Law and History Review

The purpose of Law and History Review is to further research and writing in the fields of the social history of law and the history of legal ideas and institutions. The Review is sent to all members of the American Society for Legal History.

Back issues of Law and History Review may be ordered directly from Law and History Review, Cambridge University Press, Journals Fulfillment Dept., 100 Brook Hill Drive, West Nyack, NY 10994-2133, USA.

Editorial Office: Department of History, University of Florida, 200 Keene Hall, Gainesville, FL 32611, USA. Address general editorial correspondence to Elizabeth R. Dale, Editor, Law and History Review. University of Florida, 200 Keene Hall, P.O. Box 117320, Gainesville, FL 32611, USA (tel: 352-273-3387; e-mail: edale@ufl.edu). Address books for review and correspondence regarding book reviews and reviewing on the Americas to Felice Balian, Associate Editor, Law and History Review, IIT Chicago-Kent College of Law, 555 W. Adams, Room 765, Chicago, IL 60656, USA (tel.: 312-906-5341; fax: 312-906-5880; email: fbalian@kentlaw.edu). Address books for review and correspondence regarding book reviews and reviewing on the non-Americas to Will Hanley, Associate Editor, Law and History Review, Florida State University, Department of History, P.O. Box 305220, Tallahassee, FL 32306, USA (tel.: 850-921-9145; fax: 850-644-6402; email: whanley@fsu.edu).

Publishing, Advertising, and Subscription Offices: Cambridge University Press, 32 Avenue of the Americas, New York, NY 10013-2473, USA (for USA, Canada, and Mexico); or Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU, UK (for UK and elsewhere).

Law and History Review (ISSN 0738-2480) is published four times a year, in February, May, August, and November by Cambridge University Press, 32 Avenue of the Americas, New York, NY 10013-2473, USA / Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU, England for the American Society for Legal History. Annual institutional subscription rates for Volume 31 (2013) USA, Canada, and Mexico / Elsewhere are $216 / £117 for print and electronic subscriptions. Single part: $59 / £32. Prices include postage and insurance. Law and History Review and all other Cambridge journals can be found at http://journals.cambridge.org.

© the American Society for Legal History, Inc. 2013. All rights reserved. No part of this publication may be reproduced in any form or by any means, photocopying, electronic, or otherwise, without permission in writing from Cambridge University Press. Policies, request forms, and contacts are available at: http://www.cambridge.org/rights/permissions/permission.htm.

Permission to copy (for users in the USA) is available from the Copyright Clearance Center, Inc. (CCC), http://www.copyright.com, email: info@copyright.com.

For forwarding and return postage guaranteed, address correction requested. Postmaster: Send address changes in the USA and Canada to Law and History Review, Cambridge University Press, Journals Fulfillment Dept., 100 Brook Hill Drive, West Nyack, NY 10994-2133, USA. Send address changes elsewhere to Law and History Review, Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU, England.

Abstracting and Indexing Information: America: History and Life; CSA Worldwide Political Science Abstracts; Current Law Index; Current Abstracts; SocIndex; SocIndex with Full Text; TOC Premier; Scopus; Family Index; Academic OneFile; General OneFile; InfoTrac Custom; LegalTrac; Biography Index; Index to Legal Periodicals & Books; Historical Abstracts.

American Society for Legal History

The American Society for Legal History is a nonprofit membership organization dedicated to fostering scholarship, teaching, and study concerning the law and institutions of all legal systems, both Anglo-American and international. Founded in 1956, the Society sponsors Law and History Review and Studies in Legal History, a series of book-length monographs available to ASLH members at substantial discounts. In addition, the Society holds an annual meeting to promote scholarship and interaction among scholars, practitioners, and students interested in legal history, and maintains a website (http://www.aslh.net) reporting developments in the field. For further information concerning the Society, please write: Sally Hadden, Department of History, Western Michigan University, 4301 Friedmann Hall, Kalamazo, MI 49008-5334, USA.

To become a member of the Society or to renew your membership please complete, print out, and mail the following form to Cambridge University Press, Attention: Customer Services, 100 Brook Hill Drive, West Nyack, NY 10994-2133, USA, or print it out and fax it to: 845-353-4141.

Membership Application

Please check appropriate membership below:

<table>
<thead>
<tr>
<th>Membership Category</th>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Regular Member, with an annual income</td>
<td>below $50,000</td>
<td>$ 60.00</td>
</tr>
<tr>
<td></td>
<td>$50,000 – $74,999</td>
<td>$ 70.00</td>
</tr>
<tr>
<td></td>
<td>$75,000 – $99,999</td>
<td>$ 80.00</td>
</tr>
<tr>
<td></td>
<td>$100,000 – $124,999</td>
<td>$ 90.00</td>
</tr>
<tr>
<td></td>
<td>$125,000 – $149,999</td>
<td>$100.00</td>
</tr>
<tr>
<td></td>
<td>$150,000 and above</td>
<td>$125.00</td>
</tr>
<tr>
<td>Student Member</td>
<td></td>
<td>$ 25.00</td>
</tr>
<tr>
<td>Emeritus</td>
<td></td>
<td>$ 35.00</td>
</tr>
<tr>
<td>Life Member</td>
<td></td>
<td>$2,000.00</td>
</tr>
<tr>
<td>Sponsor</td>
<td></td>
<td>$ 250.00</td>
</tr>
<tr>
<td>Institution</td>
<td></td>
<td>$ 175.00</td>
</tr>
</tbody>
</table>

(The Society no longer accepts institutional memberships, but checking this line will make your institution a subscriber to Law and History Review.)

Membership fees must be paid in U.S. dollars by check drawn on a U.S. bank or by MasterCard, Visa, or American Express charge. Questions? Call Cambridge University Press at 1-800-872-7423.

Total Amt: $ ________________ Visa/MC/Amex: ____________________________________________

Name on card: __________________________ Exp. Date: __________________________

Signature: __________________________

Name: __________________________

Institution: __________________________

Address: ____________________________________________________________________________

City: ________________________________________________________________________________

State: ______________________________________________________________________________

Zip: _________________________________________________________________________________

Country (if not the US): ______________________________________________________________________________________________

Phone (Home): __________________________ (Office): __________________________

Fax: __________________________ E-mail: ______________________________________________
## Contents

Law and History Review Vol. 31, No. 4, November 2013

Full text available at http://journals.cambridge.org/lhr

### In This Issue

#### Articles

- **Understanding Curtiss-Wright**
  - Edward A. Purcell, Jr. 653
- **The French Revolution, the Union of Avignon, and the Challenges of National Self-Determination**
  - Edward James Kolla 717
- **“The Statute of Westminster, 1931: An Irish Perspective”**
  - Thomas Mohr 749
- **“A Fine Mixture of Pity and Justice:” The Criminal Justice Response to Infanticide in Ireland, 1922–1949**
  - Karen M. Brennan 793
- **Judicial “Truth” and Historical “Truth”: The Case of the Ardeatine Caves Massacre**
  - Giorgio Resta and Vincenzo Zeno-Zencovich 843

#### Book Reviews

- **Banished: Common Law and the Rhetoric of Social Exclusion in Early New England**—Nan Goodman
  - reviewed by Carla Spivak 887
- **Under Household Government: Sex and Family in Puritan Massachusetts**—M. Michelle Jarrett Morris, and **Taming Passion for the Public Good: Sex in the Early Republic**—Mark E. Kann
  - reviewed by Elizabeth H. Pleck 889
- **Master and Servant Law: Chartists, Trade Unions, Radical Lawyers and the Magistracy in England, 1840–1865**—Christopher Frank
  - reviewed by Norma Landau 892
- **Seeing Justice Done: The Age of Spectacular Capital Punishment in France**—Paul Friedland
  - reviewed by Randall McGowan 894
Law’s History: American Legal Thought and the Transatlantic Turn to History—David M. Rabban
reviewed by Steven Wilf 896

Arming and Disarming: A History of Gun Control in Canada—
R. Blake Brown
reviewed by Robert J. Spitzer 898

The U.S. Women’s Jury Movement and Strategic Adaptation:
A More Just Verdict—Holly McCammon
reviewed by Joanna L. Grossman 899

Caring for America: Home Health Workers in the Shadow of the Welfare State—Eileen Boris and Jennifer Klein
reviewed by Karen M. Tani 901