

Eliel Sanchez Acevedo

Fields

Reading List

1. Race and the Law, Professor Kenneth W. Mack

Racial Identity Performance

- Devon W. Carbado & Mitu Gulati, *The Fifth Black Woman*, 11 *Journal of Contemporary Legal Issues*, 701 (2001).
- Ian Haney Lopez, *The Social Construction of Race: Some Observations on Illusion, Fabrication and Choice*, 29 *Harvard Civil Rights-Civil Liberties Law Review* (1994).
- Margaret Montoya, *Máscaras y Trenzas: Reflexiones de un Proyecto de Identidad y Análisis a través de Veinte Años*, 32 *UCLA Chicana/o Latina/o Law Review* 2 (2014).
- Sergio Miguel Huarcaya, *Performativity, Performance, and Indigenous Activism in Ecuador and the Andes*, 57 *Comparative Studies in Society and History* (2015).
- Tzvetan Todorov, "Race," *Writing, and Culture*, in Henry Louis Gates, Jr., ed., "RACE," *WRITING AND DIFFERENCE* (The University of Chicago Press, 1986).
- Richard Thomson Ford
 - *RACIAL CULTURE: A CRITIQUE* (Princeton University Press, 2005).
 - *Political Identity as Identity Politics*, 1 *Unbound: Harvard Journal of Legal Left* 53, 2005.

United States

- Michael J. Klarman, *FROM JIM CROW TO CIVIL RIGHTS. THE SUPREME COURT AND THE STRUGGLE FOR RACIAL EQUALITY* (Oxford University Press, 2006).
- Ralph Richard Banks; Kim Forde-Mazrui; Guy-Uriel E. Charles; Cristina M. Rodriguez, *RACIAL JUSTICE AND LAW: CASES AND MATERIALS* (Foundation Press, 2016).
- Kimberle Crenshaw et al., *CRITICAL RACE THEORY: THE KEY WRITINGS THAT FORMED THE MOVEMENT* (New Press, 1995).
- Robert S. Chang, *Toward an Asian American Legal Scholarship: Critical Race Theory, Post-Structuralism and Narrative Space*, 1 *Asian Law Journal* 1, (1994).
- Neil Gotanda, *A Critique of 'Our Constitution is Colorblind'*, 44 *Stanford Law Review* 1, (1991).
- Jerry Kang and Kristin Lane, *Seeing Through Colorblindness: Implicit Bias and the Law*, 58 *UCLA L. Rev.* (2010).
- Jerry Kang, Judge Mark Bennett, et al, *Implicit Bias in the Courtroom*, 59 *U.C.L.A. Law Review* (2012).
- R. Richard Banks and Richard Ford, *(How) Does Unconscious Bias Matter? Law, Politics and Racial Inequality*, 58 *Emory L.J.* (2009).
- Janet Halley, *Like Race Arguments*, in Judith Butler, John Guillory and Kendall Thomas, eds., *WHAT'S LEFT OF THEORY?* (Routledge, 2001).
- K-Sue Park, *Self-Deportation Nation*, 132 *Harvard Law Review* 7, 2019.
- Ibram X. Kendi, *STAMPED FROM THE BEGINNING: THE DEFINITIVE HISTORY OF RACIST IDEAS IN AMERICA* (Nations Books, 2016).
- Michael Omi, *RACIAL FORMATION IN THE UNITED STATES* (Rutledge, 2015).
- Ariela J. Gross, *WHAT BLOOD WON'T TELL. A HISTORY OF RACE ON TRIAL IN AMERICA* (Harvard University Press, 2008).

United States Doctrine

- *Dred Scott v. Sandford*, 60 U.S. 393 (1857).
- *Plessy v. Ferguson*, 163 U.S. 537 (1896).
- *Takao Oazawa v. United States*, 260 U.S. 178 (1922).
- *United States v. Bhagat Singh Thind*, 261 U.S. 204 (1923).
- *Loving v. Virginia*, 388 U.S. 1 (1967).
- *Brown v. Board of Ed. Of Topeka, Shawnee County, Kan.*, 347 U.S. 483 (1954).
- *Johnson v. M'Intosh*, 21 U.S. 543 (1823).
- *Hudgins v. Wrights*, 1806 WL 563 (Va. 1806).

Australia

- Prue Vines, *LAW AND JUSTICE IN AUSTRALIA: FOUNDATIONS OF THE LEGAL SYSTEM* (Oxford University Press, 2013).
- Gregory Smithers, *Does Australia have a Race Problem?* 86 *Australian Quarterly* 4 (2015).
- Tatum L. Hands, *ABORIGINAL CUSTOMARY LAWS: THE INTERACTION OF WESTERN AUSTRALIAN LAW WITH ABORIGINAL LAW AND CULTURE, FINAL REPORT* (Law Reform Commission of Western Australia, 2006).
- Simon Young, Jennifer Nielsen and Jeremy Patrick, *CONSTITUTIONAL RECOGNITION OF FIRST PEOPLES IN AUSTRALIA: THEORIES AND COMPARATIVE PERSPECTIVES* (Federation Press, 2016).
- Dylan Lino, *CONSTITUTIONAL RECOGNITION: FIRST PEOPLES AND THE AUSTRALIAN SETTLER STATE* (Federation Press, 2018).

Canada

- Benjamin J. Richardson, *INDIGENOUS PEOPLES AND THE LAW: COMPARATIVE AND CRITICAL PERSPECTIVES* (Oxford, 2009).
- Will Kymlicka, *FINDING OUR WAY: RETHINKING ETHNOCULTURAL RELATIONS IN CANADA* (Oxford University Press, 1998).
- Catherine Bell & Val Napoleon, *FIRST NATIONS, CULTURAL HERITAGE AND LAW: CASE STUDIES, VOICES, AND PERSPECTIVES* (UBC Press, 2008).
- Catherine Bell & Robert K. Paterson, *PROTECTION OF FIRST NATIONS CULTURAL HERITAGE: LAWS, POLICY, AND REFORM* (UBC Press, 2009).
- Paul Seaman, Brenda Pritchard, David Potter, *Betting on Reconciliation: law, self-government, and First Nations Economic Development in Canada*, 13 *Gaming Law Review and Economics* (2011).

Bolivia

- Nicole Fabricant & Bret Gustafson, *REMAPPING BOLIVIA: RESOURCES, TERRITORY, AND INDIGENEITY IN A PLURINATIONAL STATE* (School for Advanced Research Press, 2011).
- Kepa Artaraz, *BOLIVIA: REFOUNDING THE NATION* (Pluto Press, 2012).

Ecuador

- Marc Becker, *Correa, Indigenous Movements, and the Writing of a New Constitution in Ecuador*, 38 *Latin American Perspectives* (2011).

- Kenneth P. Jameson, *The Indigenous Movements in Ecuador: The Struggle for a Plurinational State*, 38 Latin American Perspectives (2011).

2. Race and Ethnicity in Latin America, Professor Alejandro de la Fuente

General Topics

- George Reid Andrews, *Afro-Latin America: Five Questions*, Latin American and Caribbean Ethnic Studies 4:2 (2009).
- Alejandro de la Fuente & George Reid Andrews, *AFRO-LATIN AMERICAN STUDIES: AN INTRODUCTION* (Cambridge University Press, 2018).
 - Chapter III. George Reid Andrews, *Inequality: Race, Class, Gender*.
 - Chapter IV. Peter Wade, *Afro-Indigenous Interactions, Relations, and Comparisons*.

The Conquest and Colonial Periods

- Maria Elena Martinez, *GENEALOGICAL FICTIONS. LIMPIEZA DE SANGRE, RELIGION, AND GENDER IN COLONIAL MEXICO* (Stanford University Press, 2008).
- Laura Gotkowitz, *HISTORIES OF RACE AND RACISM: THE ANDES AND MESOAMERICA FROM COLONIAL TIMES TO PRESENT* (Duke University Press, 2011).
 - Part I. Kathryn Burns, *Unfixing Race*.
- Rachel Sarah O'Toole, *BOUND LIVES: AFRICANS, INDIANS, AND THE MAKING OF RACE IN COLONIAL PERU* (University of Pittsburgh Press, 2012).
- Karen Graubart, *The Creolization of the New World: Local Forms of Identity in Urban Colonial Peru, 1560-1640*, Hispanic American Historical Review 89:3 (2009).
- Matthew Restall, *THE BLACK MIDDLE: AFRICANS, MAYANS, AND SPANIARDS IN COLONIAL YUCATAN* (Stanford University Press, 2009).
- Ben Vinson III & Matthew Restall, *BLACK MEXICO: RACE AND SOCIETY FROM COLONIAL TO MODERN TIMES* (University of New Mexico Press, 2009).
 - Section I. Patrick Carroll, *Black Aliens and Black Natives in New Spain's Indigenous Communities*.
- Joanne Rappaport, *THE DISAPPEARING MESTIZO: CONFIGURING DIFFERENCE IN THE COLONIAL NEW KINGDOM OF GRANADA* (Duke University Press, 2014).
- Karin Alejandra Rosenblatt, et al., *RACE AND NATION IN MODERN LATIN AMERICA* (University of North Carolina Press, 2003).
 - Chapter I. Sarah Chambers, *Little Middle Ground: The Inestability of a Mestizo Identity in the Andes, Eighteenth and Nineteenth Centuries*.

The Era of Independence and Revolution

- Peter Blanchard, *UNDER THE FLAGS OF FREEDOM: SLAVE SOLDIERS AND THE WARS OF INDEPENDENCE IN SPANISH SOUTH AMERICA* (University of Pittsburgh Press, 2008).
- Ada Ferrer, *INSURGENT CUBA: RACE, NATION, AND REVOLUTION 1868 – 1898* (University of North Carolina Press, 1999).
- Marixa Lasso, *MYTHS OF HARMONY: RACE AND REPUBLICANISM DURING THE AGE OF REVOLUTION, COLOMBIA 1795 – 1831* (University of Pittsburgh Press, 2007).

- Marcela Echeverri, *Popular Royalists, Empire, and Politics in Southwest New Granada, 1809 – 1819*, *Hispanic American Historical Review* 91:2 (2011).

The Nation-Making Process of the Nineteenth Century

- James Sanders, *CONTENTIOUS REPUBLICANS: POPULAR POLITICS, RACE, AND CLASS IN NINETEENTH-CENTURY COLOMBIA* (Duke University Press, 2004).
- George Reid Andrews, *AFRO-LATIN AMERICA, 1800-2000* (Oxford University Press, 2004).
- Brooke Larson, *TRIALS OF NATION MAKING: LIBERALISM, RACE, AND ETHNICITY IN THE ANDES, 1810-1910* (Cambridge University Press, 2004).
- Laura Gotkowitz, *HISTORIES OF RACE AND RACISM: THE ANDES AND MESOAMERICA FROM COLONIAL TIMES TO PRESENT* (Duke University Press, 2011).
 - Part II. Arturo Taracena Arriola, *From Assimilation to Segregation: Guatemala 1800 – 1944*.
 - Part III. Claudio Lomnitz, *On the Origins of the Mexican Race*.
- Rebecca Earle, *THE RETURN OF THE NATIVE: INDIANS AND MYTH-MAKING IN SPANISH AMERICA 1810 – 1930* (Duke University Press, 2007).
- Jason McGraw, *THE WORK OF RECOGNITION: CARIBBEAN COLOMBIA AND THE POSTEMANCIPATION STRUGGLE FOR CITIZENSHIP* (University of North Carolina Press, 2014).
- Yuko Miki, *FRONTIERS OF CITIZENSHIP: A BLACK AND INDIGENOUS HISTORY OF POSTCOLONIAL BRAZIL* (Cambridge University Press, 2018).
- Alejandro de la Fuente & George Reid Andrews, *AFRO-LATIN AMERICAN STUDIES: AN INTRODUCTION* (Cambridge University Press, 2018).
 - Chapter XIII. Karl Offen, *Environment, Space, and Place: Cultural Geographies of Colonial Afro-Latin America*.

The Twentieth Century

- Juliet Hooker, *THEORIZING RACE IN THE AMERICAS: DOUGLASS, SARMIENTO, DU BOIS, AND VASCONCELOS* (Oxford University Press, 2017).
- Alejandro de la Fuente & George Reid Andrews, *AFRO-LATIN AMERICAN STUDIES: AN INTRODUCTION* (Cambridge University Press, 2018).
 - Chapter VI. Frank A. Guridy & Juliet Hooker, *Currents in Afro-Latin American Political and Social Thought*.
 - Chapter VIII. Paulina Alberto & Jesse Hoffnung-Garskof, *Racial Democracy and Racial Inclusion: Hemispheric Histories*.
 - Chapter XIV. Lara Putnam, *Transnational Frames of Afro-Latin Experience: Evolving Spaces and Means of Connection, 1600 – 2000*.
- Jesse Hoffnung-Garskof, *RACIAL MIGRATIONS: NEW YORK CITY AND THE REVOLUTIONARY POLITICS OF SPANISH CARIBBEAN 1850 - 1902* (Princeton University Press, 2019).
- Rebecca Scott, *DEGREES OF FREEDOM: LOUISIANA AND CUBA AFTER SLAVERY* (Harvard University Press, 2005).
- Aline Helg, *Black Men, Racial Stereotyping and Violence in the U.S. South and Cuba at the Turn of the Century*, *Comparative Studies in Society and History* 42:3 (2000).

- Paulina Alberto, *TERMS OF INCLUSION: BLACK INTELLECTUALS IN TWENTIETH-CENTURY BRAZIL* (University of North Carolina Press, 2011).
- Edward Telles, *RACE IN ANOTHER AMERICA: THE SIGNIFICANCE OF SKIN COLOR IN BRAZIL* (Princeton University Press, 2004).
- Brodwyn M. Fischer, *Quase pretos de tao pobres? Race and Social Discrimination in Rio de Janeiro's Twentieth-Century Criminal Courts*, *Latin American Research Review* 39:1 (2004).
- Laura Gotkowitz, *A REVOLUTION FOR OUR RIGHTS: INDIGENOUS STRUGGLES FOR LAND AND JUSTICE IN BOLIVIA 1880 – 1952* (Duke University Press, 2007).
- Deborah Yashar, *CONTESTING CITIZENSHIP IN LATIN AMERICA: THE RISE OF INDIGENOUS MOVEMENTS AND THE POSTLIBERAL CHALLENGE* (Cambridge University Press, 2005).
- Kim Clark & Marc Becker, *HIGHLAND INDIANS AND THE STATE IN MODERN ECUADOR* (University of Pittsburg Press, 2007).
 - Chapter XII. Shannan Mattiace, *From Indigenismo to Indigenous Movements in Ecuador and Mexico*.
- Michael G. Hanchard, *ORPHEUS AND POWER: THE MOVIMIENTO NEGRO OF RIO DE JANEIRO AND SAO PAULO, BRAZIL, 1945 -1988* (Princeton University Press, 1998).
- Stanley R. Bailey, *Group Dominance and the Myth of Racial Democracy: Antiracism Attitudes in Brazil*, *American Sociological Review* 69:5 (2004).
- Tianna S. Paschel, *BECOMING BLACK POLITICAL SUBJECTS: MOVEMENTS AND ETHNO-RACIA RIGHTS IN COLOMBIA AND BRAZIL* (Princeton University Press, 2016).
- Tanya Kateri Hernandez, *RACIAL SUBORDINATION IN LATIN AMERICA: THE ROLE OF THE STATE, CUSTOMARY LAW, AND THE NEW CIVIL RIGHTS RESPONSE* (Cambridge University Press, 2013).
- Mala Htun, *From Racial Democracy to Affirmative Action: Changing State Policy on Race in Brazil*, *Latin American Research Review* 39:1 (2004).
- Jennifer Goett, *RACE, GENDER, AND AFRO-NICARAGUAN ACTIVISM* (Stanford University Press, 2017).
- Ben Vinson III & Matthew Restal, *BLACK MEXICO: RACE AND SOCIETY FROM COLONIAL TO MODERN TIMES* (University of New Mexico Press, 2009).
 - Section II. Laura Lewis, *Afro Mexico in Black, White, and Indian: An Anthropologist Reflects on Fieldwork*.
- Marc Hertzman, *MAKING SAMBA: A NEW HISTORY OF RACE AND MUSIC IN BRAZIL* (Duke University Press, 2013).
- George Reid Andrews, *Remembering Africa, Inventing Uruguay: Sociedades de Negros in the Montevideo Carnival 1865 – 1930*, *Hispanic American Historical Review* 87:4 (2007).
- Alejandro de la Fuente, *The New Afro-Cuban Cultural Movement and the Debate on Race in Contemporary Cuba*, *Journal of Latin American Studies* 40:4 (2019).
- Edward Telles, *PIGMENTOCRACIES: ETHNICITY, RACE, AND COLOR IN LATIN AMERICA* (University of North Carolina Press, 2014).

Mexican Twentieth Century

- Joshua Lund, *THE MESTIZO STATE: READING RACE IN MODERN MEXICO* (University of Minnesota Press, 2012).

- Daniela Gleizer y Paula López Caballero, *NACIÓN Y ALTERIDAD: MESTIZOS, INDÍGENAS Y EXTRANJEROS EN EL PROCESO DE FORMACIÓN NACIONAL* (Universidad Autónoma Metropolitana, 2015).
- Agustín Basave Benítez, *MÉXICO MESTIZO: ANÁLISIS DEL NACIONALISMO MEXICANO EN TORNO A LA MESTIZOFILIA DE ANDRÉS MOLINA MÁRQUEZ* (Fondo de Cultura Económica, 1992).
- Federico Navarrete, *MÉXICO RACISTA: UNA DENUNCIA* (Grijalbo, 2016).

Foucault's Power Theory Applied to Latin American Racial Studies

- Ann Laura Stoler, *RACE AND THE EDUCATION OF DESIRE: FOUCAULT'S HISTORY OF SEXUALITY AND THE COLONIAL ORDER OF THINGS* (Durham, 1995).
- Deborah Poole
 - *VISION, RACE, AND MODERNITY* (Princeton University Press, 1997).
 - *Ciencia, Peligrosidad y Represión en la Criminología Indigenista Peruana*, in Carlos Aguirre and Charles Walker, eds., *Bandoleros, Abigeos Y Montoneros. Criminalidad y Violencia En El Perú, Siglos XVIII – XX*, 15 *Histórica* 2, 1991.

3. Constitutional Change and the Rights of Minorities, Professor Martha Minow

Study Case: Education for Minorities in Constitutional Theory.

- Rachel F. Moran,
 - *A New Twist on the One Best System: Structured English Immersion Initiatives, Equal Opportunity, and Freedom to Learn*, in Grace P. McField, *THE MISEDUCATION OF ENGLISH LEARNERS: A TALE OF THREE STATES AND LESSONS TO BE LEARNED* (Information Age Publishing, 2013).
 - *Equal Liberties and English Language Learners: The Special Case of Structured Immersion Initiatives*, 54 *Howard Law Journal* 397, 2011.
 - *The Story of Lau v. Nichols: Breaking the Silence in Chinatown*, in Michael A. Olivas and Ronna Greff Schneider, *EDUCATION LAW STORIES* (Foundation Press, 2008).
- Martha Minow, *IN BROWN'S WAKE. LEGACIES OF AMERICA'S EDUCATIONAL LANDMARK* (Oxford University Press, 2010).

Constitutional Interpretation.

- Philip Bobbitt, *CONSTITUTIONAL FATE: THEORY OF THE CONSTITUTION* (Oxford University Press, 1982).
- Bruce Ackerman, *WE, THE PEOPLE* (Harvard University Press, 1991).
- John O. McGinnis, *The inevitable Infidelities of Constitutional Translation: The Case of the New Deal*, 41 *William and Mary Law Review* 177, 1999.
- Stone, Seidman, Sunstein, Tushnet, and Karlan, *CONSTITUTIONAL LAW* (Wolters Kluwer, 2018).
 - *Theories of Constitutional Interpretation, and The Incorporation Controversy.*

General Constitutionalism

- John Elster, *CONSTITUTIONALISM AND DEMOCRACY* (Cambridge University Press, 1998).
- Carl Schmitt, *CONSTITUTIONAL THEORY* (Duke University Press, 2008).

- Cass Sunstein, *AFTER THE RIGHTS REVOLUTION: RECONCEIVING THE REGULATORY STATE* (Harvard University Press, 1990).
- Mark Tushnet
 - *WHY THE CONSTITUTION MATTERS* (Yale University Press, 2010).
 - *RED, WHITE AND BLUE – A CRITICAL ANALYSIS OF CONSTITUTIONAL LAW* (Harvard University Press, 1988).
- Michael Gerhardt, *Critical Legal Studies and Constitutional Law. Mark Tushnet: Red, White, and Blue: A Critical Analysis of Constitutional Law*, 67 *Texas Law Review* 2, 1988.
- Adam Gearey, *Constitutional Law: Anxiety and Affirmation: Critical Legal Studies and the Critical “Tradition(s)”*, 31 *NYU Review of Law and Social Change*, 2007.
- Frank Michelman, *Law’s Republic*, 97 *The Yale Law Journal* 8, 1988.

Individual Rights – State Action Doctrine.

- Mark Tushnet, *The Issue of State Action/Horizontal Effect in Comparative Constitutional Law*, 1 *International Journal of Constitutional Law* 1, 2003.
- Erwin Chemerinsky, *Rethinking State Action* 3 *Northwestern University Law Review* 3, 1985.

State Action Doctrine in Mexico.

- Sergio Fuenzalida, *The Jurisprudence of the Inter-American Court of Human Rights as a Source of Law. A Review of the Doctrine of “examination of compliance”*, 28 *Revista de Derecho Valdivia* 1, 2015.
- Francisca Pau Gimenez, *The New Mexican Constitutional Remedy (“Amparo”) and the Protection of Rights: Neither so new nor so protective?* 10 *Anuario de Derechos Humanos*, 2014.
- Alberto Suarez, *The Mexican Supreme Court as a Protector of Human Rights*, 4 *Mexican Law Review* 2, 2012.

Race

- Eric Foner, *THE SECOND FOUNDING: HOW THE CIVIL WAR AND RECONSTRUCTION REMADE THE CONSTITUTION* (W.W. Norton & Company, Inc., 2019).
- Derrick Bell, *Brown v. Board of Education and the Interest-Convergence Dilemma*, 93 *Harvard Law Review* 518, 1995.
- Richard H. Fallon, *Strict Judicial Scrutiny*, 54 *UCLA Law Review* 1267, 2008.
- Julia Kobick, *Discriminatory Intent Reconsidered: Folk Concepts of Intentionality and Equal Protection Jurisprudence*, 45 *Harvard Civil Rights-Civil Liberties Law Review* 517, 2010.
- Reva v. Siegel, *Equality Talk: Antisubordination and Anticlassification in Constitutional Struggles Over Brown*, 114 *Harvard Law Review* 1471, 2003.
- Christina Lee, *Towards a Transformative Equality: A Comparison of South Africa’s and United States’ Constitutional Equality Doctrines*, 16 *Scholar* 1, 2014.
- Donald E. Lively, *THE CONSTITUTION AND RACE* (Praeger, 1992).

Fundamental Rights

- Sujit Choudhry, *The Lochner Era and Comparative Constitutionalism*, 2 *Icon International Journal of Constitutional Law* 1, 2004.
- Leena AlKurd, *A Dignified End: A Right to Live, Die or Exist?* *SSRN Electronic Journal*, 2017.

- Andrew P. Varcoe, *Does the Constitution Provide a Substantive Due Process Right to a Stable Climate System?* 32 Legal Backgrounder, 2017.
- Angela Riley, *Native Nations and the Constitution: An Inquiry into “Extra-Constitutionality”*, 130 Harvard Law Review 173 (2017).
- Mark Tushnet, *An Essay on Rights*, 62 Texas Law Review 1363, 1984.

Amending the Mexican Constitution: A Path Toward Rights

- Jorge Carpizo, *La Reforma Constitucional en México: Procedimiento y Realidad*, 44 Boletín Mexicano de Derecho Comparado 131, 2011.
- Francisco López Bárcenas, *LOS DERECHOS INDÍGENAS Y LA REFORMA CONSTITUCIONAL EN MÉXICO* (Centro de Orientación y Asesoría a Pueblos Indígenas, 2002).
- Julio Cabrera Dircio, *La Vigencia del Bloque de Constitucionalidad en México y su Restricción Vía Jurisprudencial*, 1 Iustitia 14, 2016.

Constitution and National Identity

- Frank Bechhofer and David MacCrone, *NATIONAL IDENTITY, NATIONALISM AND CONSTITUTIONAL CHANGE* (Palgrave Macmillan, 2009).
- Martha Minow, *NOT ONLY FOR MYSELF. IDENTITY, POLITICS AND THE LAW* (The New Press, 1997).
- John Coakley, *Kingdoms, Republics and Peoples’ Democracies: Legitimacy and National Identity in European Constitutions*, 13 National Identities 3, 2011.
- Vivien Hart and Shannon C. Stimson, *WRITING A NATIONAL IDENTITY: POLITICAL, ECONOMIC, AND CULTURAL PERSPECTIVES ON THE WRITTEN CONSTITUTION* (Manchester University Press, 1993).

4. The Political Economy of Anti-Discrimination Law, Professor Duncan Kennedy.

Overview.

- Duncan Kennedy, *Three Globalizations of Law and Legal Thought: 1850 – 2000*, in David Trubek and Alvaro Santos, *THE NEW LAW AND ECONOMIC DEVELOPMENT: A CRITICAL APPRAISAL* (Cambridge University Press, 2006).
- Kimberle Crenshaw, *Race, Reform, and Retrenchment – Transformation and Legitimation in Antidiscrimination Law*, 101 Harvard Law Review 7, 1988, pp. 1331 – 1387.
- Patricio Solís, Braulio Güemez Graniel, Virginia Lorenzo Holm, *Por mi Raza Hablará la Desigualdad* (Oxfam, PRODER – COLMEX, 2019).
- Instituto Nacional de Estadística y Geografía, *Módulo de Movilidad Social Intergeneracional 2016*, (INEGI, 2016).

Introduction to the indeterminacy thesis applied to law and identities.

- Kimberle Crenshaw, Neil Gotanda, Gary Peller, & Kendall Thomas, *Critical Race Theory. The Key Writings that Formed the Movement* (The New Press, 1995).
- Wendy Brown & Janet Halley, *Left Legalism/Left Critique* (Duke University Press, 2002).
- Dan Danielsen & Karen Engle, *After Identity. A Reader in Law and Culture* (Routledge, 1995).

A basic introduction to political economy and distributional analysis.

- David Ricardo, ON THE PRINCIPLES OF POLITICAL ECONOMY AND TAXATION (John Murray, 1819).
 - Chapter II. On Rent.
 - Chapter X. Taxes on rent.
- Eric Roll, A HISTORY OF ECONOMIC THOUGHT (Prentice-Hall, 1946).
- Geoffrey C. Harcourt, POST-KEYNESIAN ESSAYS IN BIOGRAPHY (Macmillan, 1993).
- Duncan Kennedy, RICARDO/MARX, Manuscript, 2013.
- Janet Halley, Prabha Kotiswaran, Hila Shamir, and Rachel Rebouche, GOVERNANCE FEMINISM: AN INTRODUCTION (Minnesota University Press, 2018).
 - Conclusions.
 - Hila Shamir, *Anti-Trafficking in Israel: Nationalism, Borders, and Markets*.
- Libby Adler, GAY PRIORI: A QUEER CRITICAL LEGAL STUDIES APPROACH TO LAW REFORM (Duke University Press, 2018).
 - Libby Adler, *Making the Distributive Turn*.
 - Libby Adler, *Conclusions*.
- Duncan Kennedy, *Legal Economics of U.S. Low Income Housing Markets in Light of "Informality" Analysis*, 4 Journal of Law in Society 71, 2002.
- Benjamin E. Apple, *Mapping Fracking: An Analysis of Law, Power, and Regional Distribution in the United States*, 38 Harvard Environmental Law Review 217, 2014.

The Canon on Mexican Identity and Indigenous Peoples.

Essay:

- Octavio Paz, EL LABERINTO DE LA SOLEDAD: POSDATA, VUELTA AL LABERINTO DE LA SOLEDAD (Fondo de Cultura Económica, 1981).
- José Vasconcelos, LA RAZA CÓSMICA (Espasa Calpe, 1948).

History/Anthropology:

- Guillermo Bonfil Batalla, MÉXICO PROFUNDO: UNA CIVILIZACIÓN NEGADA (CIESAS, 1987).
- Agustín Basave Benítez, MÉXICO MESTIZO: EL ANÁLISIS DEL NACIONALISMO MEXICANO EN TORNO A LA MESTIZOFILIA (Fondo de Cultura Económica, 1992).
- Roger Bartra, LA JAULA DE LA MELANCOLÍA: IDENTIDAD Y METAMORFOSIS DEL MEXICANO (Grijalbo, 1987).

Painting:

- Rick A. Lopez, CRAFTING MEXICO. INTELLECTUALS, ARTISANS, AND THE STATE AFTER THE REVOLUTION (Duke University Press, 2010).
- Diego Rivera, *Epopeya del pueblo mexicano*, [Mural painting] Mexico City, Palacio Nacional.
- Hugo Brehme, *Charro y mujer en traje regional* [Photograph] Mexico City, Fototeca Nacional.
- José Clemente Orozco, *Cortés y Malinche*, [Mural painting] Mexico City, Colegio de San Ildefonso.
- Jesús de la Helguera, *El flechador del cielo*, [Painting] Querétaro, Museo del Calendario.
- Jesús de la Helguera, *La leyenda de los volcanes* [Painting] Querétaro, Museo del Calendario.
- Jorge González Camarena, *La Patria* [Painting] Mexico City, Comisión Nacional de Libros de Texto Gratuitos.

- Jorge Gonzáles Camarena, *La vendimia nacional*, [Painting] Mexico City, Museo Soumaya.
- Cruces y Campa, *Retratos Fotográficos de Tipos Mexicanos*, [Postcards] Mexico City, Galería López Quiroga.

The Economy of Indigenous Peoples: beyond statistics.

- Sylvia Schmelkes, *Educación y Pueblos Indígenas: problemas de medición*, 4 *Revista Internacional de Estadística y Geografía* 1, 2013.
- Comisión Nacional de los Derechos Humanos, *EL DERECHO A LA SALUD DE LOS PUEBLOS INDÍGENAS* (CNDH, 2015).
- Jose Vazquez-Parra & Carlos Campos-Rivas, *Indigenous Employment Discrimination: An Approach from the Colonial Imaginary and the Elsterian Theory*, 28 *Revista Multidisciplinaria del Consejo de Investigación de la Universidad de Oriente* 28, 2016.
- Consejo Nacional de Evaluación de la Política de Desarrollo Social, *PRINCIPALES RETOS EN EL EJERCICIO DEL DERECHO A LA VIVIENDA DIGNA Y DECOROSA* (CONEVAL, 2019).

The Economics of Discrimination

- Christine Neylon O'Brien, *Pregnancy Discrimination and Maternity Leave Laws*, 93 *Dickinson Law Review* 2, 1989.
- Thomas Sowell, *DISCRIMINATION AND DISPARITIES* (Basic Books, 2019).

The Politics of Recognition regarding Identity Discrimination.

- Iris Marion Young, *JUSTICE AND THE POLITICS OF DIFFERENCE* (Princeton University Press, 1990).
- Nancy Fraser, *Recognition or Redistribution? A Critical Reading of Iris Young's Justice and Politics of Difference*, 3 *The Journal of Political Philosophy* 2, 1995.