

# ARYEH NEIER

with a foreword by Congresswoman Eleanor Holmes Norton  
and an afterword by Nadine Strossen



Skokie and the Legacy of  
Free Speech in America

# DEFENDING MY ENEMY

REVISED AND UPDATED, WITH A NEW CHAPTER BY THE  
AUTHOR ON 50 YEARS OF FIRST AMENDMENT BATTLES

# Defending My Enemy

**Royal United Service Institution (Great Britain)**



## **Defending My Enemy:**

**Defending My Enemy** Aryeh Neier, 2025-09-23 With a foreword by Congresswoman Eleanor Holmes Norton and an afterword by Nadine Strossen A new edition of the most important free speech book of the past half century with a new chapter by the author on some of the top First Amendment controversies of today If Aryeh Neier had done nothing else in his absolutely towering human rights civil liberties career other than write *Defending My Enemy* that still would have made him a hero and a giant Nadine Strossen former president American Civil Liberties Union When Nazis wanted to express their right to free speech in 1977 by marching through Skokie Illinois a town with a large population of Holocaust survivors Aryeh Neier then the national director of the ACLU and himself a Holocaust survivor came to the Nazis defense Explaining what many saw as a despicable bridge too far for the First Amendment Neier spelled out his thoughts about free speech in his 1979 book *Defending My Enemy* Nearly fifty years later Neier revisits the topic of free speech in a volume that includes his original essay along with a new chapter addressing present day First Amendment battles including the Charlottesville march book bans the heckler s veto attacks on free speech on college campuses and the threat to overturn the U S Supreme Court decision in *The New York Times v Sullivan* Including a foreword by Congresswoman Eleanor Holmes Norton and an afterword by longtime free speech champion Nadine Strossen *Defending My Enemy* offers razor sharp analysis from the man Jameel Jaffer of the Knight First Amendment Institute describes as an icon of justice and fearlessness

**Defending My Enemy** Aryeh Neier, 1979 [Must We Defend Nazis?](#) Richard Delgado, Jean Stefancic, 1999-11-01 In *Must We Defend Nazis* Richard Delgado and Jean Stefancic set out to liberate speech from its current straight jacket Over the past hundred years almost all of American law has matured from the mechanical jurisprudence approach which held that cases could be solved on the basis of legal rules and logic alone to that of legal realism which maintains that legal reasoning must also take into account social policy common sense and experience But in the area of free speech the authors argue such archaic formulas as the prohibition against content regulation the maxim that the cure for bad speech is more speech and the speech act distinction continue to reign creating a system which fails to take account of the harms speech can cause to disempowered marginalized people Focusing on the issues of hate speech and pornography this volume examines the efforts of reformers to oblige society and law to take account of such harms It contends that the values of free expression and equal dignity stand in reciprocal relation Speech in any sort of meaningful sense requires equal dignity equal access and equal respect on the parts of all of the speakers in a dialogue free speech in other words presupposes equality The authors argue for a system of free speech which takes into account nuance context sensitivity and competing values such as human dignity and equal protection of the law

*In Defense of American Liberties* Samuel Walker, 1999 This updated comprehensive history of the American Civil Liberties Union recounts the ACLU s stormy history since its founding in 1920 to fight for free speech and explores its involvement in some of the most famous causes in American history including the Scopes monkey trial the internment of

Japanese Americans during World War II the Cold War anti Communist witch hunts and the civil rights movement The new introduction covers the history of the organization and developments in civil liberties in the 1990s including the U S Supreme Court s declaration of the Communications Decency Act as unconstitutional in *ACLU v Reno* *The Mind of the Censor and the Eye of the Beholder* Robert Corn-Revere,2021-11-04 Beginning in the nineteenth century with Anthony Comstock America s censor in chief *The Mind of the Censor and the Eye of the Beholder* explores how censors operate and why they wore out their welcome in society at large This book explains how the same tactics were tried and eventually failed in the twentieth century with efforts to censor music comic books television and other forms of popular entertainment The historic examples illustrate not just the mindset and tactics of censors but why they are the ultimate counterculture warriors and why in free societies censors never occupy the moral high ground This book is for anyone who wants to know more about why freedom of speech is important and how protections for free expression became part of the American identity **The Tolerant Society** Lee C. Bollinger Dean University of Michigan Law School,1986-04-10 The First Amendment provides Americans with a far broader protection of free speech than that available in any other Western democracy Lee Bollinger notes and yet other democracies are not seen as significantly less open or more restrictive than the United States Why do Americans guarantee people the right to advocate the overthrow of the government or advance racist or genocidal ideas Why for example protect the right of neo Nazis to march in predominantly Jewish Skokie Illinois In *The Tolerant Society* Bollinger offers a masterful critique of the major theories of freedom of expression and offers an alternative explanation Traditional justifications for protecting extremist speech have turned largely on the inherent value of self expression maintaining that the benefits of the free interchange of ideas include the greater likelihood of serving truth and of promoting wise decisions in a democracy Bollinger finds these theories persuasive but inadequate Buttressing his argument with references to the Skokie case and many other examples as well as a careful analysis of the primary literature on free speech he contends that the real value of toleration of extremist speech lies in the extraordinary self control toward antisocial behavior that it elicits society is strengthened by the exercise of tolerance he maintains The problem of finding an appropriate response especially when emotions make measured response difficult is common to all social interaction Bollinger points out and there are useful lessons to be learned from withholding punishment even for what is conceded to be bad behavior About the Author Lee C Bollinger is Professor of Law at the University of Michigan Law School *On the Best Mode of Defence of the Protected Territories on the Gold Coast of Africa, and the Organization of a Force Sufficient for that Purpose* Thomas Maitland (14th Earl of Lauderdale.),1873 **Select Orations** Marcus Tullius Cicero,1889 **Select Orations of M.T. Cicero** Marcus Tullius Cicero,1877 **The Orations of Marcus Tullius Cicero** Marcus Tullius Cicero,1877 Journal of the Royal United Service Institution Royal United Service Institution (Great Britain),1889 **The History of the Restoration of Monarchy in France** Alphonse de Lamartine,1872 *Constitutional Commentary* ,1987 *Cicero pro Sulla, tr. by J.A.*

*Nicklin* Marcus Tullius Cicero,1902      The Rebellion Record: A Diary of American Events ,1873      Hated Ideas and the American Civil War Press Hazel Dicken Garcia,Giovanna Dell'Orto,2008 One of the most cherished principles in American journalism is the notion that unpopular and even hated ideas deserve First Amendment protection and fair handed treatment from journalists But has this principle always existed and how are hated ideas treated during times of crisis such as war In this book media historians Hazel Dicken Garcia and Giovanna Dell Orto find some of the answers by analyzing newspaper coverage of hated ideas such as abolitionism to some and slavery to others during the American Civil War They found that the Civil War strengthened the idea of journalism s responsibility to the public editors often had eloquent free speech discussions and opposition presses were sometimes defended However the data also showed that tolerance was the exception rather than the rule E ditors consistently supported the larger political system over any professional journalism ideology the common good over individual rights and military discretion over constitutional principles the authors write

**Journal of the Royal United Service Institution** ,1879      The War of the rebellion: a compilation of the official records of the Union and Confederate armies, prepared by R.N. Scott [and others]. 4 ser. 69 vols. [in 127 pt. 'Additions and corrections', dated 1902, have been inserted in the vols. With] Ser.1. Index to battles, campaigns, etc United States dept. of war,1902      House documents ,1882      *The William and Mary Literary Magazine* ,1910

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