

H A R V A R D L A W R E V I E W

IN MEMORIAM: HARRY A. BLACKMUN

Justice Stephen Breyer

Judge Richard S. Arnold

Pamela S. Karlan

Judge Karen Nelson Moore

Norval Morris

THE SUPREME COURT, 1998 TERM

FOREWORD:

THE NEW CONSTITUTIONAL ORDER
AND THE CHASTENING OF
CONSTITUTIONAL ASPIRATION

Mark Tushnet

COMMENT:

SAENZ SANS PROPHECY: DOES THE
PRIVILEGES OR IMMUNITIES REVIVAL
PORTEND THE FUTURE — OR REVEAL
THE STRUCTURE OF THE PRESENT?

Laurence H. Tribe

LEADING CASES

THE STATISTICS

Copyright © 1999 by

THE HARVARD LAW REVIEW ASSOCIATION

GARDEN
ms 3 1
© 1999 by The Harvard Law Review Association

HARVARD LAW REVIEW

CONTENTS

IN MEMORIAM: HARRY A. BLACKMUN

<i>Justice Stephen Breyer</i>	I
<i>Pamela S. Karlan</i>	5
<i>Judge Richard S. Arnold</i>	10
<i>Judge Karen Nelson Moore</i>	17
<i>Norval Morris</i>	21

THE SUPREME COURT, 1998 TERM

Table of Contents	26
Table of Cases	28

Foreword:

The New Constitutional Order and the Chastening of Constitutional Aspiration. <i>Mark Tushnet</i>	29
---	----

Comment:

<i>Saenz Sans Prophecy: Does the Privileges or Immunities Revival Portend the Future — Or Reveal the Structure of the Present?</i> <i>Laurence H. Tribe</i>	110
---	-----

Leading Cases	200
I. Constitutional Law	200
A. Constitutional Structure	200
B. Criminal Law and Procedure	233
C. Due Process	276
D. Freedom of Speech	286
E. Seventh Amendment	296
II. Federal Jurisdiction and Procedure	306
A. Class Actions	306
B. Equity Jurisdiction	316

C O N T E N T S

III. Federal Statutes, Regulations, and Treaties. . . .	326
A. Americans with Disabilities Act	326
B. Census Act.	349
C. Civil Rights Acts	359
D. Criminal Law.	378
E. Native American Treaties	389
The Statistics	400