

THE UNITED STATES *and* TORTURE



INTERROGATION, INCARCERATION, AND ABUSE

EDITED BY
MARJORIE COHN

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Thomas Ehrlich Reifer • Philippe Sands

Stephen Soldz • Lance Tapley

The United States And Torture Interrogation Incarceration And Abuse

Conor Gearty, Costas Douzinas



The United States And Torture Interrogation Incarceration And Abuse:

The United States and Torture Marjorie Cohn, 2012-04 Torture has been a topic of national discussion ever since it was revealed that enhanced interrogation techniques had been authorized as part of the war on terror. The United States and Torture provides us with a larger lens through which to view America's policy of torture, one that dissects America's long relationship with interrogation and torture which roots back to the 1950s and has been applied mostly in secret to enemies ever since. The United States and Torture opens with a compelling preface by Sister Dianna Ortiz who describes the unimaginable treatment she endured in Guatemala in 1987 at the hands of the Guatemalan government which was supported by the United States. Following Ortiz's preface, an interdisciplinary panel of experts offers one of the most comprehensive examinations of torture to date, beginning with the Cold War era and ending with today's debate over accountability for torture.

Introduction to The United States and Torture Marjorie Cohn, 2011 Emboldened by the terrorist attacks of September 11, 2001, the George W. Bush administration lost no time establishing a policy that authorized the use of enhanced interrogation techniques that is torture and abuse. Cofer Black, head of the CIA Counterterrorist Center, testified at a joint hearing of the House and Senate intelligence committees in September 2002. This is a very highly classified area, but I have to say that all you need to know: There was a before 9/11 and there was an after 9/11. After 9/11, the gloves come off. Indeed, in his January 2003 State of the Union Address, President Bush admitted: "All told, more than 3,000 suspected terrorists have been arrested in many countries. Many others have met a different fate." Let's put it this way: They are no longer a problem to the United States and our friends and allies. Bush was tacitly admitting to the illegal practice of summary execution. This book, the Introduction of which by editor Marjorie Cohn is posted here on SSRN by permission of New York University Press, details the complicity of the U.S. government in the torture and cruel treatment of prisoners both at home and abroad. Following is an abstract of Professor Cohn's Introduction summarizing the contents of the book. The contributors to this book include Richard Falk, Marc D. Falkoff, Terry Lynn Karl, John W. Lango, Jane Mayer, Alfred W. McCoy, Jeanne Mirer, Sister Dianna Ortiz, Jordan J. Paust, Bill Quigley, Michael Ratner, Thomas Ehrlich Reifer, Philippe Sands, Stephen Soldz, and Lance Tapley. In her compelling preface to the book, Sister Dianna Ortiz describes the unimaginable treatment she endured in 1987 when she was in Guatemala doing missionary work while the United States was supporting the dictatorship there. She survived and founded the Torture Abolition and Survivors Support Coalition International, and her work has made her a national symbol of the struggle to abolish torture. In Part I, "The History and Character of Torture," chapters written by an historian, a lawyer, and a political scientist trace the history of CIA torture and U.S. complicity in torture throughout Latin America. A philosopher and a lawyer then analyze the character of torture, the ticking time bomb scenario, and parallels between torture and one-sided warfare. Part II, "Torture and Cruel Treatment of Prisoners in U.S. Custody," brings the study into the current context of the so-called War on Terror. A journalist examines the Bush administration's extraordinary rendition.

program in which a person is abducted without any legal proceedings and transferred to a foreign country for detention and interrogation often tortured Two lawyers look at the treatment of detainees at Guantamo The role played by psychologists in the Bush torture program is set forth by one of the leaders of the movement to end that involvement And a journalist brings the debate home with his description of the torture of prisoners in U S supermax prisons Finally in Part III Accountability for Torture three lawyers explain strategies for bringing to justice the officials and lawyers who participated in establishing the Bush administration's policies that led to torture and abuse and a sociologist finds links between torture war and presidential power

The Power of Habeas Corpus in America Anthony Gregory, 2013-04-15 Despite its mystique as the greatest Anglo American legal protection habeas corpus history features power plays political hypocrisy ad hoc jurisprudence and failures in securing individual liberty This book tells the story of the writ from medieval England to modern America crediting the rocky history to the writ's very nature as a government power The book weighs in on habeas historical controversies addressing its origins the relationship between king and parliament the US Constitution's Suspension Clause the writ's role in the power struggle between the federal government and the states and the proper scope of federal habeas for state prisoners and wartime detainees from the Civil War and World War II to the War on Terror It stresses the importance of liberty and detention policy in making the writ more than a tool of power The book presents a more nuanced and critical view of the writ's history showing the dark side of this most revered judicial power

Routledge International

Handbook of Theoretical and Philosophical Psychology Brent D. Slife, Stephen C. Yancher, Frank C. Richardson, 2021-12-28 Routledge International Handbook of Theoretical and Philosophical Psychology is a compilation of works by leading scholars in theoretical and philosophical psychology that offers critical analyses of and alternatives to current theories and philosophies typically taken for granted in mainstream psychology Within their chapters the expert authors briefly describe accepted theories and philosophies before explaining their problems and exploring fresh new ideas for practice and research These alternative ideas offer thought provoking ways of reinterpreting many aspects of human existence often studied by psychologists Organized into five sections the volume covers the discipline of psychology in general various subdisciplines e.g. positive psychology and human development concepts of self and identity as well as research and practice Together the chapters present a set of alternative ideas that have the potential to take the field of psychology in fruitful directions not anticipated in more traditional theory and research This handbook will be a valuable resource for students and scholars of the theory assumptions and history of psychology

The Dangerous Case of Donald Trump Bandy X. Lee, 2019-03-19 As this bestseller predicted Trump has only grown more erratic and dangerous as the pressures on him mount This new edition includes new essays bringing the book up to date because this is still not normal Originally released in fall 2017 The Dangerous Case of Donald Trump was a runaway bestseller Alarmed Americans and international onlookers wanted to know What is wrong with him That question still plagues us The Trump administration has

proven as chaotic and destructive as its opponents feared and the man at the center of it all remains a cipher Constrained by the APA's Goldwater rule which inhibits mental health professionals from diagnosing public figures they have not personally examined many of those qualified to weigh in on the issue have shied away from discussing it at all The public has thus been left to wonder whether he is mad bad or both The prestigious mental health experts who have contributed to the revised and updated version of *The Dangerous Case of Donald Trump* argue that their moral and civic duty to warn supersedes professional neutrality Whatever affects him affects the nation From the trauma people have experienced under the Trump administration to the cult like characteristics of his followers he has created unprecedented mental health consequences across our nation and beyond With eight new essays about one hundred pages of new material this edition will cover the dangerous ramifications of Trump's unnatural state It's not all in our heads It's in his [The Hidden Structure of Violence](#) Marc Pilisuk, Jennifer Achord Rountree, 2015-07-17 Acts of violence assume many forms they may travel by the arc of a guided missile or in the language of an economic policy and they may leave behind a smoldering village or a starved child The all pervasiveness of violence makes it seem like an unavoidable and ultimately incomprehensible aspect of the modern world But in this detailed and expansive book Marc Pilisuk and Jen Rountree demonstrate otherwise Widespread violence they argue is in fact an expression of the underlying social order and whether it is carried out by military forces or by patterns of investment the aim is to strengthen that order for the benefit of the powerful *The Hidden Structure of Violence* marshals vast amounts of evidence to examine the costs of direct violence including military preparedness and the social reverberations of war alongside the costs of structural violence expressed as poverty and chronic illness It also documents the relatively small number of people and corporations responsible for facilitating the violent status quo whether by setting the range of permissible discussion or benefiting directly as financiers and manufacturers The result is a stunning indictment of our violent world and a powerful critique of the ways through which violence is reproduced on a daily basis whether at the highest levels of the state or in the deepest recesses of the mind [The CIA on Campus](#) Philip Zwerling, 2011-09-05 Former CIA Personnel Director F W M Janney once wrote It is absolutely essential that the Agency have available to it the greatest single source of expertise the American academic community To this end the Central Intelligence Agency has poured tens of millions of dollars into universities to influence research and enlist students and faculty members into its ranks This collection of nine essays from diverse academic fields explores the pernicious penetration of intelligence services into U S campus life to exploit academic study recruit students skew publications influence professional advancement misinform the public and spy on professors With its exhaustive list of CIA misdeeds and myriad suggestions for combatting the subversion of academic independence this work provides a wake up call for students and faculty across the country [Weapon of the Strong](#) Jon Bailes, Cihan Aksan, 2012-11-09 The term terrorism is often applied exclusively to non state groups or specific rogue states Far less attention is given to state terrorism carried out or sponsored by democracies most notably the United

States History shows that this state terrorism has been responsible for the deaths of millions of people. *Weapon of the Strong* analyses the forms of US state terrorism through exclusive never before published interviews with leading commentators and theorists including Noam Chomsky, Edward S. Herman, Richard A. Falk, Judith Butler, Ted Honderich, Norman Finkelstein, and Gilbert Achcar. The interviews explore the different aspects of state terrorism, its functions, institutional supports, and the legal and moral arguments surrounding it, and consider specific case studies in Europe, Latin America, and the Middle East. *Weapon of the Strong* makes an indispensable contribution to contemporary debates on terrorism and constructs a damning critique of US foreign policy from World War Two to the present day.

The Rule of Law at the National and International Levels

Machiko Kanetake, André Nollkaemper, 2016-04-21. This book aims to enhance understanding of the interactions between the international and national rule of law. It demonstrates that the international rule of law is not merely about ensuring national compliance with international law. International law and institutions, e.g., international human rights treaty monitoring bodies and human rights courts, respond to national contestations and show deference to the national rule of law. While this might come at the expense of the certainty of international law, it suggests that the international rule of law can allow for flexibility, national diversity, and pluralism. The essays in this volume are set against the background of increasing conflict between international and national legal norms. Moreover, the book shows that international law and institutions do not always command blind national obedience to international law but incorporate a process of adjustment and deference to national law and policies that are protected by the rule of law at the national level.

The Cambridge Companion to Human Rights

Law Conor Gearty, Costas Douzinas, 2012-11-22. Captures the essence of the multi-layered subject of human rights law in a way that is authoritative, critical, and scholarly.

Travels with the Self Philip Cushman, 2018-10-09. *Travels with the Self* uses a hermeneutic perspective to critique psychology and demonstrate why the concept of the self and the modality of cultural history are so vitally important to the profession of psychology. Each chapter focuses on a theory, concept, sociopolitical or professional issue, philosophical problem, or professional activity that has rarely been critiqued from a historical sociopolitical vantage point. Philip Cushman explores psychology's involvement in consumerism, racism, shallow understandings of being human, military torture, political resistance, and digital living. In each case, theories and practices are treated as historical artifacts rather than expressions of a putatively progressive modern era science that is uncovering the one universal truth about human being. In this way, psychological theories and practices, especially pertaining to the concept of the self, are shown to be reflections of the larger moral understandings and political arrangements of their time and place, with implications for how we understand the self in theory and clinical practice. Drawing on the philosophies of critical theory and hermeneutics, Cushman insists on understanding the self, one of the most studied and cherished of psychological concepts, and its ills, practitioners, and healing technologies as historical cultural artifacts, surprising, almost sacrilegious concepts. To this end, each chapter begins with a historical introduction that locates it in the historical time and moral

political space of the nation s the profession s and the author s personal context *Travels with the Self* brings together highly unusual and controversial writings on contemporary psychology that will appeal to psychoanalysts and psychotherapists psychologists of all stripes as well as scholars of philosophy history and cultural studies **Crucified People** John

Neafsey, 2014-02-10 Through the passion of Christ a psychologist and theologian struggles to understand and respond to the ongoing practice of torture **In the Shadow of Korematsu** Eric K. Yamamoto, 2018-03-12 The national security and civil liberties tensions of the World War II mass incarceration link 9 11 and the 2015 Paris San Bernardino attacks to the Trump era in America an era darkened by accelerating discrimination against and intimidation of those asserting rights of freedom of religion association and speech and an era marked by increasingly volatile protests This book discusses the broad civil liberties challenges posed by these past into the future linkages highlighting pressing questions about the significance of judicial independence for a constitutional democracy committed both to security and to the rule of law What will happen when those profiled detained harassed or discriminated against under the mantle of national security turn to the courts for legal protection How will the U S courts respond to the need to protect both society and fundamental democratic values of our political process Will courts fall passively in line with the elective branches as they did in *Korematsu v United States* or serve as the guardian of the Bill of Rights scrutinizing claims of pressing public necessity as justification for curtailing fundamental liberties These queries paint three pictures portrayed in this book First they portray the present day significance of the Supreme Court s partially discredited yet never overruled 1944 decision upholding the constitutional validity of the mass Japanese American exclusion leading to indefinite incarceration a decision later found to be driven by the government s presentation of intentional falsehoods and willful historical inaccuracies to the Court Second the queries implicate prospects for judicial independence in adjudging Harassment Exclusion Incarceration disputes in contemporary America and beyond Third and even more broadly for security and liberty controversies the queries engage the American populace in shaping law and policy at the ground level by placing the courts legitimacy on center stage They address how critical legal advocacy and organized public pressure targeting judges and policymakers realpolitik advocacy at times can foster judicial fealty to constitutional principles while promoting the elective branches accountability for the benefit of all Americans This book addresses who we are as Americans and whether we are genuinely committed to democracy governed by the Constitution *The Torturer in the Mirror* Ramsey Clark, Thomas Ehrlich Reifer, Haifa Zangana, 2011-01-04 Before the US invasion of Iraq before the American public saw the infamous photos from Abu Ghraib the CIA went to the White House with a question What according to the Constitution was the line separating interrogation from torture and could that line be moved The White House lawyers answer in the form of legal documents later known as the Torture Memos became the US s justification for engaging in torture *The Torturer in the Mirror* shows us how when one of us tortures we are all implicated in the crime In three uncompromising essays Iraqi dissident Haifa Zangana former US Attorney General Ramsey

Clark and professor of sociology Thomas Ehrlich Reifer teach us how physically and psychologically insidious torture is how deep a mark it leaves on both its victims and its practitioners and how necessary it is for us as a society to hold torturers accountable

Mea Culpa Steven Bender, 2015-01-09 In *Mea Culpa* Steven W Bender examines how the United States collective shame about its past has shaped the evolution of law and behavior We regret slavery and segregationist Jim Crow laws we craft our legislation in response to that regret By examining policies and practices that affected the lives of groups that have been historically marginalized and oppressed Bender is able to draw persuasive connections between shame and its eventual legal manifestations Analyzing the United States historical response to its own atrocities Bender identifies and develops a definitive moral compass that guides us away from the policies and practices that lead to societal regret

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Ethics of Armed Conflict John W. Lango, 2014-01-29 Just war theory exists to stop armies and countries from using armed force without good cause But how can we judge whether a war is just In this original book John W Lango takes some distinctive approaches to the ethics of armed conflict DT A revisionist approach that involves generalising traditional just war principles so that they are applicable by all sorts of responsible agents to all forms of armed conflict DT A cosmopolitan approach that features the Security Council DT A preventive approach that emphasises alternatives to armed force including negotiation nonviolent action and peacekeeping missions DT A human rights approach that encompasses not only armed humanitarian intervention but also armed invasion armed revolution and all other forms of armed conflict Lango shows how these can be applied to all forms of armed conflict however large or small from interstate wars to UN peacekeeping missions and from civil wars counter insurgency and counter terrorism operations

Neoliberalism's War on Higher Education Henry A. Giroux, 2019-12-03 An accessible examination of neoliberalism and its effects on higher education and America by the author of *American Nightmare* *Neoliberalism's War on Higher Education* reveals how neoliberal policies practices and modes of material and symbolic violence have radically reshaped the mission and practice of higher education short changing a generation of young people Giroux exposes the corporate forces at play and charts a clear minded and inspired course of action out of the shadows of market driven education policy Championing the youth around the globe who have dared to resist the bartering of their future he calls upon public intellectuals as well as all people concerned about the future of democracy to speak out and defend the university as a site of critical learning and democratic promise Giroux has focused his keen intellect on the hostile corporate takeover of higher education in North America He is relentless in his defense of a society that requires its citizenry to place its cultural political and economic institutions in context so they can be interrogated and held truly accountable We are fortunate to have such a prolific writer and deep thinker to challenge us all

Karen Lewis President Chicago Teachers Union No one has been better than Giroux at analyzing the many ways in which neoliberalism has damaged the American economy and undermined its democratic processes Bob Herbert Distinguished Senior Fellow at Demos Giroux dares us to reevaluate the significance of public pedagogy as integral

to any viable notion of democratic participation and social responsibility Anybody who is remotely interested in the plight of future generations must read this book Dr Brad Evans Director Histories of Violence website **Law's Wars** Richard L. Abel,2018-08-16 Law s Wars is the first comprehensive account of efforts to resist and correct rule of law violations in the US war on terror **Peopling the Constitution** John E. Finn,2014-03-24 The U S Constitution begins with the soaring words We the People but we the people have little to do with the document as most of us have come to know it When most people think of the constitution they think of it as a legal instrument the province of judges and lawyers who alone possess the expertise and knowledge necessary to discern its elusive and complex meaning This book outlines a very different view of the Constitution as a moral and philosophical statement about who we are as a nation This Civic Constitution constitutes us as a civic body politic transforming the people into a singular political entity Juxtaposing this view with the legal model the Juridic Constitution John E Finn offers a comprehensive account of the Civic Constitution as a public affirmation of the shared principles of national self identity and as a particular vision of political community in which we the people play a significant and ongoing role in achieving a constitutional way of life The Civic Constitution is the constitution of dialogical engagement of contested meanings of political principles of education of conversation Peopling the Constitution seeks nothing less than a new interpretation of the American constitutional project in an effort to revive a robust understanding of citizenship It considers the entire constitutional project from its founding and maintenance to its failure with insights into topics ranging from the practice of deliberative democracy and the meaning of citizenship to constitutional fidelity civic virtue the separation of powers federalism and constitutional interpretation The Civic Constitution in Finn s telling is primarily a political project requiring an active engaged and most importantly constitutionally educated citizenry committed to the civic virtues of civility and tending When we as citizens are unwilling or unable to tend to and sustain the Constitution and when constitutional questions reduce to legal questions and obscure civic interests constitutional rot results And in post 9 11 America Finn argues constitutional rot has begun to set in With its multi dimensional vision of constitutional governance Finn s book stands as a corrective to accounts that locate the Constitution in and conceive it essentially as a legal instrument making a powerful and impassioned argument for restoring the people to their rightful place in the politics and practice of the Constitution *The Salvador Option* Russell Crandall,2016-05-23 El Salvador s civil war between the Salvadoran government and Marxist guerrillas erupted into full force in early 1981 and endured for eleven bloody years Unwilling to tolerate an advance of Soviet and Cuban backed communism in its geopolitical backyard the US provided over six billion dollars in military and economic aid to the Salvadoran government El Salvador was a deeply controversial issue in American society and divided Congress and the public into left and right Relying on thousands of archival documents as well as interviews with participants on both sides of the war The Salvador Option offers a thorough and fair minded interpretation of the available evidence If success is defined narrowly there is little question that the Salvador Option achieved its Cold War

strategic objectives of checking communism Much more difficult however is to determine what human price this success entailed a toll suffered almost entirely by Salvadorans in this brutal civil war

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