



# WHY NOT JAIL?

INDUSTRIAL CATASTROPHES, CORPORATE  
MALFEASANCE, AND GOVERNMENT INACTION

**RENA STEINZOR**

CAMBRIDGE

# Why Not Jail Industrial Catastrophes Corporate Malfeasance And Government Inaction

**Mark Davis, Bonnie Berry**



## **Why Not Jail Industrial Catastrophes Corporate Malfeasance And Government Inaction:**

**Why Not Jail?** Rena Steinzor, 2014-11-28 The US Department of Justice is under fire for failing to prosecute banks that caused the 2008 economic meltdown because they are too big to jail Prosecutors have long neglected to hold corporate executives accountable for chronic mistakes that kill and injure workers and customers This book the first of its kind analyzes five industrial catastrophes that have killed or sickened consumers and workers or caused irrevocable harm to the environment From the Texas City refinery explosion to the Upper Big Branch mine collapse the root causes of these preventable disasters include crimes of commission and omission Although federal prosecutors have made a start on holding low level managers liable far more aggressive prosecution is appropriate as a matter of law policy and justice Written in accessible and jargon free language this book recommends innovative interpretations of existing laws to elevate the prosecution of white collar crime at the federal and state levels

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**Just Financial Markets?** Lisa Herzog, 2017-04-05 Well functioning financial markets are crucial for the economic well being and the justice of contemporary societies The Great Financial Crisis has shown that a perspective that naively trusts in the self regulating powers of free markets cannot capture what is at stake in understanding and regulating financial markets The damage done by the Great Financial Crisis including its distributive consequences raises serious questions about the justice of financial markets as we know them This volume brings together leading scholars from political theory law and economics in order to explore the relation between justice and financial markets Broadening the perspective from a purely economic one to a liberal egalitarian one the volume explores foundational normative questions about how to conceptualize justice in relation to financial markets the biases in the legal frameworks of financial markets that produce unjust outcomes and perspectives of justice on specific institutions and practices in contemporary financial markets Written in a clear and accessible language the volume presents analyses of how financial markets should function and how the Great Financial Crisis came about proposals for how the structures of financial markets could be reformed and analysis of why reform is not happening at the speed that would be desirable from a perspective of justice

**Scholarly Crimes and Misdemeanors**

Mark Davis, Bonnie Berry, 2018-03-19 This book explores the problem of scientific dishonesty and misconduct a problem that affects all disciplines yet whose extent remains largely unknown and for which established standards for reporting prevention and punishment are absent Presenting examples of research misconduct the authors examine the reasons for its occurrence and address the experience of victimization that is involved together with the perpetrators reactions to being accused With consideration of the role of witnesses and bystanders such as book and journal editors and reviewers students and professional organizations the book covers the many forms of academic misconduct offering a theorization of the phenomenon in criminological terms as a particular form of crime before examining the possibilities that exist for the prevention and control of scholarly crime as well as implications for further research An accessible treatment of a problem that remains largely hidden Scholarly Crimes and Misdemeanors will appeal to readers across disciplines and particularly those in the social sciences with interests in academic life research ethics and criminology

**The Cambridge Handbook of Compliance** Benjamin van Rooij, D. Daniel Sokol, 2021-05-20 Compliance has become key to our contemporary markets societies and modes of governance across a variety of public and private domains While this has stimulated a rich body of empirical and practical expertise on compliance thus far there has been no comprehensive understanding of what compliance is or how it influences various fields and sectors The academic knowledge of compliance has remained siloed along different disciplinary domains regulatory and legal spheres and mechanisms and interventions This handbook bridges these divides to provide the first one stop overview of what compliance is how we can best study it and the core mechanisms that shape it Written by leading experts chapters offer perspectives from across law regulatory studies management science criminology economics sociology and psychology This volume is the definitive and comprehensive account of compliance

**Public Values Leadership** Barry Bozeman, Michael M. Crow, 2021-10-12 Instead of private gain or corporate profits what if we set public values as the goal of leadership Leadership means many things and takes many forms But most studies of the topic give little attention to why people lead or to where they are leading us In Public Values Leadership Barry Bozeman and Michael M Crow explore leadership that serves public values that is to say values that are focused on the collective good and fundamental rights rather than profit organizational benefit or personal gain While nearly everyone agrees on core public values there is less agreement on how to obtain them especially during this era of increased social and political fragmentation How does public values leadership differ from other types of organizational leadership and what distinctive skills does it require Drawing on their extensive experience as higher education leaders Bozeman and Crow wrestle with the question of how to best attain universally agreed upon public values like freedom opportunity health and security They present conversations and interviews with ten well known leaders people who have achieved public values objectives and who are willing to discuss their leadership styles in detail They also offer a series of in depth case studies of public values leadership and accomplishment Public values leadership can only succeed if it includes a commitment to pragmatism a deep

skepticism about government versus market stereotypes and a genuine belief in the fundamental importance of partnerships and alliances Arguing for a mutable leadership they suggest that different people are leaders at different times and that ideas about natural leaders or all purpose leaders are off the mark Motivating readers including students of public policy administration and practitioners in public and nonprofit organizations to think systematically about their own values and how these can be translated into effective leadership Public Values Leadership is highly personal and persuasive **The**

**Handbook of White-Collar Crime** Melissa L. Rorie,2019-11-12 A comprehensive and state of the art overview from internationally recognized experts on white collar crime covering a broad range of topics from many perspectives Law enforcement professionals and criminal justice scholars have debated the most appropriate definition of white collar crime ever since Edwin Sutherland first coined the phrase in his speech to the American Sociological Society in 1939 The conceptual ambiguity surrounding the term has challenged efforts to construct a body of science that meaningfully informs policy and theory The Handbook of White Collar Crime is a unique re framing of traditional discussions that discusses common topics of white collar crime who the offenders are who the victims are how these crimes are punished theoretical explanations while exploring how the choice of one definition over another affects research and scholarship on the subject Providing a one volume overview of research on white collar crime this book presents diverse perspectives from an international team of both established and newer scholars that review theory policy and empirical work on a broad range of topics Chapters explore the extent and cost of white collar crimes individual as well as organizational and macro level theories of crime law enforcement roles in prevention and intervention crimes in Africa and South America the influence of technology and globalization and more This important resource Explores diverse implications for future theory policy and research on current and emerging issues in the field Clarifies distinct characteristics of specific types of offences within the general archetype of white collar crime Includes chapters written by researchers from countries commonly underrepresented in the field Examines the real world impact of ambiguous definitions of white collar crime on prevention investigation and punishment Offers critical examination of how definitional decisions steer the direction of criminological scholarship Accessible to readers at the undergraduate level yet equally relevant for experienced practitioners academics and researchers The Handbook of White Collar Crime is an innovative substantial contribution to contemporary scholarship in the field

**Law, Vulnerability, and the Responsive State** Martha Albertson Fineman,Laura Spitz,2023-10-09 This book considers how vulnerability theory provides the basis for a reconceptualization of the liberal ideas of autonomy equality and freedom Vulnerability theory argues a vulnerable legal subject should displace the liberal legal subject that currently dominates law and policy The theory is based on the fundamental empirical realities of the material body and offers an alternative to a social contract or rights based notion of state responsibility both of which tend to privilege abstractions such as rationality or dignity A vulnerability analysis poses law and policy questions based on the vulnerable legal subject and

requires new thinking about state or governmental responsibility To achieve a truly comprehensive and inclusive notion of what constitutes social justice or a universal or common good vulnerability theory mandates a reassessment of both equality and freedom as these concepts are currently conceived Presenting the work of scholars from a wide range of doctrinal areas it is this task that the book takes up In particular in recognizing that many social or institutional relationships entail uneven positions of dependence and reliance it maintains that individualized notions of equality or freedom are inadequate and must be reformulated to include a sense of collective or social justice incorporating asymmetric or unequal allocations of responsibility and requiring appropriate limitations on the individual This book's reorientation of the subject as well as the central objectives of law and policy will appeal to scholars and students in law vulnerability studies gender studies critical legal and political theory politics philosophy and sociology

**Freedom for All** Alex Zakaras, 2025-10-28 A bold vision of liberal society designed to meet the crises of our time Liberalism is on the defensive almost everywhere In the past decade right wing politicians and intellectuals have staged successful assaults on the most important liberal institutions including democratic constitutions independent judiciaries the free media and the rule of law Liberalism's defenders have struggled to find an adequate response Many have tried to present liberalism as a humane and reasonable alternative to the chaos and cruelty of the new political right Political theorist Alex Zakaras argues that this moderate posture is inadequate in our present moment In the face of rising authoritarianism rampant inequality and climate catastrophe liberals must be willing to demand deep change Moreover to compete successfully against charismatic leaders promising dramatic solutions liberals have to offer a clear and ambitious set of principles and a compelling vision of the future Zakaras defends a radical version of liberalism which is designed to attack the massive inequalities in power wealth and status that are pulling the United States apart At its best liberalism is an emancipatory political project designed to secure freedom for all Throughout this book Zakaras explores what it would mean to implement this project in America today and what it would demand of its citizens

Independence Corrupted Charles Benjamin Schudson, 2018-10-09 With experience as both a trial and appellate judge Charles Benjamin Schudson knows the burdens on judges With engaging candor he takes readers behind the bench to probe judicial minds analyzing actual trials and sentencings of abortion protesters murderers sex predators white supremacists and others He takes us into chambers to hear judges forging appellate decisions about life and death multimillion dollar damages and priceless civil rights And most significantly he exposes the financial political personal and professional pressures that threaten judicial ethics and independence As political attacks on judges increase Schudson calls for reforms to protect judicial independence and for vigilance to ensure justice for all Independence Corrupted is invaluable for students and scholars lawyers and judges and all citizens concerned about the future of America's courts

**Out of Darkness** Ralph Nader, 2024-06-25 A collection of columns and essays that reveal Ralph Nader at his outspoken and prescient best fighting the good fight against corporate corruption unbalanced political power consumer dangers big pharma and climate deniers

Features an introduction by Lewis Lapham This collection is classic Nader exhorting us to make our world and nation a better place even when faced with unchecked political and corporate power and perverse market and regulatory incentives He starts with the declaration that the national Democratic Party bureaucrats are either inept or bewildered With its record setting campaign fundraising he bemoans how the Party can't seem to figure out how to go on the offensive against the overtly lying cruel corrupt law breaking Wall Street over Main Street Trumpian Republican Party In another essay he praises Canada explaining that the majority of citizens love their health care system Medicare for all free choice of doctor and hospital everybody in nobody out and far less expensive with better outcomes overall Highlighting heroes like Pete Seeger Wendell Berry the journalist Helen Thomas Nader also celebrates citizens like the lesser known charismatic George S Hawkins general manager of the District of Columbia Water and Sewer Authority who brought immense energy vision and ambitious overdue plans to the forefront for American's public drinking water Meanwhile he doesn't shy away from enemies for example Nader slams the evils of Big Pharma's strength and hold over Congress and infinite greed Nader also brings American history to the present day with creative twists We need to remember Ben Franklin our frugal forebear who coined the phrase a penny saved is a penny earned he writes Today he would say a trillion BTUs saved is a trillion BTUs earned Ranging from hernia repair to auto safety reports and warnings about lethal super bugs and global pandemics from 2013 Nader's essays and newspaper columns will inform and activate his legions of fans

### **Constitutional Considerations**

United States. Congress. House. Committee on Energy and Commerce. Subcommittee on Environment and the Economy, 2015 Status of Reforms to EPA's Integrated Risk Information System United States. Congress. House. Committee on Science, Space, and Technology (2011). Subcommittee on Oversight, United States. Congress. House. Committee on Science, Space, and Technology (2011). Subcommittee on Environment, 2014

**The Transnationalization of Anti-Corruption Law** Régis Bismuth, Jan Dunin-Wasowicz, Philip M. Nichols, 2021-05-27 The last twenty years have witnessed an astonishing transformation the fight against corruption has grown from a handful of local undertakings into a truly global effort Law occupies a central role in that effort and this timely book assesses the challenges faced in using law as it too morphs from a handful of local rules into a global regime The book presents the perspectives of a global array of scholars of policy makers and of practitioners Topics range from critical theoretical understandings of the global regime as a whole to regional and local experiences in implementing and influencing the regime including specific legal techniques such as deferred prosecution agreements addressing corruption issues in dispute resolution whistleblower protection civil and administrative prosecutions as well as blocking statutes The book also includes discussions of the future shape of the global regime the emergence of transnational compliance standards and discussions by leaders of international organizations that take a leading role in the transnationalization of anti corruption law The Transnationalization of Anti Corruption Law deals with the most salient aspects of the global anti corruption regime It is written by people who contribute to the structure of

the regime who practice within the regime and who study the regime It is written for anyone interested in corruption or corruption control in general anyone with a general interest in jurisprudence or in international law and especially anyone who is interested in critical thinking and analysis of how law can control corruption in a global context Money, Power, and the People Christopher W. Shaw, 2022-12-22 An engaging and well researched study of ordinary people who joined together to challenge financial institutions Choice Banks and bankers are hardly the most beloved institutions and people in this country With its corruptive influence on politics and stranglehold on the American economy Wall Street is held in high regard by few outside the financial sector But the pitchforks raised against this behemoth are largely rhetorical We rarely see riots in the streets or public demands for an equitable and democratic banking system that result in serious national changes Yet the situation was vastly different a century ago as Christopher W Shaw shows This book upends the conventional thinking that financial policy in the early twentieth century was set primarily by the needs and demands of bankers Shaw shows that banking and politics were directly shaped by the literal and symbolic investments of the grassroots This engagement remade financial institutions and the national economy through populist pressure and the establishment of federal regulatory programs and agencies like the Farm Credit System and the Federal Deposit Insurance Corporation Shaw reveals the surprising groundswell behind seemingly arcane legislation as well as the power of the people to demand serious political repercussions for the banks that caused the Great Depression One result of this sustained interest and pressure was legislation and regulation that brought on a long period of relative financial stability with a reduced frequency of economic booms and busts Ironically this stability led to the decline of the very banking politics that brought it about Giving voice to a broad swath of American figures including workers farmers politicians and bankers alike Money Power and the People recasts our understanding of what might be possible in balancing the needs of the people with those of their financial institutions

**The Mythology of Crime and Criminal Justice** Victor E. Kappeler, Gary W. Potter, 2017-07-18 The social construction of crime is often out of proportion to the threat posed The media and advocacy groups shine a spotlight on some crimes and ignore others Street crime is highlighted as putting everyone at risk of victimization while the greater social harms from corporate malfeasance receive far less attention Social arrangements dictate what is defined as crime and the punishments for those who engage in the proscribed behavior Interest groups promote their agendas by appealing to public fears Justifications often have no basis in fact but the public accepts the exaggerations and blames the targeted offenders The net widening effect of more laws and more punishment catches those least able to defend themselves This innovative alternative to traditional textbooks provides insightful observations of myths and trends in criminal justice Fourteen chapters challenge misconceptions about specific crimes or aspects of the criminal justice system Kappeler and Potter dissect popular images of crimes and criminals in a cogent compelling and engaging manner They trace the social construction of each issue and identify the misleading statistics and fears that form the basis of myths and the collateral damage of basing policies on



mythical beliefs The authors encourage skepticism about commonly accepted beliefs offer readers a fresh perspective and urge them to analyze important issues from novel vantage points      **Measuring Compliance** Melissa Rorie,Benjamin van Rooij,2022-02-24 Compliance or the behavioral response to legal rules has become an important topic for academics and practitioners A large body of work exists that describes different influences on business compliance but a fundamental challenge remains how to measure compliance or noncompliance behavior itself Without proper measurement it s impossible to evaluate existing management and regulatory enforcement practices Measuring Compliance provides the first comprehensive overview of different approaches that are or could be used to measure compliance by business organizations The book addresses the strengths and weaknesses of various methods and offers both academics and practitioners guidance on which measures are best for different purposes In addition to understanding the importance of measuring compliance and its potential negative effects in a variety of contexts readers will learn how to collect data to answer different questions in the compliance domain and how to offer suggestions for improving compliance measurement      **Criminal Law Forum** ,2016

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