

# L & CP: SOCIOLOGY OF LAW

**Instructor: Stewart Macaulay**

**Section: 2005**

Seminar Papers

Students must write papers to get credit for the Sociology of Law Seminar. The paper must be substantial and must be **something that you could not have written had you not considered the materials studied.** Twenty to thirty pages would seem a minimum; many papers are much longer. You do not have to do original empirical research, but I would be glad to help you plan some not-too-soft empiricism. Do not, on the one hand, make me connect your essay to the course materials. Those who get the lower grades usually write perfectly nice essays but leave me wondering if they ever read the materials. Do not, on the other hand, go over the top of

13. Attorneys, Treatment Advocates and Discretion in the Involuntary Commitment Statutes in Wisconsin.

14. Patients Compensation Panels and Medical Examining Board: The Law as Intended and as Performed.

15. A Case Study of Battered Women's Shelters and the Legal System in Operation.

16. Deterrence of the Drinking Driver: Wisconsin in Perspective.

17. A Case Study on the Uniform Code of Military Justice.

18. The End of Liberalism at the UW Law School.

19. Law and Reaction, or From Enactment to Implementation of the Wisconsin Marital Property Act, with focus on issues in the granting of unsecured credit.

20. Behavioral Science and the Child Witness.

21. The Federal Crop Insurance Program: A Disaster Within Itself.

22. The Employee Commute Option: Cultural Choices v. Sound Transportation Policy

23. The Campaign Financing Law: A Study of Creative Compliance and Deterrence.

24. Society's Hidden Curriculum: Youth Perceptions of the Criminal Justice System.

25. Barely a Hiccup: Law in Action: The Public's Misconceptions of Wisconsin's Lawmaking Process. [Drawing on the experiences of a legislative assistant].

26. Juvenile Delinquency: Hiding Behind the Doctrine of Parens Patriae

27. The Orphan Drug Act: Effective or Exploited Legislation?

28. Exposing the Myth of Black Criminality.

29. Marxian Theory versus Postindustrial Theory in the Future Organization of Legal Service.

30. A Tale of Two Theories: Applying the Strengths of the Law and Society Perspective to Critical Legal Studies.

31. Lighting Up in the Skies: How Airlines Enforce Anti-Smoking Regulations. [Interviews with airline training official and six flight attendants plus a description of formal structures]



- 63. Survival of the Fittest: A Study of European Business Practices in Adapting to the Single Market.
- 64. A Study of Chicago Police Department Guidelines for Responding to Domestic Violence Calls.
- 65. A Comparison Study of the Law and Social Behaviors in thePRC and the ROC.
- 66. The Relationship Between Law and Society: Abuse and Neglect Proceedings in the Cook County Juvenile Court.
- 67. Legal Consciousness: The Attitude and Culture of the Japanese.
- 68. I Practice My “Fiddle” at Work: A Case Study of Law Breaking in the Workplace.
- 69. ~~The Case of Lán Kristjánsson vs. The Icelandic Government before the European Court of Human Rights~~

- 70. Social Control of the Drinking Driver: A Comparison of the United States and Scandinavia.
- 71. “... Until Death (Or Divorce) Do Us Part” What Then ... Mediation or Litigation?
- 72. ~~With Friends Like That, Who Needs Enemies? The Leashed Doberman~~

- 89. The Regulation of the Taxicab Business in Madison, Wisconsin.
- 90. Law School: Who's Mystified?
- 91. Higher Education in America: Where are Blacks Thirty-five Years After Brown?
- 92. The Effects of Imprisonment on the Families of Prisoners.
- 93. The Noble Patron and the Handmaid: The Dilemma of Surrogacy Contracts.
- 94. The Business Relationship of the Service Station Operator (Lessee) and the Lessor Company.
- 95. Contract Actions in the Dane County Circuit Court During a Year.
- 96. H & R Block: The Taxpayer's Servant or a Government Agency in Private Clothes?
- 97. America's Drug Policy: Public Perception and Prospects for Change. [Survey of 25 Madison residents about government's handling of drug problems].
- 98. Law in Action at the UW Law School's Legal Defense Program.
- 99. Survey of the Sociology of a Change in the Theological Law Taught by the Worldwide Church of God.
- 100. I Don't Dig Potato Chips and I Don't Dig Torts: Medical Malpractice and Tort Reform.
- 101. The Dilemma of the Doctor and the Doctor's Wife.

114. Kinko's and Private Law in Action in Copyright: The legal structure on use of copyrighted material for classes and class packets at copy centers and interviews with professors on knowledge, practices and rationalizations.
115. The Ripple Effect of Hourly Billing in Law Firms. Interviews w/ associates in law firms.
116. Symbolism and Rationality in the Face of Necessary Change: Socio-Legal Variables and Race in Professional Sport.
117. Beyond the Cycle of Tort Reform. Proposals and media campaign in light of experiences as a law clerk in a p.i. firm.
118. The National Environmental Policy Act: Does It Compel Environmentally Sound Federal Decisions?
119. Women's' Corrections in Wisconsin: A Need for More Options. A description of a program in action compared to assumptions of the statutory scheme.
120. Institutionalizing Industry: The Inscription of Industrial Organization in Contract Law. Social theory and law as reflecting social change.
121. The Cold Truth About Skiing and Snowboarding: Should Mountain Operators Take the Fall for Negligent Injury Tort Liability?
122. Popular Culture and the Law [Crime Film and TV]
123. Sexual Orientation Discrimination in Dane County 1983-1966: Are the Laws Working?
124. Planting the Seed: Jail Programs in Maricopa [Phoenix, Ariz.] and Dane Counties.
125. Empirical Research on Lawyer Advertising: Finding the Oasis in the Desert or Simply Another Mirage?
126. The Mifflin Street Block Party: What Makes It So Uncontrollable?
127. Covering the Courts: Interviews with Legal Reporters from 60 US Newspapers
128. The Image and Perception of Women Attorneys in Popular Culture. ["When I informally started asking [my

135. The Piracy Problem: Why is Foreign Intellectual Property Protection Inadequate ... Or Is It?
136. The Law of the Israeli Collective.
137. The Feminist Battle Cry and Its Impact on Rape Law Reform.
138. Extending the Theory of Deterrence.
139. Title IX: Sacrificing the Sacred Cows.
140. Medical Malpractice Reform in Wisconsin: An Exercise in Empirically-Based Policy-Making--Not!
141. The Weakening of Affirmative Action.
142. Institutional Incompetence: Supreme Court Handling of Polycentric Issues.
143. Plea Bargaining by Any Other Name: Plea Bargaining Bans in Various Jurisdictions.
144. Present Relationship between Japanese Corporations and Law Firms in Japan.
145. Driving While Black: The Disproportionate Stopping & Ticketing of African-Americans by the Madison Police Department.
146. The Source and Evolution of American Dairy Regulation.
147. Attempting to Control Teen Sex: Two Wisconsin Cases, Is This The Future?
148. Blaming the Symptom: A Personal Exploration of the Criminal Justice System [experience with the Legal Defense Program].
149. The Economic Espionage Act: Tracing the Evolution of Federal Trade Secret Law.
150. Laying the Points: An Essay About Campus Gambling.
151. Murder in Menomonie: The Legal System Confronts Cultural Difference.
152. Law School: Training for a Trade or a Profession?
153. Rules and Response: Attorney Discipline in Detroit [and Publication of Discipline in the Detroit News].
154. The Communications Decency Act: A Cyberstruggle Between the Regulators and the Regulated.
155. The Social Effects of the Lack of Uniformity in Consumer Bankruptcy Law.
156. Affirmative Action and Post-Identity Politics: The Study of an Emerging Breed of Affirmative Action at the University of California [after Proposition 209].
157. Perceptions of Islam and Their Influence on American Legislative and Judicial Decisions Involving Child Custody.
158. Why Don't Chinese People Obey the Law?
159. US Policy Concerning Homosexuals in the Military: 10 USC §654 as a Reflection of ?
160. Social Effects of the "Don't Ask, Don't Tell" Policy



161. An Examination of Divorce Mediation through One Individual's Training Experiences.
162. From "Killer Drunk" to "Killer Host:" Deterrence of Drunk Driving from Social Host Liability
163. Jurisprudential Roots and Context of the Law and Sociology Movement.
164. ADR under Wis. Stat. §802.12.
165. One Complex System of Social Control: A Division I Collegiate Football Program.
166. Not-So-Great People and Social Change: The Story of Angela M., Deborah Zimmerman and Wisconsin's "Cocaine Mom" Bill

167. Noncompliance of Child Custody and Visitation Orders.
168. A Tale of Two Cities (and One Village): Police Practices in Small-Town Wisconsin.
169. The Proper Means to What End? Holding Parents Civilly and Criminally Liable for Conduct of Their Children.
170. Selective Prosecution Claims after Armstrong: Talk Loudly, and Carry a Big Shtick.
171. A Case Study: Key Considerations in the Decision to Seek IMSA [Insurance Marketplace Standards Association] Membership at ABC Life Insurance.
172. Law and Society: Two Chilean Stories.
173. The Transfer of Juveniles to Adult Court: A Response to Public Pressure and Social Change with Insignificant Impact.
174. HIV and the Law: Beyond the Courtroom.
175. The Role of Law in Prostitution.
176. Prostitution: A Comprehensive Look.
177. The Backlash Against Affirmative Action in Education: How it Happened and Who Led the Charge.
178. The Effects of International Pressures and the Social Impact of the Court's Decision: The Reforms of California's Unitary Taxation and Barclay's Bank PLC v. Franchise Tax Board of California.
179. The Impact of Legislative Reform in the Corporate Governance in Japan.
180. The Enforcement of Law in the People's Republic of China.

181. The Constitution as Judicial Efficiency: A Study of Congressional Amendments to the Uniform Crime Statutes

186. The #2 Party School in the United States: Enforcing the Drinking Laws.

187. Authority, Subversion and Cooptation: A Story of the Social Sciences Role in the Legal Challenge to *Plessy*.

188. ~~A Sociological Perspective on Skier Safety Laws (The process of getting them enacted or adopted by courts~~

and their limited impact). [Cf. #121]

189. Wrestling Ambiguity from the Jaws of Clarity: A Sociology of Law Perspective on the Past and Present of the Landlord-Tenant Relationship in Madison, Wisconsin. ("Professor Macaulay describes individuals who successfully circumvent the letter of the law as 'jazz musicians [playing] variations on legal themes... [They] have an amazing variety of ways of bending ... seemingly inflexible rules...' This paper aims to demonstrate the applicability of Macaulay's analogy to the current state of landlord-tenant relations in Madison, WI.")

190. Incrementalism, Market Populism, and American Health Care: How New Federalism and Liability Reforms Debilitate America's Quest for Universal Access & Quality.

191. The Symbolic Importance of Hate Crime Legislation. (A study of the effectiveness of current hate crime laws.)

192. The Co-opting and Crippling of a Good Idea: Insider Perspectives on the Wisconsin Farmland Preservation Program.

193. Elites Create the Law, People Create the Society: a Columbian Example

194. Wisconsin's Sexual Predator Act: A Focus on its Implementation and Implications.

195. The Death Penalty: A Symbol of White Cultural Dominance. ("The importance of the law is not that it deters, or that society gets revenge, rather, the law is significant in what it symbolizes: the maintenance of white social and political superiority.")

196. Loud Revolution: Protect Domestic Violence Victims. (The title refers to Herbert Jacob's "The Silent Revolution.")

197. I Endured Three Years of Law School to be Called a Social Worker? Problems Facing the Public Interest Lawyer. (In large part, this is an application of the ideas of Sarat & Felstiner about divorce lawyers to public interest lawyers).

198. As the Pendulum Swings: A Review of Community Policing as an Example of the Distribution of Discretion and Authority. (A gap between the ideas of Professor HermanGoldstein and their application in a large Los Angeles housing project).

199. Child Prostitution in Asia: Problems with Legislation and Law Enforcement.

200. How Does Popular Culture Reflect the Image of Women Lawyers? ("These movies suggest that no legal career for a woman is more important than the attention of a man." Also, there is an application of the ideas of Hagan and his colleagues to cultural images of women lawyers).

204. The Impact of the Adoption and Safe Families Act in Dane County.
205. People Worlds Apart?: The O.J. Simpson Trial and the Racial Divide in the Perception of Justice in the American Legal System.
206. The Effect the Rising Cost of Legal Education Will Have on the Internal and External Legal Culture of Our Society.
207. How is That Fair?: The Sociology of Out-of-State Prison Transfers.
208. Welfare Administration, Wisconsin Works, & Dramatic Drop in Beneficiary Pool: A Legal Study of the

228. Legislation for the Legislature: Some Aspects of the 1998 Internal Revenue Service Restructuring and Reform Act.

229. The Origin of "Means Testing" Bankruptcy: Sociological Explanations for the Proposed Fundamental Change in Consumer Bankruptcy Law.

230. An Evaluation of Private Enforcement of International Labor Standards

231. Sociology and Welfare Reform: Wisconsin Works -- W-2 and Society, Interactions and Impacts

232. Campaign Finance Regulation in Action: The Long and Bumpy Road from Legislative Enactment to Policy Implementation.

233. Chinese Population Control Laws: Social Factors that Influence the Decision to Obey.

234. First Do No Harm. Medical Errors, Law and Social Change.

235. All I Ever Needed to Know about the Law I Learned from JohnGrisham Movies: A Critical View of the Grisham Legal System.

236. The “Wisconsin Idea” in Action: Elizabeth Brandeis Raushenbush and the Migrant Labor “Problem,” 1950-1975.

252. The Federalization of Criminal Law: Its Sources and Effects.

253. The Deterioration of the Institution of Marriage in America.

254. SuperMax Prisons: Correctional Need or Political Creation?

255. The Great Flood of 1993: Natural Disaster and the Limits of Law.

256. A Safe Haven for Whom? An Examination of the Passage of & Subsequent Compliance With Wisconsin's

"Safe Haven" Law.

257. The Wisconsin Labor and Industry Review Commission: Law in Action