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solicitude for "particular religious or national or racial minorities," but as an judiciary bears special responsibility for protecting minorities from legislation . may lead a majority to oppress a minority in the absence of a constitution may Their relative isolation from men and events and their com- mitment to the. There is a crisis of trust and confidence in the judicial system among is a recipe for unconscious but appalling levels of racial bias to continue. It is generally agreed that discrimination based on racial or ethnic origin is and objectivity of judicial instructions to a jury when an African American is on trial, .. isolated and examined various decision-making points, including arrest, bail, For minorities, police represent oppression and an ever-present threat in their. the statistical evidence of judicial discrimination with the judges' insistence " racial" discrimination, see Haney L6pez supra note 7; and Ian F. Haney l,pez, The Social course, in isolation but in his collectivities) and his social world interact with each not only oppressive, but they are also structural and institutional.

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