Law & Society Review Condensed Style Sheet

Type manuscripts **double-spaced** on one side of the paper only. While manuscripts need not conform to this style sheet at the time of submission, all manuscripts must include an abstract, footnotes, and a list of references, and all accepted manuscripts must be revised by the authors to conform to the *Review*'s style. The rules listed below supplement the manuscript information on the inside front cover of the *Review*. Authors are urged to consult *Review* issues in volume 26 or later for further illustrations. A detailed style sheet is available from the Editorial Office.

- 1. Abstracts. All manuscripts should include an abstract of not more than 100 words. No abstracts are required for review essays or comments.
- **2. Footnotes.** Footnotes should be numbered sequentially (except for the author's footnote) and printed on pages immediately following the text (not at the foot of the page). They should contain only substantive comments and additional references not immediately relevant to the text.
- **3. Tables and Figures.** Tables should approximate the appearance of printed tables. Figures should be camera ready; provide originals, not xerographic copies. Tables and/or figures should be placed at the end of the text, after footnotes, appendixes, and references. Their location within the text should be indicated as follows:

Table 1 about here

4. Citations. All notes that consist merely of supporting citations should be placed in parentheses in the text. For example:

In a thoughtful essay, Hayden (1991) . . .

OR

Media stories often portray the civil jury as generous (Daniels & Martin 1986:236; Hans 1989: Huber 1988).

The same general rules apply to footnote text.

5. References. References are placed at the end of the manuscript following the footnotes. The list should contain only those sources actually cited in text or notes. Give authors' names as they appear in the original source. For more than one publication by the same author, list them in chronological order, with the older item first. For more than one publication in one year by the same author, use small (lower-case) letters to distinguish them (e.g., 1970a, 1970b).

BOOKS: Last Name, First Name (year) Title of Book. City: Publisher.

Example: Lerner, Melvin J. (1980) Belief in a Just World. New York: Plenum.

CHAPTER IN EDITED VOLUME:

Example: Glazer, Nathan (1979) "The Judiciary and Social Policy," in L. Theberge, ed., <u>The Judiciary in a Democratic Society</u>. Lexington, MA: Lexington Books.

ARTICLES: Last Name, First Name (Year) "Title of Article," volume number Journal page numbers of article. (Give month or issue number if each issue is separately paginated.)

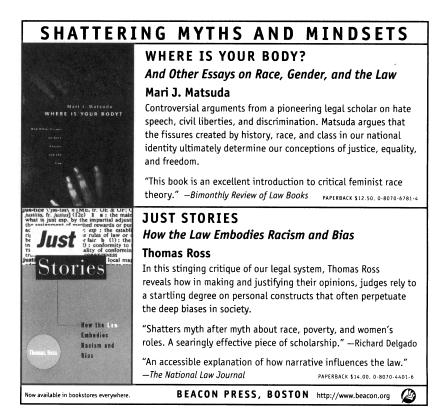
Examples: Padgett, John F. (1990) "Plea Bargaining in Prohibition," 24 Law & Society Rev. 413–50.

Brill, Steven, & James Lyons ((1986) "The Not-So-Simple Crisis," <u>American Lawyer</u> 12–15 (May).

UNPUBLISHED PAPERS:

Example: Lofquist, William S. (1991) "The Development of Organizational Probation." Presented at American Society of Criminology annual meeting, San Francisco.

All cases cited in text are listed under "Cases Cited" following the References. All statutes cited are listed under "Statutes Cited." For style for cases and statutes, see A Uniform System of Citation.



SCAPEGOATS FOR A PROFESSION UNCOVERING PROCEDURAL INJUSTICE

Ann Daniel University of New South Wales, Australia



Often thought to be a primitive or ancient practice, scapegoating is shown here occurring in the justice systems of modern democracies. Ann Daniel, as a first-hand witness, documents several widely publicised disciplinary cases brought against prominent professionals in both law and medicine. These are the stories of professionals whose fame ended in ignominy, whose persecution was to restore a profession's good name. These were the people who became scapegoats as professions tried to rid themselves of the troubles and confusions threatening reputation at the time.

'The issue addressed is ... so hot to be glowing in the dark'

- Professor Gary D. Bouma, Monash University

December 1997 ◆ 196 pp Cloth ISBN 90-5702-276-1 US\$43 / £28 / ECU36 / A\$69 Paper ISBN 90-5702-277-X US\$18 / £12 / ECU15 / A\$29

HARWOOD ACADEMIC PUBLISHERS

TO ORDER: Australia/Asia/New Zealand: Fine Arts Press, Tower A, 112 Talavera Road, North Ryde NSW 2113, Australia. Tel: + 61 2 9878 8122; Fax: +61 2 9878 8122; Email: <info@gbpub.com.au> Europe/Middle East/Africa: Marston Book Services, Ltd, PO Box 269, Abingdon, Oxon, OX14 4YN, UK, Tel: +44 0118956 8316; Fax: +44 011 8956 8211; Email: <direct-order@marston.co.uk> North/South America: University of Toronto Press, 250 Sonwil Drive, Buffalo, NY 14225, USA. Tel: +1 (800) 565 952.3; Fax: +1 (800) 221 9985; Email: <www.sci.international-Publishers Distributor (a) Pte. Ltd, Kent Ridge, PO Box 1180, Singapore 911106. Tel: +65 741 6933; Fax: +65 741 6922; Email: <di>dipdmkng@s.gblan.com>



From Judgment in Jerusalem

Judgment in Jerusalem

Simon Agranat and the Zionist Century Pnina Lahav

"A wonderful book that is not only a biography of one of Israel's most important Chief Justices, but a history of the development of Israel's Supreme Court and of Israeli public law. It includes a fascinating account of the trials arising out of the Holocaust."

-Philippa Strum, author of The Supreme Court and **Political Ouestions** \$29.95 cloth

At bookstores or order 1-800-822-6657.



NEW FROM CALIFORNIA

Big Money Crime

Fraud and Politics in the Savings and Loan Crisis

Kitty Calavita, Henry N. Pontell, and Robert H. Tillman

"This is a great book. Well written and argued, extensively documented, it is without doubt the definitive report on the S & L scandals."

—Laureen Snider, Queens University "An important, arresting book."

-Michael Rogin, author of Blackface, White Noise

\$27.50 cloth

Abortion Wars

A Half Century of Struggle, 1950-2000 **Edited by Rickie Solinger**

In this provocative volume, a passionate and diverse group of abortion rights proponents chronicles the evolution of one of the most intensely debated issues of our time. Abortion Wars places key issues such as medical practice, activism, legal strategies, and the meaning of choice in the deeply complex historical context of the past half-century. \$45.00 cloth, \$16.95 paper

Residues of Justice

Literature, Law, Philosophy Wai Chee Dimock

New in paper—"This is a masterpiece overflowing with insight, argument, scholarship, and passion. . . . a 'standard-setter' for interdisciplinary 'law and humanities' studies." -Robin L. West, Georgetown University Law Center \$17.95 paper

New from Princeton

A Matter of Interpretation

Federal Courts and the Law Antonin Scalia

Edited by Amy Gutmann

In this incisive new book, Supreme Court Justice Antonin Scalia shares his opinions about the law in general and the role of judges in particular. In his unique style, both erudite and witty, he exhorts judges to resist the temptation to rely on the intent and history of legislation in making decisions. Instead, he argues, they should give up trying to understand what lawmakers meant and focus on what they actually wrote into law.

A Matter of Interpretation includes responses from four writers with differing points of view: Gordon Wood, Laurence Tribe, Mary Ann Glendon, and Ronald Dworkin. In the spirit of debate, Justice Scalia responds to these critics.

This is an unusual and compelling book. It offers the rare opportunity of witnessing a sitting

Supreme Court Justice in dialogue with some of the best legal minds of our time.

"[Scalia] is formidably persuasive, by turns seductive, fierce, funny, charming—and always brillant." —Paul Reidinger, American Bar Association Journal

"Justice Scalia merits praise for the clarity with which he writes and for the careful thought that underlies his writing." —Walter Barthold, The Lawyer's Bookshelf The Princeton University Center for Human Values Series

Cloth \$19.95 ISBN 0-691-02630-0

The Problem of Trust Adam B. Seligman

In this sequel to his widely admired book, *The Idea of Civil Society*, Adam Seligman analyzes trust as a fundamental issue of our present social relationships. Setting his discussion in historical and intellectual context, Seligman asks whether trust—which many contemporary critics, from Robert Putnam through Francis Fukuyama, identify as essential in creating a cohesive society—can continue to serve this vital role.

"A valuable work, written by one of the more exciting and thoughtful social theorists to have emerged on the American scene in recent years."—Robert Wuthnow Cloth \$29.95 ISBN 0-691-01242-3

Bodies of Law Alan Hyde

The most basic assertions about our bodies—that they are ours and distinguish us from each other, that they are private and have boundaries, races, and genders—are all political theories, constructed in legal texts for political purposes. So argues Alan Hyde in this first account of the body in legal thought.

Hyde demonstrates that none of the constructions of the body in legal texts are universal truths that rest solely on body experience. Drawing on an array of fascinating case material, he shows that legal texts can construct all kinds of bodies, including those that are not owned at all, that are just like other bodies, that are public, open, and accessible to others. Further, the language, images, and metaphors of the body in legal texts can often convince us of positions to which we would not assent as a matter of political theory.

"Anyone who wants to understand the myriad mechanisms by which law constructs and regulates corporeality would do well to start with this book. *Bodies of Law* will stand as a decisive intervention in the study of law and contemporary 'body politics.'" —Kendall Thomas

Paper \$16.95 ISBN 0-691-01228-8 Cloth \$49.95 ISBN 0-691-01229-6

Settling Accounts

Violence, Justice, and Accountability in Postsocialist Europe

John Borneman

As new states in the former East bloc begin to reckon with their criminal pasts in the years following a revolutionary change of regimes, a basic pattern emerges: In those states where some form of retributive justice has been publicly enacted, there has generally been much less of a recourse to collective retributive violence.

In Settling Accounts, John Borneman explores the attempts by these aspiring democratic states to invoke the principles of the "rule of law" as a means of achieving retributive justice, that is, convicting wrongdoers and restoring dignity to victims of moral injuries. Democratic regimes, Borneman maintains, require a strict form of accountability that holds leaders responsible for acts of criminality.

"Settling Accounts is a provocative and important book that will make a significant impact on our understanding of postsocialist societies, the nature of retributive justice, and the value of the rule of law."—Sally Merry

Princeton Studies in Culture/Power/History: Sherry B. Ortner, Nicholas B. Dirks, and Geoff Eley, Editors

Paper \$14.95 ISBN 0-691-01681-X Cloth \$49.50 ISBN 0-691-01682-8

Princeton University Press

AVAILABLE AT FINE BOOKSTORES OR DIRECTLY FROM THE PUBLISHER: 800-777-4726 VISIT OUR WEBSITE: PUP.PRINCETON.EDU

The Michigan Journal of Political Science

A University of Michigan Student Journal of Political Studies

The Michigan Journal of Political Science	The Michigan Journal of Political Science is a bi- annual scholarly publication edited by undergraduates at the University of Michigan. For its presentation of noteworthy papers by outstanding students nationwide, <i>MJPS</i> is regarded as one of the most respected student journals in the country.
The Grace Award	Each year the editorial staff recognizes the best submission to the <i>Journal</i> with the presentation of the Grace Award. This award, established in 1985, honors the late Frank Grace, Professor of Political Science from 1943-83. The recipient of this award receives \$500 and is published in the <i>Journal</i> . All undergraduate papers submitted are eligible for this competition.
Michigan Journal of Political Science	The editors will consider submissions relating to all

Il aspects of political science. 9 Michigan aspects of political science. 18109-1045 18 Michigan All submitted articles becc

All submitted articles become the property of the Editorial Board and *MJPS*.

Please refer to our web page for inquiries regarding submissions and subscriptions to *MIPS*.

Michigan Journal of Political Scienc 7626 Haven Hall The University of Michigan Ann Arbor MI 48109-1045 mips.editors@unich.edu http://www.umich.edu/~mips

New from Michigan

David Gray Carlson and Peter Goodrich, Editors LAW AND THE POSTMODERN MIND Essays on Psychoanalysis and Jurisprudence

This new volume explores the implications of the connections between psychoanalysis and law. Contributors are Drucilla Cornell, Jacques Derrida, Peter Goodrich, Pierre Legendre, Alain Pottage, Michel Rosenfeld, Renata Salecl, Jeanne L. Schroeder, Anton Schutz, Henry Staten, and Slavoj Žižek. A volume in the Law, Meaning, and Violence series.

cloth \$52.50

Lawrence Baum THE PUZZLE OF JUDICIAL BEHAVIOR

Baum looks at the major issues in the debates over how best to understand judicial behavior and assesses what we actually know about how judges decide cases.

cloth \$37.50/paper \$18.95

Charles R. Shipan DESIGNING JUDICIAL REVIEW Interest Groups, Congress, and Communications Policy

Shipan explores the significance of legislative provisions for judicial review, both in the conflict they engender in Congress and in the effect they have on the outcome of future court action.

cloth \$42.50

Credit card buyers may fax orders to (800) 876-1922.

The University of Michigan Press Dept. MV, Ann Arbor, Michigan 48106-1104

Now in paper

Neil Vidmar MEDICAL MALPRACTICE AND THE AMERICAN JURY Confronting the Myths about Jury Incompetence, Deep Pockets, and Outrageous Damage Awards

"... quite simply the most compelling, comprehensive examination of the American jury system yet written. It brings reason and fact to the debate in a way that puts the lie to the many myths surrounding medical negligence cases. For anyone genuinely interested in just solutions, this book should be required reading. To act in ignorance of its findings invites disaster." —*Trial*

paper \$21.95

Austin Sarat and Thomas R. Kearns, Editors LEGAL RIGHTS Historical and Philosophical Perspectives

Explores the postmodern challenge to efforts to ground rights outside of history and language. A volume in the Amherst Series in Law, Jurisprudence, and Social Thought.

paper \$19.95

Austin Sarat and Thomas R. Kearns, Editors IDENTITIES, POLITICS, AND RIGHTS

A reevaluation of how rights both liberate and constrain. A volume in the Amherst Series in Law, Jurisprudence, and Social Thought.

ICHIGAN

paper \$22.95

SOCIAL PROBLEMS

One of the most respected and widely read professional journals in the social sciences, *Social Problems* presents accessible, relevant, and theoretically innovative articles which embody critical perspectives on contemporary social issues. Topics covered in recent issues include homelessness, youth at risk, bias in the justice system, affirmative action in education, agents of social change, and feminism and language.

PUBLISHED BY THE UNIVERSITY OF CALIFORNIA PRESS FOR THE SOCIETY FOR THE STUDY OF SOCIAL PROBLEMS

SOCIAL PROBLEMS is published quarterly. Subscriptions: Individuals/ Institutions: \$93. Single Issues: Individuals/Institutions: \$25 (outside U.S. add \$6) • Send orders to: University of California Press, Journals, 2120 Berkeley Way #5812, Berkeley, CA 94720-5812 • FAX: 510/642-9917 E-mail:journals@ucop.edu • http://www-ucpress.berkeley.edu/journals

Whiteness

A Critical Reader Edited by Mike Hill 0-8147-3545-2 / \$21.95 paper

White by Law

The Legal Construction of Race Ian F. Haney López 0-8147-5137-7 / \$17.95 paper

Was Blind But Now I See

White Race Consciousness and the Law **Barbara J. Flagg** 0-8147-2643-7 / \$30.00 cloth

The New Colored People

The Mixed-Race Movement in America Jon Michael Spencer 0-8147-8071-7 / \$24.95 cloth

Soul

Black Power. Politics, and Pleasure Edited by Monique Guillory and Richard C. Green 0-8147-3085-X / \$18.95 paper

The Color of Crime

Racial Hoaxes, White Fear, Black Protectionism, Police Harassment, and Other Macroaggressions Katheryn K. Russell 0-8147-7471-7 / \$24.95 cloth

Critical Race Feminism A Reader

Edited by Adrien Katherine Wing with a Foreword by Derrick Bell 0-8147-9309-6 / \$24.95 paper

NYU PRESS

1-800-996-6987

HTTP://WWW.NYUPRESS.NYU.EDU





WHITENESS

Educed by Mike Hill





THE	N LAW AND SOCIETY ASSOCIATION AND WITH YOUR MEMBERSHIP RECEIVE LAW & SOCIETY REVIEW A LEADING JOURNAL FOR THEORY ND RESEARCH IN STUDIES OF LAW AND SOCIETY
subscriphighest highest thirty y socioleg offering researc Internation many co Society	rship in the Association is open to individuals and includes a botton to Law & Society Review. The Review has published the quality interdisciplinary empirical research and theory for over ears and has one of the largest circulations in the fields of al studies. It is a broadly interdisciplinary peer-reviewed journal articles on important developments in theory and empirical h on law, legal institutions, and law-related aspects of society, ional in scope, the Review publishes the work of authors from puntries about their own and other societies and cultures. Law & Review also offers review essays on current theory, research and ints on the field and its method of inquiry.
anthrop The An scholar research To join paymer	The series of the second secon
33015,	University of Massachusetts, Amherst, MA 01003-3615, USA Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print)
NAME:	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print)
NAME:	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print)
NAME: ADDRE: INSTITU	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print)
NAME: ADDRE: INSTITU AFFILIA	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print) SS: City State or Country Zip
NAME: ADDRE: INSTITU AFFILIA	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print)
NAME: ADDRE: INSTITU AFFILIA Phone:_ E-Mail: MEMBE	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print) SS: City State or Country Zip. JTIONAL TION: Fax:
NAME: ADDRE: INSTITU AFFILIA Phone: E-Mail: MEMBE on a slin Regular	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print)
NAME: ADDRE: INSTITU AFFILIA Phone: E-Mail: MEMBE on a slin Regular	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print) SS: City State or Country Zip JTIONAL TION: Fax: RSHIP CATEGORY: Dues are annual; regular dues are by income ding scale, for 1998 (includes <i>Review</i> Vol. 32): : Under \$15,000 (\$30) \$30,001-\$60,000 (\$70) \$15,001-\$30,000
NAME: ADDRE: INSTITU AFFILIA Phone:_ E-Mail: MEMBE on a slid Regular Other:	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print) GS: City State or Country Zip. JTIONAL TION:
NAME: ADDRE: INSTITU AFFILIA Phone: E-Mail: MEMBE on a slin Regular Other: PAYME	Phone: 413 545 4617 / Fax: 413 545 1640 (Please Print) SS:

NOTES

NOTES

Law and Society Association

Officers

President: Ca	rol J. Greenhouse, Anthropology, Indiana University
President-Elec	t: David M. Engel, Law, State University of New York, Buffalo
Immediate Pa	st President: Susan S. Silbey, Sociology, Wellesley College
Secretary: Ho	ward S. Erlanger, Law/Sociology, University of Wisconsin, Madison
-	bert L. Kidder, Sociology, Temple University
Editors: Law of University	5° Society Review: William M. O'Barr, Cultural Anthropology, Duke 7; Book Reviews: Nancy Reichman, Sociology, University of Denver
	icer: Ronald M. Pipkin, Legal Studies, University of setts-Amherst
Board of Tr	ustees
Class of 1997	Kristin Bumiller, Political Science/Women's Studies, Amherst College John M. Conley, Law, University of North Carolina Marianne Constable, Rhetoric, University of California, Berkeley David Garland, Law, University of Edinburgh Grazyna Skapska, Sociology, Jagiellonian University Jonathan Simon, Law, University of Miami Susan Sterett, Political Science, University of Denver David Wilkins, Law, Harvard University
Class of 1998	 Jonathan D. Casper, Political Science, Northwestern University & American Bar Foundation Elizabeth S. Chambliss, Law, University of Texas-Austin Sanford Levinson, Law, University of Texas-Austin Elizabeth Mertz, Anthropology/Law, Northwestern University & American Bar Foundation Michael W. McCann, Political Science, University of Washington Takao Tanase, Law, Kyoto University Louise G. Trubek, Law, University of Wisconsin-Madison Lucie White, Law, Harvard University
Class of 1999	 Roger Cotterrell, Sociology/Law, QMW, University of London Patricia Ewick, Sociology, Clark University Laura Goméz, Law, University of California, Los Angeles Carol A. Heimer, Sociology, Northwestern University & American Bar Foundation Elaine Botelho Junqueira, Law, Pontificia Universidade Católica do Rio de Janeiro Harry N. Scheiber, History/Law, University of California, Berkeley Ronen Shamir, Sociology, Tel-Aviv University Marjorie S. Zatz, Sociology, Arizona State University
	Past Presidents: Richard L. Abel, Law, University of California, Los Angeles Harry Ball, Sociology, University of Hawaii Lawrence M. Friedman, Law, Stanford University Marc Galanter, Law, University of Wisconsin–Madison Joel Handler, Law, University of California, Los Angeles Herbert Jacob, Political Science, Northwestern University Charles D. Kelso, Law, University of the Pacific Samuel Krislov, Political Science, University of Minnesota Felice J. Levine, Sociolegal Studies, American Sociological Association Stewart Macaulay, Law, University of Wisconsin–Madison Sally Engle Merry, Anthropology, Wellesley College Victor G. Rosenblum, Law, Northwestern University Richard D. Schwartz, Law, Syracuse University Robert B. Yegge, Law, University of Denver

https://doi.org/10.1017/50023921600021812 Published online by Cambridge University Press