

Sociology of Crime and Law

2020-21 Comprehensive Examination Reading List
Department of Sociology, University of Toronto

INTRODUCTION

The list is divided across the three related areas of crime, punishment, and the sociology of law. These three sections should not be thought of as independent sets of readings but rather as overlapping lists that are somewhat artificially sorted on the most relevant categories. Note that some scholars engage the criminology and punishment readings together, while others understand punishment scholarship as part of the law-and-society tradition. The list does not differentiate sociology of law from the broader, multidisciplinary scholarship on “law and society” or “sociolegal studies”.

Within each section and subsection, readings are listed alphabetically, although we recommend reading them chronologically and finding your own ways to connect, compare, and contrast them.

Because this list is supposed to represent three large areas of scholarship, it is necessarily partial. It has fewer texts that are heavily empirical. It leaves out scholarship on many regions of the world and many important publications, especially historically seminal ones. The synthetic review pieces should provide overviews of some of those publications. The comprehensive exam committee members hope you will record and share with us your suggestions for improving the list.

I. CRIME

1. Early Foundations

Examples of some of the early writing on crime and critiques.

Beccaria, C. 1764. *On Crimes and Punishments*. [Abridged version]

Du Bois, W.E.B. 1899. “The Negro Criminal.” In *The Philadelphia Negro: A Social study*. Philadelphia, PA: University of Pennsylvania Press.

Rafter, N. H. 1997. *Creating Born Criminals*. Chicago, IL: University of Illinois Press.
[Introductory chapter]

Sutherland, E. H. 1940. “White-collar Criminality.” *American Sociological Review* 5(1):1-12.

2. Theoretical Trajectories

Section 2 covers the main theoretical trajectories of criminology in approximate chronological order of the theory to the field. The first recommended piece provides a good summary of many of these theories and their empirical developments.

2.1 Anomie / Strain Theory

Agnew, R. 1992. "Foundation for a General Strain Theory of Crime and Delinquency." *Criminology* 30(1):47-88.

Merton, R. K. 1938. "Social Structure and Anomie." *American Sociological Review* 3(5):672-82.

2.2 Social Learning / Differential Association Theory

Becker, H. S. 1953. "Becoming a Marihuana User." *American Journal of Sociology* 59(3):235-42.

Sutherland, E. H. 1947. *Principles of Criminology, 4th ed.* Chicago, IL: J.B. Lippincott. [Abridged version]

2.3 Labeling Theory

Becker, H. 1963. *Outsiders: Studies in the Sociology of Deviance.* New York: Macmillan.

Goffman, I. 1963. *Stigma: Notes on the Management of Spoiled Identity.* New York: Simon and Schuster.

Sykes, G. M., and D. Matza. 1957. "Techniques of Neutralization: A Theory of Delinquency." *American Sociological Review* 22(6):664-70.

2.4 Control Theory

Gottfredson, M. R., and T. Hirschi. 1990. *A General Theory of Crime.* Stanford, CA: Stanford University Press. [Chapter 2]

Hirschi, T. 1969. *Causes of Delinquency.* Berkeley, CA: University of California Press.

2.5 Juvenile Delinquency

Donzelot, J. 1979. *The Policing of Families.* New York: Random House Inc.

Hagan, J., and B. McCarthy. 1998. *Mean Streets: Youth Crime and Homelessness.* New York: Cambridge University Press.

Sutton, J. R. 1988. *Stubborn Children: Controlling Delinquency in the United States, 1640– 1981*. Berkeley, CA: University of California Press.

2.6 Routine Activity Theory

Cohen, L. E., and M. Felson. 1979. “Social Change and Crime Rate Trends: A Routine Activity approach.” *American Sociological Review* 44(4):588-608.

Osgood, D. W., J. K. Wilson, P. M. O’Malley, J. G. Bachman, and L. D. Johnston. 1996. “Routine Activities and Individual Deviant Behavior.” *American Sociological Review* 61(4):635-55.

2.7 Identity/ Masculinity Theory

Katz, J. 1988. *Seductions of Crime: Moral and Sensual Attractions in Doing Evil*. New York: Basic Books.

Messerschmidt, J. 1993. *Masculinities and Crime: Critique and Reconceptualization of Theory*. Lanham, MD: Rowman and Littlefield.

2.8 Life-Course Theory

Laub, J. H., and Sampson, R. J. (2003). *Shared Beginnings, Divergent Lives: Delinquent Boys to Age 70*. Cambridge, MA: Harvard University Press.

Nyseth Brehm, H., C. Uggen, and J. Gasanabo. 2016. “Age, Gender, and the Crime of Crimes: Toward a Life-Course Theory of Genocide Participation.” *Criminology* 54(4):713-43.

3. Sociological Interventions

This section includes major theoretical developments in criminology but represents distinct sociological pivots focusing on group dynamics and inequality, neighborhood inequality, and intersections of inequality in relationships to crime.

3.1 Criminal Groups

Miller, J. 2001. *One of the Guys: Girls, Gangs, and Gender*. New York: Oxford University Press.

Zhang, S., and K. Chin. 2002. “Enter the Dragon: Inside Chinese Human Smuggling Organizations.” *Criminology* 40(4):737-68.

Papachristos, A. V. 2009. "Murder by Structure: Dominance Relations and the Social Structure of Gang Homicide." *American Journal of Sociology* 115(1):74-128.

Smith, C. M., and A. V. Papachristos. 2016. "Trust Thy Crooked Neighbor: Multiplexity in Chicago Organized Crime Networks." *American Sociological Review* 81(4):644-67.

3.2 Communities & Crime

Peterson, R. D., and L. J. Krivo. 2010. *Divergent Social Worlds: Neighborhood Crime and the Racial-spatial Divide*. New York: Russell Sage Foundation.

Sampson, R. J. 2012. *Great American City: Chicago and the Enduring Neighborhood Effect*. Chicago, IL: Chicago University Press.

Recommended

Pattillo, M. E. 1998. "Sweet Mothers and Gangbangers: Managing Crime in a Black Middle-class Neighborhood." *Social Forces* 76(3):747-74.

Sampson, R. J., S. W. Raudenbush, and F. Earls. 1997. "Neighborhoods and Violent Crime: A Multilevel Study of Collective Efficacy." *Science* 277(5328):918-24.

Shaw, C. R., and H. D. McKay. 1942. *Juvenile Delinquency and Urban Areas*. Chicago, IL: University of Chicago Press. [Abridged version]

Skogan, W. G. 1990. *Disorder and Decline: Crime and the Spiral of Decay in American Neighborhoods*. New York: Free Press.

Wilson, W. J. 1996. *When Work Disappears: The World of the New Urban Poor*. New York: Random House, Inc.

3.3 Inequality & Crime

Anderson, E. 1999. *Code of the Street: Decency, Violence, and the Moral Life of the Inner City*. New York: WW Norton & Company.

Contreras, R. 2013. *The Stickup Kids: Race, Drugs, Violence, and the American Dream*. Berkeley, CA: University of California Press.

Jones, N. 2009. *Between Good and Ghetto: African American Girls and Inner-city Violence*. New

Brunswick, NJ: Rutgers University Press.

Panfil, V. R. 2017. *The Gang's All Queer: The Lives of Gay Gang Members*. New York: New York University Press.

Potter, H. 2013. "Intersectional Criminology: Interrogating Identity and Power in Criminological Research and Theory." *Critical Criminology* 21(3):305-18.

Recommended

Adler, F. 1975. *Sisters in Crime: The Rise of the New Female Criminal*. Prospect Heights, IL: Waveland Press, Inc.

Chesney-Lind, M., and L. Pasko. 2013. *The Female Offender: Girls, Women, And Crime*. New York: Sage.

Kruttschnitt, C. 2016. "The Politics, and Place, of Gender in Research on Crime." *Criminology* 54(1):8-29.

Miller, J. 1998. "Up it Up: Gender and the Accomplishment of Street Robbery." *Criminology* 36(1):37-66.

Venkatesh, S. A. 2006. *Off the Books: The Underground Economy of the Urban Poor*. Cambridge, MA: Harvard University Press.

II. PUNISHMENT

1. Foundational Theories

The following covers key readings that are foundational to punishment and society. The readings emphasize the complex social processes and, in particular, the intersection between social, economic and political powers that informs punishment in society.

Becker, H. 1963. *Outsiders*. New York: Free Press.

Braithwaite, J. 2003. "What's Wrong with the Sociology of Punishment?" *Theoretical Criminology* 7(1):5-28.

Cohen, S. 2011 [1972]. *Folk Devils and Moral Panics*. Routledge. [Chapter 1]

Cohen, S. 1985. *Visions of Social Control: Crime, Punishment and Classification*. Wiley.

Chambliss, W. J. 1964. "A Sociological Analysis of the Law of Vagrancy." *Social Problems* 12(1):67-77.

Durkheim, E. 1969 [1900]. "Two Laws of Penal Evolution." *University of Cincinnati Law Review* 38:32–61.

Erikson, K. T. 1966. *Wayward Puritans: A Study in the Sociology of Deviance*. New York: John Wiley and Sons.

Foucault, M. 1977. *Discipline and Punish: The Birth of the Prison*. New York: Vintage Books.

Garland, D. 1990. *Punishment and Modern Society: A Study in Social Theory*. Chicago: University of Chicago Press. [Introduction]

Hall, S., Critcher, C., Jefferson, T., Clarke, J., and Roberts, B. 2013 [1978]. *Policing the Crisis: Mugging, the State and Law and Order*. Palgrave Macmillan.

O'Malley, P. 1999. "Volatile and Contradictory Punishment." *Theoretical Criminology* 3(2):175–196

Western, B. 2006. *Punishment and Inequality in America*. Russell Sage Foundation.

2. The Late-Modern Punitive Turn

These readings analyze and explain the shift in penal politics associated with the rise of neoliberalism and actuarial risk management. They explore the new modes of governing through crime control.

Barker, V. 2009. *The Politics of Imprisonment: How the Democratic Process Shapes the Way American Punishes Offenders*. New York: Oxford University Press.

Barker, V. 2013. "Nordic Exceptionalism Revisited: Explaining the Paradox of a Janus-faced Penal Regime." *Theoretical Criminology* 17(1):5–25.

Beckett, K. and Western, B. 2001. "Governing Social Marginality: Welfare, Incarceration, and the Transformation of State Policy." *Punishment & Society* 3(1):43–59.

Cheliotis, L. K. 2006. "How Iron Is the Iron Cage of New Penology? The Role of Human Agency in the Implementation of Criminal Justice Policy." *Punishment & Society* 8(3):313-340.

De Giorgi, A. 2006. *Re-thinking the Political Economy of Punishment: Perspectives on post-Fordism and Penal Politics*. Aldershot: Ashgate, UK. [Chapter 1]

Feeley, M. M. and Simon, J. 1992. "The New Penology: Notes on the Emerging Strategy of Corrections and Its Implications." *Criminology* 30(4):449–474.

Garland, D. 2001. *The Culture of Control: Crime and Social Order in Contemporary Society*. Chicago: University of Chicago Press.

Gottschalk, M. 2006. *The Prison and the Gallows: The Politics of Mass Incarceration in America*. New York: Cambridge University Press.

Hannah-Moffat, K. 2005. "Criminogenic Needs and the Transformative Risk Subject: Hybridizations of Risk/Need in Penalty." *Punishment & Society* 7(1):29–51.

Hannah-Moffat, K. and Lynch, M. 2012. "Theorizing Punishment's Boundaries: An Introduction." *Theoretical Criminology* 16(2):119–121.

Maurutto, P. and Hannah-Moffat, K. 2006. "Assembling Risk and the Restructuring of Penal Control." *British Journal of Criminology* 46(3):438–454.

O'Malley, P. 2010. "Risk and Crime Control." *Crime and Risk*. Sage.

Pratt, J. 2008. "Scandinavian Exceptionalism in an Era of Penal Excess: Part I: The Nature and Roots of Scandinavian Exceptionalism." *British Journal of Criminology* 48(2):119–137.

Scheingold, S. 1984. *The Politics of Law and Order: Street Crime and Public Policy*. New York: Longman.

Simon, J. 2007. *Governing Through Crime: How the War on Crime Transformed American Democracy and Created a Culture of Fear*. New York: Oxford University Press.

Wacquant, L. 2001. "Deadly Symbiosis: When Ghetto and Prison Meet and Mesh." *Punishment & Society* 3(1):95–133.

3. Penal Trends

Carrier, N. and Piché, J. 2015. "The State of Abolitionism," *Open Edition: PenalField* XII. <https://journals.openedition.org/champpenal/9164?lang=en>.

Christie, N. 1977. "Conflicts as Property." *British Journal of Criminology* 17(1):1-15.

Eason, J. M. 2017. *Big House on the Prairie: Rise of the Rural Ghetto and Prison Proliferation*. Chicago: University of Chicago Press. [Chapter 1]

Goodman, P. and Dawe, M. 2016. "Prisoners, Cows and Abattoirs: The Closing of Canada's Prison Farms as a Political Penal Drama." *British Journal of Criminology* 56(4):793–812.

Goodman, P., Page, J., and Phelps, M. 2015. "The Long Struggle: An Agonistic Perspective on Penal Development." *Theoretical Criminology* 19(3):315–335.

Gottschalk, M. 2014. *Caught: The Prison State and the Lockdown of American Politics*. Princeton, NJ: Princeton University Press.

Miller, L. 2016. *The Myth of Mob Rule: Violent Crime and Democratic Politics*. Oxford: Oxford University Press. [Chapter 1 + Conclusion]

Page, J. 2011. *The Toughest Beat: Politics, Punishment, and the Prison Officers Union in California*. New York: Oxford University Press.

Pratt, J. 2000. "The Return of the Wheelbarrow Men; Or, the Arrival of Postmodern Penalty?" *British Journal of Criminology* 40(1):127–145.

Whitman, J. Q. 2003. *Harsh Justice: Criminal Punishment and the Widening Divide between America and Europe*. New York: Oxford University Press.

4. Policing and Punishment

Brayne, S. 2017. "Big Data Surveillance: The Case of Policing," *American Sociological Review* 82(5):977–1008.

Cooper-Knack, S. J. 2019. "Nonstate Policing in Africa." *Oxford Research Encyclopedia, Politics*. P. 1-21.

Epp, C. R., Maynard-Moody, S., and Haider-Markel, D. P. 2014. *Pulled Over: How Police Stops Define Race and Citizenship*. Chicago: University of Chicago Press. (Chapter 1).

Fassin, D. 2015. *At the Heart of the State: The Moral World of Institutions*. Pluto Press. [Chapter 4: "Maintaining Order"]

Ferguson, A. G. 2017. *The Rise of Big Data Policing: Surveillance, Race, and the Future of Law Enforcement*. New York: NYU Press. (Chapter 1)

Owusu-Bempah, A. 2017. "Race and Policing in Historical Context: Dehumanization and the Policing of Black People in the 21st Century." *Theoretical Criminology* 21(1):23–34.

Razack, S. 2014. "'It Happened More than Once': Freezing Deaths in Saskatchewan." *Canadian Journal of Women and the Law* 26(1):51–80.

Wortley, S. and Owusu-Bempah, A. 2011. "The Usual Suspects: Police Stop and Search Practices in Canada." *Policing and Society* 21(4):395–407.

5. Courts and Punishment

Doob, A. N. and Sprott, J. B. 2007. "The Sentencing of Aboriginal and Non-Aboriginal Youth: Understanding Local Variation." *Canadian Journal of Criminology and Criminal Justice* 49(1):109–123.

Feeley, M. M. 1979. *The Process is the Punishment: Handling Cases in a Lower Criminal Court*. New York: Russell Sage Foundation.

Harris, A. 2016. *A Pound of Flesh: Monetary Sanctions as a Punishment for the Poor*. New York: Russell Sage Foundation.

Kohler-Hausmann, I. 2013. "Misdemeanor Justice: Control without Conviction." *American Journal of Sociology* 119(2):351–393.

Lynch, M. 2016. *Hard Bargains: The Coercive Power of Drug Laws in Federal Court*. New York: Russell Sage Foundation. [Introduction]

Maurutto, P. and K. Hannah-Moffat. 2016. "Aboriginal Knowledges in Specialized Courts: Emerging Practices in Gladue Courts." *Canadian Journal of Law and Society* 31(3): 451-471.

6. Spatial Regulation and Quasi-Punishments

Beckett, K. and Herbert, S. 2010. "Penal Boundaries: Banishment and the Expansion of Punishment." *Law & Social Inquiry* 35(1):1–38.

Razack, S. 2000. "Gendered Racial Violence and Spatialized Justice: The Murder Pamela George." *Canadian Journal of Law and Society* 15(2): 91-130.

Sampson, R. J. and Raudenbush, S. W. 1999. "Systematic Social Observation of Public Spaces: A New Look at Disorder in Urban Neighborhoods." *American Journal of Sociology* 105(3):603–651.

Shearing, C. D. and Stenning, P. C. 1984. "From the Panopticon to Disney World: The Development of Discipline." In Doob, A. N. and Greenspan, E. L. (eds.), *Perspectives in Criminal Law: Essays in Honour of John LL.J. Edwards*. Canada Law Book Inc.

Super, G. 2020. "Three Warnings and You Are Out: Banishment and Precarious Penalty in South Africa's Informal Settlements." *Punishment and Society* 22(1):48-69.

Zedner, L. 2016. "Penal Subversions: When Is a Punishment not Punishment, Who Decides and on What Grounds?" *Theoretical Criminology* 20(1):3–20.

Anderson, E. 1994. "The Code of the Streets." *The Atlantic Monthly* 273(5):80–94.

Flores, J., Camacho, A. O., and Santos, X. 2017. "Gender on the Run: Wanted Latinas in a Southern California Barrio." *Feminist Criminology* 12(3):248–268.

Rios, V. M. 2011. *Punished: Policing the Lives of Black and Latino Boys*. New York: NYU Press.

7. Crimmigration and Immigration Detention

Barker, V. 2017. "Penal Power at the Border: Realigning State and Nation." *Theoretical Criminology* 21(4):441–457.

Bosworth, M. 2012. "Subjectivity and Identity in Detention: Punishment and Society in a Global Age." *Theoretical Criminology* 16(2):123–140.

Bosworth, M., Franko, K. and Pickering, S. 2018. "Punishment, Globalization and Immigration Control: 'Get them the hell out of here'." *Punishment and Society* 20(1): 34-53.

8. Gender, Sexuality and Punishment

Borchert, J. W. 2016. "Controlling Consensual Sex among Prisoners." *Law & Social Inquiry* 41(3):595–615.

Flores, J. 2016. *Caught Up: Girls, Surveillance, and Wraparound Incarceration*. Berkeley, CA: University of California Press. [Introduction + Ch. 4]

Gartner, R. and Kruttschnitt, C. 2004. "A Brief History of Doing Time: The California Institution for Women in the 1960s and the 1990s." *Law & Society Review* 38(2):267–304.

Hannah-Moffat, K. 2001. *Punishment in Disguise: Penal Governance and Canadian Women's Imprisonment*. Toronto: University of Toronto Press.

Jenness, V. 2011. "Getting to Know 'the Girls' in an 'Alpha-male Community': Notes on Fieldwork on Transgender Inmates in California Prisons." In Fenstermaker, S. and Jones, N. (eds.), *Sociologists Backstage: Answers to 10 Questions About What They Do*.

9. Indigenous Peoples and Injustice

Arbel, E. 2019. "Rethinking the 'Crisis' of Indigenous Mass Imprisonment." *Canadian Journal of Law and Society* 34(3):437–56.

Chartrand, V. 2019. "Unsettled Times: Indigenous Incarceration and the Links between Colonialism and the Penitentiary in Canada." *Canadian Journal of Criminology and Criminal Justice* 61(3):67-79.

Crosby, A. and J. Monaghan. 2016. "Settler Colonialism and the Policing of Idle No More," *Social Justice* 43(2):37-57.

Crosby, A. and J. Monaghan. 2018. *Policing Indigenous Movements: Dissent and the Security*

State. Fernwood Publishing. [Chapter 1: Introduction]

Cunneen, C. and J. Tauri. 2016. *Indigenous Criminology*. Chicago: Policy Press, 2016. [Introduction]

Monchalin, L. 2016. *The Colonial Problem: An Indigenous Perspective on Crime and Injustice in Canada*. Toronto: University of Toronto Press. [Introduction]

Pasternak, S., S. Collins and T. Dafos. 2013. "Criminalization at Tyendinaga: Securing Canada's Colonial Property Regime through Specific Land Claims." *Canadian Journal of Law and Society* 28(1):65-81.

Razack, S. 2015. *Dying from Improvement: Inquests and Inquiries into Indigenous Deaths in Custody*. Toronto: University of Toronto Press.

10. The Global South

Carrington, K., K. Hogg, R. Scott and J. Sozzo. 2018. *The Palgrave Handbook of Criminology and the Global South*. Palgrave Macmillan. [Chapters 1, 2, 4]

Carrington, K. 2017. "Asian Criminology and Southern Epistemologies", in J. Liu, M. Travers and L. Y. C. Chang, eds., *Comparative Criminology in Asia*. Springer, pp. 61-69.

Carrington, K., M. Sozzo, M. and R. Hogg. 2016. "Southern Criminology." *British Journal of Criminology* 56:1-20.

Lee, M. and K. Laidler. 2013. "Doing Criminology from the Periphery: Crime and Punishment in Asia." *Theoretical Criminology* 17:141-157.

Moosavi, L. 2019. "A Friendly Critique of 'Asian Criminology' and 'Southern Criminology.'" *British Journal of Criminology* 59(2):257-275.

Super, G. 2011. "Punishment and the Body in the 'Old' and 'New' South Africa: A Story of Punitivist Humanism." *Theoretical Criminology* 15(4):427-443.

III. SOCIOLOGY OF LAW

1. Overview & Theoretical Foundations

This section includes synthetic reviews of the multidisciplinary field of law and society scholarship as well as a sampling of influential theoretical texts.

- Abel, R. L. 2010. "Law and Society: Project and Practice." *Annual Review of Law and Social Science* 6(1):1-23.
- Arthurs, H. and A. Bunting. 2014. "Socio-legal Scholarship in Canada: A Review of the Field." *Journal of Law and Society* 41(4): 487-99.
- Bourdieu, P. 1987. "The Force of Law: Toward a Sociology of the Juridical Field." *Hastings Law Journal* 38:805-853.
- de Sousa Santos, B. 1987. "Law: A Map of Misreading: Toward a Postmodern Conception of law." *Journal of Law and Society* 14(3):279-302.
- Liu, S. 2015. "Law's Social Forms: A Powerless Approach to the Sociology of Law." *Law & Social Inquiry* 40(1):1-28.
- Tamanaha, B. Z. 2001. *A General Jurisprudence of Law and Society*. Oxford University Press. [Chapter 2]
- Trubek, D. M. 1972. "Max Weber on Law and the Rise of Capitalism." *Wisconsin Law Review* 720-53.
- Valverde, M. 2015. *Chronotopes of Law: Jurisdiction, Scale and Governance*. Routledge. [Chapters 1, 2, and 7]

Recommended

- Macaulay, S. 1984. "Law and the Behavioral Sciences: Is there Any There There?" *Law & Policy* 6(2):149-187.
- Savelsberg, J. J., Halliday, T., Liu, S., Morrill, C., Seron, C., and Silbey S. 2016. "Law & Society Review at Fifty: A Debate on the Future of Publishing by the Law & Society Association." *Law & Society Review* 50(4):1017-1036.

2. Legal Disputing and Legal Mobilization

The scholarship on legal disputing has focused largely on people's engagement with formal legal institutions, while research on legal mobilization tends to center on social movements' use of law. However, this work overlaps considerably.

- Albiston, C. R. 2005. "Bargaining in the Shadow of Social Institutions: Competing Discourses and Social Change in Workplace Mobilization of Civil Rights." *Law & Society Review* 39(1):11-50.
- Albiston, C. R., L. B. Edelman, and J. Milligan. 2014. "The Dispute Tree and the Legal Forest." *Annual Review of Law & Social Science* 10:105-131.
- Barclay, S., L. C. Jones, and A. Marshall. 2011. "Two Spinning Wheels: Studying Law and Social Movements." *Studies in Law, Politics, and Society* 54:1-16.
- Chua, L. J. 2019. "Legal Mobilization and Authoritarianism." *Annual Review of Law and Social Science* 15: 355-376.

Galanter, M. 1974. "Why the 'Haves' Come Out Ahead: Speculations on the Limits of Legal Change." *Law & Society Review* 9(1):95–160.

McCann, M. 1994. *Rights at Work: Pay Equity Reform and the Politics of Legal Mobilization*. University of Chicago Press. [Introduction and Chapter 1]

Recommended

Chambliss, W. J. 1979. "On Lawmaking." *British Journal of Law and Society* 6(2): 149-171.

Rosenberg, G. 1991. *The Hollow Hope: Can Courts Bring about Social Change?* Chicago: University of Chicago Press.

3. Legal Consciousness

Some scholars have approached the topic of legal mobilization by examining individual- and group-level legal consciousness. Ewick and Silbey's book is seminal in this area, especially for its theoretical sophistication, although most subsequent scholarship does not rely on their empirical formulation of the concept of legal consciousness.

Chua, L. J., and D. M. Engel. 2019. "Legal Consciousness Reconsidered." *Annual Review of Law and Social Science* 15: 335-353.

Ewick, P. and S. S. Silbey. 1998. *The Common Place of Law: Stories from Everyday Life*. University of Chicago Press.

Merry, S. E. 2012. "Legal Pluralism and Legal Culture: Mapping the Terrain," in B. Z. Tamanaha, C. M. Sage, and M. J. V. Woolcock, eds., *Legal Pluralism and Development: Scholars and Practitioners in Dialogue*. Cambridge: Cambridge University Press.

Nielsen, L. B. 2000. "Situating Legal Consciousness: Experiences and Attitudes of Ordinary Citizens about Law and Street Harassment." *Law & Society Review* 34(4):1055–1090

Silbey, S. S. 2005. "After Legal Consciousness." *Annual Review of Law and Social Science* 1(1):323–368.

Tyler, T. R. 1988. "What Is Procedural Justice? Criteria Used by Citizens to Assess the Fairness of Legal Procedures." *Law & Society Review* 22(1):103–136.

Recommended

Merry, S. E. 1990. *Getting Justice and Getting Even: Legal Consciousness among Working-Class Americans*. University of Chicago Press

Young, K. M. 2014. "Everyone Knows the Game: Legal Consciousness in the Hawaiian Cockfight." *Law & Society Review* 48(3):499-530.

4. Law, Diversity, and Injustice

Critical race theory (CRT) was initially formulated and advanced by scholars of colour, particularly African Americans. In more recent years, researchers have developed the subfield of empirical critical race theory (eCRT), to encourage the use of empirical methods to examine and test theoretical suppositions.

Aylward, C. A. 1999. *Canadian Critical Race Theory: Racism and the Law*. Halifax: Fernwood Publishing. (Preface, Intro, Chaps 2 & 3)

Berrey, E. 2015. *The Enigma of Diversity: The Language of Race and the Limits of Racial Justice*. University of Chicago Press. [Chapters 1-4]

Crenshaw, K. W. 1989. "Demarginalizing the Intersection of Race and Sex: A Black Feminist Critique of Antidiscrimination Doctrine, Feminist Theory and Antiracist Politics." *University of Chicago Legal Forum* 1(8):139-167.

Harris, C. 1993. "Whiteness as Property." *Harvard Law Review* 106(8):1707-1791. [Focus on main points. Read the analyses of specific legal cases for basic background.]

Obasogie, O. K. 2010. "Do Blind People See: Social, Legal, and Theoretical Considerations." *Law & Society Review* 44(3/4):585-616.

Recommended

Bridges, K. M. 2019. *Critical Race Theory: A Primer*. St. Paul, MN: Foundation Press.

Gómez, L. E. 2012. "Looking for Race in All the Wrong Places." *Law & Society Review* 46(2):221-245.

Backhouse, C. 1999. *Colour-Coded: A Legal History of Racism in Canada, 1900-1950*. Toronto: University of Toronto Press.

Valverde, M. 2012. "The Crown in a Multicultural Age: The Changing Epistemology of (Post)colonial Sovereignty." *Social & Legal Studies* 21(1): 3-21.

5. Indigenous Law and Settler Colonial Law

Borrows, J. 2002. *Recovering Canada: The Resurgence of Indigenous Law*. Toronto: University of Toronto Press.

Napoleon, V. 2012. "Thinking About Indigenous Legal Orders," in R. Provost R. and C. Sheppard (eds.) *Dialogues on Human Rights and Legal Pluralism* 17: 229-245. Springer, Dordrecht.

Napoleon, V. and H. Friedland, 2014. "Indigenous Legal Traditions: Roots to Renaissance," in M. Dubber and T. Hörnle (eds.) *The Oxford Handbook of Criminal Law*.

Mills, A. 2016. "The Lifeworlds of Law: On Revitalizing Indigenous Legal Orders Today." *Indigenous Law and Legal Pluralism* 61(4): 847-884.

Razack, S. (ed.) 2002. *Race, Space, and the Law: Unmapping a white settler society*. Toronto: Between the Lines. [Introduction by Razack, Chapter 1 by Lawrence]

Woolford, A. J. 2015. *This Benevolent Experiment: Indigenous Boarding Schools, Genocide, and Redress in Canada and the United States*. Lincoln: University of Nebraska Press.

Lawrence, B. 2013. "Gender, race and the regulation of Native identity in Canada and the United States: An Overview." *Hypatia* 18(2): 3-31.

Simpson, A. 2014. *Mohawk Interruptus: Political Life across the Borders of Settler States*. Durham, NC: Duke University Press. [Chapter 1]

Whitt, L. and A. W. Clarke. 2019. *North American Genocides: Indigenous Nations, Settler Colonialism, and International Law*. Cambridge: Cambridge University Press. [Chapter 3, stop at p. 64]

Recommended

Borrows, J. 2019. *Law's Indigenous Ethics*. Toronto: University of Toronto Press.

Tuck, E. and K. W. Yang. 2012. "Decolonization is not a metaphor." *Decolonization: Indigeneity, Education & Society* 1(1): 1-40.

6. Law and Organizations

Lauren Edelman's theoretical and empirical scholarship has been central to scholarship on organizations, legal compliance, and legal regulation. Her 2016 book summarizes and builds on the foundational research she has published over many decades. Work by Edelman and other scholars on this list exemplify the importance of neo-institutionalism for this subfield.

Cheesman, N. 2015. *Opposing the Rule of Law: How Myanmar's Courts Make Law and Order*. Cambridge: Cambridge University Press. [Read Chapter 1 and skim other chapters]

Edelman, L. B. 2016. *Working Law: Courts, Corporations, and Symbolic Civil Rights*. Chicago: University of Chicago Press.

Edelman, L. B., and M. C. Suchman. 1999. "When the 'Haves' Hold Court: Speculations on the Organizational Internalization of Law." *Law & Society Review* 33(4):941-991.

Edelman, L. B., and M. C. Suchman. 1997. "The Legal Environments of Organizations." *Annual Review of Sociology* 23:479-515.

Sutton, J. R., F. Dobbin, J. W. Meyer, and W. R. Scott. 1994. "The Legalization of the Workplace." *American Journal of Sociology* 99(4):944-971.

Recommended

Dobbin, F. 2009. *Inventing Equal Opportunity*. Princeton, NJ: Princeton University Press.

Edelman, L. B., C. Uggen, and H. S. Erlanger. 1999. "The Endogeneity of Legal Regulation: Grievance Procedures as Rational Myth." *American Journal of Sociology* 105(2):406–454.

Heimer, C. A. 1999. "Competing Institutions: Law, Medicine, and Family in Neonatal Intensive Care." *Law & Society Review* 33(1):17–66.

7. Legal Profession

The scholarship on the legal profession has three main streams: (1) the social structure of the bar and large law firms; (2) lawyers' work and legal careers; and, (3) lawyers, politics, and globalization. This section provides a selection of each of the three streams.

Dinovitzer, R. and B. G. Garth. 2007. "Lawyer Satisfaction in the Process of Structuring Legal Careers." *Law & Society Review* 41:1-50.

Hagan, J. and F. Kay. 1995. *Gender in Practice: A Study of Lawyers' Lives*. New York: Oxford University Press. [Chapters 1, 3-5]

Heinz, J. P., E. O. Laumann, R. L. Nelson, and E. Michelson. 1998. "The Changing Characters of Lawyers' Work: Chicago in 1975 and 1995." *Law & Society Review* 32:751-776.

Liu, S. 2013. "The Legal Profession as a Social Process: A Theory on Lawyers and Globalization." *Law & Social Inquiry* 38:670-693.

Marshall, A. and D. C. Hale. 2014. "Cause Lawyering." *Annual Review of Law and Social Science* 10:301-320.

Sandefur, R. 2001. "Work and Honor in the Law: Prestige and the Division of Lawyers' Labor." *American Sociological Review* 66:382-403.

Sarat, A. and W. L. F. Felstiner. 1986. "Law and Strategy in the Divorce Lawyer's Office." *Law & Society Review* 20:93-134.

Recommended

Galanter, M. and T. Palay. 1991. *Tournament of Lawyers: The Transformation of the Big Law Firm*. Chicago: University of Chicago Press.

Girard, P. 2014. "The Making of the Canadian Legal Profession: A Hybrid Heritage." *International Journal of the Legal Profession* 21:145-169.

Nelson, R. L. 1981. "Practice and Privilege: Social Change and the Structure of Large Law Firms." *American Bar Foundation Research Journal* 6:95+97-140.

8. Law and Globalization

Law and globalization is a rapidly growing area of sociolegal research. Readings in this section provide an overview of the major perspectives on the globalization of law, ranging from neo-institutionalism and field theory to postcolonial globalism and recursivity.

Boyle, E. H. and J. W. Meyer. 1998. "Modern Law as a Secularized and Global Model: Implications for the Sociology of Law." *Soziale Welt* 49:213-232.

Conti, J. A. 2016. "Legitimacy Chains: Legitimation of Compliance with International Courts Across Social Fields." *Law & Society Review* 50(1):154-188.

de Sousa Santos, B. 2002. *Toward a New Legal Common Sense: Law, Globalization, and Emancipation*. Cambridge: Cambridge University Press.

Hagan, J. and R. Levi. 2005. "Crimes of War and the Force of Law." *Social Forces* 83(4):1499-1534.

Halliday, T. C. 2009. "Recursivity of Global Normmaking: A Sociolegal Agenda." *Annual Review of Law and Social Science* 5:263-289.