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## Research Guide

### Junior Politics Seminar: National Security and Civil Liberties, Fall 2004

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**Refining Your Research:** The following sources can provide you with a general overview and introduction to issues arising out of the conflict between civil liberties and national security concerns. They can help you to identify potential paper topics, and may prove useful at different stages in your research, analysis and writing as a source of background information. Use them as you begin to clarify and articulate the issues and questions you want to address, or when you simply need an introduction to novel concepts or terms. Be aware, however, that they may not be adequate authority to support your analyses and arguments.

#### Encyclopedias:

***Encyclopedia of the American Constitution, 2<sup>nd</sup> ed. (2000).*** KF4548 .E53 2000 [Social Science Reference Center (SSRC), Firestone]. Includes articles on such topics as National Security and the Fourth Amendment, as well as brief summaries of significant U.S. Supreme Court cases.

***The encyclopedia of civil rights in America (1998).*** E185.61 .E544 1998 vol. 1-3. [General Humanities and Reference (DR), Firestone]. Includes articles on such topics as immigration, the rights of aliens, Japanese-American internment, World Wars I and II, and cases, such as *Korematsu v. U.S.*

## Treatises and Reference Books:

***The Constitution of the United States of America: analysis and interpretation (1987)***. KF 4527 .U54 1996 [Social Science Reference Center (SSRC), Firestone]. The current 1992 edition with supplements for 1996, 1998 & 2000 is available at the U.S. government website GPO Access: <http://www.gpoaccess.gov/constitution/browse.html#1992>. This annotated edition of the U.S. Constitution prepared by the Library of Congress Congressional Research Service includes notes to cases decided by the Supreme Court of the United States. An extensive analytical scholarly comment on the Fourth Amendment includes a discussion of “warrantless ‘national security’ electronic surveillance,” as well as discussions of specific U.S. Supreme Court cases.

***National security law documents (1995)***, edited by John Norton Moore et al. KF 4651 .N38 1995 [Social Science Reference Center (SSRC), Firestone]. This anthology compiles key documents on national security and human rights under both international law and United States law, including the Universal Declaration of Human Rights, the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, and the National Security Act of 1947.

***A practical companion to the Constitution: how the Supreme Court has ruled on issues from abortion to zoning (1999)***, by Jethro K. Lieberman. KF4548 .L54 1999 [Social Science Reference Center (SSRC), Firestone]. Provides summaries, with references to cases, of the U.S. Supreme Court’s holdings on constitutional principles and issues, including National Security, War Power, Loyalty-Security Programs, and Sedition.

***Treatise on constitutional law: substance and procedure, 3<sup>rd</sup> ed., (1999)***, by Donald D. Rotunda and John E. Nowak. KF 4550 .R63 1999, vol. 1-5 [Social Science Reference Center (SSRC), Firestone]. This lawyers’ treatise surveys all aspects of American constitutional law, including such issues as the First and Fifth Amendment rights of journalists to report news regarding wars and the political questions doctrine.

## **Finding Resources on Current National Security-Related Civil Liberties**

**Issues:** Beyond the news media and the topics you are covering in class, the following sources can provide you with timely information on issues related to civil liberties and national security interests.

**CQ Researcher, 1991-present.** *CQ Researcher* provides a series of in-depth, non-biased, issue-oriented reports published weekly and available online at <http://library.cqpress.com/cqresearcher>. Each report summarizes a single current and controversial issue, and discusses many sides of the debate. Bibliographies and other aids to researchers are included. Users may browse through articles in the current issue or search for past articles using words, dates or other criteria. Recent reports on national security and civil liberties issues include: Homeland Security; Civil Liberties Debates; Re-examining 9/11; Presidential Power; Civil Liberties in Wartime; War on Terrorism; and Torture.

**Websites:** Many organizations monitor, litigate and lobby on behalf of civil liberties issues. The following organizations' websites can serve as an indicator of current controversies, and often provide extensive information and resources, such as leading judicial opinions, lawyers' briefs, key legislation and reports.

***Human Rights First*** (formerly the Lawyers Committee for Human Rights) (<http://www.humanrightsfirst.org/>). Human Rights First works in the United States and abroad to enforce human rights laws and principles. One of their current projects is devoted to different aspects of U.S. law and security issues, including the monitoring of military commission proceedings in Guantanamo Bay, Cuba. Materials available on this site include the court decisions, oral arguments, briefs and other documents in the cases of José Padilla and Yaser Hamdi, as well as the detentions at Guantanamo Bay (*Al Odah v. U.S.* and *Rasul v. Bush*). Additional national security-related issue information on immigrants and refugees, intelligence and privacy (The Patriot Act), open government, and global security and human rights also is available.

***Council on Foreign Relations*** (<http://cfrterrorism.org/security/liberties.html>). This site, which is maintained by the Council in cooperation with the Markle Foundation, is devoted to issues related to international terrorism. Its coverage of the issue includes a section, under the link above, on balancing security and civil liberties.

***American Civil Liberties Union*** ([www.aclu.org](http://www.aclu.org)). See material under "National Security."

The **American Library Association** ([www.ala.org](http://www.ala.org)) and the **Center for Democracy and Technology** (<http://www.cdt.org/>) are among the groups who are monitoring and lobbying against the USA Patriot Act.

**Research Note:** These websites are offered as sources for leads on current security-related civil liberties issues and controversies, as well as possible sources for information and authority. However, before you rely on a source found on a website to support your own arguments, be sure to evaluate the reliability of the information. Ascertain who is maintaining the site and try to determine their level of expertise. The sites listed above have a clear and explicit political bias. Is the website selective in its coverage of an issue or topic in its attempt to support its position? Is the information it provides current and up-to-date?

While much of the information on these sites is highly reliable, and includes well-organized access and links to primary sources that may be invaluable if not essential to your own analysis of an issue, it will no doubt be necessary to support your arguments with scholarship found in books and articles.

**Finding and Forming Arguments:** You can begin your research for books and articles to use in developing and articulating your own arguments with research tools found on the Princeton University Library homepage (<http://libweb.princeton.edu>).

**Finding Books:** Search the **online catalog** to find books and journals (not journal articles!) with a known title or author. If you are beginning your search for books, you can search by keywords or subject. Try starting with a keyword search using a single term or phrase, or use combined terms -- such as "security and civil and rights" -- to find books on concepts considered in relation to each other.

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<input type="checkbox"/> [ 1 ]	<a href="#">American national security and civil liberties in an era of terrorism / edited by David B. Cohen and John W. Wells.</a>		2004	
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**Title:** American national *security* and *civil* liberties in an era of terrorism / edited by David B. Cohen and John W. Wells.

**Edition:** 1st ed.

**Published/Created:** New York ; Houndmills, England : Palgrave Macmillan, 2004.

**Physical Description:** viii, 248 p. ; 25 cm.

**Electronic Access:** [Publisher description](#)  
[Table of contents](#)

**Location:** Firestone Library (F)

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**Status:** Not Charged

The record for a book shows its location and status – whether it is currently checked out or not. If a book is checked out or otherwise not available at Princeton, you can use Borrow Direct to borrow books from one of six cooperating university libraries.

To find other books on the same topic, view the record for a book under **long view** to show its subject headings, then click on a selected subject heading to find possible additional publications on the topic.

**Finding Articles:** Hundreds of searchable databases of indexed articles, some with full text, are available through the library's website (under Find Articles and Databases). Suggested databases in political science, law, history, philosophy (and political theory), and public policy include:

***America: History and Life:*** indexes books and journal articles (1954+) on the history of the United States and Canada from prehistory to the present.

***Hein-on-Line:*** a database of full-text law review and journal articles.

***Index to Legal Periodicals and Books:*** provides indexing of articles in leading legal journals and government publications, as well as approximately 1,400 monographs per year.

***International Political Science Abstracts (IPSA):*** index of articles from periodicals published throughout the world. The abstracts summarize the source articles. Articles in English are abstracted in English; those in other languages are abstracted in French. All titles translated into English.

***JStor:*** a searchable and browsable archive of full-text academic journals.

***Legaltrac:*** an index of legal periodicals, some with abstracts and full-text articles.

***PAIS: Public Affairs Information Service:*** indexes articles, books, conference proceedings, government documents, book chapters, and statistical directories about public affairs.

***Philosopher's Index:*** indexes and abstracts books and more than 480 journals of philosophy and related fields in many languages.

***Policy File:*** an index of research and publication abstracts addressing the complete range of public policy research.

***Social Sciences Abstracts Full Text:*** citations index with selected full-text access to international, English language journals in sociology, anthropology, geography, economics, political science and law.

**Retrieving articles:** Once you have found potentially relevant articles, search the online catalog for the journal title (not the article title!). Journals available electronically are included in the online catalog and listed in the E-Journals list on the Library's web page (under Electronic Resources > Electronic Journals).

## Finding U.S. Supreme Court Cases:

**With a Citation:** Books and articles on civil liberties issues will frequently reference U.S. Supreme Court and other federal court decisions. Citations are by volume and page number, with an abbreviated reference to a reporter. For example, 103 U.S. 168 refers to a case published in volume 103 of the *United States Reports*, starting on page 168. Decisions of the U.S Supreme Court are published in the following reporters, listed here with their abbreviated reference and locations in Firestone Library:

***United States Reports*** (U.S.) 7684.89.101.11 [Law Cases and Statutes (Law), Social Science Reference Center (SSRC), Firestone] and [Electronic Database: Hein-on-Line (1754 – 2003) (Library homepage, under Find Articles and Databases)].

***United States Supreme Court Reports - Lawyers' Edition*** (L.Ed.) 7684.89.101 [Law Cases and Statutes (Law), Social Science Reference Center (SSRC), Firestone].

***Supreme Court Reporter*** (S.Ct.) KF101 .A322 [Firestone] Vols. 1 – 112 (1882 – 1991) only.

***The United States Law Week, Supreme Court Today*** (U.S.L.W.) 7680.922 [Social Science Reference Center (SSRC), Firestone]. The most up-to-date print source for U.S. Supreme Court opinions.

***Official Website of the U.S. Supreme Court***  
(<http://www.supremecourtus.gov/>) Provides timely access to new (slip) opinions; a searchable record of the Court's docket; merits briefs (from 2003 – latest available); transcripts of selected oral arguments (from 2000 – latest available); and research guides on locating and retrieving briefs and oral arguments.

**Without a Citation:** Researching federal case law can be difficult and complicated. One source that systematically indexes and abstracts constitutional cases in one relatively easy-to-use source is:

***United States Code annotated. Constitution of the United States annotated; annotations from federal and state courts*** [Location: 7691.921 Law Cases and Statutes (LAW), Firestone]. Annotations of constitutional cases are organized by subject, with abstracts and citations to cases under each Article and Amendment of the Constitution.

A second reference source that indexes leading constitutional cases and provides summaries of their history and holdings is:

***The Oxford guide to United States Supreme Court decisions*, by Kermit L. Hall, editor (1999).** KF4548 .O97 1999 [Social Science Reference Center (SSRC), Firestone].

#### **Additional Information – Briefs, Oral Arguments and Other Cases:**

***Lexis Academic Universe and Westlaw Campus.*** (Library homepage, under Find Articles and Databases)]. Other cases, both federal and state, can be retrieved from the databases Lexis and Westlaw, by citation, with party names or by using keywords.

For additional information on finding federal case law, transcripts of attorneys' oral arguments or legal briefs (written arguments submitted to courts by attorneys or interested parties) at Princeton University Library, see the Legal Research Guide on the Library's homepage (<http://www.princeton.edu/~law/lawguide.html>). See the section on Case Law – United States (Federal).

**Drafting Legal Arguments:** While traditional style and citation guides, such as Chicago, Strunk or Turabian, will probably suffice for your seminar paper, legal analysis and writing sometimes presents unique dilemmas and challenges. The following legal style and citation manuals may be useful as you are writing and making reference to legal authority.

#### **Legal Writing Style Manuals:**

***Case analysis and fundamentals of legal writing*, by William P. Statsky (1984).** KF 240 .S78 1984 [Social Science Reference Center (SSRC), Firestone].

***Dictionary of modern legal usage*, by Bryan A. Garner (1995).** KF 156 .G367 1995. [Social Science Reference Center (SSRC), Firestone].

***Legal writing: sense and nonsense*, by David Mellinkoff (1982).** KF 250 .M44 1981b [Social Science Reference Center (SSRC) Firestone].

## Legal Citation Manuals:

***The Bluebook: a uniform system of citation, 17<sup>th</sup> ed. (2000).*** K50 .xU64 [Social Science Reference Center (SSRC), Ready Reference, Firestone]. The classic citation manual for sources of law

***User's guide to the Bluebook, by Alan L. Dworsky (2000).*** KF245 .D853 2000 [Social Science Reference Center (SSRC), Firestone]. This short guide simplifies and explains the often inscrutable citation rules found in The Bluebook.

***Prince's Bieber dictionary of legal citations: reference guide for attorneys, legal secretaries, paralegals, and law students, by Mary Miles Prince (2001).*** KF 246 .P73 2001 [Social Science Reference Center (SSRC), Ready Reference, Firestone]. This dictionary of legal abbreviations can help you to decipher references to legal sources you may encounter.