LINCOLN CAPLAN On the Elitism of Blawgs

KERMIT ROOSEVELT A Clerk's Catharsis: New Fiction

> RODERICK M. HILLS JR. Federalism for Donkeys

ega affairs



he Brains Benno Back

Who did the thinking and the writing for Justice Harry Blackman when he was a member of the Supreme Court?





The Brains Behind Blackmun page 26

THE BRAINS BEHIND BLACKMUN

Härry Blackmun's papers reveal that, more than any justice in memory, he gave his law clerks control over his thinking and writing when he was on the Supreme Court.

BY DAVID I. GARROW

UNBECOMING JUSTICE BLACKMUN

Becoming Justice Blackmun, Linda Greenhouse's new book, reveals a justice who cared more about politics than about women's rights.

BY WILLIAM SALETAN

8 A MEASURE OF TRUTH

Walker Eliot's Supreme Court clerkship: An excerpt from the forthcoming novel *In the Shadow of the Law*.

BY KERMIT ROOSEVELT

THE FEDERALIST CAPERS

What history can teach Democrats about surviving a Republican federal government.

BY RODERICK M. HILLS JR.

46 A DIRTY LITTLE SECRET

Soot: the carcinogenic, climate-changing grime no one talks about.

BY ERIC REDMAN

51 JUSTICE ON THE HALF SHELL

Louisiana's oyster farmers get a raw deal in court.

BY AARON KURILOFF

54 THE PRINCE OF DARKNET

Why is a trafficker in pirated movies sailing to Hollywood's rescue?

BY JOSEPH D. LASICA

11月日曜日2月 日報日 1 日 - 大学日本部開発電影の日本報報を発送する。

cover art by ALAN DINGMAN

REVIEWS

ACADEMY

58 Oh, God Does denying a belief in a deity's influence over the law muck up legal thought?
BY SCOTT SHAPIRO
AND ALISON MACKEEN

PRACTICE

62 A Vast Right-Wing Conspiracy It's neither vast nor a conspiracy. Discuss. BY JONATHAN H. ADLER

ELSEWHERE

66 The right to destroy your favorite toy—and other pursuits from the nation's law reviews.

ACADEMY

68 License to Wardrive Searching for wireless Internet connections is legal. Using them isn't.

BY BRENDAN I. KOERNER

EXHIBIT

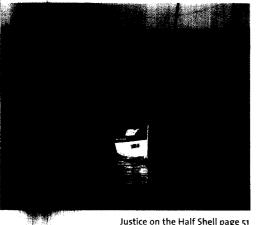
72 The P-38 Lightning



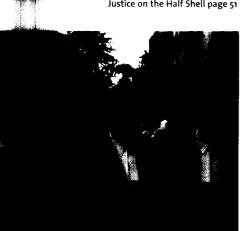
legal**affairs** 5

affairs

May | June 2005



Justice on the Half Shell page 51



Made in India page 10

- 1 Blawgs BY LINCOLN CAPLAN
- 6 LETTERS

SCENES

- 8 Double Daylight In Indiana, time wounds more than it heals. BY MARGOT SANGER-KATZ
- 10 Made in India Are your lawyers in New York or New Delhi? BY DANIEL BROOK
- 13 Sleepstalking A child molester pleads unconsciousness. BY AARON DALTON
- 14 Rodzilla Dickie Scruggs takes on the welding industry. BY SUZANNE SATALINE
- 16 Old Yeller The illustrious history of the yellow legal pad. BY SUZANNE SNIDER

THE PRUDENT JURIST

19 Are lawyers "doctors"? BY WILLIAM H. SIMON

ARGUMENTS

- 20 Paying for Patents Why we should tax patents the same way we tax real estate.
 - BY JOSH ROSENBLUM
- 23 Show Us the Money Lawsuits are prying open the hidden investments of public pension funds, but disclosure comes at a price. BY RICARDO BAYON