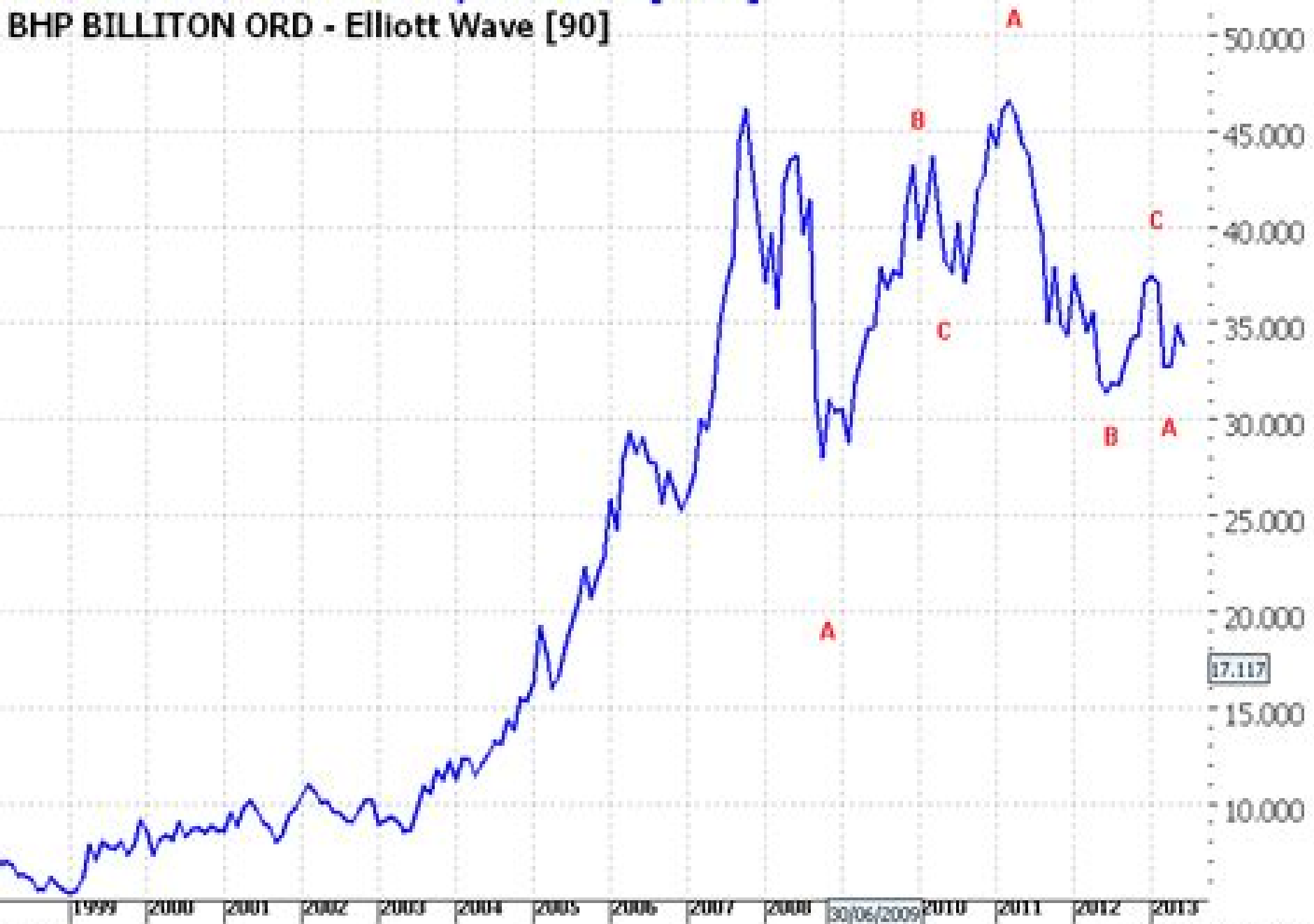


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From the Closet to the Altar Michael Klarman, 2013 In many states advocates have taken to the courts and argued that bans on gay marriage are denials of civil rights They have followed the path of earlier civil rights advocates who also chose the court rather than the political arena as a forum to decide issues But as Klarman shows this tactic comes with clear costs Using the courts to leapfrog public opinion can actually set a cause back because court decisions generate backlashes Usually judges are neither elected nor beholden to public opinion and they are easily pegged as unaccountable elites by opponents Klarman who has examined virtually every state level judicial decision and all of the legislative attempts to overturn same sex marriage contends that the movement has in many respects not only hurt its own cause by generating populist backlash but has created a countervailing social movement that works against progressive causes on a host of other issues

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