while providing revealing insights into the ways in which welfare agencies operate at the local, state and federal levels. The rights of migrant workers are also dealt with in a special chapter.

**THE RIGHTS OF STUDENTS.** By Alan Levine with Eve Carey and Diane Divoky. *An American Civil Liberties Union Handbook.* New York: Avon Books. 1973. Pp. vi, 160. Softbound. \$95.

This is the first concise guide to an area which has caused considerable controversy and led to many court actions in recent years. The authors cover recent court decisions and varying state board of education rulings on such essential questions as: a student's rights under the first amendment (with regard to demonstrations and assemblies, publication and distribution of literature, wearing of buttons and armbands, engaging controversial speakers, censorship of student newspapers); the legality of school officials' dictates concerning personal appearance; and student's rights to due process of law in suspension, expulsion, or disciplinary proceedings. The relationship between students and law enforcement officials inside the school is also discussed, as well as the rights of students in cases of discrimination; corporal punishment; placement and classification; marriage, pregnancy, and parenthood; school records; and grades and diplomas.

**THE RIGHTS OF TEACHERS.** By David Rubin. *An American Civil Liberties Union Handbook.* New York: Avon Books. 1972. Pp. ix, 176. Softbound. \$95.

Written by a lawyer actively involved in the field of teachers' rights, this lucid handbook deals with all levels of public education. Covering such issues as the extent of a teacher's freedom of speech, his rights to engage in political activity and to live his private life as he sees fit, the book will be of interest to lawyers and labor arbitrators active in the education field. The first book of its kind, it is comprehensive in scope and will be useful to teachers from the elementary to the college level.

**PRESIDENTIAL IMPEACHMENT: A DOCUMENTARY OVERVIEW.** Edited by M.B. Schnapper. Washington, D.C.: Public Affairs Press. 1974. Pp. 144. Softbound. \$4.50.

This volume is a useful collection of documentary material designed to illuminate the issue of impeachment. The material is presented even-handedly with arguments by lawyers for President Nixon urging a narrowly restricted view of congressional impeachment power, and arguments by attorneys for the House Judiciary Committee contending the impeachment clauses of the Constitution were intended to have a broader reach and application. The book also contains an interesting discussion of the procedures used in the event impeachment is decreed by the House and a trial of the President is held in the Senate.

**EXECUTIVE PRIVILEGE.** By Raoul Berger. Cambridge: Harvard University Press. 1974. Pp. xii, 430. Cloth. \$14.95.

The volume sweeps authoritatively from the history of legislative inquiries into executive conduct, through a discussion of modern presidential powers (executive, military, and foreign relations) and privilege, to the costs borne by the nation in permitting unquestioned executive secrecy. The author includes an analysis of judicial review of the doctrine of executive privilege. As Mr. Berger states: "He who controls the flow of information controls our destinies." This is an important inquiry into the right and power of the executive branch of our government to withhold information from the Congress and the American people under a multitude of pretenses.

**CONSCIENCE OF THE NATION: THE PEOPLE VERSUS RICHARD M. NIXON.** Edited by M.B. Schnapper. Washington, D.C.: Public Affairs Press. 1974. Pp. 140. Softbound. \$4.50.

This volume presents a selection of the statements made by members of the House Judiciary Committee during the Committee debate over voting on the Articles of Impeachment against Richard M. Nixon. Unexpectedly eloquent, these thirty-eight members of Congress demonstrate by their straightforward remarks that they were fully aware of their grave responsibility and were determined to reach sound decisions to resolve the crisis confronting the nation. Fascinating reading, both for the legal insights into constitutional interpretation, and for stark views of seriously concerned individuals grappling with their own consciences to reach decisions of historic importance to the nation.

**THE END OF A PRESIDENCY.** By the Staff of the New York Times. New York: Bantam Books. 1974. Pp. vii, 353. Softbound. \$2.25.

This book presents an in-depth, five year chronology of the events leading to the resignation of Richard M. Nixon. Documents include the Articles of Impeachment, key tape transcripts and crucial Nixon statements. Interpretive articles by *New York Times* editors explain the events and their impact.

**THE SUPREME COURT AND "POLITICAL QUESTIONS": A STUDY IN JUDICIAL EVASION.** By Philippa Strum. University, Alabama: University of Alabama Press. 1974. Pp. 188. Cloth. \$7.50.

This is an innovative study which argues that the Supreme Court of the United States invokes the "political question" more out of a desire to avoid making difficult decisions than out of deference to constitutional requirements. The author argues there is no justification for the Court ever to claim the disposition of a domestic case has been constitutionally allocated to the legislative or executive branches of government. She demonstrates that the Court's usage of the "political question" category is, indeed, merely a device for avoiding potentially explosive issues, rather than a principle which has been consistently and legitimately applied to certain kinds of cases. After extensive analysis, the author concludes that the device of the "political question" has sometimes been a way of avoiding the issue in order to insure the Court's own survival as a viable branch of the federal government.

### OTHER BOOKS RECEIVED

**EQUAL EMPLOYMENT OPPORTUNITY PROGRAM DEVELOPMENT MANUAL.** U.S. Department of Justice, Law Enforcement Assistance Administration, Office of Civil Rights Compliance. 1974. Pp. viii, 248.

This manual provides guidance for criminal justice agencies covered by Equal Employment Opportunity Guidelines in the preparation, implementation and maintenance of their equal employment opportunity programs.

**CONSTITUTIONAL GROUNDS FOR PRESIDENTIAL IMPEACHMENT.** By the Impeachment Inquiry Staff, Committee on the Judiciary of the U.S. House of Representatives. Washington, D.C.: Public Affairs Press. 1974. Pp. 62. Softbound. \$1.00.

Although not offering fixed standards for determining whether grounds for impeachment exist, this report covers the history, purpose and meaning of the constitutional phrase, "Treason, Bribery, or other high Crimes and Misdemeanors."

**WHY PRESIDENT RICHARD NIXON SHOULD BE IMPEACHED.** By the American Civil Liberties Union. Washington, D.C.: Public Affairs Press. 1974. Pp. 56. Softbound. \$1.80.

The pamphlet seeks to acquaint the American people with the reasons why Mr. Nixon should have been impeached and brought to trial before the Senate. Only through such a trial could the nature of his offenses, if any, and his innocence or guilt be determined.

**A HEARTBEAT AWAY.** By Richard M. Cohen and Jules Witcover. New York: Bantam Books. 1974. Pp. x, 392. Softbound. \$1.95.

An authoritative account by two *Washington Post* reporters of the investigation and forced resignation of Vice President Spiro T. Agnew.

**YOUR INTRODUCTION TO MUSIC/RECORD COPYRIGHT, CONTRACTS AND OTHER BUSINESS AND LAW.** By Walter E. Hurst and William Storm Hale. Hollywood: Seven Arts Press, Inc. 1974. Pp. xi, 143. Cloth. \$10.00, Softbound. \$5.00.

An introduction to record companies, manager-group relations, copyrights in sound recordings, recording contracts and other related matters.

EXPLANATION OF PENSION REFORM ACT OF 1974. Chicago: Commerce Clearing House. 1974. Pp. 96. Softbound. \$2.00.

The booklet provides a concise guide to this landmark legislation, which became law on September 2, 1974; it will be particularly useful to lawyers working in this area.

PRIVACY IN A FREE SOCIETY. FINAL REPORT—ANNUAL CHIEF JUSTICE EARL WARREN CONFERENCE IN THE UNITED STATES. Cambridge: Sponsored by the Roscoe Pound—American Trial Lawyers Foundation. 1974. Pp. 104. Softbound. \$5.95.

The report presents a discussion of the right to privacy in America in an interdisciplinary context. In addition, it presents recommendations directed toward preserving privacy in a free society, and specifically addresses the problems of electronic surveillance, political informing, data banks and dossiers.

