

*A Guide to*  
ORAL  
HISTORY  
*and*  
THE LAW

JOHN A.  
NEUENSCHWANDER



SECOND EDITION

# Oral History And The Law

**John A. Neuenschwander**



## Oral History And The Law:

**A Guide to Oral History and the Law** John A. Neuenschwander, 2014-09-12 A Guide to Oral History and the Law is the definitive resource for all practitioners of oral history. In clear accessible language it thoroughly explains the major legal issues that oral historians should be concerned about and offers helpful suggestions on how to put sound legal procedures in place. The author utilizes relevant court cases and model policies from oral history programs to fully examine the legal landscape that oral historians face.

[A Guide to Oral History and the Law](#) John A. Neuenschwander, 2009 Here is the bible for oral history practitioners on all the legal aspects of their field: an essential volume for students, amateur historians, genealogists and professionals alike, written by a leading authority. A Guide to Oral History and the Law not only presents and discusses all of the areas of law that are relevant to oral history, from copyright through defamation, but emphasizes how and when these areas intersect and overlap. It also explains how and why the Oral History Association's code of ethics provides the best foundation for the legally sound practice of oral history. Because the book is designed for non-lawyers, special effort has been taken to avoid overly legalistic discussions of important legal concepts. The cases used to illustrate key legal issues were also chosen primarily because they were most likely to foster the greatest understanding among the uninitiated. Readers are also provided with many examples of procedures, policies and forms that are currently being utilized by oral history programs that may provide helpful guidance.

*Oral History and the Law* John A. Neuenschwander, 1993

[Oral History on Trial](#) Bruce Granville Miller, 2024-03-20 In many western countries, judicial decisions are based on black letter law, text-based, well-established law. Within this tradition, testimony based on what witnesses have heard from others, known as hearsay, cannot be considered as legitimate evidence. This interdiction, however, presents significant difficulties for Aboriginal plaintiffs who rely on oral rather than written accounts for knowledge transmission. This important book breaks new ground by asking how oral histories might be incorporated into the existing court system. Through compelling analysis of Aboriginal legal and anthropological concepts of fact and evidence, *Oral History on Trial* traces the long trajectory of oral history from community to court and offers a sophisticated critique of the Crown's use of Aboriginal materials in key cases. A bold intervention in legal and anthropological scholarship, this book is a timely consideration of an urgent issue facing Indigenous communities worldwide and the courts hearing their cases.

*Catching Stories* Donna M. DeBlasio, Charles F. Ganzert, David H. Mould, Stephen H. Paschen, Howard L. Sacks, 2009-05-04 In neighborhoods, schools, community centers and workplaces, people are using oral history to capture and collect the kinds of stories that the history books and the media tend to overlook: stories of personal struggle and hope, of war and peace, of family and friends, of beliefs, traditions and values—the stories of our lives.

*Catching Stories: A Practical Guide to Oral History* is a clear and comprehensive introduction for those with little or no experience in planning or undertaking oral history projects. Opening with the key question, "Why do oral history?" the guide outlines the stages of a project from idea to final product, planning and research, the interviewing process, basic technical

principles and audio and video recording techniques The guide covers interview transcribing ethical and legal issues archiving funding sources and sharing oral history with audiences Intended for teachers students librarians local historians and volunteers as well as individuals Catching Stories is the place to start for anyone who wants to document the memories and collect the stories of community or family Oral history and the law John N. Neuenschwander,1985 *Practicing Oral History in Historical Organizations* Barbara W Sommer,2016-06-16 It has been half a century since the last book that addressed how historical societies can utilize oral history In this brief practical guide internationally known oral historian Barbara W Sommer applies the best practices of contemporary oral historians to the projects that historical organizations of all sizes and sorts might develop The book covers project personnel options funding options legal and ethical issues interviewing techniques and cataloging guidelines identifies helpful steps for historical societies when developing and doing oral history projects includes a dozen model case studies provides additional resources templates forms and bibliography for the reader **Tarleton Law Library Oral History Collection** , He Tarleton Law Library began collecting oral history interviews in 1986 when a grant from the Texas Sesquicentennial Commission enabled the Library to conduct five oral history interviews The interviewees were all graduates of The University of Texas School of Law whose careers shaped the Law School and the legal history of Texas Robert Calvert Joe R Greenhill Sr and Jack Pope as Chief Justices of the Supreme Court of Texas W Page Keeton as the long time dean of the Law School and Gus M Hodges as one of the school s most colorful professors **The American Indian Oral History Manual** Charles E. Trimble,Barbara W. Sommer,Mary Kay Quinlan,2016-07 Oral history is a widespread and well developed research method in many fields but the conduct of oral histories of and by American Indian peoples has unique issues and concerns that are too rarely addressed This essential guide begins by differentiating between the practice of oral history and the ancient oral traditions of Indian cultures detailing ethical and legal parameters and addressing the different motivations for and uses of oral histories in tribal community and academic settings Within that crucial context the authors provide a practical step by step guide to project planning equipment and budgets and the conduct and processing of interviews followed by a set of examples from a variety of successful projects key forms ready for duplication and the Oral History Association Evaluation Guidelines This manual is the go to text for everyone involved with oral history related to American Indians *A Life in the Law: Oral History Transcript / 198* Sarah L. Sharp,John Alfred Sutro,Francis Kirkham,2018-02-04 This work has been selected by scholars as being culturally important and is part of the knowledge base of civilization as we know it This work was reproduced from the original artifact and remains as true to the original work as possible Therefore you will see the original copyright references library stamps as most of these works have been housed in our most important libraries around the world and other notations in the work This work is in the public domain in the United States of America and possibly other nations Within the United States you may freely copy and distribute this work as no entity individual or corporate has a copyright on the body of the

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Practicing Oral History Among Refugees and Host Communities Marella Hoffman,2019-11-22 Practicing Oral History among Refugees and Host Communities provides a comprehensive and practical guide to applied oral history with refugees teaching the reader how to use applied contemporary oral history to help provide solutions to the mega problem that is the worldwide refugee crisis The book surveys the history of the practice and explains its successful applications in fields from journalism law and psychiatry to technology the prevention of terrorism and the design of public services It defines applied oral history with refugees as a field teaching rigorous accessible methodologies for doing it as well as outlining the importance of doing the same work with host communities The book examines important legal and ethical parameters around this complex sensitive field and highlights the cost effective sustainable benefits that are being drawn from this work at all levels It outlines the sociopolitical and theoretical frameworks around such oral histories and the benefits for practitioners future careers Both in scope and approach it thoroughly equips readers for doing their own oral history projects with refugees or host communities wherever they are Using innovative case studies from seven continents and from the author's own work this manual is the ideal guide for oral historians and those working with refugees or host communities *A Life in the Law* Sarah L. 1949- Sharp,John Alfred Sutro,Francis Kirkham,2013-11 This is a reproduction of a book published before 1923 This book may have occasional imperfections such as missing or blurred pages poor pictures errant marks etc that were either part of the original artifact or were introduced by the scanning process We believe this work is culturally important and despite the imperfections have elected to bring it back into print as part of our continuing commitment to the preservation of printed works worldwide We appreciate your understanding of the imperfections in the preservation process and hope you enjoy this valuable book **Envelopes of Sound** Ronald J. Grele,Studs Terkel,1991-09-30 What is it that oral historians do Prior to the publication of Envelopes of Sound oral history was regarded as an archival practice and interviews were considered the repositories of data Envelopes shows that the interview is a series of dialectical relationships embedded in language social practice and historical imagination It merges theory and method through the analysis of the basic structures of the interview It incorporates new thinking on the nature of narrative and conversation and it covers new ground in examining fieldwork in a number of disciplines While strongly theoretical it also has direct application in conducting oral history interviews Ronald Grele is the dean of oral history in the United States and Envelopes of Sound is the volume by which others will continue to be judged Its contributions to methods and to meaning are still the place to start a serious discussion whether with scholars or with high school students interviewing their grandparents Paul M Buhle Director Oral

History of the American Left New York University Grele s early groundbreaking book on oral history remains a classic It continues to challenge the practitioner to be more self conscious of and attentive to the nuances of the oral history interview Sherna Berger Gluck Director Oral History California State University Long Beach What is it that oral historians do Prior to the publication of *Envelopes of Sound* oral history was regarded as an archival practice and interviews were considered the repositories of data *Envelopes* shows that the interview is a series of dialectical relationships embedded in language social practice and historical imagination It calls upon oral historians to begin to step back to think seriously about what it is they do and to ask what kind of documentation it is that they produce and how they can make it better This volume merges theory and method through the analysis of the basic structures of the interview It incorporates new thinking on the nature of narrative and conversation and it covers new ground in examining fieldwork in a number of disciplines While strongly theoretical it also has direct application in conducting oral history interviews It moves from relatively easy and simple considerations to increasingly complex issues *Envelopes of Sound* can be used by a variety of students in disciplines ranging from history and sociology to anthropology and contemporary literature and it can be used in a variety of ways to raise issues on a number of theoretical levels     [Justice for Everyone](#) Rosemary Hunter,Erika Rackley,2022-05-26 Featuring original research this collection celebrates the remarkable career of former Supreme Court President Brenda Hale     **Gender and Careers in the Legal Academy** Ulrike Schultz,Gisela Shaw,Margaret Thornton,Rosemary Auchmuty,2021-02-25 In the past fifteen years there has been a marked increase in the international scholarship relating to women in law The lives and careers of women in legal practice and the judiciary have been extensively documented and critiqued but the central conundrum remains Does the presence of women make a difference What has been largely overlooked in the literature is the position of women in the legal academy although central to the changing culture To remedy the oversight an international network of scholars embarked on a comparative study which resulted in this path breaking book The contributors uncover fascinating accounts of the careers of the academic pioneers as well as exploring broader theoretical issues relating to gender and culture The provocative question as to whether the presence of women makes a difference informs each contribution     *Sixty Years in Law, Public Service and International Affairs: Oral History Transcript / And Related Material, 1977-197* Herman Phleger,Miriam Stein,J. E. Wallace Sterling,2018-02-08 This work has been selected by scholars as being culturally important and is part of the knowledge base of civilization as we know it This work was reproduced from the original artifact and remains as true to the original work as possible Therefore you will see the original copyright references library stamps as most of these works have been housed in our most important libraries around the world and other notations in the work This work is in the public domain in the United States of America and possibly other nations Within the United States you may freely copy and distribute this work as no entity individual or corporate has a copyright on the body of the work As a reproduction of a historical artifact this work may contain missing or blurred pages poor pictures errant marks etc

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**Art, Cultural Heritage, and the Law** Patty Gerstenblith, 2004 Art Cultural Heritage and the Law is one of the first legal casebooks to address the rapidly emerging fields of art and cultural heritage law utilizing an interdisciplinary approach This book addresses artists rights freedom of expression copyright moral rights and rights in architectural works and historic preservation the functioning of the art market dealers and auction houses warranties of quality and authenticity transfer of title and recovery of stolen art works and the role of museums and finally cultural heritage the fate of art works and cultural objects in time of war the international trade in art works and cultural objects the archaeological and underwater heritage of the United States and indigenous cultures focusing on restitution of Native American cultural objects and human remains and appropriation of indigenous culture This book is intended for the law school classroom but will also be useful to any lawyer or scholar interested in these timely issues and emerging fields of legal practice The book provides an appendix of international conventions and national statutes the addresses the art market and disposition of cultural objects Combining both legal and non legal source materials and several very recent legal decisions the book presents an interdisciplinary approach and addresses some of the most contentious ethical aspects of these issues In addition images of many of the art works that were at issue in the legal cases are presented so that the reader can gain an appreciation of the artistic and cultural values at stake

The Right Relationship John Borrows, Michael Coyle, 2017-01-01 In The Right Relationship John Borrows and Michael Coyle bring together a group of renowned scholars both indigenous and non indigenous to cast light on the magnitude of the challenges Canadians face in seeking a consensus on the nature of treaty partnership in the twenty first century

**The Catholic Library World** John M. O'Loughlin, Francis Emmett Fitzgerald, 1983

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