

TABLE OF CONTENTS

PRELIMINARIES

FOREWORD

Patricia Guerrero, Chief Justice of California.....3

PREFACE BY THE PRESIDENT EMERITUS

Daniel Kolkey.....5

INTRODUCTION

George Nicholson.....9

ARTICLES

175 YEARS OF THE CALIFORNIA SUPREME COURT

Kirk C. Jenkins.....23

JEWISH JUSTICES OF THE CALIFORNIA SUPREME COURT: FROM GOLD RUSH DAYS TO THE PRESENT

David G. Dalin 117

THE DECLARATION OF INDEPENDENCE IN CALIFORNIA: A TORTURED HISTORY

Timothy Sandefur 155

IS THAT ALL THERE IS?

A précis to Arthur Gilbert, “The Fire Next . . .” and Gary Greene, “We Shall Return: Music, Loss, and Resilience After the Fires” 185

THE FIRE NEXT..

Arthur Gilbert..... 191

“WE SHALL RETURN”: MUSIC, LOSS, AND RESILIENCE AFTER THE FIRES

Gary S. Greene 197

A POTPOURRI OF CRIMINAL JUSTICE NEWS
AND HISTORY

*A précis to six articles by Leonard KiENZLE, Nancy O'MALLEY,
John Wesley Hawk Stoller, Jeffrey Seaman and Paul H. Robinson,
Tom Hogan, and Terry McHale*..... 203

ONE HUNDRED YEARS OF THE ALAMEDA COUNTY
ALL-STAR PROSECUTORS

Leonard KiENZLE..... 211

THE REMARKABLE WOMEN OF THE ALAMEDA
COUNTY DISTRICT ATTORNEY'S OFFICE

Nancy E. O'MALLEY..... 237

THE WOMEN WHO SHAPED PUBLIC DEFENSE:
A LOVE LETTER

John Wesley Hawk Stoller..... 249

WHAT JUSTICE? CONFRONTING THE CRIMINAL
JUSTICE SYSTEM'S BIGGEST PROBLEM

Jeffrey Seaman & Paul H. Robinson..... 261

CONFRONTING FAILURES OF JUSTICE:
EXPOSING THE AMERICAN CRIMINAL JUSTICE
SYSTEM'S PROTECTION OF CRIMINALS,
A BOOK REVIEW

Thomas Hogan..... 295

AN INTERSECTION OF ART AND THE LAW IN
THE AGE OF THE BABY BOOMER

Terry McHale..... 305

REVISITING THE (LAWLESS AND LAWFUL) WILD WEST

*A précis to Judge Garen Horst, "Reflections on Justice, From the
Historic Auburn Courthouse" and Justice Michael Raphael,
"California's First Felony Murder Case"*..... 347

REFLECTIONS ON JUSTICE FROM THE HISTORIC
AUBURN COURTHOUSE

Garen Horst 351

CALIFORNIA'S FIRST FELONY MURDER OPINION

Michael J. Raphael..... 375

LEST WE FORGET

RICH, LIZ, KRISTALLNACHT, THE HOLOCAUST,
AND BEYOND

George Nicholson..... 385

ORAL HISTORY

A PIONEERING PATH: JUSTICE MING W. CHIN,
AND HIS ASTOUNDING JOURNEY: FROM
FAMILY FARM TO CALIFORNIA'S HIGHEST COURT

*An Oral History By Laura McCreery with an Introduction and
Final Words By Ryan Carter*..... 407

STUDENT ESSAY WINNERS

SELMA MOIDEL SMITH STUDENT

ESSAY WINNERS531

IMMIGRATION AND INVASION IN THE CALIFORNIA
CONSTITUTION, 1849–1879

Kit Beyer..... 533

UNRATIFIED: CALIFORNIA AND THE FORGOTTEN
ORIGINAL UNDERSTANDING OF THE FOURTEENTH
AMENDMENT

Ilani Nurick..... 563

THE WOMAN WITKIN: BUILDING A LEGACY

A.J. Stone Jonathan..... 603