

# Contents

Figures and Tables	ix
Acknowledgments	xi
Introduction: So What Does Law Have to Do with It? <i>Charles Gardner Geyh</i>	1
PART I: Setting the Stage: The Debate over What Law Has to Do with What Judges Do	
1 What's Law Got to Do with It: Thoughts from "The Realm of Political Science" <i>Jeffrey A. Segal</i>	17
2 On the Study of Judicial Behaviors: Of Law, Politics, Science, and Humility <i>Stephen B. Burbank</i>	41
PART II: Distinguishing Law from Other Influences on Judicial Decision-making	
3 Law and Policy: More and Less than a Dichotomy <i>Lawrence Baum</i>	71
4 Law Is Politics <i>Frank B. Cross</i>	92

5	Path Dependence in Studies of Legal Decision-making <i>Eileen Braman and J. Mitchell Pickerill</i>	114
6	Looking for Law in All the Wrong Places: Some Suggestions for Modeling Legal Decision-making <i>Barry Friedman and Andrew D. Martin</i>	143
7	Stare Decisis as Reciprocity Norm <i>Stefanie A. Lindquist</i>	173
PART III: What Law Has to Do with What Judges Do and Its Implications for Judicial Selection		
8	How Judicial Elections Are Like Other Elections and What That Means for the Rule of Law <i>Matthew J. Streb</i>	197
9	On the Cataclysm of Judicial Elections and Other Popular Antidemocratic Myths <i>Melinda Gann Hall</i>	223
10	Are Judicial Elections Democracy-Enhancing? <i>David Pozen</i>	248
PART IV: What Law has to do with What Judges Do and Its Implications for Public Confidence in the Courts		
11	Judging the Politics of Judging: Are Politicians in Robes Inevitably Illegitimate? <i>James L. Gibson</i>	281
12	The Rule of Law Is Dead! Long Live the Rule of Law! <i>Keith J. Bybee</i>	306
13	Three Views from the Bench <i>Frank Sullivan, Nancy Vaidik, and Sarah Evans Barker</i>	328
	About the Contributors	343
	Index	345