

Studies In Law Politics And Society

The Teachings of Modern Protestantism on Law, Politics, and Human Nature On Law, Politics, and Judicialization Law, Politics, and Perception Studies in Law, Politics, and Society Law, Politics, and Society Law and the Citizen Studies in Law, Politics and Society Law, politics and justice Politics and International Law Studies in Law, Politics, and Society Developments in International Law Vol 18 American Law and Politics Congress of Arts and Science: History of politics and economics. History of law. History of religion Rule of Law, Politics and Development: The Politics of Rule of Law Reform Radical Critiques of the Law Cyclopaedia of Political Science, Political Economy, and of the Political History of the United States A Nation of Laws Comparative Administrative Law: Organization Politics & Power The Law Magazine and Review John Witte (Jr.) Martin Shapiro Eileen Braman Austin Sarat Suzanne Uttaro Samuels Austin Sarat Susan S. Silbey Leslie Johns Austin Sarat Louis Henkin Roland Young Howard Jason Rogers Pilar Domingo Stephen M. Griffin John Joseph Lalor Peter Charles Hoffer Frank J. Goodnow

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the teachings of modern protestantism on law politics and human nature examines how modern protestant thinkers have answered the most pressing political legal and ethical questions of our time it discusses the enduring teachings of important protestant

intellectuals of the late nineteenth and twentieth centuries leading contemporary scholars analyze these thinkers views on the nature and purpose of law and authority the limits of rule and obedience the care of the needy and innocent the ethics of war and violence and the separation of church and state among other themes a diverse and powerful portrait of protestant legal and political thought this volume underscores the various ways protestant intellectuals have shaped modern debates over the family the state religion and society the book focuses on the work of abraham kuyper 1827 1920 susan b anthony 1820 1906 karl barth 1886 1968 dietrich bonhoeffer 1906 1945 reinhold niebuhr 1892 1971 martin luther king jr 1929 1968 william stringfellow 1928 1985 and john howard yoder 1927 1997

across the globe the domain of the litigator and the judge has radically expanded making it increasingly difficult for those who study comparative and international politics public policy and regulation or the evolution of new modes of governance to avoid encountering a great deal of law and courts in on law politics and judicialization two of the world s leading political scientists present the best of their research focusing on how to build and test a social science of law and courts the opening chapter features shapiro s classic political jurisprudence and stone sweet s judicialization and the construction of governance pieces that critically redefined research agendas on the politics of law and judging subsequent chapters take up diverse themes the strategic contexts of litigation and judging the discursive foundations of judicial power the social logic of precedent and appeal the networking of legal elites the lawmaking dynamics of rights adjudication the success and diffusion of constitutional review the reciprocal impact of courts and legislatures the globalization of private law methods hypothesis testing and prediction in comparative law and the sources and consequences of the creeping judicialization of politics around the world chosen empirical settings include the united states the gatt wto france and germany imperial china and islam the european union and the transnational world of the lex mercatoria written for a broad scholarly audience the book is also recommended for use in graduate and advanced undergraduate courses in law and the social sciences

are judges decisions more likely to be based on personal inclinations or legal authority the answer eileen braman argues is both law politics and perception brings cognitive psychology to bear on the question of the relative importance of norms of legal reasoning versus decision markers policy preferences in legal decision making while braman acknowledges that decision makers attitudes or more precisely their preference for policy outcomes can play a significant role in judicial decisions she also believes that decision makers belief that they must abide by accepted rules of legal analysis significantly limits the role of preferences in their judgements to reconcile these competing factors braman posits that judges engage in motivated reasoning a biased process in which decision makers

are unconsciously predisposed to find legal authority that is consistent with their own preferences more convincing than those that go against them but braman also provides evidence that the scope of motivated reasoning is limited objective case facts and accepted norms of legal reasoning can often inhibit decision makers ability to reach conclusions consistent with their preferences

this volume of studies in law politics and society brings together an international and interdisciplinary array of scholars to explore issues on the cutting edge of socio legal research

this text studies the inextricable links between law society and politics through an in depth examination of the institutions for law making in the united states focusing on the function structure and participants in the process the institutions oriented approach focuses on contemporary coverage of the interrelationship between law and society and includes discussion of controversial topics such as the influence of race class sex and corporate governance on the law law politics and society also looks at the theoretical and philosophical foundations of american law and provides comparative and international perspectives diversity is embedded into each chapter within the readings drawn from a broad range of interdisciplinary sources such as sociology history and medicine as well as in activities which encourage discussion about law and race national origin sex and class in addition excellent coverage of how the law has changed since september 11 2001 helps students understand these complex relationships in a tangible way popular culture features use a series of photographs to help students understand how law both informs and is informed by popular culture law in action features apply the concepts of each chapter to an actual law in order to illustrate the central point and to help students better understand theoretical concepts pedagogy throughout the text includes active learning exercises and marginal and bold definitions

this volume brings together an international and interdisciplinary array of scholars to explore issues around citizenship and law with chapters on different elements of the relationship between law and citizenship the volume makes a key contribution to the field and is essential reading for legal scholars

this volume is part of an annually published series of interdisciplinary research on law with a critical focus research is invited on a wide range of law related subjects including law and inequality feminist jurisprudence racial oppression and law and legal institutions and communities

international law shapes nearly every aspect of our lives it affects the food we eat the products we buy the rights we hold and the wars we fight yet international law is often believed to be the exclusive domain of well heeled professionals with years of legal training this text uses clear accessible writing and contemporary political examples to explain where international law comes from how actors decide whether to follow international law and how international law is upheld using legal and political tools suitable for undergraduate and graduate students this book is accessible to a wide audience and is written for anyone who wants to understand how global rules shape and transform international politics each chapter is framed by a case study that examines a current political issue such as the bombing of yemen or the use of chemical weapons in syria encouraging students to draw connections between theoretical concepts and real world situations the chapters are modular and self contained and each is paired with multiple supplemental cases edited and annotated judicial opinions accompanied by ready to use powerpoint slides and a testbank for instructors

this special issue of studies in law politics and society examines how law understands the past topics covered include the use of legal language to dehumanize slaves in the eighteenth century the use of history by lawyers and judges to justify existing law or make changes to the law during the nineteenth and twentieth centuries

this volume derives from a series of lectures delivered as the general course at the hague academy of international law in july 1989 like those lectures this volume does not pretend to provide a complete treatise covering all international law rather it offers a particular perspective on the principal subjects of traditional international law elaborates new developments and dares reexamine assumptions and premises the book is built on three themes the first addresses law as politics and international law as the law of a political system now comprised of more than 180 separate independent states the essential autonomy of states accounts for the political as well as economic and cultural heterogeneity in a pluralist and fragmented system and international law as its common denominator of normative expression a second theme explores change in international law as reflecting change in the values and purposes of the international political system it traces the pursuit through law of the traditional ideal of the state system to secure every state s right to realize its own agenda through its own institutions and the superimposed contemporary purpose to promote individual human rights and welfare in every society the third theme perceives a movement in the law from conceptualism to functionalism from logical deduction out of abstract principles to pragmatic attention to practical needs and solutions to new and old human problems each of these themes dominates in several chapters but the other themes are not absent from any of them each will add a fresh perspective and contribute to understanding the nature and operation of international law in the international political system at the turn of a new

century

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

an introduction to and meditation on the key concepts history evolution complexities and importance of law in our nation s 233 year existence

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