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the Constitution of the
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in D C presidential powers in the context of the war on terror corporate fraud liability gay rights and the recent presidential election

Presumed Guilty: How the Supreme Court Empowered the Police and Subverted Civil Rights Erwin Chemerinsky, 2021-08-24 An unprecedented work of civil rights and legal history Presumed Guilty reveals how the Supreme Court has enabled racist policing and sanctioned law enforcement excesses through its decisions over the last half century Police are nine times more likely to kill African American men than they are other Americans in fact nearly one in every thousand will die at the hands or under the knee of an officer As eminent constitutional scholar Erwin Chemerinsky powerfully argues this is no accident but the horrific result of an elaborate body of doctrines that allow the police and crucially the courts to presume that suspects especially people of color are guilty before being charged Today in the United States much attention is focused on the enormous problems of police violence and racism in law enforcement Too often though that attention fails to place the blame where it most belongs on the courts and specifically on the Supreme Court A smoking gun of civil rights research Presumed Guilty presents a groundbreaking decades long history of judicial failure in America revealing how the Supreme Court has enabled racist practices including profiling and intimidation and legitimated gross law enforcement excesses that disproportionately affect people of color For the greater part of its existence Chemerinsky shows deference to and empowerment of the police have been the *modi operandi* of the Supreme Court From its conception in the late eighteenth century until the Warren Court in 1953 the Supreme Court rarely ruled against the police and then only when police conduct was truly shocking Animating seminal cases and justices from the Court s history Chemerinsky who has himself litigated cases dealing with police misconduct for decades shows how the Court has time and again refused to impose constitutional checks on police all the while deliberately gutting remedies Americans might use to challenge police misconduct Finally in an unprecedented series of landmark rulings in the mid 1950s and 1960s the pro defendant Warren Court imposed significant constitutional limits on policing Yet as Chemerinsky demonstrates the Warren Court was but a brief historical aberration a fleeting liberal era that ultimately concluded with Nixon s presidency and the ascendance of conservative and originalist justices whose rulings in *Terry v Ohio* 1968 *City of Los Angeles v Lyons* 1983 and *Whren v United States* 1996 among other cases have sanctioned stop and frisks limited suits to reform police departments and even abetted the use of lethal chokeholds Written with a lawyer s knowledge and experience Presumed Guilty definitively proves that an approach to policing that continues to exalt Dirty Harry can be transformed only by a robust court system committed to civil rights In the tradition of Richard Rothstein s *The Color of Law* Presumed Guilty is a necessary intervention into the roiling national debates over racial inequality and reform creating a history where none was before and promising to transform our understanding of the systems that enable police brutality

Intellectual Property Law in China Christopher Heath, 2021-02-19 Intellectual property law and practice in China has changed dramatically since the first edition of this influential book published in 2005 Today judicial and administrative application of law plays a major role and accordingly this

entirely rewritten new edition draws on an abundance of court and administrative decisions clarifying how the law is applied. In a thorough and systematic manner the authors clearly demonstrate the sophisticated level of legal certainty available for domestic and foreign entities doing business in China including the adaptation of the legal framework to new technologies broadened scope of protected subject matter improved quality of filings and significant enhancement of enforcement not only with regard to remedies but also to procedural aspects. Providing comprehensive coverage of all aspects of intellectual property protection in China including analysis of IP related provisions of China's new Civil Code the book emphasizes issues of concern to foreign traders and investors such as the following: copyright law and software protection protection of trademarks including Chinese character and Roman script trademarks well known marks and bad faith applications technology transfer enforcement of trade secret and patent protection criminal liability for infringement unfair competition and antitrust law role of the binding interpretations of the Supreme People's Court administrative regulations that supplement the laws co-operation with administrative authorities protection of geographical indications protection of trade names domain name dispute resolution special patent related laws protecting such areas as plant varieties integrated circuit layout designs and relevant provisions of the distinct laws of Hong Kong and Macao. Full descriptions of the competencies of China's IP related institutions are included with detailed attention to procedural matters. Brief historical notes in each chapter feature the most significant changes in each amendment of law and regulation. Because in China the laws are supplemented and interpreted by numerous guidelines and circulars issued by ministries or courts the up to date knowledge and awareness provided in this new edition is essential for all companies investing in China or considering such investment as well as for practitioners counselling their clients on strategies. In addition officials and policymakers involved in trade or other relations with China will benefit from a comprehensive update of what the current law is and a critical view of what the challenges are. The 2021 IPLCN is a recommended read for those who seek a well written English textbook which covers the main principles of Chinese IP Law. Clearly outlined it is probably one of the best of its kind on the market. Its existence is welcome and necessary in the current era where languages are still obstacles. By Tian Lu Book Review for The IP Kitten September 2021

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