

Law Review Articles:

- State inmate's challenge to conditions of prison confinement is cognizable under 42 USCS § 1983 and entails no requirement of exhaustion of state remedies. (1972) 72 Colum L Rev 1078.
- Coerced confessions—Civil damages under section 1983. (1971) 20 DePaul L Rev 984.
- Prisoners' rights under section 1983. (1969) 57 Georgetown LJ 1270.
- Limiting the section 1983 action in the wake of Monroe v Pape. (1969) 82 Harv L Rev 1486.
- Section 1983 jurisdiction: A reply. (1970) 83 Harv L Rev 1352.
- Civil actions for damages arising out of violations of civil rights. (1965) 17 Hast LJ 189.
- Municipality is a "person" under 42 USCS § 1983 where local law has abolished sovereign immunity. (1972) 9 Houston L Rev 587.
- Damages under § 1983: The school context. (1971) 46 Ind LJ 521.
- Developing governmental immunity under 42 USCS § 1983. (1971) 55 Minn L Rev 1201.
- Section 1983 action lies for gross and culpable negligence. (1971) 49 NC L Rev 337.
- Section 1983—Prosecuting attorney held immune from civil liability for violation of Civil Rights Act. (1967) 42 NYU L Rev 160.
- Federal-state relations and section 1983. (1972) 24 SC L Rev 101.
- Liability of public entities under section 1983 of the Civil Rights Act. (1972) 45 So Calif L Rev 131.
- School officials not persons for purposes of section 1983 regardless of relief sought. (1970) 24 SW LJ 360.
- 42 USCS Section 1983: An emerging vehicle of post-conviction relief for state prisoners. (1970) 22 U Fla L Rev 596.
- State action not required under sections 1981, 1982, and 1985(3) of Title 42; action "under color of state constitutional right" satisfies the "color of law" requirement of section 1983. (1970) 23 Vand L Rev 413.
- Section 1983—Municipality subject to section 1983 if local law recognizes municipality. (1971) 24 Vand L Rev 1252.
- Personal injury—Intent to injure is not a prerequisite to recovery for police abuse under section 1983. (1970) 23 Vand L Rev 1341.
- Civil Rights Act of 1871 versus the anti-injunction statute: The need for a federal forum. (1971) 1971 Wash U LQ 625.
- Defense of "good faith" under section 1983. (1971) 1971 Wash U LQ 666.

INTERPRETIVE NOTES AND DECISIONS**CONSTRUCTION**

1. In general
2. Degree of wrong-doing
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4. "Person" defined
5. —Governmental entities

6. —Boards and districts
7. —Administrative officials
8. Implied immunity
9. —Judicial officers
10. —Court-appointedees
11. —Prosecuting attorneys
12. —Administrative officials

of conditions relating to corporal punishment, punitive segregation, or other similar physical disciplinary measures. 18 ALR Fed 7. Construction and application of 18 USCS § 1503 making it a federal offense to endeavor to influence, intimidate, impede, or injure witness, juror, or officer in federal court, or to obstruct the due administration of justice. 20 ALR Fed 731.

Censorship of convicted prisoners' "legal" mail. 47 ALR3d 1150.

Censorship of convicted prisoners' "nonlegal" mail. 47 ALR3d 1192.

Discrimination in provision of municipal services or facilities as civil rights violation. 51 ALR3d 950.

Civil Rights: Racial or religious discrimination in furnishing of public utilities services or facilities. 53 ALR3d 1027.

Law Review Articles:

- Averitt, Federal Section 1983 Actions After State Court Judgment. 44 Colo L Rev 191.
- Injunctive relief against municipalities under § 1983. 119 U of Pa L Rev 389.
- Bergeson, California Prisoners: Rights Without Remedies. 25 Stanford L Rev 1.
- Bines, Remedyng Ineffective Representation in Criminal Cases: Departures from Habeas Corpus. 59 Virginia L Rev 927.
- McCormack, Federalism and Section 1983: Limitations on Judicial Enforcement Of Constitutional Protection. 60 Va L Rev 1.

INTERPRETIVE NOTES AND DECISIONS

CONSTRUCTION

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CONSTRUCTION

I. In general

Purpose of this section was to afford federal right in federal courts because, by reason of prejudice, passion, neglect, intolerance, or otherwise, state laws might not be enforced and

claims of colleges, and Amendmen District of 418, 34 L 35 US 959, 35 Statute redress for Lark (1973), 414 US 564.

Through intended to Amendment authority of capacity, & their author (1974) — C.

In comp officers and Black Panther superintendents their posse knew of no cause of & cate relief under a dep by defendant ordinates. 484 F2d 40 471, 94 S Ct

Not only constitution section, the tion and in volving de rights secu Gaze v. Co Ill 156 F3

This sect civil rights, special stat law. Cook 170.

It is esse that plainti treated as no federal does not righs under 1983 Vt 161

This se against ad discrimination law, unless misuse of p and made clothed w Arizona 364 F Supp

- Shapo - Constitutional Tort: Monroe v. Pape, and the Frontiers Beyond, 60 N.W. U. L. Rev. 277 (1905)

Comment, 42 U.S.C. § 1983 - Civil Remedy - Its Circumvention and Emasculation, 12 How. L.J. 285 (1906)

- Niles - Civil Actions for Damages Under the Federal Civil Rights Statutes, 45 Texas L. Rev. 1015 (1967)

Note, Grievance Response Mechanisms for Police Misconduct, 55 Va. L. Rev. 909 (1969)

Note, The Municipality, Section 1983 and Pendent Jurisdiction, 5 Val. L. Rev. 110 (1970)

Note, Use of § 1983 to Remedy Unconstitutional Police Conduct: Guarding The Guards, 5 Harv. Civ. Rights - Civ. Liberties L. Rev. 104 (1970)

Note, The Federal Injunction as a Remedy for Unconstitutional Police Conduct, 78 Yale L.J. 143 (1968)

- Comment, Federal Comity, Official Immunity and the Dilemma of Section 1983, 1967 Duke L.J. 741 (1967)
- Note, A Limitation on Actions for Deprivations of Federal Rights, 68 Colum. L.Rev. 763 (1968)

Kramer, The Governmental Tort Immunity Doctrine in the United States 1790-1955, 1966 U.Ill.L.F. 795 (1966)

Note, The Federal Injunction as a Remedy for Unconstitutional Police Conduct, 78 Yale L.J. 143 (1968)

Treatises -

Emerson, Thomas Irwin - Political and Civil Rights in the United States (1967)

Schwartz, Bernard - Civil Rights (1970)