

1. Record Nr.	UNINA9910813724003321
Autore	Maniscalco Anthony <1966->
Titolo	Public spaces, marketplaces, and the constitution // Anthony Maniscalco
Pubbl/distr/stampa	Albany, New York : , : SUNY Press, , 2015 ©2015
ISBN	1-4384-5845-2
Descrizione fisica	1 online resource (320 p.)
Collana	SUNY series in American Constitutionalism
Disciplina	342.7308/53
Soggetti	Freedom of expression - United States Shopping centers - Law and legislation - United States
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Contents; Acknowledgments; Introduction; Chapter 1: Built Environments and the Public Sphere; Indicating Public Space on the Ground; 1. Openness and Accessibility to Users; 2. Support for Community Practice; 3. Visibility and Revelation; 4. Diversity, Tolerance, and Accommodation; 5. Authenticity and Unexpectedness; Political Theory and the Public Sphere: The Problem of Inclusion; Chapter 2: Public Space as Democratic Practice: A History; Flow and Ebb in the Greek Agora and Roman Forum; Openness to Enclosure: Medieval and Early Modern Markets 33 American Public Space Before and After the Jacksonian Era The Rise and Fall of Open-Minded Space in an American Century; Chapter 3: The Public Forum Doctrine versus Public Space; Opening Salvo-The Traditional Public Forum; New Landscapes, New Contests; Nonpublic Space; Chapter 4: Closing the Commons in American Shopping Malls; Prologue: Marsh, Public Function, and the Preferred Position of Speech; Public Space Flows in the Plaza: Logan Valley Plaza; Black and White and Reed All Over: The Dissents; Speech Goes Inside the Mall, Gets Turned Back: Lloyd Corporation The Mall Is Where the People Go-Marshall's Dissent Morphology in the Mall and the Final Unraveling of Public Function: Hudgens92; A Coda on Space in the Mall: Marshall's Eulogy to Public Functionality; Pruneyard and American Federalism in the Shopping Mall; Political Space and

Welfare in a Californian Milieu; A Myriad of Considerations; Chapter 5:  
Toward a Second Chance for the First Amendment in Third Spaces<sup>1</sup>;  
The Unbearable Lightness of Pruneyard: Declined Invitations and Status  
Quo in the States; New York versus New Jersey, or State Action  
Formalism versus Avant-Garde Public Functionalism  
Reimagining Property as Space in an Age of Fluctuating Fortunes: State  
Action, the New Urban WayRainbow Suburbs and the Right to the  
Analogous City<sup>116</sup>; Notes; References; Table of Cases; Index

---