

Constitutional Law Rights Liberties And Justice 8th Edition

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Bouvier Britton Armstrong Hill Bernard Ludwig Charles de Secondat baron de Montesquieu Sydney Kerr Smith Stephen M. Griffin Oliver Wendell Holmes (Jr. (jurist)) Otis H. Stephens (Jr.) William Pinckney Fishback James Bradley Thayer Roger Foster B. L. Hansaria New York (State) United States. Supreme Court Kenneth L. Grasso Brooklyn Public Library

the past two decades have seen an outpouring of work in legal theory that is self consciously critical of aspects of american law and the institutions of the liberal state in this lively volume eminent scholars in philosophy law and political science respond to this recent scholarship by exploring what constitutes a radical critique of the law examining such theories as critical legal studies feminist theory and theories of difference and critical race theory the authors consider whether the critiques advanced in recent legal theory can truly be called radical and what form a radical critique of american law should take writing at the cutting edge of the critique of critical legal theory they offer insights first on critical legal scholarship then on feminist political and legal theory a third group of contributions questions the radicalness of these approaches in light of their failure to challenge fundamental aspects of liberalism while a final section focuses on current issues of legal reform through critical views on criminal punishment including observations on rape and hate speech each major essay describes the underlying principles in the development of a radical legal theory and addresses unresolved questions relating to it while accompanying commentaries present conflicting views the resulting dialogue explores wide ranging issues like equity value relativism adversarial and empathic legal advocacy communitarianism and the social contract impartiality and contingency natural law and corrective justice a common thread for many of the articles is a focus on the social dimension of society and law which finds the individualism of prevailing liberal theories too limiting radical critiques of the law is particularly unique in presenting critical and feminist approaches in one volume along with skeptical commentary about just how radical some critiques really are proposing alternative critiques that embody considerably greater promise of being truly radical it offers provocative reading for both philosophers and legal scholars by showing that many claims to radicalism are highly problematic at best

intended for the second semester of constitutional law course often called civil liberties a standard offering in all four year

political science departments it is taken by pre law students as well as many political science majors and non majors this book is not merely a casebook but a comprehensive textbook that caters to the undergraduate constitutional law student

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