

Racial Profiling

From Rhetoric to Reason



Brian L. Withrow

Racial Profiling From Rhetoric To Reason

Robert Justin Goldstein



Racial Profiling From Rhetoric To Reason:

Racial Profiling Brian L. Withrow, 2006 In doing so this text becomes the most comprehensive and unbiased treatise of the racial profiling controversy available BOOK JACKET **Speaking of Race, Speaking of Sex** Henry Louis Gates Jr., Henry Louis Gates Jr., Anthony P. Griffin, Donald E. Lively, Nadine Strossen, 1996-10 A provocative anthology on questions of hate speech and speech regulation designed to protect minorities At the University of Pennsylvania a student is reprimanded for calling a group of African American students water buffalo Several prominent American law schools now request that professors abstain from discussing the legal aspects of rape for fear of offending students As debates over multiculturalism and political correctness crisscross the land no single issue has been more of a flash point in the ongoing culture wars than hate speech codes which seek to restrict bigoted or offensive speech and punish those who engage in it In this provocative anthology a range of prominent voices argue that hate speech restrictions are not only dangerous but counterproductive The lessons of history indicate that speech regulation designed to protect minorities is destined to be used against them Acknowledging the legitimacy of the concerns that prompt speech codes and combining support for civil liberties with an acute concern for civil rights issues **Speaking of Race Speaking of Sex** demonstrates that it is difficult if not impossible to draw the line between unprotected insults and protected ideas Decrying such speech regulation as overly concerned with the symbols of racism rather than its realities **Speaking of Race Speaking of Sex** offers a balanced and well reasoned perspective on one of the most controversial issues of our time **The First Amendment in Cross-cultural Perspective** Ronald J. Krotoszynski, 2006-04 The First Amendment and its guarantee of free speech for all Americans has been at the center of scholarly and public debate since the birth of the Constitution and the fervor in which intellectuals politicians and ordinary citizens approach the topic shows no sign of abating as the legal boundaries and definitions of free speech are continually evolving and facing new challenges Such discussions have generally remained within the boundaries of the U S Constitution and its American context but consideration of free speech in other industrial democracies can offer valuable insights into the relationship between free speech and democracy on a larger and more global scale thereby shedding new light on some unexamined and untested assumptions that underlie U S free speech doctrine Ronald J Krotoszynski Jr compares the First Amendment with free speech law in Japan Canada Germany and the United Kingdom countries that are all considered modern democracies but have radically different understandings of what constitutes free speech Challenging the popular and largely American assertion that free speech is inherently necessary for democracy to thrive Krotoszynski contends that it is very difficult to speak of free speech in universalist terms when the concept is examined from a framework of comparative law that takes cultural difference into full account Hate Speech and Human Rights in Eastern Europe Viera Pejchal, 2020-04-03 Hate Speech and Human Rights Democracies need to understand these terms to properly adapt their legal frameworks Regulation of hate speech exposes underlining and sometimes invisible societal values such as security and

public order equality and non discrimination human dignity and other democratic vital interests The spread of hatred and hate speech has intensified in many corners of the world over the last decade and its regulation presents a conundrum for many democracies This book presents a three prong theory describing three different but complementary models of hate speech regulation which allows stakeholders to better address this phenomenon It examines international and national legal frameworks and related case law as well as pertinent scholarly literature review to highlight this development After a period of an absence of free speech during communism post communist democracies have sought to build a framework for the exercise of free speech while protecting public goods such as liberty equality and human dignity The three prong theory is applied to identify public goods and values underlining the regulation of hate speech in the Czech Republic and Slovakia two countries that share a political sociological and legal history as an example of the differing approaches to hate speech regulation in post communist societies due to divergent social values despite identical legal frameworks This book will be of great interest to scholars of human rights law lawyers judges government NGOs media and anyone who would like to understand values that underpin hate speech regulations which reflect values that society cherishes the most *Freedom of Speech and Its Limits* Wojciech Sadurski, 2001-11-30 In authoritarian states the discourse on freedom of speech conducted by those opposed to non democratic governments focuses on the core aspects of this freedom on a right to criticize the government a right to advocate theories and ideologies contrary to government imposed orthodoxy a right to demand institutional reforms changes in politics resignation of the incompetent and the corrupt from positions of authority The claims for freedom of speech focus on those exercises of freedom that are most fundamental and most beneficial to citizens and which are denied to them by the government But in a by and large democratic polity where these fundamental benefits of freedom of speech are generally enjoyed by the citizens the public and scholarly discourse on freedom of speech hovers about the peripheries of that freedom the focus is on its outer boundaries rather than at the central territory of freedom of speech Those borderline cases in which people who are otherwise genuinely committed to the core aspects of freedom of speech may sincerely disagree include pornography racist hate speech and religious bigoted expressions defamation of politicians and of private persons contempt of court incitement to violence disclosure of military or commercial secrets advertising of merchandise such as alcohol or cigarettes or of services and entertainment such as gambling and prostitution

Hate Speech Victoria Guillén-Nieto, 2023-01-30 Hate speech has been extensively studied by disciplines such as social psychology sociology history politics and law Some significant areas of study have been the origins of hate speech in past and modern societies around the world the way hate speech paves the way for harmful social movements the socially destructive force of propaganda and the legal responses to hate speech On reviewing the literature one major weakness stands out hate speech a crime perpetrated primarily by malicious and damaging language use has no significant study in the field of linguistics Historically pragmatic theories have tended to address language as cooperative action geared to reciprocally

informative polite understanding As a result of this idealized view of language negative types of discourse such as harassment defamation hate speech etc have been neglected as objects of linguistic study Since they go against social moral and legal norms many linguists have wrongly depicted those acts of wrong communication as unusual anomalous or deviant when they are in fact usual and common in modern societies all over the world The book analyses the challenges legal practitioners and linguists must meet when dealing with hate speech especially with the advent of new technologies and social networks and takes a linguistic perspective by targeting the knowledge the linguist can provide that makes harassment actionable

Campus Hate Speech on Trial Timothy C. Shiell, 2009 Ban it the initial arguments for campus speech codes Wayne Dick's plea the critics fight back See you in court the campus hate speech cases Hostile environment takes a front seat The attack on hostile environment And the verdict is The debate 1998 2008

Freedom of Speech David L. Hudson Jr., 2017-05-05 Detailed yet highly readable this book explores essential and illuminating primary source documents that provide insights into the history development and current conceptions of the First Amendment to the Constitution The freedom to speak one's mind is a subject of great importance to most Americans but especially to students minorities and those who are socially or economically disadvantaged individuals whose voices have historically been censored or marginalized in American society Documents Decoded Freedom of Speech offers accessible student friendly explanations of specific developments in freedom of speech in the United States and carefully excerpted primary documents making it an indispensable resource for educators seeking to teach the First Amendment and for students wanting to learn more about important free speech decisions The chronologically ordered documents explore topics typically covered in American history and government curricula addressing such contemporary issues as the regulation of online speech flag desecration parody public school student speech and the Supreme Court's recent decisions on the issue of corporate speech rights

The Rhetoric of Nineteenth-century Reform Martha S. Watson, Thomas R. Burkholder, 2008 How Social Darwinism permeated the public discourse of America's Gilded Age

Liberty, Equality, and Plurality Larry May, Christine T. Sistare, Jonathan Schonsheck, 1997 Voters as well as ethicists and legal experts are currently debating many of the issues inherent in balancing individual with majority and minority group rights though often there seems to be an inverse correlation between the two May Washington U chairs lively multidisciplinary discussions on the incompatibility of liberty and equality with responsibility being the wild card law morality and limits on liberty in regard to freedom of speech poverty taxation and assisted suicide and equality and the clash of cultures in cases of hate speech and religious freedom vs refusal of medical treatment

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Speaking Back Katharine Gelber, 2002 What is hate speech How does a person suffer when they are vilified What can public policy do to redress it This text proposes a new type of hate speech policy speaking back providing institutional material and educational support to enable the victims of hate speech to respond

Free Speech Or Racist Speech? Karen Lynn Bird, 1997

Report of the Committee on the Elimination of

Racial Discrimination United Nations. General Assembly. Committee on the Elimination of Racial Discrimination, 1998

Civility and Its Discontents Christine T. Sistare, 2004 Contributors from philosophy and political science discuss the observation that civility civic virtue tolerance and socio cultural unity have declined while exploring the nature of civil society the conflict between individual liberty and the common good and the role of law and government policy in weaving the threads of the social fabric From publisher description

Money and Free Speech Melvin I. Urofsky, 2005 Money greases the wheels of American politics from the local level to the White House In the 2004 presidential campaign President George W Bush alone raised nearly 400 million in private and public funds nearly twenty times the combined total raised by John Kennedy and Richard Nixon in 1960 to defeat challenger John F Kerry further fueling anxiety over the power of money to dictate political results Melvin Urofsky one of our nation s most respected legal historians takes a fresh look at efforts to rein in campaign spending and counter efforts in the courts to preserve the status quo He offers a thoughtful and balanced overview of campaign finance reform and the legal responses to it from the Progressive era through the Supreme Court s landmark ruling in *McConnell v FEC* 2003 and its impact on the 2004 election Urofsky focuses especially on the 1971 Federal Election Campaign Act and 2002 McCain Feingold or Bipartisan Campaign Reform Act BCRA and on challenges to both in the Supreme Court In *Buckley v Valeo* 1976 the Court upheld contribution limits but struck down expenditure caps on First Amendment grounds In *McConnell* it upheld the key provisions of McCain Feingold In both cases however opponents argued that congressional control of campaign financing was an unconstitutional infringement of the free speech rights of campaign contributors Urofsky deftly steers the reader through this contentious and complex history revealing how both Congress and the courts have navigated uneasily between the Scylla of potential corruption and the Charybdis of suppressing political speech Ironically despite the Court s decision upholding McCain Feingold the 2004 presidential election was the most expensive in history because as Urofsky notes money is the mother s milk of politics and both candidates and donors will always find ways to keep it flowing His book provides an excellent and succinct guide to the controversies and historical debates emerging from that fact

When the Nazis Came to Skokie Philippa Strum, 1999 Strum political science City U of New York Brooklyn describes the events when a neo Nazi group announced it would parade in the Chicago suburb in 1977 and the ensuing court case that tested the devotion of many to the principles of free speech Annotation copyrighted by Book News Inc Portland OR

Constitutional Litigation Under [Section] 1983 Mark Richardson Brown, Kit Kinports, 2008

Flag Burning and Free Speech Robert Justin Goldstein, 2000 When Gregory Lee Johnson burned an American flag as part of a political protest he was convicted for flag desecration under Texas law But the Supreme Court by a contentious 5 to 4 margin overturned that conviction claiming that Johnson s action constituted symbolic and thus protected speech Heated debate continues to swirl around that controversial decision both hailed as a victory for free speech advocates and reviled as an abomination that erodes the patriotic foundations of American democracy Such passionate yet contradictory views are at the

heart of this landmark case Book jacket **Constructive Rhetoric** Edward Everett Hale (Jr.),1896 Enforcing Civil Rights Brian K. Landsberg,1997 A former member of the Civil Rights Division of the US Department of Justice established in 1957 explains the agency s role in combating institutionalized racism He discusses political realities national priorities the widening of the mandate weathering political shifts in Washington conflicts between career civil servants and political appointees and other aspects He also analyzes the consequences of its litigation positions and considers whether the structure of enforcement should be changed Annotation copyrighted by Book News Inc Portland OR

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