

ISSN: 0897-6546

CAMBRIDGE UNIVERSITY PRESS

## Law & Social Inquiry

#### Journal of the American Bar Foundation

Law & Social Inquiry (LSI) is a multidisciplinary quarterly publication of original research articles and review essays that analyze law, legal institutions, and the legal profession from a sociolegal perspective. LSI contributors examine law-and-society issues across multiple disciplines, including anthropology, criminology, economics, history, philosophy, political science, sociology and social psychology. The journal's combination of empirical and theoretical scholarship and critical appraisal of the latest sociolegal scholarship makes LSI an indispensable source for legal scholars and practitioners.



## Law & Social Inquiry is published by Cambridge University Press on behalf of the American Bar Foundation

The American Bar Foundation (ABF) is among the world's leading research institutes for the empirical and interdisciplinary study of law. An independent, nonprofit organization for more than 65 years, the ABF seeks to advance the understanding and improvement of law through research projects of unmatched scale and quality on the most pressing issues facing the legal system in the United States and the world. The ABF's mission is to expand knowledge and advance justice through innovative, interdisciplinary, and rigorous empirical research on law, legal processes, and legal institutions. The ABF is committed to broad dissemination of research findings to the organized bar, scholars, and the general public. The results of these findings are published in a wide range of forums, including leading academic journals, law reviews, and academic and commercial presses. The ABF is recognized as a 501(c)(3) nonprofit organization. The ABF does not provide external grants. In the course of collaborative research efforts with other institutions, the ABF does not pay indirect costs. Primary funding for the ABF is provided by the American Bar Endowment (ABE) and the Fellows of the American Bar Foundation. Further information about Foundation programs and activities can be found at: www. americanbarfoundation.org.

Law & Social Inquiry (ISSN: 0897-6546; Online ISSN: 1747-4469) is published quarterly on behalf of the American Bar Foundation (ABF) by Cambridge University Press (One Liberty Plaza, 20th floor, New York, NY 10006). Periodicals postage rate paid at New York, NY, and at additional mailing offices. POSTMASTER: Send address changes in the USA, Canada, and Mexico to: Law & Social Inquiry, Cambridge University Press, Journals Fulfillment Department, One Liberty Plaza, 20th floor, New York, NY 10006. Send address changes elsewhere to Law & Social Inquiry, Cambridge University Press, Journals Fulfillment Department, UPH, Shaftesbury Road, Cambridge CB2 8BS, England.

#### Disclaimer

Any opinions, findings, and conclusions or recommendations expressed in ABF publications are those of the author(s) and do not necessarily reflect the views of the American Bar Foundation or the American Bar Association. The AMERICAN BAR FOUNDATION, ABF and related seal trademarks as used by the American Bar Foundation are owned by the American Bar Association and used under license.

ISSN: 0897-6546 E-ISSN: 1747-4469

© American Bar Foundation (2023)

## Law & Social Inquiry

Volume 48, Issue 4, November 2023

#### **Editor**

Christopher W. Schmidt cschmidt@abfn.org

#### Review Essay Editor Howard S. Erlanger

howard.erlanger@wisc.edu

#### **International Book Essay Editor**

Terence C. Halliday lsi-abf@abfn.org

#### **Associate Editors**

Traci Burch Shari Diamond Oscar R. Cornejo Casares Willa Sachs Sonya Rao

#### **Editorial Coordinator**

Mari Knudson mknudson@abfn.org

#### **Editorial Board**

1	1	1	2	-2	1	1	$\overline{}$	
/		1/	ń	-/		1/	`	٠

Penelope Andrews, New York Law School

Devon Carbado, University of California, Los Angeles

Li Chen, University of Toronto

Melissa Crouch, University of New South Wales

Sarah Lageson, Rutgers University

Poulami Roychowdhury, McGill University

Mai Sato, Monash University

Mathias Siems, European University Institute

Emily Taylor Poppe, University of California, Irvine

Hilary Sommerland, University of Leeds

Noah Zatz, University of California, Los Angeles

#### 2022-2024:

Ellen Berrey, University of Toronto

Michael Birnhack, Tel Aviv University

Surabhi Chopra, Chinese University of Hong Kong

Charlton Copeland, University of Miami

Rashmi Dyal-Chand, Northeastern University

Rachel Ellett, Beloit College

Fiona Kay, Queen's University

Jinee Lokaneeta, Drew University

Sherally Munshi, Georgetown University

Gregory Parks, Wake Forest University

Gabriele Plickert, California State Polytechnic University, Pomona

Alvaro Santos, Georgetown University

Sarah Staszak, Princeton University

#### 2021-2023:

Sarah Brayne, University of Texas, Austin

Sara Dezalay, Cardiff University

Deepa Das Acevedo, University of Alabama

William Garriott, Drake University

Shannon Gleeson, Cornell University

Alyx Mark, Wesleyan University

Cecilia Menjívar, University of California, Los Angeles

Kwai Ng, University of California, San Diego

Esther Sullivan, University of Colorado, Denver

Asifa Quraishi-Landes, University of Wisconsin-Madison

Shiri Regev-Messalem, Bar-Ilan University

Jessica Simes, Boston University

Ari Ezra Waldman, Northeastern University

Fei Hsien Wang, Indiana University, Bloomington

### American Bar Foundation

#### **Board of Directors**

Officers and Directors

Jimmy K. Goodman, Oklahoma City, OK

President
Sandra J. Chan, Santa Barbara, CA

Vice-President
Michael H. Byowitz, New York, NY

Treasurer
Lauren K. Robel, Bloomington, IN

Lauren K. Robel, Bloomington, IN Secretary

Paula E. Boggs, Sammamish, WA Jo Ann Engelhardt, Palm Beach, FL Patty A. Ferguson-Bohnee, Phoenix, AZ Robert J. Grey, Richmond, VA

Hon. Sophia H. Hall, Chicago, IL Ellen M. Jakovic, Washington, DC Shayda Zaerpoor Le, Portland, OR J. Anthony Patterson, Jr., Whitefish, MT Harold D. Pope, Detroit, MI Hon. Peter M. Reyes, Jr., St. Paul, MN Daniel B. Rodriguez, Chicago, IL

#### Ex Officio

Mary L. Smith
President, American Bar Association
William R. Bay
President-Elect, American Bar Association
Palmer Gene Vance II
Chair, House of Delegates, American Bar Association
Frank "Fritz" Langrock
Treasurer, American Bar Association

Howard Vogel
President, American Bar Endowment
Orlando Lucero
Chair of the Council of the Fund for Justice and Education
Hari M. Osofsky
Dean, Northwestern University Pritzker School of Law

The Fellows

Laura V. Farber Chair Frank X. Neuner, Jr. Chair-Elect Jennifer L. Parent Secretary Honorific – Non-Voting Darrell G. Mottley Immediate Past Chair – Fellows Administration
Mark C. Suchman
Executive Director
Kathleen D. Pace
Chief Development Officer
Sjar Toney
Chief Financial Officer
Ann Pikus

Ann Pikus
Chief Operating Officer
Madeline Rodriguez
Executive Assistant

Executive Committee Jimmy K. Goodman, Chair Sandra J. Chan Michael H. Byowitz

Lauren K. Robel Laura V. Farber Harold D. Pope

#### **Research Faculty**

Tera Agyepong Ph.D., Northwestern University Traci Burch, Ph.D., Harvard University Stephen Daniels, Ph.D., University of Wisconsin, Madison Shari Seidman Diamond, Ph.D., Northwestern University; J.D., University of Chicago Ronit Dinovitzer, Ph.D., University of Toronto Bryant G. Garth, Ph.D., European University Institute, Florence; J.D., Stanford University Tom Ginsburg, J.D., Ph.D., University of California, Berkeley Jacob Goldin, Ph.D., Princeton University; J.D., Yale Law School John Hagan, Ph.D., University of Alberta Terence Halliday, Ph.D., University of Chicago

Carol A. Heimer, Ph.D., University of Chicago John P. Heinz, J.D., Yale University Steven D. Levitt, Ph.D., Massachusetts Institute of Technology Sida Liu, Ph.D., University of Chicago William H.J. Hubbard, J.D., Ph.D., University of Chicago Ajay K. Mehrotra, Ph.D., University of Chicago; J.D., Georgetown University Elizabeth Mertz, Ph.D., Duke University; J.D., Northwestern University Reuben Miller Ph.D., Loyola University Chicago Janice Nadler, Ph.D., University of Illinois, Urbana-Champaign; J.D., University of California, Berkeley

Robert L. Nelson, Ph.D., J.D., Northwestern University Laura Beth Nielsen, Ph.D., J.D., University of California, Berkeley Dylan C. Penningroth, Ph.D., Johns Hopkins University Jothie Rajah, Ph.D., University of Melbourne Anna Reosti, Ph.D., University of Washington Robert J. Sampson, Ph.D., State University of New York at Albany Rebecca Sandefur, Ph.D., University of Chicago Christopher Schmidt, Ph.D., J.D., Harvard University Susan P. Shapiro, Ph.D., Yale University Christopher L. Tomlins, Ph.D., Johns Hopkins University

# Law & Social Inquiry

Volume 48, Issue 4, November 2023

Streets, Suites, and States: Symposium in Honor of John Hagan's Sociology of Law

Streets					
Streets, Suites, and States: John Hagan's Contributions to the Study of Law, Power, and Inequality Ron Levi, Traci Burch and Robert L. Nelson Is White-Collar Crime White? Racialization in the National Press Coverage	1109				
of White-Collar Crime from 1950 to 2010  Marina Zaloznaya, Alexandria Yakes and James Wo California Civil Asset Forfeiture and the Policing of Minority Residents	1117				
Jared Joseph and Bill McCarthy Suites	1138				
Rethinking Inclusion: Ideal Minorities, Inclusion Cultures, and Identity Capitals in the Legal Profession					
Swethaa S. Ballakrishnen  Revolving Doors: Social Dimensions of Law Firm Culture and Pathways out of Firms  Fiona M. Kay					
States	1181				
Judging Genocide: Emotional Labor During Transitional Justice Hollie Nyseth Nzitatira, Evelyn Gertz and Christopher Uggen	1210				
Darfur Model, Rwanda, and the ICTR: John Hagan's Sociology of Genocide Continued Joachim J. Savelsberg and Brooke B. Chambers					
Genocide: Theories of Participation and Opportunities for Intervention Aliza Luft Children of War Resisters: Intergenerational Transmission of Activism, Political	1251				
Orientation, Injustice Frames, and Law Resistance Wenona Rymond-Richmond					
Toward a Sociology of International Law: John Hagan and Beyond Jens Meierhenrich	1281				
Articles					
Undignified Jurispathy: Muslim Family Law at Ghanaian Courts Yüksel Sezgin The New Politics of Judicial Appointments in Southern Africa Peter Brett The Differential Use of Litigation by NGOs: A Case Study on Antidiscrimination					
Justice Sites and the Fight against Atrocity Crimes Mikkel Jarle Christensen	1399				
Review Section					
US Book Essays					
From the "Legal Culture of Slavery" to Black Legal Culture: Reimagining the Implications and Meanings of Black Litigiousness in Slavery and Freedom Myisha S. Eatmon	1428				
International Book Essays	1449				
Necropolitical Law and the Justification of Violence in the War on Terror Edgar Illas	1451				
The Anthropocene in Law and Society Research Mariana Valverde					
The Judicial Manufacturers of International Law Florian Grisel Should Nature Have Rights? Orthodoxy and Innovation	1465				
Cristy Clark	1471				