

THE CAVALIER PRESIDENCY



*Executive Power and Prerogative
in Times of Crisis*

JUSTIN P. DEPLATO

The Cavalier Presidency Executive Power And

Zhe Xu



The Cavalier Presidency Executive Power And:

The Cavalier Presidency Justin P. DePlato, 2014-02-14 In this book Justin DePlato examines and analyzes the reasons and justifications for as well as instances of executive emergency power in political thought and action The book begins by analyzing the theory of executive emergency power across a wide breadth of philosophical history from Ancient Greek Renaissance through modern American political thought This analysis indicates that in political philosophy two models exist for determining and using executive emergency power an unfettered executive prerogative or a constitutional dictatorship The modern American approach to executive emergency power is an unfettered executive prerogative whereby the executive determines what emergency power is and how to use it The book addresses the fundamental question of whether executive power in times of crisis may be unfettered and discretionary or rather does the law define and restrain executive emergency power The author reviews and analyzes seven U S presidencies that handled a domestic crisis Washington Jefferson Madison Jackson Lincoln G W Bush and Obama to show that presidents become extraordinarily powerful during crises and act unilaterally without oversight The use of executive emergency power undermines the normal processes of democratic republicanism and harms the rule of law The author analyzes the U S Constitution formerly classified Department of Justice Memos primary sourced letters signing statements executive orders presidential decrees and original founding documents to comprehensively conclude that presidential prerogative determines what emergency powers are and how they are to be executed This book challenges the claim that presidents determine their emergency power with appropriate congressional oversight or consultation The analysis of the empirical data indicates that presidents do not consult with Congress prior to determining what their emergency powers are and how the president wants to use them Justin DePlato joins the highly contentious debate over the use of executive power during crisis and offers a sharp argument against an ever growing centralized and unchecked federal power He argues that presidents are becoming increasingly reckless when determining and using power during crisis often times acting unconstitutional

American Presidential Power and the War on Terror: Does the Constitution Matter? Justin DePlato, 2015-09-01 This book examines the use of presidential power during the War on Terror Justin DePlato joins the debate on whether the Constitution matters in determining how each branch of the federal government should use its power to combat the War on Terror The actions and words of Presidents George W Bush and Barack Obama are examined DePlato s findings support the theory that executives use their own prerogative in determining what emergency powers are and how to use them According to DePlato the Presidents argue that their powers are implied in Article II of the Constitution not expressed This conclusion renders the Constitution meaningless in times of crisis The author reveals that Presidents are becoming increasingly cavalier and that the nation should consider adopting an amendment to the Constitution to proffer expressed executive emergency powers

The United States Supreme Court and Politics Justin P. DePlato, 2019-11-22 While common sense attitudes towards the United States Supreme Court have been focused on what

decisions they are likely to make this book aims to focus on the impacts of other politicized elements of the Court Through statistical modeling and other quantitative analyses Justin DePlato examines the ability of the presidency and the Senate to influence and shape policy through the Court s nomination process docket selection and judicial retirements The Court operating as a political institution threatens to affect where it hasn t already outright intervened civil liberties and social issues in the modern era and represents a controversial mechanic in the workings of American statecraft **The Creation**

of the Presidency, 1775-1789 Charles Coleman Thach (Jr.),1923 **Emergency Politics in the Third Wave of Democracy** Claire Wright,2015-12-09 Emergency Politics in the Third Wave of Democracy aims to make an important contribution to the study of emergency politics by offering an up to date study of how it works in practice Specifically it studies the uses given to the regime of exception mechanism in Bolivia Ecuador and Peru in the first decade of the 21st century and analyzes potential incompatibilities with the two pillars of democratic governability efficiency and legitimacy This book offers a thorough review of existing literature on emergency politics offering conceptual clarification identifying three types or paradigms of emergency politics repressive administrative and disaster and pointing to regimes of exception as a useful route to their study It also provides an overview of emergency politics in Latin America throughout history pointing to the predominance of regimes of exception and the repressive paradigm The book describes the continuity of the repressive paradigm in Peruvian emergency politics to deal with both social protest and the apparent threat of organized crime and terrorism as well as how Bolivia has shifted from a repressive to a disaster paradigm in the face of pressure to deal with climate change It also analyzes the predominance of an administrative paradigm in Ecuadorian emergency politics in the context of weak institutions and difficulties in implementing policy as well as a populist style of leadership Ultimately the book offers some best practices in relation to the design and use of regimes of exception in democratic contexts Other studies on emergency politics tend to focus on legal or formal issues in the context of the United States War on Terror This study is decidedly political and empirical in focus offering analysis and interpretation as a result of intensive fieldwork carried out by the author in Bolivia Ecuador and Peru Consequently this volume offers important contributions to our understanding of emergency politics in general with evidence from the periphery as well as to our understanding of democratization processes in the Third Wave *The Creation of the Presidency, 1775-1789* Charles Coleman Thach,1923

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Review ,1921 **L'état d'exception, ou, L'impuissance autoritaire de l'État à l'époque du libéralisme** Marie Goupy,2016 La 4 me de couverture indique Comment l'état d'exception s'est-il imposé dans la pensée contemporaine Pourquoi une notion dont la valeur théorique est aussi contestée non sans lien avec l'ombre de Carl Schmitt dont elle ne parvient guère à se détacher est-elle aussi présente dans le champ politique Le sentiment largement partagé de subir des crises répétition sinon de vivre une situation de crise permanente suffit-il à l'expliquer Marie Goupy tente de répondre ces questions en revenant sur l'émergence de la notion d'état d'exception dans le contexte de l'entre-deux-guerres En partant de l'étude des usages des pouvoirs de crise en France et en Allemagne durant cette période et en suivant la construction du concept d'état d'exception par Carl Schmitt ce livre interroge la signification de la place grandissante occupée par les pouvoirs exceptionnels un moment où l'idée d'une impuissance du politique se formule En explorant l'quivoque de la pensée de Carl Schmitt tout comme les réponses fascisantes qu'il prétend apporter cette impuissance du politique le livre invite à réfléchir auxcueils du processus de dépolitisation auquel on peut associer le libéralisme **The Indian Presidency** J. R. Siwach,1971 **Current Law Index** ,2002 *The new Popular encyclopedia. Under the gen. ed. of C. Annandale* Charles Annandale,1901 Inauguration of William Bennett Bizzell, Ph. D., LL. D. as President of the University of Oklahoma ,1926

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