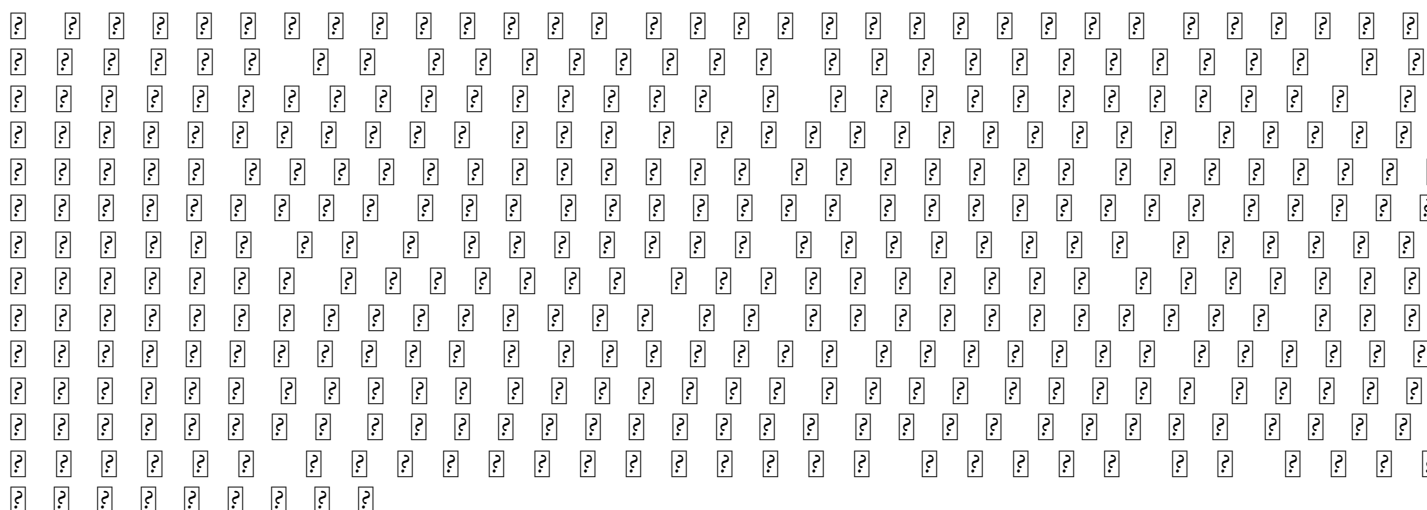


## A Matter Of Interpretation

[illegible]

we are all familiar with the image of the immensely clever judge who discerns the best rule of common law for the case at hand according to u s supreme court justice antonin scalia a judge like this can maneuver through earlier cases to achieve the desired aim distinguishing one prior case on his left straight arming another one on his right high stepping away from another precedent about to tackle him from the rear until bravo he reaches the goal good law but is this common law mindset which is appropriate in its place suitable also in statutory and constitutional interpretation in a witty and trenchant essay justice scalia answers this question with a resounding negative in exploring the neglected art of statutory interpretation scalia urges that judges resist the temptation to use legislative intention and legislative history in his view it is incompatible with democratic government to allow the meaning of a statute to be determined by what the judges think the lawgivers meant rather than by what the legislature actually promulgated eschewing the judicial lawmaking that is the essence of common law judges should interpret statutes and regulations by focusing on the text itself scalia then extends this principle to constitutional law he proposes that we abandon the notion of an everchanging constitution and pay attention to the constitution s original meaning although not subscribing to the strict constructionism that would prevent applying the constitution to modern circumstances scalia emphatically rejects the idea that judges can properly smuggle in new rights or deny old rights by using the due process clause for instance in fact such judicial discretion might lead to the destruction of the bill of rights if a majority of the judges ever wished to reach that most undesirable of goals this essay is followed by four commentaries by professors gordon wood laurence tribe mary ann glendon and ronald dworkin who engage justice scalia s ideas about judicial interpretation from varying standpoints in the spirit of debate justice scalia responds to these critics featuring a new foreword that discusses scalia s impact jurisprudence and legacy this witty and trenchant exchange illuminates the brilliance of one of the most influential legal minds of our time



*the scale transitions are essential to physical knowledge the book describes the history of essential moments of physics viewed as necessary consequences of the unavoidable process of scale transition and provides the mathematical techniques for the construction of a theoretical physics founded on scale transition the indispensable mathematical technique is analyticity helping in the construction of space coordinate systems the indispensable theoretical technique from physical point of view is the affine theory of surfaces the connection between the two techniques is provided by a duality in defining the physical properties*

*these proceedings honor the long careers in theoretical particle physics of b h j mckellar and g c joshi who established theoretical particle physics research at the university of melbourne sample chapter s chapter 1 three nucleon forces and nuclear structure 356 kb contents three nucleon forces and nuclear structure b r barrett how magnetic is the neutrino n f bell anions and anomalies m barwin et al property values r delbourgo interacting bose gas confined by an external potential g gnanapragasam m das variation of the fundamental constants theory and observations v v flambaum mirror dark matter r foot analytic non perturbative almost exact qed the two point function b m fried sterile neutrinos in a 6 x 6 matrix approach t goldman particle physics in condensed matter c hamer cp violation x g he quantum computation in silicon oco device modeling transport and fault tolerance l c l hollenberg born reciprocity in two dimensions quaplectic group symmetry branching rules and state labelling p d jarvis quarkocolepton symmetry and quartification in five dimensions k l mcdonald msu in reverse what sno says about pseudocodirac neutrinos g j stephenson jr looking forward to the large hadron collider g n taylor some recent lattice qcd results from the cssm s boinpolli et al readership physicist and academic*

*this book contains the proceedings of the fifth international conference on physics beyond the standard models of particle physics cosmology and astrophysics it presents a brilliant overview of the status and future potential and trends in experimental and theoretical particle physics cosmology and astrophysics in the complimentary sectors of accelerator non accelerator and space physics*

*while aristotle s writings on biology are considered to be among his best the comments he makes about females in these works are widely regarded as the nadir of his philosophical oeuvre among many claims aristotle is said to have declared that females contribute nothing substantial to generation that they have fewer teeth than males that they are less spirited than males and that woman are analogous to eunuchs in the female in aristotle s biology robert mayhew aims not to defend aristotle s ideas about females but to defend aristotle against the common charge that his writings on female species were motivated by ideological bias mayhew points out that the tools of modern science and scientific experimentation were not available to the greeks during aristotle s time and that consequently aristotle had relied not only on empirical observations when writing about living organisms but also on a fair amount of speculation further he argues that aristotle s remarks about females in his biological writings did not tend to promote the inferior status of ancient greek women written with passion and precision the female in aristotle s biology will be of enormous value to students of philosophy the history of science and classical literature*

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