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### The Bill of Rights

### Creation and Reconstruction

Yale University Press Are the deep insights of Hugo Black, William Brennan, and Felix Frankfurter that have defined our cherished Bill of Rights fatally flawed? With meticulous historical scholarship and elegant legal interpretation a leading scholar of Constitutional law boldly answers yes as he explodes conventional wisdom about the first ten amendments to the U.S. Constitution in this incisive new account of our most basic charter of liberty. Akhil Reed Amar brilliantly illuminates in rich detail not simply the text, structure, and history of individual clauses of the 1789 Bill, but their intended relationships to each other and to other constitutional provisions. Amar's corrective does not end there, however, for as his powerful narrative proves, a later generation of antislavery activists profoundly changed the meaning of the Bill in the Reconstruction era. With the Fourteenth Amendment, Americans underwent a new birth of freedom that transformed the old Bill of Rights. We have as a result a complex historical document originally designed to protect the people against self-interested government and revised by the Fourteenth Amendment to guard minority against majority. In our continuing battles over freedom of religion and expression, arms bearing, privacy, states' rights, and popular sovereignty, Amar concludes, we must hearken to both the Founding Fathers who created the Bill and their sons and daughters who reconstructed it. Amar's landmark work invites citizens to a deeper understanding of their Bill of Rights and will set the basic terms of debate about it for modern lawyers, jurists, and historians for years to come.

### The Bill of Rights

### Creation and Reconstruction

Everbind

### Freedom of Expression

### The Revolutionary Roots of American and French Legal Thought

Cambridge University Press A comparison of French and American approaches to freedom of expression, with reference to the historical, social and philosophical contexts.

## The Militia and the Right to Arms, Or, How the Second Amendment Fell Silent

Duke University Press Provides a historically grounded examination of the original meaning of the 2nd Amendment and an interpretation of the rights it safeguards (or doesn't) in the light of that historical understanding./div

## Gender Equality

## Dimensions of Women's Equal Citizenship

Cambridge University Press Examines the persisting inequality between formal commitments to gender equality and equal citizenship.

## Religious Liberty

## Essays on First Amendment Law

Cambridge University Press These essays focus on the intellectual and philosophical roots of religious liberty and the confrontations with the authority of secular law. The book is aimed at researchers, graduate students and undergraduates in constitutional law, political science, government, constitutional religion and public affairs courses, as well as courses on the First Amendment.

## The Blessings of Liberty

## A Concise History of the Constitution of the United States

Rowman & Littlefield This concise, accessible text by historian Michael Benedict provides students with a history of American constitutional development in the context of political, economic, and social change. The fourth edition is updated to include the 2016 election, the Trump administration, the 2020 election, and the first activities of the Biden administration.

## The Second Reconstruction

## A History of the Modern Civil Rights Movement

Krieger Publishing Company This text traces the history of the civil rights movement in the years following World War II, to the present day. Issues discussed the Civil Rights Act of 1964, the Voting Rights of 1965, and the Northern Ireland ghetto's.

## The Republican Treason

## Republican Fascism Exposed

Algora Publishing This book is a polemic directed against the Republican Party and the conservative movement, in mostly their own words. It alleges that the Republican Party is fascist and treasonous, defines those terms, and offers quoted testimony in support of that claim. It describes the US policy of political warfare across the world that was originated by the Eisenhower administration and is still continuing. Democratic movements have been attacked then on the false claim that they were communistic and on the false claim now that they are terroristic and a threat to US security. Highlighting similarities.

## Asian American Studies Now

### A Critical Reader

Rutgers University Press Asian American Studies Now truly represents the enormous changes occurring in Asian American communities and the world, changes that require a reconsideration of how the interdisciplinary field of Asian American studies is defined and taught. This comprehensive anthology, arranged in four parts and featuring a stellar group of contributors, summarizes and defines the current shape of this rapidly changing field, addressing topics such as transnationalism, U.S. imperialism, multiracial identity, racism, immigration, citizenship, social justice, and pedagogy. Jean Yu-wen Shen Wu and Thomas C. Chen have selected essays for the significance of their contribution to the field and their clarity, brevity, and accessibility to readers with little to no prior knowledge of Asian American studies. Featuring both reprints of seminal articles and groundbreaking texts, as well as bold new scholarship, Asian American Studies Now addresses the new circumstances, new communities, and new concerns that are reconstituting Asian America.

## The Concise Princeton Encyclopedia of American Political History

Princeton University Press An essential guide to U.S. politics, from the founding to today With 150 accessible articles written by more than 130 leading experts, this essential reference provides authoritative introductions to some of the most important and talked-about topics in American history and politics, from the founding to today. Abridged from the acclaimed Princeton Encyclopedia of American Political History, this is the only single-volume encyclopedia that provides comprehensive coverage of both the traditional topics of U.S. political history and the broader forces that shape American politics--including economics, religion, social movements, race, class, and gender. Fully indexed and cross-referenced, each entry provides crucial context, expert analysis, informed perspectives, and suggestions for further reading. Contributors include Dean Baker, Lewis Gould, Alex Keyssar, James Kloppenberg, Patricia Nelson Limerick, Lisa McGirr, Jack Rakove, Nick Salvatore, Stephen Skowronek, Jeremi Suri, Julian Zelizer, and many more. Entries cover: Key political periods, from the founding to today Political institutions, major parties, and founding documents The broader forces that shape U.S. politics, from economics, religion, and social movements to race, class, and gender Ideas, philosophies, and movements The political history and influence of geographic regions

## To Secure These Rights

### The Declaration of Independence and Constitutional Interpretation

NYU Press To Secure These Rights enters the fascinating--and often contentious--debate over constitutional interpretation. Scott Douglas Gerber here argues that the Constitution of the United States should be interpreted in light of the natural rights political philosophy of the Declaration of Independence and that the Supreme Court is the institution of American government that should be primarily responsible for identifying and applying that philosophy in American life. Importantly, the theory advanced in this book--what Gerber calls liberal originalism--is neither consistently liberal nor consistently conservative in the modern conception of those terms. Rather, the theory is liberal in the classic sense of viewing the basic purpose of government to be safeguarding the natural rights of individuals. As Thomas Jefferson wrote in the Declaration of Independence, to secure these rights, governments are instituted among men. In essence, Gerber maintains that the Declaration articulates the philosophical ends of our nation and that the Constitution embodies the means to effectuate those ends. Gerber's analysis reveals that the Constitution cannot be properly understood without recourse to history, political philosophy, and law.

## Free Speech, “The People’s Darling Privilege” Struggles for Freedom of Expression in American History

Duke University Press Modern ideas about the protection of free speech in the United States did not originate in twentieth-century Supreme Court cases, as many have thought. *Free Speech, “The People’s Darling Privilege”* refutes this misconception by examining popular struggles for free speech that stretch back through American history. Michael Kent Curtis focuses on struggles in which ordinary and extraordinary people, men and women, black and white, demanded and fought for freedom of speech during the period from 1791—when the Bill of Rights and its First Amendment bound only the federal government to protect free expression—to 1868, when the Fourteenth Amendment sought to extend this mandate to the states. A review chapter is also included to bring the story up to date. Curtis analyzes three crucial political struggles: the controversy that surrounded the 1798 Sedition Act, which raised the question of whether criticism of elected officials would be protected speech; the battle against slavery, which raised the question of whether Americans would be free to criticize a great moral, social, and political evil; and the controversy over anti-war speech during the Civil War. Many speech issues raised by these controversies were ultimately decided outside the judicial arena—in Congress, in state legislatures, and, perhaps most importantly, in public discussion and debate. Curtis maintains that modern proposals for changing free speech doctrine can usefully be examined in the light of this often ignored history. This broader history shows the crucial effect that politicians, activists, ordinary citizens—and later the courts—have had on the American understanding of free speech. Filling a gap in legal history, this enlightening, richly researched historical investigation will be valuable for students and scholars of law, U.S. history, and political science, as well as for general readers interested in civil liberties and free speech.

## Reconstruction and the Arc of Racial (in)Justice

Edward Elgar Publishing This collection of original essays and commentary considers not merely how history has shaped the continuing struggle for racial equality, but also how backlash and resistance to racial reforms continue to dictate the state of race in America. Informed by a broad historical perspective, this book focuses primarily on the promise of Reconstruction, and the long demise of that promise. It traces the history of struggles for racial justice from the post US Civil War Reconstruction through the Jim Crow era, the Civil Rights and Voting Rights decades of the 1950s and 1960s to the present day.

## The Second Founding: How the Civil War and Reconstruction Remade the Constitution

W. W. Norton & Company From the Pulitzer Prize-winning scholar, a timely history of the constitutional changes that built equality into the nation’s foundation and how those guarantees have been shaken over time. The Declaration of Independence announced equality as an American ideal, but it took the Civil War and the subsequent adoption of three constitutional amendments to establish that ideal as American law. The Reconstruction amendments abolished slavery, guaranteed all persons due process and equal protection of the law, and equipped black men with the right to vote. They established the principle of birthright citizenship and guaranteed the privileges and immunities of all citizens. The federal government, not the states, was charged with enforcement, reversing the priority of the original Constitution and the Bill of Rights. In grafting the principle of equality onto the Constitution, these revolutionary changes marked the second founding of the United States. Eric Foner’s compact, insightful history traces the arc of these pivotal amendments from their dramatic origins in pre-Civil War mass meetings of African-American “colored citizens” and in Republican party politics to their virtual nullification in the late nineteenth century. A series of momentous decisions by the Supreme Court narrowed the rights guaranteed in the amendments, while the states actively undermined them. The Jim Crow system was the result. Again today there are serious political challenges to birthright citizenship, voting rights, due process, and equal protection of the law. Like all great works of history, this one informs our understanding of the present as well as the past: knowledge and vigilance are always necessary to secure our basic rights.

## Paying your own way : creating a fair standard for attorney’s fee awards in

## establishment clause cases : hearing

[DIANE Publishing](#)

### Current Law Index

## Making America: A History of the United States, Volume 1: To 1877, Brief

[Cengage Learning MAKING AMERICA: A HISTORY OF THE UNITED STATES, BRIEF SIXTH EDITION](#), presents history as a dynamic process shaped by human expectations, difficult choices, and often the surprising consequences. With this focus on history as a process, MAKING AMERICA encourages readers to think historically and to develop into citizens who value the past. The clear chronology, straightforward narrative, and strong thematic structure emphasize communication over intimidation and appeal to readers of varied learning levels. The Brief Sixth Edition retains a hallmark feature of the MAKING AMERICA program: pedagogical tools that allow readers to master complex material and enable them to develop analytical skills. Every chapter has chapter outlines, chronologies, focus questions, and on-page glossaries (defining both key terms and general vocabulary) to provide guidance throughout the text; the open, inviting design allows readers to access and use pedagogy to improve learning. A wealth of images throughout provides a visual connection to the past, with captions that help readers analyze the subject of the painting, photograph, or artifact from an historical point of view. Investigating America gets to the heart of learning history: reading and analyzing primary sources. A new feature, In The Wider World introduces a global perspective for each chapter. In addition, a new map program provides clear, visually engaging maps with globe insets to put the map in a global context. Available in the following split options: [MAKING AMERICA, Brief Sixth Edition Complete, Volume 1: To 1877](#), and [Volume 2: Since 1865](#). Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

## Making America: A History of the United States, Brief

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## Seattle University Law Review

## Cengage Advantage Books: Making America: A History of the United States

[Cengage Learning](#) Developed to meet the demand for a low-cost, high-quality history book, this economically priced version of MAKING AMERICA, Seventh Edition offers readers the complete narrative while limiting the number of features, photos, and maps. All volumes feature a two-color paperback format that appeals to those seeking a comprehensive, trade-sized history text. Shaped with a clear political chronology, MAKING AMERICA reflects the variety of individual experiences and cultures that comprise American society. For instructors whose classrooms mirror the diversity of today's college students, the clear narrative, together with an integrated program of learning and teaching aids, makes the historical content vivid and comprehensible to students at all levels of preparedness. MAKING



AMERICA is available in the following options: CENGAGE ADVANTAGE BOOKS: MAKING AMERICA, Seventh Edition (Chapters 1–29); Volume 1: To 1877 (Chapters 1-15); Volume 2: Since 1865 (Chapters 15-29). Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

## Cengage Advantage Books: Making America, Volume 1 To 1877: A History of the United States

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## Minnesota Law Review

### Long Road to Justice - The Civil Rights Division at 50

Until the late nineteenth century, African Americans in the United States, particularly in the American South, were regarded both politically and socially as second-class citizens. Though the 13th, 14th, and 15th Amendments to the Constitution had been ratified, they were not being implemented with the full force of the law. Moreover, the courts and the federal government had nullified much of the Reconstruction-era Civil Rights Acts. In 1939, the Justice Department established a Civil Rights Section within its Criminal Division for criminal prosecutions of peonage and involuntary servitude cases, as well as for prosecutions under the remaining Civil Rights Acts. The Section was given limited authority and a small staff. Fighting a World War against Nazism, however, made it increasingly difficult for the United States to defend racial discrimination within its own borders, especially while African-American troops were committed to the struggle for anti-discrimination abroad. The return of Black veterans to the home front provided local leadership and a political framework for civil rights protest that the federal government could no longer ignore. President Truman established a Committee on Civil Rights in 1946. Its 1947 report, *To Secure These Rights*, recommended comprehensive civil rights legislation as well as the creation of a Civil Rights Division within the Justice Department. Although President Eisenhower did not embrace civil rights as a political priority within the Administration, Attorney General Herbert Brownell advocated additional governmental efforts. Brownell collaborated with civil rights organizations, including the Leadership Conference on Civil Rights, to propose a civil rights bill that would require both civil remedies and criminal penalties for civil rights violations. On September 9, 1957, President Dwight Eisenhower signed the Civil Rights Act of 1957, the first civil rights legislation since Reconstruction. While the Act could not implement everything necessary to protect the political, social, and economic rights of African Americans, it did authorize three important features: a position for an Assistant Attorney General for Civil Rights within the Department of Justice; the creation of the United States Commission on Civil Rights; and the use of civil suits against voting discrimination. On December 9, 1957, Attorney General William P. Rogers signed AG Order No. 155-57, formally establishing the Civil Rights Division of the Department of Justice. In the 50 years since its creation, the Division has been instrumental in promoting equal justice for all Americans. The following report discusses the efforts of the Civil Rights Division over the past 50 years to eliminate discrimination in the areas of education, employment, housing, voting, criminal justice, and public accommodations. We provide the historical context for the Division's involvement in each area, outline the Division's landmark achievements, and assess the challenges it currently faces in securing equal and impartial administration of justice under the law. Finally, we provide recommendations for the Division to consider as it sets out to achieve its mission of effective civil rights enforcement over the next 50 years. We invite the Division, Congress, and the public to examine and reflect on this report as a piece of an ongoing dialogue regarding how best to secure and protect the civil rights of the American people.

## Catalogue of the Public Documents of the ... Congress and of All Departments of the Government of the United States for the Period from ... to ...

### Making America: A History of the United States

Cengage Learning Shaped with a clear political chronology, MAKING AMERICA reflects the variety of individual experiences and cultures that comprise American society. The book's clear and helpful presentation speaks directly to students, sparking their curiosity and inviting them to "do history" as well as read about it. For instructors whose classrooms mirror the diversity of today's college students, the strongly chronological narrative, together with visuals and an integrated program of learning and teaching aids, makes the historical content vivid and comprehensible to students at all levels of preparedness. Available in the following split options: MAKING AMERICA, Seventh Edition (Chapters 1-29), ISBN: 978-1-285-19479-0; Volume I: To 1877 (Chapters 1-15), ISBN: 978-1-285-19480-6; Volume II: Since 1865 (Chapters 15-29), ISBN: 978-1-285-19481-3. Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

### Biographical Dictionary of the Union

### Northern Leaders of the Civil War

Greenwood Publishing Group Provides entries on 872 men and women who influenced public policy, opinion, and events in the Union.

### Making America: A History of the United States, Volume II: Since 1865

Cengage Learning Shaped with a clear political chronology, MAKING AMERICA reflects the variety of individual experiences and cultures that comprise American society. The book's clear and helpful presentation speaks directly to students, sparking their curiosity and inviting them to "do history" as well as read about it. For instructors whose classrooms mirror the diversity of today's college students, the strongly chronological narrative, together with visuals and an integrated program of learning and teaching aids, makes the historical content vivid and comprehensible to students at all levels of preparedness. Available in the following split options: MAKING AMERICA, Seventh Edition (Chapters 1-29), ISBN: 978-1-285-19479-0; Volume I: To 1877 (Chapters 1-15), ISBN: 978-1-285-19480-6; Volume II: Since 1865 (Chapters 15-29), ISBN: 978-1-285-19481-3. Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

### Processes of Constitutional Decisionmaking

### Cases and Materials

Aspen Publishing Processes of Constitutional Decisionmaking: Cases and Materials, Eighth Edition

### The Forgotten Ninth Amendment

# A Call for Legislative and Judicial Recognition of Rights Under Social Conditions of Today

The Lawbook Exchange, Ltd.

## The Oxford Handbook of the U.S. Constitution

Oxford University Press The Oxford Handbook of the U.S. Constitution offers a comprehensive overview and introduction to the U.S. Constitution from the perspectives of history, political science, law, rights, and constitutional themes, while focusing on its development, structures, rights, and role in the U.S. political system and culture. This Handbook enables readers within and beyond the U.S. to develop a critical comprehension of the literature on the Constitution, along with accessible and up-to-date analysis. The historical essays included in this Handbook cover the Constitution from 1620 right through the Reagan Revolution to the present. Essays on political science detail how contemporary citizens in the United States rely extensively on political parties, interest groups, and bureaucrats to operate a constitution designed to prevent the rise of parties, interest-group politics and an entrenched bureaucracy. The essays on law explore how contemporary citizens appear to expect and accept the exertions of power by a Supreme Court, whose members are increasingly disconnected from the world of practical politics. Essays on rights discuss how contemporary citizens living in a diverse multi-racial society seek guidance on the meaning of liberty and equality, from a Constitution designed for a society in which all politically relevant persons shared the same race, gender, religion and ethnicity. Lastly, the essays on themes explain how in a "globalized" world, people living in the United States can continue to be governed by a constitution originally meant for a society geographically separated from the rest of the "civilized world." Whether a return to the pristine constitutional institutions of the founding or a translation of these constitutional norms in the present is possible remains the central challenge of U.S. constitutionalism today.

## Constitutional commentary

## Land and Housing Rights in South Africa and Their Compatibility with International Human Rights Norms

"The April 1994 elections in South Africa, which witnessed the ANC gain a determinant majority in national government, shifted the struggle in that country from national liberation and enfranchisement to economic empowerment for the black majority. The South African Government, facing millions of restitution of land claims and a national demand for effective access to land and adequate housing, has had to elaborate concrete legal implementation mechanisms to deliver land and housing for the majority of the population. Constitutionalism, through the entrenchment of land rights in a bill of rights, and the creation of a national socio-economic program to meet the basic needs of landless and homeless South Africans (Reconstruction and Development Program or RDP), have been the methods favored by the Government of National Unity (GNU) to address land and housing issues in the new South Africa. Strong pressure has been put on Mandela's Government to bring about fundamental economic and social transformation. The GNU presently has the responsibility to ensure a speedy advance with its programs of housing and land redistribution and restitution. The international instruments on economic and social rights have inspired Chapter 3 of the Interim Constitution, which contains a Bill of Rights, as well as the drafting of the Reconstruction and Development Program. Although these two national legal documents guarantee substantial economic and social rights, the difficulty that lies ahead is the establishment of a process to implement these entitlements. The socio-economic transformation that will take place in South Africa in the coming years will serve as a test-case and will hopefully encourage legal scholars and practitioners to become more sensitive to the importance of designing delivery mechanisms for these rights. With the high level of expectations and violence experienced in South Africa's rural and urban areas, a great deal is at stake in relation to land reform and t" --



## Creating Boundaries

### The Politics of Race and Nation

Lynne Rienner Publishers This work analyses common conceptions about the relationship - or lack of one - between race and nationalism. Case studies of Australia, Britain and South Africa are provided. The author has also written Domination, Resistance, and Social Change in South Africa: The Local Effects of Global Power.

### American Pageant

Cengage Learning THE AMERICAN PAGEANT enjoys a reputation as one of the most popular, effective, and entertaining texts on American history. The colorful anecdotes, first-person quotations, and trademark wit bring American history to life. The 16th edition includes a major revision of Part Six (the period from 1945 to the present), reflecting recent scholarship and providing greater thematic coherence. The authors also condensed and consolidated material on the Wilson presidency and World War I (formerly Chapters 29 and 30) into a new single chapter. A new feature, "Contending Voices," offers paired quotes from original historical sources, accompanied by questions that prompt students to think about conflicting perspectives on controversial subjects. Additional pedagogical aids make THE AMERICAN PAGEANT accessible to students: part openers and chapter-ending chronologies provide a context for the major periods in American history, while other features present additional primary sources, scholarly debates, and key historical figures for analysis. Available in the following options: THE AMERICAN PAGEANT, Sixteenth Edition (Chapters 1–41); Volume 1: To 1877 (Chapters 1–22); Volume 2: Since 1865 (Chapters 22–41). Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.

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## Overruled: The Long War for Control of the U.S. Supreme Court

St. Martin's Press Should the Supreme Court defer to the will of the majority and uphold most democratically enacted laws? Or does the Constitution empower the Supreme Court to protect a broad range of individual rights from the reach of lawmakers? In this timely and provocative book, Damon Root traces the long war over judicial activism and judicial restraint from its beginnings in the bloody age of slavery, the Civil War, and Reconstruction to its central role in today's blockbuster legal battles over gay rights, gun control, and health care reform. It's a conflict that cuts across the political spectrum in surprising ways and makes for some unusual bedfellows. Judicial deference is not only a touchstone of the Progressive left, for example, it is also a philosophy adopted by many members of the modern right. Today's growing camp of libertarians, however, has no patience with judicial restraint and little use for majority rule. They want the courts and judges to police the other branches of government, and expect Justices to strike down any state or federal law that infringes on their bold constitutional agenda of personal and economic freedom. Overruled is the story of two competing visions, each one with its own take on what role the government and the courts should play in our society, a fundamental debate that goes to the very heart of our constitutional system.

## America's Constitution

### A Biography

Random House In America's Constitution, one of this era's most accomplished constitutional law scholars, Akhil Reed Amar, gives the first comprehensive account of one of the world's great political texts. Incisive, entertaining, and occasionally controversial, this "biography" of America's framing document explains not only what the Constitution says but also why the Constitution says it. We all know this much: the Constitution is neither immutable nor perfect. Amar shows us how the story of this one relatively compact document reflects the story of America more generally. (For example, much of the Constitution, including the glorious-sounding "We the People," was lifted from existing American legal texts, including early state constitutions.) In short, the Constitution was as much a product of its environment as it was a product of its individual creators' inspired genius. Despite the Constitution's flaws, its role in guiding our republic has been nothing short of amazing. Skillfully placing the document in the context of late-eighteenth-century American politics, America's Constitution explains, for instance, whether there is anything in the Constitution that is unamendable; the reason America adopted an electoral college; why a president must be at least thirty-five years old; and why—for now, at least—only those citizens who were born under the American flag can become president. From his unique perspective, Amar also gives us unconventional wisdom about the Constitution and its significance throughout the nation's history. For one thing, we see that the Constitution has been far more democratic than is conventionally understood. Even though the document was drafted by white landholders, a remarkably large number of citizens (by the standards of 1787) were allowed to vote up or down on it, and the document's later amendments eventually extended the vote to virtually all Americans. We also learn that the Founders' Constitution was far more slavocratic than many would acknowledge: the "three fifths" clause gave the South extra political clout for every slave it owned or acquired. As a result, slaveholding Virginians held the presidency all but four of the Republic's first thirty-six years, and proslavery forces eventually came to dominate much of the federal government prior to Lincoln's election. Ambitious, even-handed, eminently accessible, and often surprising, America's Constitution is an indispensable work, bound to become a standard reference for any student of history and all citizens of the United States.

## A People and a Nation: A History of the United States

Cengage Learning A PEOPLE AND A NATION is a best-selling text offering a spirited narrative that tells the stories of all people in the United States. The authors' attention to race and racial identity and their inclusion of everyday people and popular culture brings history to life, engaging readers and encouraging them to imagine what life was really like in the past. In the tenth edition, the number of chapters has been reduced from 33 to 29, making the text easier to assign in a typical semester. Important Notice: Media content referenced within the product description or the product text may not be available in the ebook version.