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| Nota di contenuto | Cover; Half Title; Title; Copyright; Contents; ACKNOWLEDGMENTS AND DEDICATIONS; PREFACE; ONLINE INSTRUCTOR AND STUDENT RESOURCES; CHAPTER 1 Principles and Decision-Making in U.S. Criminal Courts; The Rule of Law; Importance of Studying Criminal Courts; Overview of the Criminal Justice System; Theme 1: Steady Principles and Contextualized Changes; Legal Principles as a Source of Stability; Changes in the Courts; Theme 2: State Power and Individual Rights; Crime Control: The Exertion of State Power; Due Process: Individual Rights and Constraint of Arbitrary State Power Due Process and the Three Branches of GovernmentProcedural Laws and Codes of Criminal Procedure; Balancing Crime Control and Individual Rights; Theme 3: Motivations, Decisions, and Actions of the Courtroom Workers; Patterns and Variance; Legal Frame: Principles, Duties of the Court, Procedure, and Reasoning; Internal Ecology: Organization, Processes, and Relationships Within a Court; External Ecology: Characteristics of Community; Legal Reality; Summary; References; Part 1 Formal Social Control; CHAPTER 2 Social Control, Comparative Courts, and the Development of the U.S. Judicial System |

Social Order and Social Control
Social Order in Simple Societies;
Transitional History: Empires and the Birth of Law and Courts; The
Modern Nation-State and the Expansion of Courts; Comparative Legal
and Court Systems; The Creation and Adaptation of U.S. Courts; The
Federal Constitution; A National Judiciary; The Federalist System;
Dialectics of Due Process and Crime Control; Modern Changes in the
Criminal Courts; Industrial Revolution, Immigration, and Urbanization;
Bureaucracies and Professional Training; Public Policy and Social
Engineering; Professional Organizations
Due-Process Revolution
Summary; References; CHAPTER 3 The Structure
of Federal and State Courts; The Role of Criminal Courts: Limitations
and Duties; Different Courts for Different Disputes; Issues Common to
Federal and State Courts; Jurisdiction; Civil Courts; Original Jurisdiction:
Criminal Trial Courts; Appellate Jurisdiction: Intermediate Appellate
Courts; The High Court; Jurisdiction and Structure of Federal
Constitutional Courts; U.S. Magistrate Courts; U.S. District Courts; U.S.
Circuit Courts of Appeals; U.S. Supreme Court; State Courts; State Court
Caseload and Jurisdiction
Structure of State Courts: Original and Appellate Jurisdiction
Budgets and Unification of State Courts; Specialized State Courts; Summary;
References; CHAPTER 4 Criminal Law, Crime, and the Criminal Court
Process; Law as the Foundation of State Power and Individual Rights;
Definition of Law; Types and Sources of Law; Constitutional Law;
Statutory Law: Private and Public; Judicial Law; Substantive Criminal
Laws: Criminal Justice System Powers and Boundaries; Procedural Laws:
Rules for Enforcing Rules; The Definition of Crime: Legal Reality and the
Criminal Justice System Boundary
Elements of a Crime

Sommario/riassunto

American Criminal Courts: Legal Process and Social Context is an introductory-level text that offers a comprehensive study of the legal processes that guide criminal courts and the social contexts that introduce variations in the activities of actors inside and outside the court. Specifically the text focuses upon: Legal Processes. U.S. criminal courts are constrained by several legal processes and organizational structures that determine how the courts operate and how laws are applied. This book explores how democratic processes develop the criminal law in the United States, the documents tha
