

# Crime Sexual Violence And Clemency Vivien M L Miller

**Comparative Executive Clemency** - Andrew Novak 2015-08-20

Virtually every constitutional order in the common law world contains a provision for executive clemency or pardon in criminal cases. This facility for legal mercy is not limited to a single place in modern legal systems, but is instead realized through various practices such as a law enforcement officer's decision to arrest, a prosecutor's decision to prosecute, and a judge's decision to convict and sentence. Doubts about legal mercy in any form as unfair, unguided, or arbitrary are as ubiquitous as the exercise of mercy itself. This book presents a comparative analysis of the clemency and pardon power in the common law world. Andrew Novak compares the modern development, organization, and practice of constitutional and statutory schemes of clemency and pardon in the United Kingdom, United States, and Commonwealth jurisdictions. He asks whether the bureaucratization of the clemency power is in line with global trends, and explores how innovations in legislative involvement, judicial review, and executive consultation have made the mercy and pardon procedure more transparent. The book concludes with a discussion on the future of the clemency and pardon power given the decline of the death penalty in the Commonwealth and the rise of the modern institution of parole. As a work concerned with the practice of mercy in the common law world, this book will be of great interest to researchers and students of international and comparative criminal justice and international human rights law.

Crime, Sexual Violence, and Clemency - Vivien M. L. Miller 2000

"This book will be an important source of information of scholars interested in the workings of criminal justice during the era, as well as for anyone interested in the history that lies behind current debates on crime and punishment."--BOOK JACKET.

Redefining Rape - Estelle B. Freedman 2013-09-03

The uproar over "legitimate rape" during the 2012 U.S. elections confirms that rape remains a word in flux, subject to political power and social privilege. *Redefining Rape* describes the forces that have shaped the meaning of sexual violence in the U.S., through the experiences of accusers, assailants, and advocates for change.

Ain't Scared of Your Jail - Zoe A Colley 2012-12-16

Imprisonment became a badge of honor for many protestors during the civil rights movement. With the popularization of expressions such as "jail-no-bail" and "jail-in," civil rights activists sought to transform arrest and imprisonment from something to be feared to a platform for the cause. Beyond Dr. Martin Luther King Jr.'s "Letters from the Birmingham Jail," there has been little discussion on the incarceration experiences of civil rights activists. In her debut book, Zoe Colley does what no historian has done before by following civil rights activists inside the southern jails and prisons to explore their treatment and the different responses that civil rights organizations had to mass arrest and imprisonment. Colley focuses on the shift in philosophical and strategic responses of civil rights protestors from seeing jail as something to be avoided to seeing it as a way to further the cause. Imprisonment became a way to expose the evils of segregation, and highlighted to the rest of American society the injustice of southern racism. By drawing together the narratives of many individuals and organizations, Colley paints a clearer picture how the incarceration of civil rights activists helped shape the course of the movement. She places imprisonment at the forefront of civil rights history and shows how these new attitudes toward arrest continue to impact contemporary society and shape strategies for civil disobedience.

Transnational Penal Cultures - Vivien Miller 2014-11-13

Focusing on three key stages of the criminal justice process, discipline, punishment and desistance, and incorporating case studies from Asia, the Americas, Europe, Africa and Australia, the thirteen chapters in this collection are based on exciting new research that explores the evolution and adaptation of criminal justice and penal systems, largely from the early nineteenth century to the present. They range across the

disciplinary boundaries of History, Criminology, Law and Penology. Journeying into and unlocking different national and international penal archives, and drawing on diverse analytical approaches, the chapters forge new connections between historical and contemporary issues in crime, prisons, policing and penal cultures, and challenge traditional Western democratic historiographies of crime and punishment and categorisations of offenders, police and ex-offenders. The individual chapters provide new perspectives on race, gender, class, urban space, surveillance, policing, prisonisation and defiance, and will be essential reading for academics and students engaged in the study of criminal justice, law, police, transportation, slavery, offenders and desistance from crime.

**Transnational Penal Cultures** - Vivien M. L. Miller 2014

The histories of prisons, transportation, and police are well-established fields of enquiry. In recent years scholars have begun to recognise the subjects' global dimensions and the potential for comparative studies to provide new critical insights. This book offers original and critical essays from leading scholars working on crime, police, and prisons across the continents of Asia, the Americas, Europe, Africa, and Australia. Drawing on a range of disciplinary tools and critical analyses, and utilising a comparative transnational lens, *Transnational Penal Cultures* explores interdisciplinary connections between, and challenges to traditional western democratic historiographies and categorisations of, offenders, police, and ex-offenders.

**Lethal Punishment** - Margaret Vandiver 2005-12-22

Why did some offenses in the South end in mob lynchings while similar crimes led to legal executions? Why did still other cases have nonlethal outcomes? In this well-researched and timely book, Margaret Vandiver explores the complex relationship between these two forms of lethal punishment, challenging the assumption that executions consistently grew out of and replaced lynchings. Vandiver begins by examining the incidence of these practices in three culturally and geographically distinct southern regions. In rural northwest Tennessee, lynchings outnumbered legal executions by eleven to one and many African Americans were lynched for racial caste offenses rather than for actual crimes. In contrast, in Shelby County, which included the growing city of Memphis, more men were legally executed than lynched. Marion County, Florida, demonstrated a firmly entrenched tradition of lynching for sexual assault that ended in the early 1930s with three legal death sentences in quick succession. With a critical eye to issues of location, circumstance, history, and race, Vandiver considers the ways that legal and extralegal processes imitated, influenced, and differed from each other. A series of case studies demonstrates a parallel between mock trials that were held by lynch mobs and legal trials that were rushed through the courts and followed by quick executions. Tying her research to contemporary debates over the death penalty, Vandiver argues that modern death sentences, like lynchings of the past, continue to be influenced by factors of race and place, and sentencing is comparably erratic.

Appalachian Travels - Olive Dame Campbell 2012-09-17

In 1908 and 1909, noted social reformer and "songcatcher" Olive Dame Campbell traveled with her husband, John C. Campbell, through the Southern Highlands region of Appalachia to survey the social and economic conditions in mountain communities. Throughout the journey, Olive kept a detailed diary offering a vivid, entertaining, and personal account of the places the couple visited, the people they met, and the mountain cultures they encountered. Although John C. Campbell's book, *The Southern Highlander and His Homeland*, is cited by nearly every scholar writing about the region, little has been published about the Campbells themselves and their role in the sociological, educational, and cultural history of Appalachia. In this critical edition, Elizabeth McCutchen Williams makes Olive's diary widely accessible to scholars and students for the first time. *Appalachian Travels* only offers an invaluable account of mountain society at the turn of the twentieth century.

**Discretionary Justice** - Carolyn Strange 2016-12-20

The pardon is an act of mercy, tied to the divine right of kings. Why did New York retain this mode of discretionary justice after the Revolution? And how did governors' use of this prerogative change with the advent of the penitentiary and the introduction of parole? This book answers these questions by mining previously unexplored evidence held in official pardon registers, clemency files, prisoner aid association reports and parole records. This is the first book to analyze the histories of mercy and parole through the same lens, as related but distinct forms of discretionary decision-making. It draws on governors' public papers and private correspondence to probe their approach to clemency, and it uses qualitative and quantitative methods to profile petitions for mercy, highlighting controversial cases that stirred public debate. Political pressure to render the use of discretion more certain and less personal grew stronger over the nineteenth century, peaking during constitutional conventions and reaching its height in the Progressive Era. Yet, New York's legislators left the power to pardon in the governor's hands, where it remains today. Unlike previous works that portray parole as the successor to the pardon, this book shows that reliance upon and faith in discretion has proven remarkably resilient, even in the state that led the world toward penal modernity.

**The Southern Mind Under Union Rule** - Judkin Browning 2009-09-27

James Rumley was nearly fifty years old when the Civil War reached the remote outer banks community of Beaufort, North Carolina. Comfortably employed as clerk of the Superior Court of Carteret County, he could only watch as a Union fleet commanded by General Ambrose Burnside snaked its way up the Neuse River in March 1862 and took control of the area. In response to laws enacted by occupying forces, Rumley took the Oath of Allegiance, stood aside as his beloved courthouse was used for pro-Union rallies, and watched helplessly as friends and neighbors had their property seized and taken away. In public, Rumley appeared calm and cooperative, but behind closed doors he poured all his horror, disgust, and outrage into his diary. Safely hidden from the view of military authority, he explained in rational terms how his pledge of allegiance to the invading forces was not morally binding and expressed his endless worry over seeing former slaves emancipated and empowered. This constantly surprising diary provides a rare window onto the mind of a Confederate sympathizer under the rule of what he considered to be an alien, unlawful, and "pestilent" power.

**Freedom Rights** - Danielle L. McGuire 2011-11-01

In his seminal article "Freedom Then, Freedom Now," renowned civil rights historian Steven F. Lawson described his vision for the future study of the civil rights movement. Lawson called for a deeper examination of the social, economic, and political factors that influenced the movement's development and growth. He urged his fellow scholars to connect the "local with the national, the political with the social," and to investigate the ideological origins of the civil rights movement, its internal dynamics, the role of women, and the significance of gender and sexuality. In *Freedom Rights: New Perspectives on the Civil Rights Movement*, editors Danielle L. McGuire and John Dittmer follow Lawson's example, bringing together the best new scholarship on the modern civil rights movement. The work expands our understanding of the movement by engaging issues of local and national politics, gender and race relations, family, community, and sexuality. The volume addresses cultural, legal, and social developments and also investigates the roots of the movement. Each essay highlights important moments in the history of the struggle, from the impact of the Young Women's Christian Association on integration to the use of the arts as a form of activism. *Freedom Rights* not only answers Lawson's call for a more dynamic, interactive history of the civil rights movement, but it also helps redefine the field.

**After Slavery** - Bruce E. Baker 2013-08-27

Moves beyond broad generalizations concerning black life during Reconstruction in order to address the varied experiences of freed slaves across the South. This collection examines urban unrest in New Orleans and Wilmington, North Carolina, loyalty among former slave owners and slaves in Mississippi, armed insurrection along the Georgia coast, racial violence throughout the region, and much more in order to provide a well-rounded portrait of the era.

**Reading Southern Poverty Between the Wars, 1918-1939** - Richard Godden 2006

Franklin D. Roosevelt once described the South as "the nation's number one economic problem." These twelve original, interdisciplinary essays on southern indigence between the World Wars share a conviction

that poverty is not just a dilemma of the marketplace but also a cultural and political construction. Although previous studies have examined the web of coercive social relations in which sharecroppers, wage laborers, and other poor southerners were held in place, this volume opens up a new perspective. These essays show that professed forces of change and modernization in the South--writers, photographers, activists, social scientists, and policymakers--often subtly upheld the structures by which southern labor was being exploited. Planters, politicians, and others who enforced the southern economic and social status quo not only relied on bigotry but also manipulated deeply held American beliefs about sturdy yeoman nobility and the sanctity of farm and family. Conversely, any threats to the system were tarred with the imagery of big cities, northerners, and organized labor. The essays expose vestiges of these beliefs in sources as varied as photographs from the Farm Security Administration, statistics for incarceration and child labor, and the writings of Grace Lumpkin, Ellen Glasgow, and Erskine Caldwell. This volume shows that those who work to eradicate poverty--and even victims of poverty themselves--can hesitate to cross the line of race, gender, memory, or tradition in pursuit of their goal.

**Violence** - Tobe Levin 2008

Emergent technologies, including ambient intelligence and pervasive computing, promise a considerable advance in the way people use virtual communities, and new, innovative applications are making virtual communities more dynamic and usable than ever. *Virtual Community Building and the Information Society: Current and Future Directions* offers a holistic approach to virtual communities, providing relevant theoretical frameworks and presenting the latest empirical research on virtual technology, infrastructures, content modeling, knowledge modeling, content management, context awareness, mobility, security and trust. It also explores the social impact and applications of virtual communities, providing valuable insights for professionals, researchers, and managers in fields including information systems, computer science, knowledge management, software engineering, healthcare, business, information and communication sciences, education, and sociology who want to improve their understanding of the strategic role of virtual communities in the information society.

**The Social History of Crime and Punishment in America** - Wilbur R. Miller 2012-07-20

Several encyclopedias overview the contemporary system of criminal justice in America, but full understanding of current social problems and contemporary strategies to deal with them can come only with clear appreciation of the historical underpinnings of those problems. Thus, this five-volume work surveys the history and philosophy of crime, punishment, and criminal justice institutions in America from colonial times to the present. It covers the whole of the criminal justice system, from crimes, law enforcement and policing, to courts, corrections and human services. Among other things, this encyclopedia: explicates philosophical foundations underpinning our system of justice; charts changing patterns in criminal activity and subsequent effects on legal responses; identifies major periods in the development of our system of criminal justice; and explores in the first four volumes - supplemented by a fifth volume containing annotated primary documents - evolving debates and conflicts on how best to address issues of crime and punishment. Its signed entries in the first four volumes--supplemented by a fifth volume containing annotated primary documents--provide the historical context for students to better understand contemporary criminological debates and the contemporary shape of the U.S. system of law and justice.

**White Women, Rape, and the Power of Race in Virginia, 1900-1960** - Lisa Lindquist Dorr 2005-12-15

For decades, historians have primarily analyzed charges of black-on-white rape in the South through accounts of lynching or manifestly unfair trial proceedings, suggesting that white southerners invariably responded with extralegal violence and sham trials when white women accused black men of assault. Lisa Lindquist Dorr challenges this view with a careful study of legal records, newspapers, and clemency files from early-twentieth-century Virginia. White Virginians' inflammatory rhetoric, she argues, did not necessarily predict black men's ultimate punishment. While trials were often grand public spectacles at which white men acted to protect white women and to police interracial relationships, Dorr points to cracks in white solidarity across class and gender lines. At the same time, trials and pardon proceedings presented African Americans with opportunities to challenge white racial power. Taken together, these cases uncover a world in which the mandates of segregation did not always hold sway, in which whites and blacks

interacted in the most intimate of ways, and in which white women and white men saw their interests in conflict. In Dorr's account, cases of black-on-white rape illuminate the paradoxes at the heart of segregated southern society: the tension between civilization and savagery, the desire for orderly and predictable racial boundaries despite conflicts among whites and relationships across racial boundaries, and the dignity of African Americans in a system dependent on their supposed inferiority. The rhetoric of protecting white women spoke of white supremacy and patriarchy, but its practice revealed the limits of both.

**Living in Infamy** - Pippa Holloway 2014-02

Living in Infamy uncovers the origins of felon disfranchisement and traces the expansion of the practice to felons regardless of race and its spread beyond the South, establishing a system that affects the American electoral process today.

**Hard Labor and Hard Time** - Vivien M.L. Miller 2012-06-24

Hard Labor and Hard Time is a history of continuity and change in Florida's state prison system between 1910 and 1957, exploring conditions at the state prison farm at Raiford (the third largest prison farm in the South at this time) as well as in the chain gangs and road prisons. Vivien Miller examines the experiences of the prisoners as well as the guards and other prison personnel in this comprehensive, groundbreaking study. She demonstrates that despite progressive changes in the treatment of inmates (better diet, better structuring of work and leisure activities, better medical provision, and the like), these improvements were matched by continued brutality and mistreatment, unequal or discriminatory treatment according to race

and/or gender, and neglect.

*Prison, Inc* - K.C. Carceral 2006

This is a first-hand account of life behind bars in a controversial new type of prison facility: the private prison. Privatisation is seen as a necessary and cost-saving measure, but not much is known about how these facilities are run, so this text provides a look inside a private prison by an inmate.

**Doing Time in the Depression** - Ethan Blue 2014-11-22

As banks crashed, belts tightened, and cupboards emptied across the country, American prisons grew fat. Doing Time in the Depression tells the story of the 1930s as seen from the cell blocks and cotton fields of Texas and California prisons, state institutions that held growing numbers of working people from around the country and around the world—overwhelmingly poor, disproportionately non-white, and displaced by economic crisis. Ethan Blue paints a vivid portrait of everyday life inside Texas and California's penal systems. Each element of prison life—from numbing boredom to hard labor, from meager pleasure in popular culture to crushing pain from illness or violence—demonstrated a contest between keepers and the kept. In this richly layered account, Blue compellingly argues that punishment in California and Texas played a critical role in producing a distinctive set of class, race, and gender identities in the 1930s, some of which reinforced the social hierarchies and ideologies of New Deal America, and others of which undercut and troubled the established social order. He reveals the underside of the modern state in two very different prison systems, and the making of grim institutions whose power would only grow across the century.



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