SYSTEMIC RACISM: MYTHS AND REALITIES

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The case for science as process and result.

Through rigorous methodologies, the scientific method seeks to gain an increasingly more precise and reliable representation of <u>empirical</u> realities.

The purpose of science is therefore <u>knowledge-building</u>.

Both statements have significant ethical implications.

Both statements have significant policy implications.

Science vs Ideology

Dominant or hegemonic ideologies are narratives that explain natural or social phenomena while justifying existing orders of inequality.

Resistance ideologies put forth narratives that counter hegemonic ideologies.

In both cases, the emphasis is on collective belief regarding ethical principles rather than the concerted investigation of empirical realities.

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Ideological red flags:

GOD NATURE

Revisiting Robert K. Merton's "Discrimination and the American Creed."

- 1. Individual volition vs structural constraints.
- 2. Gulf between "creeds" and collective action.
- 3. Analytical power of variables.

Interrogating Critical Race Theory.

Let us begin by defining theory, shall we?

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A working definition of theory:

A collection of logically related propositions whose purpose is to describe, explain, and sometimes forecast phenomena and events.

Theories make use of concepts to illuminate empirical realities.

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Critical Race Theory (CRT) is a framework that examines how race and racism have shaped U.S. laws, social structures, and institutions.

CRT was developed by legal scholars and activists in the 1970s and 1980s,

CRT holds that racism is not merely the result of individual prejudice but woven into the fabric of American society.

Key Concepts:

- 1. Race as a social construction.
- 2. Intersectonality.

Critiques of CriticaPRace Theory:

- → Rejection of objectivity and meritocracy
- → Focus on storytelling over data
- → Anti-liberal thrust, regarding individual potential
- → Objection to the idea of racism as a feature of American history and social constitution.
- → Divisiveness and identity politics.
- → Anti-White bias.

Kimbeerle Crenshaw (1991). "Mapping the Margins: Intersectionality, Identity Politics, and Violence against Women of Color." Stanford Law Review 43: 1241-1299.



Crenshaw is celebrated for her emphasis on intersectionality, that is, an integrative approach that exposes the problematic use of single categories to define identity.

Intersectionality has gained great currency but it is often misused and misinterpreted. Crenshaw's original intent was to use the concept to deepen understandings about the relationship between individuals/groups and the law.

Intersectionality is an analytical framework for understanding how aspects of a person's social and political identities combine to create different modes of discrimination and privilege.

Intersectionality identifies multiple factors of advantage and disadvantage.

Examples:

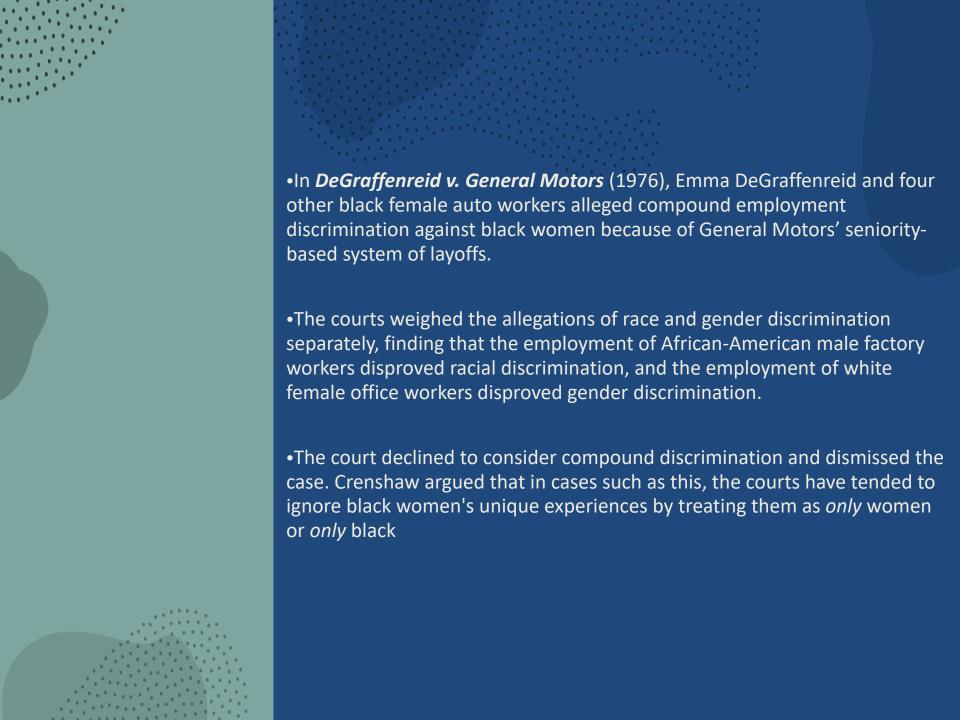
gender, caste, sex, race, ethnicity, class, sexuality, religion, disability, weight, and physical appearance.

These intersecting and overlapping social identities may be both empowering and oppressing

Crenshaw puts forth a Black feminist critique that reveals the problematic consequences of treating race and gender as mutually exclusive categories of experience and analysis.

In race discrimination cases, discrimination tends to be viewed in terms of sex-or class-privileged Blacks; in sex discrimination cases, the focus is on race-and class-privileged women.

This focus on otherwise-privileged group members creates a distorted analysis of racism and sexism because the operative conceptions of race and sex become grounded in experiences that actually represent only a subset of a much more complex phenomenon.



The intersectional experience is greater than the sum of racism and sexism, any analysis that does not take intersectionality into account cannot sufficiently address the particular manner in which Black women are subordinated.

Refusal of the courts to recognized Black women as a protected class: "The prospect of the creation of new classes of protected minorities, governed only by the mathematical principles of permutation and combination, clearly raises the prospect of opening the hackneyed Pandora's box." (DeGraffenreid vs General Motors)

Moore v Hughes Helicopters, Inc. 1983

This case concerns the proper use of the "disparate impact" model of proof in employment discrimination cases. Tommie Moore is a black female employee of Hughes Helicopters, Inc. ("Hughes"), a manufacturer of commercial and military helicopters.

Moore, suing on behalf of a class of black female Hughes employees, alleges that Hughes has discriminated against black females in violation of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e, et seq. The alleged discrimination occurred in the selection of employees for supervisory and upper-level craft positions from 1975 through 1979. The case went to trial before Judge Robert J. Kelleher in October 1980. At the conclusion of Moore's case, Hughes moved for an involuntary dismissal . . .

Moore's complaint alleged intentional discrimination against Moore personally, but no evidence supporting this claim was presented at trial. . .

Moore appeals the dismissal of her case, the denial of her earlier motion for summary judgment, the limited scope of the class certification, and the award of court costs to Hughes. We affirm the district court.

In sum, several courts have proved unable to deal with intersectionality, although for contrasting reasons. In DeGraffenreid, the court refused to recognize the possibility of compound discrimination against Black women and analyzed their claim using the employment of white women as the historical base.

As a consequence, the employment experiences of white women obscured the distinct discrimination that Black women experienced. Conversely, in Moore, the court held that a Black woman could not use statistics reflecting the overall sex disparity in supervisory and upper-level labor jobs because she had not claimed discrimination as a woman, but "only" as a Black woman. The court would not entertain the notion that discrimination experienced by Black women is indeed sex discrimination.

Revisiting the question:

Is Critical Race Theory a theory?