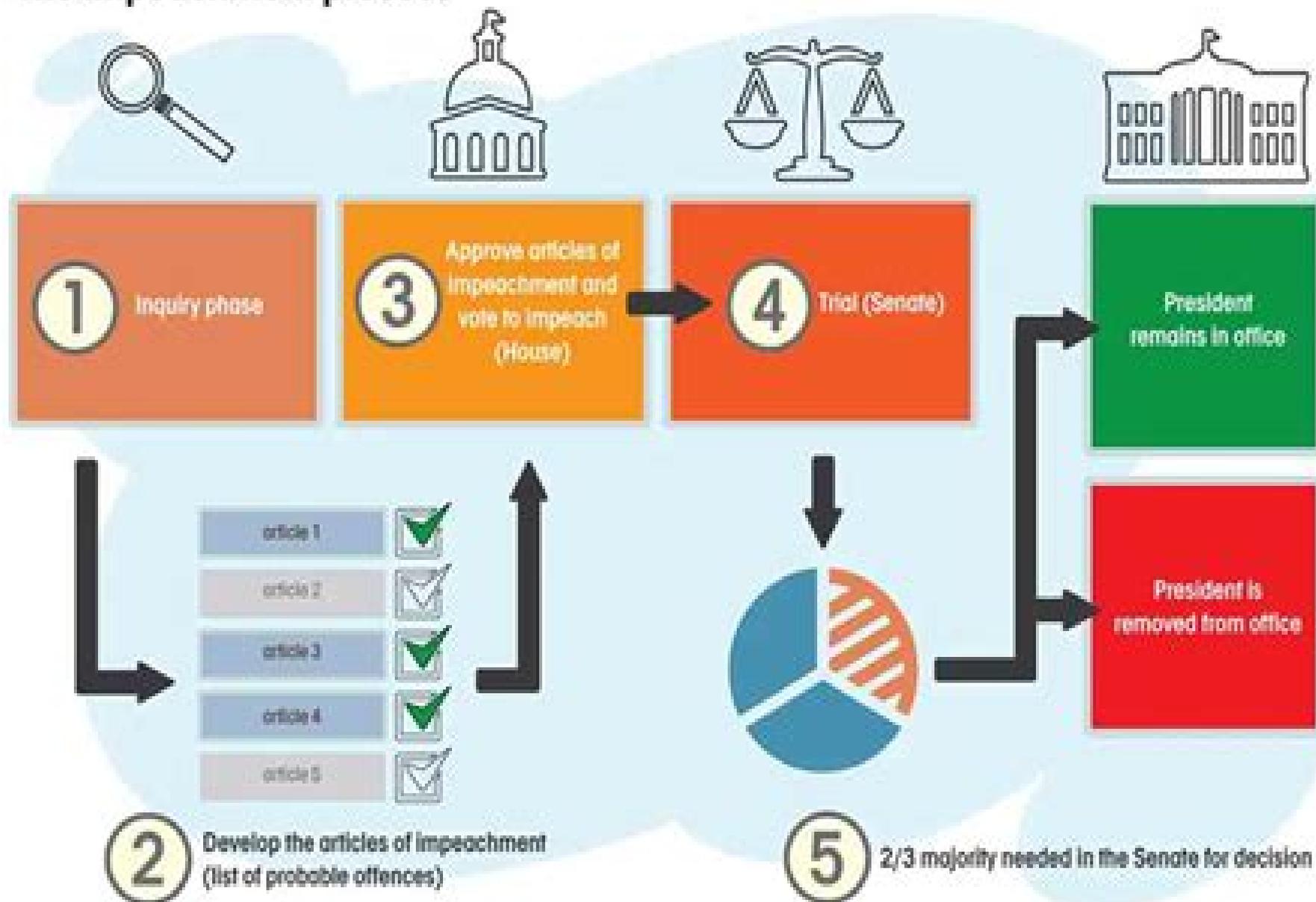


# The impeachment process



# The Federal Impeachment Process

**Carl Leon Bankston**



## **The Federal Impeachment Process:**

*The Federal Impeachment Process* Michael J. Gerhardt, 2000-06-15 Michael Gerhardt examines the likely political and constitutional consequences of President Clinton's impeachment and trial. Placing the President's acquittal in historical perspective, he argues that it is consistent with the process as it has evolved over the last two centuries.

**The Federal Impeachment Process** Michael J. Gerhardt, 2000 Throughout President Clinton's impeachment proceedings, the contending sides agreed on very little. One exception was *The Federal Impeachment Process*, the most complete analysis of the constitutional and legal issues raised in every impeachment proceeding in American history. In this edition, Michael Gerhardt draws on his experience as a commentator and expert witness to examine the likely political and constitutional consequences of President Clinton's impeachment and trial. Placing the President's acquittal in historical perspective, he argues that it fits easily within the impeachment process as it has evolved over the past two centuries. Impeachment, he shows, is an inherently political process designed to expose and remedy political crimes. Subject neither to judicial review nor to presidential veto, it is a unique congressional power that involves both political and constitutional considerations, including the gravity of the offense, the harm to the constitutional order, and the link between an official's misconduct and duties. Significantly updated, this book will be the standard work on the federal impeachment process for years to come. On the first edition, *The Federal Impeachment Process* was the most comprehensive analytic study of the federal impeachment process to date. Choice: This book is, by some margin, the most successful analysis of impeachment issues to have been written, and it will be the standard work for years to come.

Constitutional Commentary [The Federal Impeachment Process](#) Thomas C. Kingsley, 1974

**The Federal Impeachment Process** Michael J. Gerhardt, 2019-04-12 As President Trump and Congressional Democrats battle over the findings of the Mueller report, talk of impeachment is in the air. But what are the grounds for impeaching a sitting president? Who is subject to impeachment? Is impeachment effective as a safeguard against presidential misconduct? What challenges does today's highly partisan political climate pose to the impeachment process, and what, if any, meaningful alternatives are there for handling presidential misconduct? For more than twenty years, *The Federal Impeachment Process* has served as the most complete analysis of the constitutional and legal issues raised in every impeachment proceeding in American history. Impeachment, Michael J. Gerhardt shows, is an inherently political process designed to expose and remedy political crimes: serious breaches of duty or injuries to the Republic. Subject neither to judicial review nor to presidential veto, it is a unique congressional power that involves both political and constitutional considerations, including the gravity of the offense, the harm to the constitutional order, and the link between an official's misconduct and duties. For this third edition, Gerhardt updates the book to cover cases since President Clinton, as well as recent scholarly debates. He discusses the issues arising from the possible impeachment of Donald Trump, including whether a sitting president may be investigated, prosecuted, and convicted for criminal misconduct, or whether impeachment and conviction in Congress is the only way to sanction a sitting

president what the Emoluments Clause means and whether it might provide the basis for the removal of the president whether gross incompetence may serve as the basis for impeachment and the extent to which federal conflicts of interest laws apply to the president and other high ranking officials Significantly updated this book will remain the standard work on the federal impeachment process for years to come **Impeaching Clinton** Nicol C. Rae, Colton C. Campbell, 2004 Analysis of the impeachment and portrayal of the partisan and ideologically polarized state of American politics at the turn of the century Argues that the battle was not over Clinton but over control of the policy agenda back cover **The Age of Impeachment** David E. Kyvig, 2008 A Bancroft Prize winning historian chronicles the modern history of impeachment and the shift in American politics and constitutional culture revealed by its evolving interpretation and use Separation Of Powers: Documents and Commentary Katy Harriger, 2003-02 The dozen introductory essays and 56 documents are designed to help spice up the usually dreary courses on the separation of powers in the US government by illuminating the dynamics and complexity of the concept and the conflict that often accompanies its practice Annotation c 2003 Book News Inc Portland OR booknews com *An Overview of the Impeachment Process* T. J. Halstead, 1998 **The Presidency and the Law** David Gray Adler, Michael A. Genovese, 2002 Political scandals have always demonstrated the capacity of our executive officials for self inflicted injuries and the Clinton administration was no exception Unilateral warmaking claims of executive privilege and immunity and last minute pardons all tested the limits of presidential power while the excesses of the Special Prosecutor cast doubts on available remedies For eight years Republicans and Democrats engaged in guerrilla warfare aimed at destroying the careers and lives of their adversaries while tests of presidential power were resolved by the courts resulting in a reshaping of the scope and power of the presidency itself This book examines the many controversial and important battles that led to the shrinking of the presidency under the law during the Clinton administration Located at the intersection of law and politics it helps readers understand the dramatic changes that took place in the relationship of presidential power to the law during the Clinton years and shows how one president's actions and congressional and legal reactions to them have altered presidential prerogatives in ways that his successors cannot ignore The Presidency and the Law offers an assessment of changes in constitutional and legal understanding of the American presidency exploring such topics as war power executive privilege pardon power impeachment executive immunity independent counsel and campaign finance In examining these collisions between president and the law its distinguished contributors bring the lessons of Watergate and Iran Contra into the Clinton era and contribute to a Madisonian view that presidents should not operate outside statutory and constitutional constraints While the essays offer several criticisms of that administration's exercise of power and its interpretation of constitutional provisions and law many of the authors have been supportive of Clinton and his policy pursuits and all seek to examine the potential impact of the Clinton administration without being predictive or legalistic They offer instead commentary analysis and criticism that examine the legality and constitutionality of President Clinton's actions

within a broader political and historical context The presidency is constitutionally weaker and politically more vulnerable than the office Bill Clinton assumed in 1993 and it remains to be seen what impact these changes will have on the presidency in the 21st century This book points the way to assessing that impact and is essential reading for anyone concerned with the future of our democracy

**The Federal Reporter**, 1887 Includes cases argued and determined in the District Courts of the United States and Mar May 1880 Oct Nov 1912 the Circuit Courts of the United States Sept Dec 1891 Sept Nov 1924 the Circuit Courts of Appeals of the United States Aug Oct 1911 Jan Feb 1914 the Commerce Court of the United States Sept Oct 1919 Sept Nov 1924 the Court of Appeals of the District of Columbia

**Federal Courts** Larry W. Yackle, 2003 This concise second edition treatise on Federal Courts will be of help to law students federal judges and magistrates law clerks and lawyers who need a single volume reference book close at hand It explores developments since the first edition appeared in 1999 Those developments have required substantial alterations in every chapter and wholesale re writes in most In the space of only four years the Supreme Court has rendered extremely important decisions touching virtually every aspect of federal courts law In particular the Court has announced significant changes regarding private litigants ability to enforce federal statutes private litigants standing to appear and litigate in Article III courts and the states sovereign immunity from private suits In addition the Court has delivered a host of decisions interpreting recently enacted legislation especially the Antiterrorism and Effective Death Penalty Act The second edition offers a streamlined exposition of complex material in straightforward accessible prose Yackle describes and analyzes the principal judicial decisions governing the federal courts articulates and organizes the doctrines those decisions establish and offers a wealth of academic and professional commentary Readers who need an introduction to basics will find it in this text readers who need deeper analysis will find it in the exhaustive footnotes

*Impeachment* M. E. Kuo, 2003-01-01 The impeachment process provides a mechanism for the removal of the President Vice President and other federal civil officers found to have engaged in treason bribery or other high crimes and misdemeanours The Constitution places the responsibility and authority of determining whether to impeach and to draft articles of impeachment in the hands of the House of Representatives A number of means have been used to trigger the House s investigation but the ultimate decision in all instances as to whether or not impeachment is appropriate rests with the House Should the House vote to impeach and base its decision on specific articles of impeachment the matter is then presented to the Senate for trial This informative book breaks down the procedures that take place in an impeachment process as well as answers many of the questions that surround the seldom used but crucially important part of the U S government

*The Oxford Companion to American Law* Kermit Hall (ed), David S. Clark, 2002-05-02 A landmark in legal publishing The Oxford Companion to the Supreme Court is a now classic text many of whose entries are regularly cited by scholars as the definitive statement on any particular subject In the tradition of that work editor in chief Kermit L Hall offers up The Oxford Companion to American Law a one volume A Z encyclopedia that covers topics ranging from aging and

the law wiretapping and electronic eavesdropping the Salem Witch Trials and Plessy vs Ferguson The Companion takes as its starting point the insight that law is embedded in society and that to understand American law one must necessarily ask questions about the relationship between it and the social order now and in the past The volume assumes that American law in all its richness and complexity cannot be understood in isolation as simply the business of the Supreme Court or as a list of common law doctrines Hence the volume takes seriously issues involving laws role in structuring decisions about governance the significance of state and local law and legal institutions and the place of American law in a comparative international perspective Nearly 500 entries are included written by over 300 expert contributors Intended for the working lawyer or judge the high school student working on a term paper or the general adult reader interested in the topic the Companion is the authoritative reference work on the subject of American law

Impeachment of President William Jefferson Clinton: Hearing of the Subcommittee on the Constitution, "Background and history of impeachment" (Nov. 9, 1998), ser. no. 63  
United States. Congress Senate,1999

**Cyclopedia of Federal Procedure** ,1951 *The Evolving World of Work and Family* Marcie Pitt-Catsoupes,Bradley Googins,1999-03 During the past two decades as researchers have documented the revolutionary shifts which have occurred within families and at places of business the number of academics and corporate practitioners who have devoted their life s work to these important social issues has grown But has the field of study progressed as rapidly as the changes in work and family issues As we are getting ready to face the 21st century many work family leaders are challenging one another to be more articulate about their visions to be bolder about their hopes and to more actively encourage meaningful dialogue about the diverse work and family experiences encountered everyday by working families all over the globe In this special issue of THE ANNALS The Evolving World of Work and Family New Stakeholders New Voices articles will highlight and uncover new dialogues and discoveries in the work and family field A New Work Life Model for the Twenty First Century Work Family Backlash Lower Wage Workers and the New Realities of Work and Family The Impact of Family on Job Displacement and Recovery The articles in this issue discuss some of the newest insights into work and family and how the field has the potential to usher in a millennium of radical social change This issue of THE ANNALS is an essential tool for all scholars and professionals dealing with the changes and challenges regarding work and family

Federal Court Practice and Procedure Thomas E. Baker,1999 *West Virginia Law Review* ,2003

**Great Events from History: 1904-1972** Carl Leon Bankston,2009 The latest edition in the overwhelmingly popular Great Events from History series Modern Scandals examines over 400 of the most important and most publicized scandals throughout the world since the beginning of the twentieth century The essays in this set are 3 5 pages long and follow the same reader friendly format that users have come to expect from the Great Events from History series

**American Judicial Politics** Harry P. Stumpf,Kevin C. Paul,1998 Targeted to students and teachers who have a background in the basics of American government and constitutional law and who are ready to seriously address the roles of

the judicial establishment how the judiciary is structured how judicial processes are played out and the extent and nature of jud

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