EDITOR’S OBSERVATIONS
Frank O. Bowman, III, Function Over Formalism: A Provisional Theory of the Constitutional Law of Crime and Punishment

ARTICLES
Albert W. Alschuler, To Sever or not to Sever? Why Blakely Requires Action by Congress
Steven L. Chanenson, Hoist with their Own Petard?
Aaron Rappaport, What the Supreme Court Should Do: Save Sentencing Reform, Gut the Guidelines
Ian Weinstein & Nathaniel Z. Marmur, Federal Sentencing During the Interregnum: Defense Practice as the Blakely Dust Settles

PRIMARY MATERIALS
Rory K. Little & Teresa Chen, The Lost History of Apprendi and the Blakely Petition for Rehearing