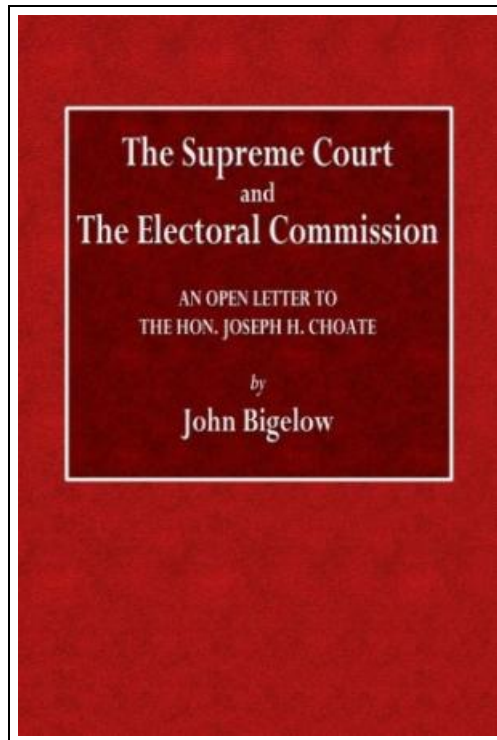


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Createspace Independent Publishing Platform, United States, 2017. Paperback. Condition: New. Language: English . Brand New Book ***** Print on Demand *****.THE SUPREME COURT IN POLITICS A REPLY TO AMBASSADOR JOSEPH H. CHOATE S LONDON ADDRESS ON OUR CHIEF JUDICIAL BODY- THE CRIME OF 1877 AMBASSADOR Choate s London address on the United States supreme court was printed in the June North American Review. Our reason for failing to reproduce the article was that it appeared to require an answer-alone it was open to a very serious criticism. This criticism is now available in a four column article by John Bigelow in the New York Sun, which is reviewed by Harper s Weekly in its issue of August 1. Mr. Bigelow takes for his text Mr. Choate s assertion that the federal judiciary has steadily refrained from exercising any political power which belongs exclusively to congress and the president, and so it has been brought into no collision with the other departments. Mr. Choate added that the federal judiciary would not even indulge in discussions, or express opinions upon purely political questions, and he quoted with approval the refusal of the United States supreme court to comply with a request by President Washington for the opinions of the judges on the construction of the treaty with France of 1778, and a similar refusal to consider and pass upon certain pension claims, on the ground that the power proposed to be exercised was not a judicial power within the meaning of the constitution. How can Mr. Choate s assertion be reconciled with the part played by five judges of the United States supreme court in the electoral commission of 1877, when they showed themselves to be divided as strictly on partisan lines as were their fellow members of the commission, who had...



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