

**Aspects of The Civil Rights Movement, 1946-1968:
Lawyers, Law, and Legal and Social Change (CRM)**

Syllabus

Spring 2010 (N867 28497)

**Professor Florence Wagman Roisman
Indiana University School of Law - Indianapolis
Mondays and Wednesday – 5:30 - 7:30 p.m.
Room 375**

Roy Wilkins of the NAACP “reminded King that he owed his early fame to the NAACP lawsuit that had settled the Montgomery bus boycott, and he still taunted King for being young, naïve, and ineffectual, saying that King’s methods had not integrated a single classroom in Albany or Birmingham. . . . ‘In fact, Martin, if you have desegregated *anything* by your efforts, kindly enlighten me.’

‘Well,’ King replied, ‘I guess about the only thing I’ve desegregated so far is a few human hearts.’

King smiled too, and Wilkins nodded in a tribute to the nimble, Socratic reply. ‘Yes, I’m sure you have done that, and that’s important. So, keep on doing it. I’m sure it will help the cause in the long run.’”

Taylor Branch, Parting the
Waters: America in the King
Years 1954-1963
(Simon and Schuster 1988), p. 849.

Welcome to this course in the Civil Rights Movement (CRM). I adore this course, as has almost every student who’s taken it when I’ve taught it before.

I have four goals for the course: to increase and make more sophisticated our understanding of what actually happened during the CRM, to consider the various roles played by lawyers and the law in promoting (and hindering) significant social change, to see what lessons the era of the CRM suggests for apparently similar problems we face today, and to promote consideration of ways in which each of us can contribute to humane social change.

The course focuses on the years from 1946 to 1968 (with the first 3 classes addressing the turn of the century through the end of World War II). But virtually every class also has contemporary material, because I want us continually to be considering what meaning these events have for us today, and what we can and should be doing with respect to them.

The faculty assistant with whom I work is Ms. Mary Deer. Her office is room 399V and she can be reached at 274.1909 and mdeer1@iupui.edu.

Required Texts:

- ❑ A copy of the Constitution of the United States, preferably a pocket-size edition. Please bring this to each class. A copy of it is available at http://www.archives.gov/national-archives-experience/charters/constitution_transcript.html.
- ❑ David Arnold, *Gandhi* (Longman 2001) [“Arnold”].
- ❑ Raymond Arsenault, *Freedom Riders: 1961 and the Struggle for Racial Justice* (Oxford U. Press 2006) [“Arsenault”].
- ❑ Taylor Branch, *Parting the Waters: America in the King Years 1954-1963* (Simon & Schuster 1988) [“PTW”].
- ❑ Taylor Branch, *At Canaan’s Edge: America in the King Years, 1965-1968* (Simon & Schuster 2006) [“ACE”].
- ❑ Clayborne Carson, *In Struggle: SNCC and the Black Awakening of the 1960s* (Harvard U. Press 1981) [“Carson”].
- ❑ Dennis Dalton, *Mahatma Gandhi: Nonviolent Power in Action* (Columbia U. Press 1993) [“Dalton”].
- ❑ David Garrow, *Bearing the Cross: Martin Luther King, Jr., and The Southern Christian Leadership Conference* (Harper Perennial 1999 (paperback)) [“Bearing”].
- ❑ James Weldon Johnson, *Along This Way: The Autobiography of James Weldon Johnson* (De Capo Press 2000) [“Johnson”].
- ❑ Richard Kluger, *Simple Justice: The History of Brown v. Board of Education and Black America’s Struggle for Equality* (Knopf 1976) [“SJ”].
- ❑ William Strunk, Jr. & E.B. White, *The Elements of Style* (Allyn & Bacon 4th ed. 1999).
- ❑ *Crusade for Justice: The Autobiography of Ida B. Wells*, ed. Alfreda M. Duster (U. Chicago Press 1970). [“Crusade”]. Please note that it is important to secure this edition, as the editor’s introduction is one of the assigned readings.
- ❑ Juan Williams, *Eyes on the Prize: America’s Civil Rights Years, 1954-1965* (Penguin Books 1988) [“Eyes”]. **Please be sure to look at all the photographs in Eyes.**

The books should be available at bookstores and on-line. Used copies very likely are available on-line (see e.g., abebooks.com, alibris.com, amazon.com, bookfinder.com). The library should have copies, as should most public libraries, though I think you do better to purchase the books so that you can write in them.

Assigned material not from these books will be on Oncourse.

Most (if not all) of the DVDs that are recommended or shown in class are available on reserve in the library.

Audio from the Rev. Dr. Martin Luther King, Jr.'s speeches cited in the syllabus can be found at http://www.stanford.edu/group/King/popular_requests/.

Course Requirements:

There will be NO final exam in this course. Grades will be based on satisfying these requirements:

1. Preparation for, attendance at, and participation in class. Anyone who misses more than 3 classes may be dropped from the course, at my discretion. Repeated lack of preparation may be treated as an absence, at my discretion.

Please come to class each week with at least one particular observation or question to discuss. I will call on people to ask for these contributions. (Note that with this course one gets called on to ask questions if one wishes to do so.)

2. **A book review.** Each student is to read and review one **non-fiction** book, either from the list at the end of this syllabus or the recommended optional readings identified in the syllabus, or otherwise approved by me in advance. This must be a book the student has not read before. If you want to read a book that is on the booklist or syllabus, please tell Ms. Mary Deer the author and title. She will record these choices, on a first-come, first-served basis. If you wish to review a book that's not on the list, you must first secure my approval. No more than one student is to review any book. During office hours or by appointment, you may browse my bookshelves to help select the book you want to read.

Each student is to post her or his book review on OnCourse not later than Monday, March 22. Each student is responsible for reading every student's book review. There will be a "Book Reviews" folder.

3. **Reflections:** A written reflection is due each week, **including the first week**. You need not discuss every item; I would be glad to have you certify that you have read all the material assigned, but you must discuss every case. With respect to cases, the reflection should show your understanding of the legal standards involved in the case and the bases for the decision(s) (majority and dissent, where relevant). You should discuss what you think about the material you've read, and what you think about the relationships between law and social change, based on what you've read, discussed, and thought cumulatively, up to and including but not limited to that week. You may want to discuss your reactions to the previous week's classes and how your views are changing as we progress through the course.

Each reflection should be well-written, in standard English, using standard spelling, punctuation, grammar, and diction. “Spell-check” and “Grammatik” devices on computers should be of great help; other sources are Strunk & White’s *The Elements of Style*, Fowler’s *Modern English Usage*, and the “Writing Memo” I have prepared for you. Please spell-check and proofread each reflection. I do not want to be correcting things you can and should correct yourself. Each reflection is to be short – usually between 5 and 10 typewritten pages.

Please post each reflection in your individual drop box on Oncourse by noon on Monday of each week. If the reflection is submitted after noon, it is late.

Because there are so many students in this class, I will not read every reflection that is submitted each week. If you especially want me to read your reflection in any particular week (because you want my reactions to your views, or because you think you've done an unusually good job, or for any other reason), write “**PLEASE READ**” at the top of the first page of your reflection and give a printed copy, double-spaced, to me or to Ms. Deer.

Note that timeliness is a crucial part of the grade. We will grade every reflection – (14 for each student) – for timeliness. Any reflection that is submitted on the due date but after noon will lose 1 point; any reflection submitted one day late will lose 2 points for that day; any reflection submitted thereafter will lose one additional point for each further day. The timeliness grades will become negative after 9 days, thus detracting from the grades in other categories.

4. **Quiz:** Before the first class, we will post a quiz on Oncourse. The point of this quiz is to illuminate what you do or do not know about the Civil Rights Movement. Although you are to post the quiz on Oncourse before the first class, it will not be graded. At the end of the semester, you are to post the re-completed quiz, and that will be a portion of your grade. You might want to answer questions as we go through the semester.

Book Review:

Your book review should be between 5 and 10 pages long, typed, double-spaced. Each should be well-written, in standard English, using standard spelling, punctuation, grammar, and diction. “Spell-check” and “Grammatik” devices on computers should be of great help; other sources are Strunk & White’s *The Elements of Style*, Fowler’s *Modern English Usage* and the “Writing Memo” I have prepared for you. Citations should be in Bluebook form. I begin with these points because each review is to be given to every member of the class, and I do not want you to publish material that’s not in first-rate form.

The point of the review is to tell your colleagues what you learned from the book – both to share information with them and to give them such a vision of what further wonders are in the book as to entice each of them to read the book. (If you begin to read a book and conclude it’s not worth reading, you should stop and select another book.) Since it’s unlikely that everyone else in the class will read the book you read, your review should provide as much information as possible in as clear a fashion as possible.

Your review also should assess the book. This requires describing the author(s) or editor(s) – her, his, or their academic and professional credentials, pertinent philosophical, political or other biases, noted works and other writings. Look for other reviews of the book, and see what others – preferably professionals in the field rather than professional book reviewers – have said about it. An important part of the grade will depend upon your understanding of where this book fits into the literature, how it is regarded by authorities in the field – and why. Most of the books you are reading are not written by or for lawyers; we therefore are especially interested in the pertinence of these books for law students and soon-to-be-practicing lawyers. Your colleagues in the class will want to know what you think about the substance and style of the book, whether and why you would recommend that they read it, how it relates to other books that they are likely to have read. Include the name of the publisher and the date of publication.

Each of these books is pertinent to subjects we’re discussing in class. Please identify those connections, and discuss them in as much detail as possible. In sum: please make your review as useful to your colleagues as you possibly can.

Each student is to read every other student’s book review. Your book review should be posted on Oncourse. There is a “Book Review” to which all of you have access.

Contact Information:

I generally am in my office (303). I try to do my own reading and writing in the mornings, and therefore prefer to see or hear from students in the afternoons, but you should feel free to contact me at any time in emergency situations. My phone number is 317-274-4479; my e-mail address is froisman@iupui.edu; my fax number is 317-278-3326. My office hours will be Tuesdays from 11:30 - 12:30 p.m. and Thursdays from 10:30 - 11:30 p.m. Barring emergencies, I will be in my office specifically for the purpose of seeing students at that time. I will be glad to make appointments to see students at other times. **Except for office hours, please do not call or visit my office in the mornings except in real emergencies.**

Subtle Machinations:

You will note that I have assigned portions of each of the excellent books we are using. I certainly hope that you will find it easier (and more interesting) to read all of each book.

The goal of the reflections process, of course, is to assure that each of you is well-prepared for class. Timely, stimulating, well-written reflections could earn everyone a grade of “A.”

I welcome and encourage your comments, criticisms, and suggestions, which may be provided in person or in writing, anonymously or not. Law and Social Change: Aspects of the Civil Rights Movement, 1948-1968 is a subject I think very exciting; I want this to be a stimulating, useful course for you and those who take in the future, and seek your help in making it so.

If you have procedural questions, or questions about the availability of materials, please address them to Ms. Deer (274-1909; mdeer1@iupui.edu). If you are not sure whether to address a question to her or to me, please ask her first. She will tell you if it involves a matter about which I should be consulted. Technology questions should be addressed to the Technical Support Staff, not to Ms. Deer or me.

Please note that we will not have class on Thursday, April 9. We will make up the class on April 20.

- ❑ **Special Note: NO LAPTOPS MAY BE USED DURING CLASSES***
- ❑ **Cell phones and pagers must be "off" during class. "Off" means off – not on "vibrate." Violation of these rules may result in exclusion from the class, temporarily or permanently. It is as disruptive to a class as it would be to a stage performance to have the flow of the event interrupted by extraneous noises, and your full attention should be on the class discussion.**

*Exceptions may be made for students with documented disabilities. See Student Services about this. I will make no exceptions other than those required by student services for students with document disabilities.

Class 1 - Mon., Jan. 11

Reflection 1 due.

Please note that this and every reflection is to cover the material for the full week – both classes where there are two classes.

Take the CRM Quiz, which is on Oncourse.

Please post your finished exam on Oncourse in your drop box on the lower left side of the screen. Please keep a copy for yourself. Don't be surprised if there are many questions to which you don't know the answer. One point of this quiz is to provide an opportunity for you to assess how much you learn in the course of this semester. At the end of the semester, you'll take the quiz again.

- ❑ **Context:** Charles M. Blow, Black in the Age of Obama, N.Y. Times, 12/15/09, A19 (CRM 1-2)
- ❑ Brent Staples, Even Now, There's Risk in 'Driving While Black,' N.Y. Times, June 15, 2009, A18 (On Oncourse)
- ❑ Michael Luo, In Job Hunt, College Degree Can't Close Racial Gap, N.Y. Times, Dec. 1, 2009 (On Oncourse)

Introduction to Law & Social Change; The Turn of the Century to 1920

- ❑ Doug McAdam, Political Process and the Development of Black Insurgency, 1930-1970 (U. Chicago Press 1999), pp. 66-73 (CRM 3-10)
- ❑ Henry David Thoreau, Civil Disobedience (1849) (CRM 11-37)
- ❑ Book Review by James M. McPherson, The Great Betrayal, Nicholas Lemann, Redemption: The Last Battle of the Civil War (Farrar, Straus & Giroux) N.Y. Rev. (Nov. 3, 2996), pp. 47-49 (CRM 38-40)
- ❑ The Negro National Anthem – *Lift Every Voice and Sing*, by James Weldon Johnson (<http://www.africanamericans.com/NegroNationalAnthem.htm>) (CRM 41)
- ❑ Johnson, pp.141-44, 154-56, 298-301, 308-26, 341-44, 355-57
- ❑ Dalton, pp. 12-18, 22-23, 27-28, Glossary, 247-50 (CRM 42-56)
- ❑ Arnold, 44-64, 69-70, 74-75, 109-115
- ❑ John DeSantis, *North Carolina City Confronts Its Past in Report on White Vigilantes*, N.Y. Times, December 19, 2005, p. A19 (CRM 57)
- ❑ Brent Staples, *When Democracy Died in Wilmington, N.C.*, N.Y. Times, January 8, 2006, Section 4, p. 13 (CRM 58)
- ❑ Shaila Dewan, 100 Years Later, A Painful Episode Is Observed at Last, N.Y. Times, Sept. 24, 2006, at 22 (CRM 59-71)
- ❑ Julian Chambliss, New in Our Eyes: Race, Class, and Progress in New South Atlanta (Review Essay), 34 J. Urban Hist. 889, 892-94 (2008) (CRM 60)
- ❑ Douglas O. Linder, *The Sweet Trials, An Account:* www.law.umkc.edu/faculty/projects/ftrials/sweet/sweet.html (CRM 72-78)
- ❑ Otto Pohl, *Gypsies Gain a Legal Tool in Rights Fight*, N.Y. Times, May 7, 2006, p. A6 (CRM 79-81)
- ❑ Sheila DeWan, 100 Years Later, A Painful Episode is Observed at Last, N.Y. Times, Sept. 24, 2006 (CRM 82-84)
- ❑ Joel F. Handler, *Social Movements and the Legal System: A Theory of Law Reform and Social Change* (Academic Press 1978), pp. 19-21, 37-40 (CRM 85-88)

Optional Recommended Reading:

- ❑ Toni Morrison, *Beloved* (Vintage 1994)
- ❑ David Levering Lewis, *W.E.B. DuBois: The Fight for Equality and the American Century, 1919-1963* (Henry Holt & Co. 2000)
- ❑ W.E.B. DuBois, *The Souls of Black Folk* (Penguin Classics 1989)
- ❑ Kevin Boyle, *Arc of Justice: A Saga of Race, Civil Rights, and Murder in the Jazz Age* (Henry Holt & Co. 2004)
- ❑ Phyllis Vine, *One Man's Castle: Clarence Darrow in Defense of the American Dream* (Amistad Press 2005)
- ❑ Adam Fairclough, *Better Day Coming: Blacks and Equality, 1890-2000* (Viking 2001)
- ❑ W.E.B. Du Bois, *Black Reconstruction In America: 1860-1880* (McMillian 1935, 1962)
- ❑ Michael J. Klarman, *From Jim Crow to Civil Rights: The Supreme Court and the Struggle for Racial Equality* (Oxford U. Press 2004)
- ❑ Eric Foner, *Reconstruction: America's Unfinished Revolution , 1863-1877* (Harper 2002)
- ❑ Gregory Mixon, *The Atlanta Riot: Race, Class, and Violence in a New South City* (U. Press of FLA 2005)

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| <p>Class 2 - Wed., Jan. 13</p> | <p>The 1920s</p> <ul style="list-style-type: none"> ❑ Crusade, pp. ix-xi (Editor’s Foreword), 18-20, 47-67, 321-28, 367-95, 405-08 ❑ S. Res. 39, 109th Cong., 1st Sess. (June 13, 2005) (enacted) (CRM 89-91) ❑ Ralph Blumenthal, <i>Fresh Outrage in Waco at Grisly Lynching of 1916</i>, N.Y. Times, May 1, 2005, p. A18 (CRM 92-95) ❑ Sheryl Gay Stolberg, <i>Senate Issues Apology Over Failure on Lynching Law</i>, N.Y. Times, June 14, 2005, p. A13 (CRM 96-97) ❑ Alan Kennis, <i>Letter to the Editors, Lynching</i>, Vol. L #18 The N.Y. Review of Books, p. 56 (Nov. 20, 2003) (CRM 98) ❑ Jerome Bruner, <i>Reply to Kennis</i>, Vol. L #18 The N.Y. Review of Books, pp. 56-57 (Nov. 20, 2003) (CRM 98) ❑ Peter Dreier, <i>Lynching Lessons</i>: http://www.tikkun.org/rabbi_lerner/news_item.2005-06-16.4482156665 (CRM 99-102) ❑ David Margolick, <i>Strange Fruit: Billie Holiday, Café Society, and an Early Cry for Civil Rights</i> (Running Press 2000), pp. 143-4 (CRM 103) ❑ Carol Marie Cropper, <i>Black Man Fatally Dragged In a Possible Racial Killing</i>, N.Y. Times, June 10, 1998 (CRM 104-05) ❑ Louima Verdict Sparks Disappointment, Relief, Outrage, http://www.cnn.com/US/9906/08/louima.quotes/, CNN.com (CRM 106-08) ❑ Protesters of New York Police Shooting Heard in Guinea and Washington, D.C., http://www.courttv.com/archive/national/diallo/021699_ctv.html, CourtTV, Feb. 16, 1999 (CRM 109-10) ❑ Peter Rachleff, <i>Lynching And Racial Violence: Histories & Legacies</i>, http://www.nathanielturner.com/lynchingsandracialviolencepr.htm, Sept. 11, 2006 (CRM 111-17) ❑ Sumathi Reddy, <i>Hopkins Fraternity Accused of Racism: Black Students Protest Mock Lynching, Language on Halloween Party Invitation</i>, Baltimore Sun, Oct. 31, 2006 (CRM 124-26) ❑ Mark Potok, <i>Luke Visconti, Barbara Frankel and Nigel Holmes, The Geography of Hate</i>, NY Times, Nov. 25, 2007 (CRM 118-19) ❑ Dalton, pp. 21-22, 47-48 (CRM 120-23) ❑ Arnold, pp. 74-75, 109-115, 118-126 <p>Relevant Case:</p> <ul style="list-style-type: none"> ❑ Nixon v. Herndon, 273 U.S. 536 (1927) <p>Optional Recommended Reading:</p> <ul style="list-style-type: none"> ❑ James Allen et al., <i>Without Sanctuary: Lynching Photography in America</i> (Twin Palms 2000) ❑ James Cameron, <i>A Time of Terror: A Survivor’s Story</i> (Black Classic Press 1982) ❑ James H. Madison, <i>A Lynching in the Heartland: Race and Memory in America</i> (St. Martin’s Press 2001) ❑ Carol Anderson, <i>Eyes off the Prize: The United Nations and the African American Struggle for Human Rights, 1944-1955</i> (Cambridge U. Press 2003) |
| <p>Mon., Jan. 18</p> | <p>No Class - Martin Luther King, Jr. Day</p> |

Class 3 - Wed., Jan. 20

Reflection 2 Due.

Video: Brother Outsider

Civil Rights in the 1930s and 1940s

- ❑ Dalton, pp. 91-92, 96-108, 182
- ❑ Sara Lawrence Lightfoot, *Balm in Gilead: Journey of a Healer* (Addison-Wesley 1988), pp. 94-97 (1932) (CRM 127-30)
- ❑ A. Leon Higginbotham, Jr., *In the Matter of Color: Race and the American Legal Process: The Colonial Period* (Oxford U. Press 1978), pp. vii-x (CRM 131-33)
- ❑ “*The Scottsboro Boys*” *Trials, 1931-1937*: <http://www.law.umkc.edu/faculty/projects/ftrials/scottsboro/scottsb.htm> /21/2006) (CRM 134-46)
- ❑ Marian Anderson, *My Lord, What a Morning* (Avon 1956), Chapters 17 and 22, pp. 134-43, 171-81 (CRM 147-67)
- ❑ T. H. Watkins, *Righteous Pilgrim: The Life and Times of Harold L. Ickes 1874-1952* (Henry Holt & Co. 1990), pp. 651-53 (CRM 168-70)
- ❑ PTW, pp. 170-73
- ❑ *Until Victory Comes: May 1941 Call to Negro America, in Putting the Movement Back Into Civil Rights Teaching* (Teaching for Change 2004), pp. 387-90 [“PTMB”] (CRM 171-74)
- ❑ Brent Staples, *One Man’s Memory of What the Nation Wants to Forget*, N.Y. Times, June 10, 2006, p. A26 (CRM 175-76)
- ❑ List of Protest Marches on Washington, DC, Wikipedia (CRM 177)
- ❑ Coxey’s Army, Wikipedia (CRM 178)
- ❑ Bayard Rustin, *Nonviolence v. Jim Crow* [1942], PTMB, pp. 93-95 (CRM 179-81)
- ❑ Arsenault, ch.1, pp. 11-55
- ❑ *Irene Morgan, The History Behind ‘You Don’t Have to Ride Jim Crow!’*: http://www.robinwashington.com/jimcrow/2_journey.html
- ❑ Bayard Rustin, *We Challenged Jim Crow* [1947], in *Down the Line: The Collected Writings of Bayard Rustin* (Quadrangle Books 1971), pp. 13-25 (CRM 182-94)
- ❑ August Meier and Elliott Rudwick, *CORE: A Study in the Civil Rights Movement 1942-1968* (U. IL Press 1975), pp. 33-39 (CRM 195-201)

Relevant Cases:

- ❑ *Nixon v. Condon*, 286 U.S. 73 (1932)
- ❑ *Grovey v. Townsend*, 295 U.S. 45 (1935)
- ❑ *Smith v. Allwright*, 321 U.S. 649 (1944)
- ❑ *Korematsu v. U.S.*, 323 U.S. 215 (1945)
- ❑ *Morgan v. Virginia*, 328 U.S. 373 (1946)

Optional Recommended Reading:

- ❑ Dan Carter, *Scottsboro: A Tragedy of the American South* (LA State U. Press 1986)
- ❑ Allida M. Black, *Casting Her Own Shadow: Eleanor Roosevelt and the Shaping of Postwar Liberalism* (Columbia U. Press 1996), pp. 42-43

Optional Recommended Viewing:

- ❑ Harold L. Ickes (U.S. Secretary of the Interior), Marian Anderson (American opera singer) performs at the Lincoln Memorial: <http://www.history.com/media.do?action=clip&id>

Class 4 - Mon., Jan. 25

Reflection 3 due.

Civil Rights and Human Rights After the End of World War II

- Betsy Adeboyejo, *Murders of Florida Civil Rights Couple Reopened*, *The Crisis*, March/April 2005, p. 6 (CRM 202-03)
- Brenda Goodman, *Georgia: F.B.I. is Reviewing a 1946 Killing of 4 Blacks*, *N.Y. Times*, April 14, 2006, A18 (CRM 203)
- SJ*, pp. 246-49
- "Evaluation of Social Change in the 1940s," from Barton J. Bernstein, *The Ambiguous Legacy: The Truman Administration and Civil Rights*, in *The Shaping of Twentieth-Century America: Interpretive Essays*, ed. Richard M. Abrams & Lawrence W. Levine (Little Brown 1965), pp. 561, 569-70 (CRM 204)
- Dave Anderson, *A Simple, Silent Moment in Baseball History*, *N.Y. Times*, April 17, 2006, D1 (CRM 205-06)
- Ralph Bunche – Biography: <http://nobelprize.org/peace/laureates/1950/bunche-bio.html> (CRM 207)
- Paul Robeson – Biography: <http://www.scc.rutgers.edu/njh/PaulRobeson/PRBio.htm> (CRM 208-09)
- Doug McAdam, *Political Process and the Development of Black Insurgency, 1930-1970* (U. Chicago Press 1999), pp.73-86 (CRM 210-23)

Optional Recommended Reading:

- Martha Biondi, *To Stand and Fight: The Struggle for Civil Rights in Postwar New York City* (Harvard U. Press 2003)
- Martin Bauml Duberman, *Paul Robeson: A Biography* (Knopf 1988)
- Mary L. Dudziak, *Cold War Civil Rights: Race and the Image of American Democracy* (Princeton U. Press 2000)
- John Egerton, *Speak Now Against the Day: The Generation Before the Civil Rights Movement in the South* (U. of N. Car. Press 1995)
- Clement E. Vose, *Caucasians Only: The Supreme Court, The NAACP, and the Restrictive Covenant Cases* (U. CA Press 1959)
- Richard Wright, *Native Son* (Harper & Brothers 1940)
- Jules Tygiel, *Baseball's Great Experiment: Jackie Robinson and His Legacy* (Oxford U. Press 1983)
- Jules Tygiel, *Extra Bases: Reflections on Jackie Robinson, Race and Baseball History* (U. of Neb. Press 2002)
- Carol Anderson, *Eyes off the Prize: The United Nations and the African American Struggle for Human Rights: 1944-1955* (Cambridge U. Press 2003) pp. 79-112, 123-26, 200-06, 220-36, 251-56
- Allida M. Black, *Casting Her Own Shadow: Eleanor Roosevelt and the Shaping of Postwar Liberalism* (Columbia U. Press 1996), pp. 85-109
- Mary Ann Glendon, *A World Made New: Eleanor Roosevelt and the Universal Declaration of Human Rights* (Random House 2001), p. 203

Optional Recommended Viewing:

- Lorraine Hansberry, *A Raisin in the Sun* – (either of two versions)
- Paul Robeson, *Here I Stand*

Class 5 - Wed., Jan. 27

Brown v. Board of Education - May 17, 1954

- ❑ Eyes, Timeline, unnumbered pages before page viii
- ❑ Eyes, Chapter One, *God Bless the Child: The Story of School Desegregation*, pp. 1-35
- ❑ SJ, pp. 272, 295-305, 315-16, 335-37, 353-55, 365-66, 564-69
- ❑ The Supreme Court in Conference (1940-1985): The Private Discussions Behind Nearly 300 Supreme Court Decisions (Del Dickson ed.) (Oxford U. Press 2001), pp. 644-71 (CRM 224-50)
- ❑ The Southern Manifesto, www.strom.clemson.edu/strom/manifesto.html (CRM 251-54)

Whatever Happened to School Desegregation?

- ❑ Erwin Chemerinsky, *The Segregation and Resegregation of American Public Education: The Role of the Courts*, 81 N.C.L. Rev. 1597 (2003) (CRM 255-80)

Optional Reading: (not necessarily recommended – I haven't read it yet):

- ❑ Dennis McFarland, *Prince Edward: A Novel* (Picador 2005)

Optional, Highly Recommended Reading:

- ❑ Genna Rae McNeil, *Groundwork: Charles Hamilton Houston and the Struggle for Civil Rights* (U. PA Press 1983)
- ❑ Mark V. Tushnet, *The NAACP's Legal Strategy Against Segregated Education, 1925-1950* (U.N.C. Press 1987)
- ❑ Michael J. Klarman, *From Jim Crow to Civil Rights: The Supreme Court and the Struggle for Racial Equality* (Oxford U. Press 2004)
- ❑ Ralph Ellison, *Invisible Man* (Random House 1952)
- ❑ Robert Carter, *The NAACP's Legal Strategy against Segregated Education*, 86 Mich. L. Rev. 1083 (1988), book review
- ❑ *Brown v. Board of Education of Topeka, Kansas*, 347 U.S. 483 (1954) (Brown I)
- ❑ *Bolling v. Sharpe*, 347 U.S. 497 (1954)
- ❑ *Brown v. Board of Education of Topeka, Kansas*, 349 U.S. 294 (1955) (Brown II)
- ❑ Carol Anderson, *Eyes off the Prize: The United Nations and the African American Struggle for Human Rights: 1944-1955* (Cambridge U. Press 2003), pp. 211-13, 266-68
- ❑ Adam Cohen, *The Courts: The Supreme Struggle*, N.Y. Times, January 18, 2004, p. A4
- ❑ *Mexican-American Parents Fight Segregation*, PTMB, pp. 262-64
- ❑ *Griffin v. County School Bd. of Prince Edward County, VA*, 377 U.S. 218 (1964) (March 30, 1964 - May 25, 1964)
- ❑ Robert Coles, *Bussing in Boston*, PTMB, pp. 331-335
- ❑ Michael Janofsky, *A New Hope for Dream Suspended by Segregation*, N.Y. Times, July 31, 2005, p. A1

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| <p>Class 6 - Mon., Feb. 1</p> <p>Reflections 4 due.</p> | <p>The Murder of Emmett Till – 1955</p> <ul style="list-style-type: none"> <input type="checkbox"/> Eyes, Chapter 2, pp. 37-57 <input type="checkbox"/> Lyrics of Bob’s Dylan’s “The Death of Emmett Till” http://www.bobdylan.com/#/songs/death-emmett-till (CRM 280) <input type="checkbox"/> Richard Rubin, <i>The Ghosts of Emmett Till</i>, N.Y. Times Magazine, July 31, 2005 (CRM 282-90) <input type="checkbox"/> Shaila Dewan and Ariel Hart, <i>F.B.I. Discovers Trial Transcript in Emmett Till Case</i>, N.Y. Times, May 18, 2005, A12 (CRM 291-93) <input type="checkbox"/> Stephen Holden, <i>Remembering a Boy, His Savage Murder and Racial Injustice in Mississippi</i>, N.Y. Times, August 17, 2005, B5 (CRM 294-95) <input type="checkbox"/> Shaila Dewan, <i>How Photos Became Icon of Civil Rights Movement</i>, N.Y. Times, August 28, 2005, p. A10 (CRM 296-98) <input type="checkbox"/> Abby Goodnough, <i>1951 Civil Rights Murders Solved, Florida’s Attorney General Says</i>, N.Y. Times, August 17, 2006, p. A23 (CRM 299) <p>Optional Recommended Reading:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Harper Lee, <i>To Kill a Mockingbird</i> (J. B. Lippincott 1960) <p>Optional Recommended Viewing:</p> <ul style="list-style-type: none"> <input type="checkbox"/> The Untold Story of Emmett Louis Till <input type="checkbox"/> Freedom Never Dies: The Legacy of Henry T. Moore <input type="checkbox"/> To Kill a Mockingbird <input type="checkbox"/> http://www.panopt.com/photogra/withers/fulewiltill01.html (photographs of Emmett Till and others involved in this event) |
| <p>Class 7 - Wed., Feb. 3</p> | <p>The Montgomery Bus Boycott – 1955</p> <ul style="list-style-type: none"> <input type="checkbox"/> Randall Kennedy, <i>Martin Luther King’s Constitution: A Legal History of the Montgomery Bus Boycott</i>, 98 Yale L. J. 999 (1989) (CRM 300-347) <input type="checkbox"/> Brooks Barnes, <i>From Footnote to Fame in Civil Rights History</i>, N.Y. Times, Nov. 26, 2009, A1 (CRM 348-52) <p>Optional Recommended Reading:</p> <ul style="list-style-type: none"> <input type="checkbox"/> PTW, pp. 120-203 <input type="checkbox"/> Septima P. Clark, <i>Literacy and Liberation</i>, PTMB, pp. 301-03 <input type="checkbox"/> Cynthia Stokes Brown, <i>Ready From Within: A First Person Narrative</i> (Africa World Press 1990), pp. 23-40 <input type="checkbox"/> <i>Browder v. Gayle</i>, 142 F.Supp. 707, aff’d. sub nom. <i>Gayle v. Browder</i>, 352 U.S. 903 (1956) (per curiam) <input type="checkbox"/> <i>The Papers of Martin Luther King, Jr., Vol. III: Birth of a New Age</i> December 1955-December 1956, ed. Stewart Burns et al., (U. CA Press 1997), pp. 71-79, 134-35 <input type="checkbox"/> David L. Chappell, <i>A Stone of Hope: Prophetic Religion and the Death of Jim Crow</i> (U.N.C. Press 2004), pp. 100-02 <p>Optional Recommended Viewing:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A Long Walk Home |

Class 8 -Mon., Feb. 8

Reflection 5 due.

1957: The Pilgrimage of Prayer, Little Rock, and the Civil Rights Act

- ❑ PTW, pp. 206-13, 216-18, 220-22, 227-37, 251, 409-10
- ❑ Eyes, Chapter 4, *Hall Monitors from the 101st: The Little Rock Story*, pp. 91-119
- ❑ Hannah Arendt, *Reflections on Little Rock*, in *Responsibility and Judgment*, ed. Jerome Kohn (Schocken Books 2003), pp. 193-213 (CRM 353-73)
- ❑ Mark V. Tushnet, *Making Civil Rights Law: Thurgood Marshall and the Supreme Court, 1956-1961* (Oxford U. Press 1994), pp. 257-67, pp. 360-61 (CRM 374-86)
- ❑ Herbert Brownell, *Advising Ike: The Memoirs of Attorney General Herbert Brownell* (Oxford U. Press 2001), pp. 202-14 (CRM 387-99)

Optional Recommended Reading:

- ❑ *Hannah v. Larche*, 363 U.S. 420 (1960)
- ❑ *United States v. Raines*, 362 U.S. 17 (1960).
- ❑ Robert Caro, *Master of the Senate: The Years of Lyndon Johnson* (Knopf 2002) – A wonderful book, especially pertinent here for its discussion of how Senate Majority Leader Lyndon Johnson handled the 1957 Civil Rights bill. Everything we say about President Johnson’s activities regarding civil rights will have to be reconsidered when Robert Caro publishes the fourth volume of his biography of LBJ, dealing with LBJ’s presidency.
- ❑ Rev. Dr. Martin Luther King, Jr., *Give Us the Ballot—We Will Transform the South*, May 17, 1957: http://www.stanford.edu/group/King/publications/speeches/Give_us_the_ballot.html
- ❑ *Cooper v. Aaron*, 358 U.S. 1 (1958)
- ❑ Carol Anderson, *Eyes off the Prize: The United Nations and the African American Struggle for Human Rights: 1944-1955* (Cambridge U. Press 2003), pp. 211-13, 266-68
- ❑ Gwendolyn Brooks, *The Chicago Defender Sends a Man to Little Rock*, PTMB, pp. 286-7
- ❑ Samuel Walker, *In Defense of American of American Liberties: A History of the ACLU*, pp. 240-42
- ❑ *NAACP v. AL*, 357 U.S. 449 (1958)
- ❑ Alastair Macaulay, *50 Years Ago, Modernism Was Given a Name: ‘Agon,’* NY Times, Nov. 25, 2007, AR 29
- ❑ Kasey S. Pipes, *Ike’s Final Battle: The Road to Little Rock and The Challenge of Equality* (World Ahead Media 2007)

1960: The Student Sit-ins and the Formation of SNCC

- ❑ PTW, pp. 255-64, 271-93, 295, 301-02
- ❑ Carson, 1-5, 9-30
- ❑ *Maryland Apologizes to Four African Envoys*, N.Y. Times, July 12, 1961, p. A13 (CRM 400)
- ❑ Ella Baker, *Organization Without Dictatorship*, in Paul Le Blanc, *Black Liberation and the American Dream: The Struggle for Racial and Economic Justice* (Prometheus Books 2003), pp. 172-76 (CRM 401-05)
- ❑ *Interview with Franklin McCain and An Appeal for Human Rights*, in *Eyes on the Prize Civil Rights Reader*, ed. Clayborne Carson et al. (Penguin Books 1991) pp. 114-18 (CRM 406-10)
- ❑ *The Sit-In Cases*, from *The Supreme Court in Conference, 1940-1985: The private discussions behind nearly 300 Supreme Court decisions*, ed. Del Dickson (Oxford U. Press 2001), pp. 717-725 (CRM 411-19)
- ❑ Gene Roberts and Hank Klibanoff: *The Race Beat: The Press, the Civil Rights Struggle, and the Awakening of a Nation* (Vintage 2007), pp. 229-42 (CRM 420-33)

Optional Recommended Reading:

- ❑ Clayborne Carson, *In Struggle: SNCC and the Black Awakening of the 1960s* (Harvard U. Press 1981), esp. *Introduction*, pp. 1-5
- ❑ Len Holt, *The Summer That Didn't End: The Story of the Mississippi Civil Rights Project of 1964* (Da Capo Press 1965, 1992)
- ❑ John Lewis and Michael D'Orso, *Walking With the Wind: A Memoir of the Movement* (Simon & Schuster 1998)
- ❑ Julian Bond, *Introduction*, and Elizabeth Sutherland Martínez, *Preface*, in *Letters from Mississippi: Personal Reports From Civil Rights Volunteers of the 1964 Freedom Summer*, ed. Elizabeth Sutherland Martínez (Zephyr 2002)

Relevant Cases:

- ❑ *Bell v. Maryland*, 378 U.S. 226 (1964)
- ❑ Douglas Martin, *Robert L. McCullough, 64, Dies; Civil Rights Innovator*, N.Y. Times, August 11, 2006, p. B7
- ❑ *Gomillion v. Lightfoot*, 364 U.S. 399 (1960)

Class 10 - Mon., Feb. 15

Reflection 6 due.

New Orleans and The Election of 1960

- ❑ Jack Bass, *Unlikely Heroes* (U. AL Press 1990), pp. 112-135 (CRM 434-57)
- ❑ Liva Baker, *The Second Battle of New Orleans: The Hundred-Year Struggle to Integrate the Schools* (Harper Collins 1996), pp. 453-68, 174, 225, 274-76, 309-10, 336, 343, 368-69, 472-73 (CRM 458-86)
- ❑ Arthur Miller, A “Capacity for Outrage”: *The Judicial Odyssey of J. Skelly Wright* (Greenwood Press 1984), pp. 76-87 (CRM 487-98)
- ❑ PTW, pp. 306-08, 317, 321-23
- ❑ Mark V. Tushnet, *Making Civil Rights Law: Thurgood Marshall and the Supreme Court, 1936-1961* (Oxford U. Press 1994), pp. 257-66 (CRM 499-508)
- ❑ Steven A. Shull, *American Civil Rights Policy From Truman to Clinton: The Role of Presidential Leadership* (Sharpe 1999), pp. 36-37 (CRM 509-10)
- ❑ John Steinbeck, *Travels with Charley: In Search of America* (Viking Press 1961,1962), pp. 215-30 (CRM 511-26)

Optional Recommended Reading:

- ❑ Liva Baker, *The Second Battle of New Orleans: The Hundred-Year Struggle to Integrate the Schools* (Harper Collins 1996)
- ❑ J.W. Peltason, *58 Lonely Men: Southern Federal Judges and School Desegregation* (U. IL Press 1971)

Class 11 -Wed., Feb. 17

Here are some questions to think about with regard to today's class:

1. What do you think of the way in which the Supreme Court decided *Boynton*?
2. What do you think of the agreement made by Attorney General Kennedy with Mississippi Governor Ross Barnett—that the Freedom Riders would be received safely in Jackson, MI and then immediately arrested?
3. What do you think of Judge Frank Johnson's enjoining the Freedom Riders as well as the Klan and the Birmingham Police?
4. What do you think of the decision to use marshals rather than the Army or the National Guard?
5. What do you think of the many illegal acts in Birmingham, including:
 - a. The police agreement to allow the Klan 15 minutes to beat the Freedom Riders;
 - b. The arrests of the students and Rev. Shuttlesworth;
 - c. "Bull" Connor's deporting the students to Tennessee;
 - d. The state court injunction against CORE and James Farmer in order to allow arrests for contempt of court?

The Freedom Rides - 1961

- PTW, pp. 391-94, 412-25, 428-52, 478
- Arsenault, pp. 242-51, 254-7, 269-72, 282-6, 289-92, 319, 324-42, 456-76
- William M. Kunstler, *My Life as a Radical Lawyer* (Birch Lane Press 1994), pp. 101-114 (CRM 527-40)
- Carson, pp. 31-44

Optional Recommended Reading:

- The Role of the Press, Shaila Dewan, *When Images Galvanized the Nation*, N.Y. Times, June 20, 2008, A14
- Jack Greenberg, *Crusaders in the Courts: How a Dedicated Band of Lawyers Fought for the Civil Rights Revolution* (Basic Books 1994)
- John Dittmer, *Local People: The Struggle for Civil Rights in Mississippi* (U. IL Press 1994), pp. 92-115
- Boynton v. Virginia*, 364 U.S. 454 (1960)
- Jack Bass, *Taming the Storm: The Life and Times of Judge Frank M. Johnson, Jr. and the South's Fight Over Civil Rights* (Doubleday 1993), pp. 173-83
- Lewis v. Greyhound Corp.*, 199 F.Supp. 210
- U.S. v. U.S. Klans*, 194 F.Supp. 897
- John Lewis, *Walking with the Wind: A Memoir of the Movement* (Simon & Schuster), pp. 150-174

Class 12 - Mon., Feb. 22

Reflection 7 due.

SNCC, Voter Registration, and the Civil Rights Act of 1960

- ❑ Michael R. Belknap, *The Vindication of Burke Marshall: The Southern Legal System and the Anti-Civil-Rights Violence of the 1960s*, 33 Emory L. J. 93, 103 (1984) (CRM 541)
- ❑ PTW, pp. 325-35, 408-11, 479-82, 485-88, 492-500, 503-04, 507-14, 619-21, 632-40, 712-25
- ❑ Felicia R. Lee, *Outspoken and Feared But Largely Forgotten: Documentary Profiles Robert Williams, An Early Voice for Black Power*, N.Y. Times, February 7, 2006, p. B1 (CRM 542-44)

Optional Recommended Reading:

- ❑ Mary King, *Freedom Song: A Personal Story of the 1960s Civil Rights Movement* (William Morrow & Co. 1987)
- ❑ Timothy B. Tyson, *Radio Free Dixie: Robert F. Williams and the Roots of Black Power* (U.N.C. Press 1999)
- ❑ John Dittmer, *Local People: The Struggle for Civil Rights in Mississippi* (U. IL Press 1994), pp. 170-241
- ❑ *United States v. Mississippi*, 380 U.S. 128 (1965)
- ❑ Claude Sitton, *Sheriff Harasses Negroes at Voting Rally in Georgia*, in *Reporting Civil Rights, Part One: American Journalism 1941-1963* (Library of America 2003), pp. 647-53

Optional Recommended Viewing:

- ❑ *Negroes with Guns: Robert Williams and Black Power*

Class 13 - Wed., Feb. 24

Ole Miss and the University of Georgia – James Meredith, Charlayne Hunter [Gault], Hamilton Holmes, Vivian Malone Jones, and James Hood – 1961-1963

- ❑ Anne S. Emanuel, *Turning the Tide in the Civil Rights Revolution: Elbert Tuttle and the Desegregation of the University of Georgia*, 5 Mich. J. Race & L. 1 (1999) (CRM 545-61)
- ❑ PTW, pp. 647-653,656-672, 805, 821-22
- ❑ Meredith v. Fair, 305 F.2d 343 (1962) (CRM 562-82)
- ❑ United States v. Barnett, 376 U.S. 681 (1964) (CRM 558-60) (CRM 583-85)
- ❑ David M. Halbfinger, *40 Years After Infamy, Ole Miss Looks to Reflect and Heal*, N.Y. Times, September 27, 2002, A1 (CRM 586-88)
- ❑ Adam Liptak, *Pardon Unlikely for Civil Rights Advocate*, N.Y. Times, May 4, 2006, A16 (CRM 589-90)
- ❑ Joel William Friedman, *Champion of Civil Rights: Judge John Minor Wisdom* (LSU Press 2009), pp. 173-78 (CRM 91-96)

Optional Recommended Reading:

- ❑ William Doyle, *An American Insurrection: The Battle of Oxford, Mississippi, 1962* (Doubleday 2001)
- ❑ Jack Greenberg, *Crusaders in the Courts: How a Dedicated Band of Lawyers Fought for the Civil Rights Revolution* (Basic Books 1994), pp. 318-332
- ❑ Charlayne Hunter Gault, *In My Place* (Vintage 1993)

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| <p>Class 14 - Mon., Mar. 1</p> <p>Reflection 8 due.</p> | <p>Birmingham 1963</p> <ul style="list-style-type: none"> ❑ PTW, pp. 708-11, 725-31, 734-45, 751-802 ❑ Rev. Dr. Martin Luther King, Jr., <i>Letter from Birmingham City Jail</i>, April 16, 1963: http://www.stanford.edu/group/King/frequentdocs/birmingham.pdf (CRM 597-608) ❑ J. Mills Thornton III, <i>Dividing Lines: Municipal Politics and the Struggle for Civil Rights in Montgomery, Birmingham, and Selma</i> (U. AL Press 2004), pp. 221-26, 265-66, 299, 323, 333-34 (CRM 609-20) ❑ Glen T. Eskew, <i>But for Birmingham: The Local and National Movements in the Civil Rights Struggle</i> (UNC Press 1997), pp. 210-16, 304, 376-77 (CRM 621-30) <p>Optional Recommended Reading:</p> <ul style="list-style-type: none"> ❑ Eyes, pp. 179-95 ❑ Walker v. City of Birmingham, 388 U.S. 307 (1967) ❑ Shuttlesworth v. City of Birmingham, 394 U.S. 147 (1969) ❑ Diane McWhorter, <i>Carry Me Home: Birmingham, Alabama, The Climactic Battle of the Civil Rights Revolution</i> (Touchstone 2001) ❑ Martin v. Wilks, 490 U.S. 755 (1989) ❑ Eric Pace, <i>Arthur D. Shores, 92, Lawyer And Advocate for Civil Rights</i>, N.Y. Times, December 18, 1996, p. B13 |
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Class 15 - Wed., Mar. 3

Question to consider: Was the March a success? What defines success?

Birmingham, Continued; The University of Alabama, The Murder of Medgar Evers (June 12, 1963); The March on Washington (August 28, 1963); and the Bombing of the 16th Street Baptist Church

- Eyes, pp. 196-225
- Medgar Evers Remembered in Ceremony At Gravesite*, N.Y. Times, June 17, 2003, A20 (CRM 631)
- PTW, pp. 808-16, 820-25
- Margo Culley, *The Sins of the Father*, review of Diane McWhorter's *Carry Me Home: Birmingham, Alabama, The Climactic Battle of the Civil Rights Revolution*, in *The Women's Review of Books* 38 (June 2001), pp. 1-2 (CRM 632-35)
- Diane McWhorter, *The Lives They Lived: 60's: Byron De La Beckwith, B. 1921 Cecil Ray Price, B. 1938; Mississippi Gothic*, N.Y. Times, December 30, 2001, Sec. 6, p. 24 (CRM 636-37)
- Ken Bode, *Mild-mannered reporter brings justice to the South*, *Indianapolis Star*, March 10, 2006, p. A10 (CRM 638-39)
- Justice, Finally, in Birmingham*, editorial, *Seattle Post-Intelligencer*, May 28, 2002 (CRM 640)
- Kevin Sack, *Research Guided Jury Selection in Bombing Trail*, N.Y. Times, May 3, 2001, A12 (CRM 641-42)
- Another Bomber Goes to Jail*, editorial, N.Y. Times, May 3, 2001, A24 (CRM 643-44)
- Steve Weisman, *At Memorial Ceremony in Alabama, Rice Pays Homage to Young Victims of Church Bombing*, N.Y. Times, October 23, 2005, A20 (CRM 645-46)
- Carson, pp. 83-95

Optional Recommended Reading:

- Anthony Lewis, *Make No Law: The Sullivan Case and the First Amendment* (Random House 1991)
- NAACP v. Button*, 371 U.S. 415 (1963)
- New York Times Company v. Sullivan*, 376 U.S. 254 (1964)
- Charlayne Hunter-Gault,

Optional Recommended Viewing:

- Spike Lee, *Four Little Girls*

Optional Reading:

- Anthony Grooms, *Bombingham* (Free Press 2002) (a novel)
- Jena Jeter Naslund, *Four Spirits* (Morrow 2003) (a novel)
- Richard Powers, *The Time of Our Singing* (Farrar, Straus & Giroux 2003) (a novel)

Class 16 - Mon., Mar. 8

Reflection 9 due.

Question: What were the goals of Freedom Summer?

1964: Freedom Summer; The Murders of Andrew Goodman, James Chaney, and Michael Schwerner (June 21, 1964)

- Eyes, pp. 225-40
- Carson, 108-10
- Mary King, *Freedom Song: A Personal Story of the 1960s Civil Rights Movement* (Quill 1987), pp. 27-29, 57-58 (CRM 647-51)
- Len Holt, *The Summer That Didn't End: The Story of the Mississippi Civil Rights Project of 1964* (Da Capo Press 1965, 1992), pp. 4-9 (CRM 652-57)
- Doug McAdam, *Freedom Summer* (Oxford U. Press 1988), pp. 76, 233-40 (CRM 658-66)
- Dittmer, pp. 239-41, 259-61
- Howell Raines, *My Soul is Rested: The Story of the Civil Rights Movement in the Deep South* (Penguin 1977), pp. 233-37 (CRM 667-71)
- James W. Loewen, *Patriotism over Democracy: A Critical Analysis of U.S. History Textbooks*, PTMB, pp. 85-88 (CRM 672-75)
- Ariel Hart, *41 Years Later, Ex-Klansman Gets 60 Years in Civil Rights Deaths*, N.Y. Times, June 12, 2005, A11 (CRM 676-77)
- Gary Younge, *Racism Rebooted: Philadelphia, Mississippi, Then and Now*, The Nation, July 11, 2005, pp. 11-14 (CRM 678-80)
- Andrew Jacobs, *Southern Town Struggles With a Violent Legacy*, N.Y. Times, May 29, 2004, A9 (CRM 681-83)
- Shaila Dewan, *Revisiting '64 Civil Rights Deaths, This Time in a Murder Trial*, N.Y. Times, June 12, 2005, A16 (CRM 684-86)
- Shaila Dewan, *Killer of Civil Rights Workers Is Denied Release on Bond*, N.Y. Times, July 15, 2006, A8 (CRM 687-88)
- Mississippi Burning Trial (1967), <http://www.law.umkc.edu/faculty/projects/ftrials/price&bowers/price&bowers.htm> (CRM 689-98)
- U.S. v. Price, 383 U.S. 787 (1966) (CRM 699-707)
- Samuel Walker, *In Defense of American Liberties: A History of the ACLU*, pp. 264-66, 268-70 (CRM 708-13)

Optional Recommended Reading:

- William Bradford Huie, *Three Lives For Mississippi* (WCC Books 1965)
- Doug McAdam, *Freedom Summer* (Oxford U. Press 1988)
- Letters from Mississippi: Personal Reports From Civil Rights Volunteers of the 1964 Freedom Summer*, ed. Elizabeth Sutherland Martinez (Zephyr 2002)

Optional Recommended Viewing:

- Mississippi Burning – Compare this fantasy version to the facts established by historians

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| <p>Class 17 -Wed., Mar. 10</p> | <p>1964 – The Civil Rights Act of 1964 (July 2, 1964)</p> <ul style="list-style-type: none"> ❑ Charles and Barbara Whalen, <i>The Longest Debate: A Legislative History of the 1964 Civil Rights Act</i> (Seven Locks Press 1985), pp. 239-42 (CRM 714-17) ❑ <i>Heart of Atlanta Motel, Inc. v. United States</i>, 379 U.S. 241 (1964) (Oct. 5, 1964 - Dec. 14, 1964) (CRM 718-28) ❑ <i>Katzenbach v. McClung</i>, 379 U.S. 294 (1964) (Oct. 5, 1964 - Dec. 14, 1964) (CRM 729-34) ❑ <i>The Supreme Court in Conference, 1940-1985: The Private Discussions Behind Nearly 300 Supreme Court Decisions</i> (Del Dickson ed.) (Oxford U. Press 2001), pp. 726-29 (CRM 735-38) ❑ Paul von Zielbauer, <i>Race a Factor In Job Offers For Ex-Convicts</i>, N.Y. Times, June 17, 2005, A19 (CRM 739-40) ❑ <i>Tyson Sued for Maintaining Segregated Work Areas: ‘Whites Only’ Sign and Padlock Placed on Bathroom Door</i>, U.S. Newswire, August 11, 2005 (CRM 741-42) ❑ Alan B. Krueger, <i>Economic Scene; Sticks and stones can break bones, but the wrong name can make a job hard to find</i>, N.Y. Times, December 12, 2002, C2 (CRM 743-45) ❑ <i>Alexander v. Sandoval</i>, 532 U.S. 275 (2001) (CRM 746-49) <p>Optional Recommended Reading:</p> <ul style="list-style-type: none"> ❑ Richard C. Cortner, <i>Civil Rights and Public Accommodations: The Heart of Atlanta Motel and McClung Cases</i> (U. KS Press 2001) <p>Relevant Decisions</p> <ul style="list-style-type: none"> ❑ <i>U.S. v. Lopez</i>, 514 U.S. 549 (1995) ❑ <i>U.S. v. Guest</i>, 383 U.S. 745 (1966) ❑ <i>U.S. v. Morrison</i>, 529 U.S. 598 (2002) ❑ <i>Evans v. Abney</i>, 396 U.S. 435 (1970) ❑ <i>Griggs v. Duke Power Co.</i>, 401 U.S. 424 (1971) |
| <p>Mar. 15-19</p> | <p>Spring Break</p> |
| <p>Class 18 - Mon., Mar. 22</p> <p>Reflection 10 due.</p> <p>Book Reviews due.</p> | <p>1964 – MFDP, McComb, and The Aftermath of Atlantic City</p> <ul style="list-style-type: none"> ❑ Eyes, pp. 241-49 ❑ Carson, pp. 111-29 ❑ Eyes, pp. 241-49 ❑ Dittmer, pp. 285-337 (CRM 750-819) ❑ Tom Hayden, <i>Bob Moses</i>, <i>The Nation</i>, Volume 277; Issue 3 July 21/28, 2003, pp. 34-36 (CRM 820-24) ❑ <i>Pay Up</i>, N.Y. Times, February 8, 2010 (CRM 825) ❑ <i>Deal Nearer for Farmers in Bias Case</i>, N.Y. Times, February 19, 2010, (CRM 826) |

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| <p>Class 19 -Wed., Mar. 24</p> | <p>Malcolm X (and Muhammed Ali)</p> <ul style="list-style-type: none"> ❑ Malcolm X, <i>Black Nationalism and Black Pride: The Ballot or the Bullet</i>, PTMB, pp. 142-43 (CRM 827-28) ❑ Clayborne Carson, <i>Malcolm and The American State</i>, in Clayborne Carson, <i>Malcolm X: The FBI File</i> (Carroll & Graf 1991), pp. 32-49 (CRM 829-45) ❑ William W. Sales, Jr., <i>A New Model in the Civil Rights Movement</i>, in <i>From Civil Rights to Black Liberation: Malcolm X and the Organization of Afro-American Unity</i> (South End Press 1994), pp. 41-48 (CRM 846-53) ❑ Taylor Branch, <i>Pillar of Fire: America in the King Years 1963-65</i> (Simon & Schuster 1998), pp. 584-586 (CRM 854-55) ❑ Dalton, pp. 168-187 (Mohandas, Malcolm, and Martin) <p><u>Optional Recommended Reading:</u></p> <ul style="list-style-type: none"> ❑ Malcolm X, with Alex Haley, <i>Autobiography of Malcolm X</i> (Ballantine 1965) ❑ James H. Cone, <i>Martin & Malcolm & America</i> (Orbis Books 1991) ❑ Assata Shakur, <i>Assata: An Autobiography</i> (Lawrence Hill & Co. 1987) ❑ Gordon Marion, <i>One Moment in Time, At the 1968 Mexico City Olympics, Some Black American Athletes Took A Stand</i>, The N.Y. Times, Nov. 29, 2009, 14 <p><u>Optional Recommended Viewing:</u></p> <ul style="list-style-type: none"> ❑ Spike Lee, <i>Malcolm X</i> |
| <p>Mon., Mar. 29</p> | <p>Passover - No Class - Class will be made up April 20.</p> |

Class 20 -Wed., Mar. 31

Reflection 11 due.

Selma and the Voting Rights Act of 1965

- ❑ Eyes, pp. 250-87
- ❑ Michael Pertschuk, *Giant Killers* (Norton & Co. 1986), pp. 148-180 (CRM 856-87)
- ❑ Ira Glasser, *Drug Busts = Jim Crow*, *The Nation*, July 10, 2006, p. 24-26 (CRM 888-91)
- ❑ Liliana Segura, *Death Penalty : Lynching Law*, Letter to the Editor, *The Nation*, Aug. 28/Sept. 4, 2006, p. 2 (CRM 892)
- ❑ Jesse McKinley, California Letter Investigated for Warning to Immigrants (*N.Y. Times*, Oct. 18, 2006, at A20 (CRM 893-94)
- ❑ ACE, pp. 69-71, 73, 76-78

Optional Recommended Reading & Viewing:

- ❑ David J. Garrow, *Protest at Selma: Martin Luther King, Jr., and the Voting Rights Act of 1965* (Yale U. Press 1978)
- ❑ *South Carolina v. Katzenbach*, 383 U.S. 301 (1966)
- ❑ <http://www.achievement.org/autodoc/page/joh2int-1> (Interview with Judge Frank M. Johnson)
- ❑ *Williams v. Wallace*, 240 F. Supp. 100 (MD AL 1965)
- ❑ Jason de Parle, *The American Prison Nightmare*, *N.Y. Review of Books*, Vol. 54, No. 6 (April 12, 2007) <https://www.nybooks.com/articles/20056>

Class 21 - Mon., Apr. 5

Refection 12 due.

Question to consider: Why didn't the Freedom Walk "go . . . the way of the Freedom Riders . . .?", Arsenault, pp. 499

James Meredith's March Against Fear; The Black Panther Party; Black Power; The Chicago Seven

- Arsenault, pp. 496-99
- Dittmer, pp. 389-407 (CRM 895-916)
- Clayborne Carson, *Foreword*, and Julian Bond, *Preface*, in Philip S. Foner, *The Black Panthers Speak* (Da Capo Press 1970), pp. ix-xix (CRM 917-26)
- Howard Gillette, Jr., *Urban Renewal Revisited*, 33 *J. Urban Hist.* 342, 346-50 (2007) (re: Oakland Urban Renewal) (CRM 927-32)
- Hanrahan v. Hampton*, 446 U.S. 754 (1980) (CRM 933-36)
- Hanrahan v. Hampton*, 446 U.S. 1301 (1980) (denial of motion to recuse Mr. Justice Rehnquist) (CRM 937)
- Carson, pp. 215-28
- Peniel E. Joseph, *Black Power's Quiet Side*, *N.Y. Times*, June 19, 2006, A21 (CRM- 938-39)
- ACE, pp. 547-49, 662-64 (re: Lowndes County, Black Power)

Optional Recommended Viewing:

- Deacons for Defense* – a movie (starring Ossie Davis) based on the creation of the Deacons for Defense in Bogalooosa, LA

Optional Recommended Reading:

- Stokley Carmichael and Charles V. Hamilton, *Black Power: The Politics of Liberation in America* (Vintage 1967)
- Robert Self, "To Plan Our Liberation:" Black Power and the Politics of Place in Oakland, California, 1965-1977, 26 *J. Urban Hist.* 759, 767-87 (2000)
- Robert O. Self, *American Babylon: Race and The Struggle for Postwar Oakland* (Princeton U. Press 2003)
- Karen Ferguson, *Organizing the Ghetto: The Ford Foundation, CORE, and White Power in the Black Power Era, 1967-1969*, 34 *J. Urban Hist.* 67 (2007)
- Girard College Case; see Bearing 436

Class 22 - Wed., Apr. 7

SCLC and the Chicago Freedom Movement

- ❑ Bearing, pp. 431-73, 489-530
- ❑ ACE, pp. 508-11
- ❑ Gautreaux v. Chicago Housing Auth., 503 F.2d 930 (7th Cir. 1974), aff'd sub nom. Hills v. Gautreaux, 425 U.S. 284 (1976) (CRM 940-46)
- ❑ Leonard S. Rubinowitz and Kathryn Shelton, Non-Violent Direct Actions and the Legislative Process: The Chicago Freedom Movement and the Federal Fair Housing Act, 41 Ind. L. Rev. 663-64, 687-91, 702-15 (2008) (CRM 947-67)

Other Relevant Litigation

- ❑ Pennsylvania Bd. of Dirs. of City Trusts, 353 U.S. 230 (1957)
- ❑ Pennsylvania v. Brown, 392 F.2d 120 (3d Cir. 1968)

Optional Recommended Reading:

- ❑ James R. Ralph, Jr., Northern Protest: Martin Luther King, Jr., in Chicago, and the Civil Rights Movement (Harvard U. Press 1993)
- ❑ Leonard S. Rubinowitz & James E. Rosenbaum, Crossing the Class and Color Lines: From Public Housing to White Suburbia (U. Chicago Press 2002)
- ❑ Alexander Polikoff, Waiting for Gautreaux: A Story of Segregation, Housing, and the Black Ghetto (Northwestern U. Press 2006)
- ❑ Bearing, 436

Class 23, Mon., Apr. 12

Reflection 13 due.

The Civil Rights Movement and Economic Justice

- ❑ Risa L. Goluboff, *The Lost Promise of Civil Rights* (Harvard U Press 2007), pp. 7-15 (CRM 968-76)
- ❑ Taylor Branch, ACE 598-99
- ❑ *César Chávez on How it Began*, PTMB, pp. 393-5 (CRM 977-79)
- ❑ Bearing, pp. 530-41
- ❑ Dittmer, pp. 363-88 (CRM 980-1010)
- ❑ J. Mills Thornton III, *Dividing Lines: Municipal Politics and the Struggle for Civil Rights in Montgomery, Birmingham, and Selma* (U. AL Press 2004), pp. 420, 534 (CRM 1011-12)
- ❑ 100 in Selma, Ala., Get New Housing, N.Y. Times, December 25, 1986, p. 24 (CRM 1013)
- ❑ Ira Katznelson, *When Affirmative Action Was White: An Untold History of Racial Inequality in Twentieth-Century America* (W.W. Norton & Co. 2005), pp. 18-23 (CRM 1014-19)
- ❑ Michele Norris, “Still Hungry in America”: A Return to Mississippi (NPR, Dec. 6, 2006) (CRM 1020-2021)
- ❑ Vikki Valentine, Q & A: The Causes Behind Hunger in America (NPR, Dec. 6, 2006) (CRM 1022-24)
- ❑ Stephen Ohlemacher, Persistent Race Disparities Found: Minorities Still Lag in Income, Education, Census Data Shows, Assoc. Press, Nov. 14, 2006 (CRM 1025-26)
- ❑ Eduardo Porter, Study Finds Wealth Inequality is Widening Worldwide, N.Y. Times, Dec. 6, 2006 (CRM 1027-28)

Optional Recommended Reading:

- ❑ U.S. Riot Commission Report: Report of the National Commission on Civil Disorders, (Bantam 1968), pp. 1-14 [Kerner Cmsn.]
- ❑ Denton L. Watson, *Lion in the Lobby: Clarence Mitchell, Jr.'s Struggle for the Passage of Civil Rights Law* (William Morrow & Co. 1990), pp. 660-705
- ❑ Charles L. Black, Jr., Further Reflections on the Constitutional Justice of Livelihood, 86 Colum. L. Rev. 1103 (1986)
- ❑ Charles L. Black, Jr., A New Birth of Freedom: Human Rights, Named & Unnamed (Grosset/Putnam 1997)
- ❑ Peter B. Edelman, Toward a Comprehensive Antipoverty Strategy: Getting Beyond the Silver Bullet, 81 Geo. L.J. 1697 (1993)
- ❑ Melvin L. Oliver and Thomas M. Shapiro, *Black Wealth/White Wealth: A New Perspective on Racial Inequality* (Routledge 1995)

Optional Recommended Viewing:

- ❑ Chicano!
- ❑ Revolution 67 (California Newsreel)

Class 24 - Wed., Apr. 14

The Civil Rights Movement and The Vietnam War

- ❑ Bearing, pp. 458-59, 543-74
- ❑ William F. Pepper, *The Children of Vietnam*, Ramparts, January 1966, pp. 44-67, photographs only (CRM 1029-52)
- ❑ Rev. Dr. Martin Luther King, Jr., *Beyond Vietnam, Address delivered to the Clergy and Laymen Concerned about Vietnam, at Riverside Church* (New York City), April 4, 1967: http://www.stanford.edu/group/King/publications/speeches/Beyond_Vietnam.pdf (CRM 1053-64)
- ❑ Iraqi Children Suffering 'Alarming' Malnutrition: Survey, ABC News Online, May 15, 2006 (CRM 1065-66)
- ❑ Eric Lichtblau & Mark Mazzetti, Military Documents Hold Tips on Antiwar Activities: Material Collected in Error, Official Says, N.Y. Times, Nov. 21, 2006, A18 (CRM 1067-68)
- ❑ Natsu Taylor Saito, *Whose Liberty? Whose Security? The USA Patriot Act in the Context of COINTELPRO and the Unlawful Repression of Political Dissent*, 81 Or. L. Rev. 1051 (2002) (CRM 1069-84)

- ❑ Taylor Branch, ACE, 595-97

Relevant Decision:

- ❑ Powell v. McCormack, 395 U.S. 486 (1969)

Recommended Reading:

- ❑ Henry Mayer, All on Fire, William Lloyd Garrison and the Abolition of Slavery, pp. 110-12 (1998)
- ❑ Bond v. Floyd, 385 U.S. 116 (1966)
- ❑ Scott Shane, *For Some, Spying Controversy Recalls a Past Drama*, N.Y. Times, February 6, 2006, p. A18

Class 25 - Mon., Apr. 19

Reflection 14 due.

1968 – I: The Poor People’s Campaign and the Sanitation Workers’ Strike

- ❑ Bearing, pp. 575-625
- ❑ ACE, pp. 755-766
- ❑ Michael K. Honey, *Going Down Jericho Road: The Memphis Strike, Martin Luther King’s Last Campaign* (W.W. Norton & Co. 2007), pp. 411-12) (CRM 1085-86)
- ❑ Rev. Dr. Martin Luther King, Jr., *I See the Promised Land*, April 3, 1968: http://www.stanford.edu/group/King/publications/speeches/I%27ve_been_to_the_mountaintop.pdf (CRM 1087-93)
- ❑ John Branston, *In a City on the Move, a Civil War Issue Refuses to Die*, N.Y. Times, August 5, 2005, A14 (CRM 1094-95)

Highly Recommended Reading:

- ❑ Michael K. Honey, *Going Down Jericho Road: The Memphis Strike, Martin Luther King’s Last Campaign* (W.W. Norton & Co. 2007)

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| <p>Class 26 - Tues., Apr. 20</p> <p>Room 375</p> <p>6:00 - 8:30</p> <p>Quiz Due: Any time before exams end.</p> | <p>1968 - II: Housing</p> <ul style="list-style-type: none"> ❑ Florence Wagman Roisman, Affirmatively Furthering Fair Housing in Regional Housing Markets: The Baltimore Public Housing Desegregation Litigation, 42 Wake Forest L. Rev. 333 (2007) (CRM 1096-1154) <p>1968 - III: Conclusions</p> <ul style="list-style-type: none"> ❑ Carson, pp. 287-306 ❑ Jack Bass, Documenting the Orangeburg Massacre: Campus Killings of Black Students Received Little New Coverage in 1968, But a Book About Them Keeps Their Memory Alive (Nieman Reports 2003), pp. 8-11 (CRM 1155-58) ❑ Kent State, May 4, 1970: America Kills Its Children (The Ethical Spectacle, May 1995, http://www.spectacle.org) (CRM 1159-62) ❑ Elizabeth Martinez, Be Down with the Brown!, PTMB, pp. 320-28 (CRM 1163-71) ❑ Nelson Nagai, I Came from A Yellow Seed, PTMB, pp. 336-43 (CRM 1172-79) <p><u>Optional Recommended Reading:</u></p> <ul style="list-style-type: none"> ❑ Jones v. Mayer, 379 F.2d 33 (8th Cir. 1967) ❑ Jones v. Mayer, 392 U.S. 409 (1968) (CRM 1021-32) ❑ Linda Greenhouse, Becoming Justice Blackmun: Harry Blackmun's Supreme Courthouse Journey (Times Books 2005, pp. 29-30) ❑ Timeline Re: Jones v. Mayer ❑ Title VIII ❑ What Happened to the Revolt of the Black Athlete? A Look Back 30 Years Later, PTMB, pp. 401-405 ❑ Warren Goldstein, Unfair Play, N.Y. Times Book Review, July 23, 2006, p. 8 ❑ William C. Rhoden, Acceptance Still Lags for Black Quarterbacks, N.Y. Times, Jan 7, 2007, at § 8 (Sports) p. 1 ❑ Douglass Hartman, Race Culture, and the Revolt of the Black Athlete: The 1968 Olympic Protests and Their Aftermath (U. Chicago Press 2003) ❑ Amy Bass, Not the Triumph But The Struggle: The 1968 Olympics and The Making of the Black Athlete (U. MN Press 2002) ❑ Mara S. Sidney, <i>Images of Race, Class, and Markets: Rethinking the Origin of U.S. Fair Housing Policy</i>, 13 J. Pol'y. Hist. 181, 188-99 (2001), pp. 188-99 (CRM 1033-43) ❑ Charles Lamb, Housing Segregation in Suburban America since 1960: Presidential and Judicial Politics (Cambridge U. Press 2005), pp. 31-44 ❑ Nancy A. Denton, <i>Segregation and Discrimination in Housing</i>, in A Right to Housing: Foundation for a New Social Agenda, ed. Rachel G. Bratt et al. (Temple U. Press 2006), pp. 61-81 |
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