

CONTENTS

<i>Acknowledgments</i>	ix
Introduction: Pardon and Parole in the Empire State	1
1. Governing Mercy in the Emerging Republic	17
2. Mercy and Diversity: The Pardon Power in the Early National Period	39
3. Debating the Pardon in Antebellum New York	61
4. The Pardon and the Progenesis of Parole in the Mid-Nineteenth Century	87
5. Reformulating Discretion in the Mid- to Late Nineteenth Century	115
6. The Entanglement of Parole and Pardoning in the Progressive Era	145
7. The Crime Wave and the War against Discretionary Justice in the 1920s	174
Epilogue: Mercy, Parole, and the Failed Search for Penal Certainty	207
<i>Note on Sources</i>	213
<i>Governors of New York, 1777–1942</i>	217
<i>Tables</i>	219
<i>Table 1. Factors Mentioned as Grounds for Clemency in Case Files</i>	219
<i>Table 2. Clemency Rates in File Sample by Period and Type of Disposition</i>	220
<i>Table 3. Crime Categories in Sample and in NYSA Database of Clemency Files</i>	220
<i>Table 4. Gender in Sample and in NYSA Database of Clemency Files by Period</i>	221
<i>Notes</i>	223
<i>Selected Bibliography</i>	273
<i>Index</i>	307
<i>About the Author</i>	323