OLIVER ELLSWORTH

HIS CENTRAL ROLE
IN THE ESTABLISHMENT
OF FEDERAL SOVEREIGNTY

by
Edward Jayne

HORBEŃ BOOKS
2013
Jayne, Edward, 1934–


xii, 216 pp. Includes index.

1. Ellsworth, Oliver, 1745–1807
2. United States—Constitutional history

KF4541 .J422 342.73 .J422

ISBN: 978-0-9894632-0-1


Pre-publication services: Words by Design, Kalamazoo, Michigan.

Printer: BrandtDoubleday, Davenport, Iowa.
Contents

Preface ix
Introduction 1
I. An Accidental Conspiracy 35
II. The Origin of Judicial Review 47
III. The Principal Architects of Judicial Review 63
IV. Early Convention Debate on Judicial Authority 83
V. The Committee of Detail 99
VI. August 1787 117
VII. The 1788 Ratifying Conventions 143
VIII. The Judiciary Act 153
IX. Marbury v. Madison 169
X. Conclusion 183
   List of Sources 197
   About the Author 201
   Index 203