CONTENTS

Preface ix
Acknowledgments xiii

ONE A Government of Laws or Men? 1
TWO The Nature of Executive Power 13
THREE Creating Individual Rights and an Independent Legislature 33
FOUR The American Constitution 56
FIVE The Power to Imprison: Habeas Corpus 84
SIX The Power to Torture 128
SEVEN The Power to Surveil 168
EIGHT The Power to Ignore the Law: Signing Statements 194
NINE Conclusion: Constitutionalism and the Rule of Law 229

Notes 247
Index 289