

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., The Judiciary in a Democratic Society. Lexington, MA: Lexington Books.

ARTICLES: Last Name, First Name (Year) "Title of Article," volume number Journal initial page 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.

Brill, Steven, & James Lyons ((1986) "The Not-So-Simple Crisis," American Lawyer 12 (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*.

NOMINATIONS SOUGHT FOR 1994 J. WILLARD HURST PRIZE

The Hurst Prize Committee of the Law and Society Association seeks nominations and suggestions for works appropriate for the 1994 prize. The Hurst prize is given for the best work in American legal history published between January 1992 and December 1993. In the spirit of Willard Hurst's own work, the field of legal history is broadly defined to include the history of interrelationships between law and social, economic, and political change; the history of functions and impact of legal agencies, legislative and administrative as well as judicial; and the history of the legal profession. Although the prize is for American legal history, significant comparative work that sheds light on American history will also be considered. The submission of purely doctrinal studies of the evolution of appellate case law is, however, discouraged. Preference in making the award will normally be given to books; but articles and monographs of exceptional quality will also be considered. The Prize includes a cash award of \$500. Nominations should be received by December 1, 1993.

Recommendations and/or books suggested for the committee's consideration should be sent to:

**Arthur McEvoy
Hurst Prize Committee Chair
American Bar Foundation
750 North Lake Shore Drive
Chicago IL 60611**

The award will be presented at the 1994 Annual Meeting of the Association in Phoenix, Arizona.

CALL FOR NOMINATIONS 1994 STUDENT AWARDS

The Law and Society Association is seeking nominations for its Student Awards, which will be presented at the Association's Annual Meeting in Phoenix, Arizona, in June, 1994. Awards will be offered to those whose nominated paper best represents outstanding law and society research in two categories: undergraduate papers; and graduate or law student papers. The awards are \$100 cash and travel subsidy up to \$400 for expenses to attend the annual meeting. Nominations can be made only by a non-student member of the Law and Society Association and through the submission of the recommended student paper to the Committee on Student Awards.

The subject matter and methodology of the recommended papers should be in the interdisciplinary tradition of law and society research, and should reflect the style of articles that appear in the *Law & Society Review*. All papers entered in the competition should be written by matriculated students at any (U.S. or non-U.S.) institution of higher education between September 1992 and January 1994. Submissions will be evaluated within each category.

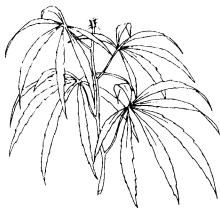
Send 3 copies of the recommended student paper before January 26, 1994 to:

**Professor Craig McEwen
Chair, LSA Student Awards Committee
Department of Sociology and Anthropology
Bowdoin College
Brunswick ME 04011**

Marihuana, the Forbidden Medicine

Lester Grinspoon, M.D.,
and James B. Bakalar

Two eminent researchers describe the medical benefits of marihuana, explain why it has been forbidden, and argue for full legalization to all patients who need it.



“The authors of this remarkable book deserve great credit for documenting so persuasively the destruction of human lives that has resulted from the laws prohibiting the use of marihuana for any purpose. No one can read this book without feeling outraged at the inhumanity of which bureaucrats are capable in interpreting a bad law.”—Milton Friedman \$22.50

Small Change

The Economics of Child Support

Andrea H. Beller
and John W. Graham

“The years of research by Beller and Graham into the bottom line of child support—from the establishment of paternity to the awarding of child support to its collection—have yielded a bumper crop of facts that go a long way toward puncturing myths, settling debates, highlighting successes and failures, and furthering our search for better ways to make the system work. I have rarely seen so thorough and so well-documented an analysis of a public policy problem.”—Senator Joseph I. Lieberman, from the foreword \$35.00

The Politics of Pregnancy

Adolescent Sexuality and Public Policy

Edited by Annette Lawson
and Deborah L. Rhode

“The authors of these thoughtful essays offer deep and rich insights into the processes that result in teenage pregnancy and its consequences. This up-to-date and comprehensive collection includes the most sophisticated reasoning from the most able researchers in the field. Must reading for scholars and policymakers alike.”—Cynthia Fuchs Epstein \$32.50

New in Paperbound

AIDS Law Today

A New Guide for the Public

Edited by Scott Burris, Harlon L. Dalton, Judith Leonie Miller, and the Yale AIDS Law Project

“This book explores the many facets of the problem in terms that are accessible to everyone. If the new administration is serious about AIDS, this book should go to the top of the president’s reading list.”—Barry Sullivan, American Bar Association Coordinating Committee on AIDS \$15.00
A Yale Fastback

Affirmative Action and Justice

A Philosophical and Constitutional Inquiry

Michel Rosenfeld

“Rosenfeld carefully identifies and criticizes different philosophical notions of equality, acutely analyzes the confusing course of Supreme Court decisions on affirmative action, and develops an intriguing philosophical defense of affirmative action based on, but going beyond, the work of Kohlberg and Habermas. His work materially strengthens the philosophical and legal literature on affirmative action.”—Mark Tushnet \$18.00

Yale University Press

92A Yale Station
New Haven, CT 06520

SOCIAL JUSTICE

On Resistance, Rights, and Justice

Vol. 19, No. 3

This issue explores the interplay between ascendant political movements and the institutionalization of their demands for justice once a new society is constructed. Violations of human rights are viewed internationally and domestically, with emphasis on the balance between political rights on the one hand and social and economic rights on the other.

J. PATRICE MCSHERRY AND RAÚL MOLINA MEJIA: *Confronting the Question of Justice in Guatemala*

GEORGE PAVLICH: *People's Courts, Postmodern Difference, and Socialist Justice in South Africa*

FOUAD MOUGHRABI: *Israeli Control and Palestinian Resistance*

Harry Brill: *Government Breaks the Law: The Sabotaging of the Occupational Safety and Health Act*

NEIL WEBSDALE: *Female Suffrage, Male Violence, and Law Enforcement in Lane County, Oregon, 1853 to 1960: An Ascending Analysis of Power*

JEFF FERRELL: *Making Sense of Crime: A Review Essay on Jack Katz's Seductions of Crime*

DRAGAN MILOVANOVIC: *Review of Reiman, Justice and Modern Moral Philosophy*

JEFFREY REIMAN: *From Criminal Justice to Moral Philosophy: Reply to Dragan Milovanovic*

MICHAEL J. LYNCH: *Review of Shoemaker, Theories of Delinquency*

KERSTI YLLÖ: *Review of Woman Abuse: Sociological Perspectives*

CHRIS MCCORMICK: *Review of Watney, Policing Desire: Pornography, AIDS, and the Media*

Social Justice
P.O. Box 40601
San Francisco, CA 94140

Individual Copies: \$12
1-year subscription: \$30 (4 issues)
Institutions: \$75 per year
Add \$4.00 for mailing outside the U.S.

*New in the Oxford
Socio-Legal Studies Series*

THE USES OF DISCRETION

Edited by KEITH HAWKINS, *Oxford University*

Discretion is a pervasive phenomenon in legal systems. It is of concern to lawyers because it can be a force for advancing the broad purposes of law and subverting them. For social scientists discretion is an important form of decision-making behavior. This book presents a variety of analyses of legal discretion by lawyers and social scientists who have made discretion and its uses a central part of their scholarly concerns.

1993 448 pp. \$49.95

THE SOCIAL WORLD OF AN ENGLISH CROWN COURT

Witnesses and Professionals in the
Crown Court Centre at Wood Green

PAUL ROCK, *London School of Economics*

This ethnographic study describes the origins and early history of a pioneering project to support victims and prosecution witnesses appearing before the court—the Witness Support Project. Rock analyzes the major divide which exists in the life of the court between professional insiders and public outsiders and details how this division is built into court architecture, administration, and social relations.

1993 400 pp.; illus. \$62.00

New in paperback!

CONTRASTS IN TOLERANCE

Post-war Penal Policy in The
Netherlands and England and Wales

DAVID DOWNES, *London School of Economics and Political Science*

“Downes’ fascinating comparative analysis takes us a great deal nearer to an understanding of the roots and strength of reductionism in The Netherlands...powerful and scholarly enquiry.”—*New Statesman and Society*.

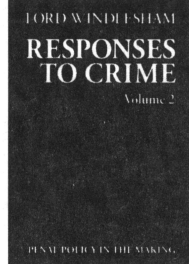
1988 (paper 1993) 240 pp.; illus.
paper \$18.95 cloth \$62.00

RESPONSES TO CRIME

Volume 2: Penal Policy in the Making

LORD WINDLESHAM, *Brasenose*

College, Oxford



From reviews of Volume 1: “An impressive and useful addition to the literature...a convenient source of authoritative reference.”—*British Journal of Criminology*. In this timely sequel to his

seminal work *Responses to Crime*, Lord Windlesham examines how criminal justice policy is first formulated and then enacted at Parliamentary and Government levels.

1993 504 pp. \$37.50

SMOKING POLICY

Law, Politics, and Culture

Edited by ROBERT L. RABIN, *Stanford Law School*, and STEPHEN D.

SUGARMAN, *University of California, Berkeley*

“*Smoking Policy* provides a rich and informed analysis of the legal, political, economic, and cultural aspects of tobacco use. It underscores the shifting and often ambivalent societal values regarding smoking. This work is must reading for the current debate over smoking control.”—Richard Stewart, *New York University Law School*.

1993 256 pp. \$35.00

WOMEN IN CONTROL?

The Role of Women in Law
Enforcement

FRANCES HEIDENSOHN,
Goldsmiths’ College, University of London

This is the first comparative study of women and law enforcement in Britain and the US. It examines such issues as equal opportunities, women officers’ attitudes to sex crimes and violence, and male hostility and harassment.

1993 304 pp. \$52.00

Prices are subject to change and apply only in the U.S. For order information please call 1-800-451-7556.

OXFORD UNIVERSITY PRESS

“The definitive one-volume history of crime and the criminal process in the United States”*

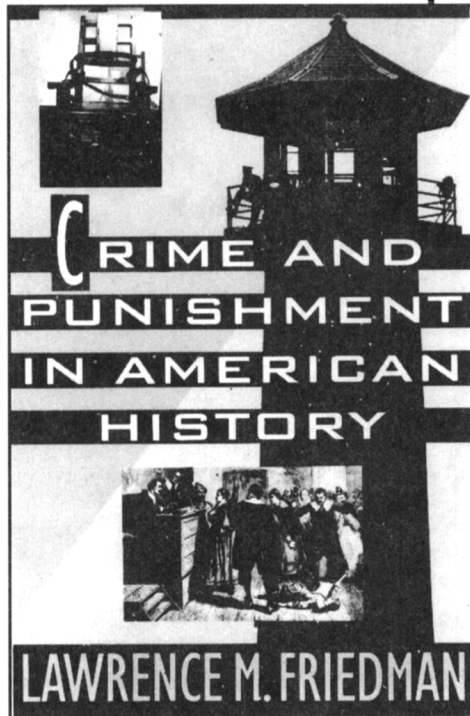
In a panoramic history of our criminal justice system from colonial times to today, one of our foremost legal thinkers shows how America fashioned a system of crime and punishment in its own image.

*....It will be indispensable to anyone who seeks to understand crime and criminal justice administration in America.”

—MALCOLM FEELEY, University of California at Berkeley

“A delight to read....A book for neophytes and experts, with enough new material and new ideas to give every concerned American much to ponder.”

—ERIC MONKKONEN, UCLA



“A major contribution to both American historical studies and contemporary studies of criminal justice.”

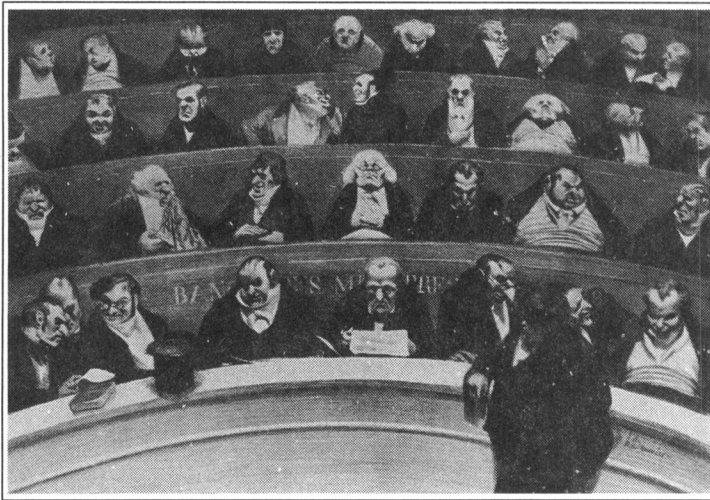
—FRANKLIN ZIMRING, University of California at Berkeley



BasicBooks

A Division of HarperCollinsPublishers

\$30.00 at bookstores or call toll-free 800-331-3761



Broken Tablets

The Cult of the Law in French Art from David to Delacroix
JONATHAN P. RIBNER

In this first study of art, law, and the legislator, Ribner provides a revealing look at French art from 1789 to 1848, the period in which constitutional law was established in France.

"This is interdisciplinary scholarship at its best."

—Frank Paul Bowman

\$50.00 cloth, color & b/w illustrations

At bookstores or order
 1-800-822-6657

"Beyond Reasonable Doubt" and "Probable Cause"

Historical Perspectives on the Anglo-American Law of Evidence

BARBARA J. SHAPIRO
New in paper—

"Excellent Using sources in the realms of law, history, religion, and philosophy, the author clearly documents the degree to which these two key legal doctrines have evolved over time."—*Choice*
 \$15.00 paper

Stubborn Children

Controlling Delinquency in the United States, 1640-1981
JOHN R. SUTTON
New in paper—

"Traces American society's legal responses to children's misbehavior and advances the thesis that reforms in the juvenile justice system merely changed the administrative structure without affecting an informal decision-making process outside the jurisdiction of the courts." —*American Historical Review*
C. Wright Mills Award, \$13.00 paper



UNIVERSITY OF CALIFORNIA PRESS

Suing for Medical Malpractice

**Frank A. Sloan,
Penny B. Githens,
Ellen Wright Clayton,
Gerald B. Hickson,
Douglas A. Gentile,
and David F. Partlett**

Are lawyers and plaintiffs overcompensated by exorbitant judgments that add to the rising cost of health care? No, says the evidence of this in-depth study of nearly 200 malpractice cases. Experts in health policy, law, and medicine show that in the majority of these cases the plaintiffs were substantially *under compensated*. The authors suggest that the tort system is not as faulty as some have thought, and that placing dollar limits on malpractice cases is unjustified.

Cloth \$37.50 232 pages illus.

The Language of Judges

Lawrence M. Solan

Solan shows that judges sometimes inaccurately portray the way we use language, creating inconsistencies in their decisions and threatening the fairness of the judicial system.

"The first book to explore the application of modern linguistic theory to law. It fills, or at least begins the process of filling, a significant gap in interdisciplinary legal studies."—Judge Richard A. Posner, United States Court of Appeals

**Paper \$16.95 230 pages
Cloth edition \$45.00**

Language and Legal Discourse series

The Word and the Law

Milner S. Ball

"In this wonderful book, Milner Ball combines narrative, literary and biblical criticism, autobiography, and theological reflection to define a new way of thinking about the possibilities of meaning for life in the law, and for life outside of it as well."—James Boyd White, University of Michigan

Cloth \$27.50 224 pages



Now in Paper

The Hollow Hope

Can Courts Bring About Social Change?

Gerald N. Rosenberg

"[Rosenberg] argues with considerable subtlety and power, and no little persuasiveness, that the promise of the Supreme Court action has been chimerical."

—David L. Kirp, *The Nation*

Paper \$16.95 437 pages illus.

American Politics and Political Economy series

Bending the Law

The Story of the Dalkon Shield Bankruptcy

Richard B. Sobol

"Minutely researched, fluidly written, and persuasive."

—Paul Reidinger, *ABA Journal*

"A good read for anyone interested in our modern system of civil justice."—Michael A. Pretl, *Trial*

Paper \$14.95 420 pages

Winner of the American Bar Association's Silver Gavel Award for its "outstanding public service in increasing public understanding of the American legal system."

The University of Chicago Press

5801 S. Ellis Ave.
Chicago, IL 60637

Law and Society Association

Officers

President: Sally Engle Merry, Anthropology, Wellesley College

President-Elect:

Immediate Past President: Joel Handler, Law, University of California–Los Angeles

Secretary: Austin Sarat, Legal Studies, Amherst College

Treasurer: Joyce Sterling, Law, University of Denver

Editors: *Law & Society Review:* Frank Munger, Law, State University of New York, Buffalo; *Book Review:* Barbara Yngvesson, Anthropology, Hampshire College

Executive Officer: Ronald M. Pipkin, Legal Studies, University of Massachusetts–Amherst

Board of Trustees

Class of 1993 John Brigham, Political Science, University of Massachusetts–Amherst
Kimberle Crenshaw, Law, University of California, Los Angeles
William L. F. Felstiner, Sociology, University of California, Santa Barbara

Lawrence Friedman, Law, Stanford University
James L. Gibson, Political Science, University of Houston
Christine B. Harrington, Political Science, New York University
Kim Lane Scheppele, Political Science, University of Michigan
Lenore J. Weitzman, Sociology, Harvard University

Class of 1994 Maureen Cain, Sociology, University of West Indies
Kitty Calavita, Sociology, University of California, Irvine
Paul G. Chevigny, Law, New York University
Jo Dixon, Sociology, New York University
Ramón A. Gutiérrez, Ethnic Studies, University of California, San Diego

Susan F. Hirsch, Anthropology, Wesleyan University
Martin Shapiro, Political Science, University of California, Berkeley
Blanca G. Silvestrini, Law, University of Puerto Rico

Class of 1995 Lauren Edelman, Sociology, University of Wisconsin
Hazel Genn, Law, University of London
Carol Greenhouse, Anthropology, Indiana University
Susan Lawrence, Political Science, Rutgers University
Setsuo Miyazawa, Law, Kobe University
Michael Musheno, Justice Studies, Arizona State University
William M. O'Barr, Anthropology, Duke University
Joseph Sanders, Law, University of Houston

Ex Officio Trustee Immediate Past Editor:
Shari Diamond, Psychology, University of Illinois, Chicago

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
Herbert Jacob, Political Science, Northwestern University
Charles D. Kelso, Law, University of the Pacific
Samuel Krislov, Political Science, University of Minnesota
Felice J. Levine, Sociological Studies, American Sociological Association
Stewart Macaulay, Law, University of Wisconsin–Madison
Victor G. Rosenblum, Law, Northwestern University
Richard D. Schwartz, Law, Syracuse University
Robert B. Yegge, Law, University of Denver

ISSN 0023-9216