

# Download Anita Whitney Louis Brandeis And The First Amendment

## **Anita Whitney, Louis Brandeis, and the First Amendment by ...**

Anita Whitney, Louis Brandeis, and the First Amendment. There is a universality and timelessness in the efforts to silence "heretics" and "witches.". The Red Scare of 1919-1920 led to the arrest, trial, and conviction of Anita Whitney who was defined as a threat to the stability and security of the state and nation.

## **Anita Whitney, Louis Brandeis, and the First Amendment by ...**

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## **Anita Whitney, Louis Brandeis, and the First Amendment ...**

Readers who are interested in the language and measures used in the first Red Scare as well as students of law and the history of women will find in Anita Whitney, Louis Brandeis, and the First Amendment the discussion of a time that is by no means archival but is always necessary to keep us alert and conscious of the danger of irrational fears.

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## **Louis Brandeis | The First Amendment Encyclopedia**

Brandeis voted with the majority to uphold Charlotte Anita Whitney's conviction, on non-First Amendment grounds, for violating California's Criminal Syndicalism Act by belonging to the Communist Party. In his concurring opinion, joined by Holmes, Brandeis addressed free speech issues at length.

## **Anita Whitney, Louis Brandeis, and the First Amendment ...**

Anita Whitney, Louis Brandeis, and the First Amendment. California. The Whitney opinion may never have become a major statement about First Amendment rights had communist Charles Ruthenberg not died at the time Whitney was being decided. Brandeis's opinion is alive today, while the majority opinion has been rejected by the High Court in 1969:...

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## **Whitney v. California**

Justice William O. Douglas believed that had Brandeis lived longer, he would have abandoned the clear and present danger test; Whitney is in fact the precursor to the position Douglas and Hugo L. Black took in the 1950s and 1960s, that freedom of speech is absolutely protected under the First Amendment. Brandeis does not go that far here, and his views were ultimately adopted by the Court in Brandenburg v.