

## LAW & SOCIETY - Review sheet for final, W 2008

**Final Exam is Wed April 23<sup>rd</sup> at 1:30 – not regular class time.** No one will be admitted after the first person has left. The test will include true/false, multiple choice, fill in the blank/list, and short answer (few sentences to a paragraph).

### PENOLOGY

Newman: What does Newman see as the problems with prison? What is his system & why does he argue that it is better? Should corporal punishment be mixed with prison? What are some of the other basic objections & how does Newman counter them? Is this 'therapy'?

Gorman: Have a sense of the history of the 8<sup>th</sup> Amendment, esp *Wilkerson*, *Kemmler*, *Weems*, and *Trop*. Know also the general principles Gorman extracts from her review of 8<sup>th</sup> Amendment history. Does it support or undercut the current use of chain gangs? Why? Gorman notes that historical association matters, so what are some *specific* examples of historical association? (NOTE – you need to be more specific than 'slavery involved chains')

Death Penalty: Be able to match each of the authors with their basic argument about the morality of the death penalty (Nathanson, Reiman & van den Haag). Can you match their name with their arguments? Does the National Council on Churches approve or disapprove of the death penalty. Could you list several reasons for their position? Be familiar with idea of *Furman* and *Gregg* cases – what did each do? What was *Roper v Simmons*?

AMA – Does the AMA document tell doctors what to believe about the death penalty or does it only apply to their professional role? What is their position and why? What is the "opposing view" (p 438) and why is it rejected? Can a physician ethically act in ways that contribute to a patient's death? When? How does the AMA define participation, and what actions do not constitute participation?

Wrongful Convictions [YouTube video linked on class webpage] What are the causes of wrongful conviction? Focus on being able to describe as many as you can in a sentence or two (rather than knowing one of two in more depth). What does the speaker, Dr. Ron Huff, say about jailhouse snitches?

### EMERGING ISSUES

Reiman: What is the panopticon? What is the IVHS? What issues does it raise about privacy and surveillance? What are the changes that he sees happening because of the loss of privacy? **What is psycho-political metamorphosis?**  
REMEMBER – know the constitutional Amendments that underlie the right to privacy. I want you to have a better understanding of your right to privacy, so knowing the numbers of the Amendments is not enough – know also the content of the Amendment.

Children & Cyberspace debate. What is Megan's Law, and what were the points raised in debate both for it and against it? What was the CDA (Also known as COPA)? Did the Court uphold it or strike it down? Why? What is the issue in *Hendricks v Kansas*, and what is the

basic argument for each side about whether it is a good or bad decision? How did the Court rule in this case?

Segal. What gets left on the cutting room floor? What's the difference between 'reality' and 'reality TV'? Can you provide examples of incidents that get edited out *and* why they are important?

Televising Executions: What is the basis for arguing that executions should be televised? What are the problems with the argument that televised executions would deter? What is brutalization & how might a televised execution cause additional homicides? Would are some reasons it might cause revulsion & undercut support for the death penalty – and reasons it might not?

**BONUS** –The class webpage has a link to an article that will be the bonus question for the final exam.

As a final note: With EMU's computer system, professors enter grades online and they become quickly available after the system processes them at midnight each day. I will be working on your grades as quickly as I can but I also have other classes and meetings to deal with. While I realize you may be stressed about finals, please do not email me asking about your grade – as soon as I know I will post them.

My priority is to get finished with all grading for all classes. I will start answering questions about grades only after I have finished grading for all of my classes, all the graduate non-thesis papers and theses, plus various independent study papers. Please be patient.