

Sexy Dressing Etc

The Progressive Assault on Laissez Faire Barbara H. Fried 2009-07-01 Law and economics is the leading intellectual movement in law today. This book examines the first great law and economics movement in the early part of the twentieth century through the work of one of its most original thinkers, Robert Hale. Beginning in the 1890s and continuing through the 1930s, progressive academics in law and economics mounted parallel assaults on free-market economic principles. They showed first that "private," unregulated economic relations were in fact determined by a state-imposed regime of property and contract rights. Second, they showed that the particular regime of rights that existed at that time was hard to square with any common-sense notions of social justice. Today, Hale is best known among contemporary legal academics and philosophers for his groundbreaking writings on coercion and consent in market relations. The bulk of his writing, however, consisted of a critique of natural property rights. Taken together, these writings on coercion and property rights offer one of the most profound and elaborated critiques of libertarianism, far outshining the better-known efforts of Richard Ely and John R. Commons. In his writings on public utility regulation, Hale also made important contributions to a theory of just, market-based distribution. This first, full-length study of Hale's work should be of interest to legal, economic, and intellectual historians.

Dressing Constitutionally Ruthann Robson 2013-07-29 This book examines the rights to expression and equality, and the restraints on government power, as they both limit and allow control of our personal choices. *Review of Constitutional Studies* 1993

Split Decisions Janet Halley 2008-04-01 Is it time to take a break from feminism? In this pathbreaking book, Janet Halley reassesses the place of feminism in the law and politics of sexuality. She argues that sexuality involves deeply contested and clashing realities and interests, and that feminism helps us understand only some of them. To see crucial dimensions of sexuality that feminism does not reveal--the interests of gays and lesbians to be sure, but also those of men, and of constituencies and values beyond the realm of sex and gender--we might need to take a break from feminism. Halley also invites feminism to abandon its uncritical relationship to its own power. Feminists are, in many areas of social and political life, partners in governance. To govern responsibly, even on behalf of women, Halley urges, feminists should try taking a break from their own presuppositions. Halley offers a genealogy of various feminisms and of gay, queer, and trans theories as they split from each other in the United States during the 1980s and 1990s. All these incommensurate theories, she argues, enrich thinking on the left not despite their break from each other but because of it. She concludes by examining legal cases to show how taking a break from feminism can change your very perceptions of what's at stake in a decision and liberate you to decide it anew.

Sex and the contract Vincenzo Zeno-Zencovich 2015-10-01

Gender Nonconformity and the Law Kimberly A. Yuracko 2016-01-28 When the Civil Rights Act of 1964 was passed, its primary target was the outright exclusion of women from particular jobs. Over time, the Act's scope of protection has expanded to prevent not only discrimination based on sex but also discrimination based on expression of gender identity. Kimberly Yuracko uses specific court decisions to identify the varied principles that underlie this expansion. Filling a significant gap in law literature, this timely book clarifies an issue of increasing concern to scholars interested in gender issues and the law.

The Actors of Collective Bargaining Eduardo J. Ameglio 2004-01-01 No one denies that the institution of collective bargaining between workers and employers has been a powerful tool for social dialogue. Without our history of effective collective bargaining there would be no mutual understanding, no industrial peace, no constructive cooperation between social partners. Yet there is a feeling today that this history has drawn to a close; that our post-industrial world demands something different, something our tradition of collective bargaining and collective agreements cannot give us. What information and insight can we gather to verify or challenge this feeling? This was the first major question addressed by the distinguished delegates to the twenty-seventh World Congress of Labour and Social Security Law held at Montevideo, 25 September 2003. The aim of the conference was to discover current problems regarding the existing structures and functions of collective bargaining in industrialized countries today/problems readily identifiable in the context of economic globalization, falling union density, the increase in atypical and knowledge-based workers, and the 'tertiarization' or declining economic importance of manufacturing-based industry. This bulletin contains some of the most important papers devoted to this major theme of the conference. It presents twenty national reports, each written by a scholar well-versed in the law and practice of collective bargaining in the country covered. Two introductory reports deal with such general issues as the varying competences of representatives under different legal systems, labor union representation within the public sector, the development of collective bargaining in EC law, the levels and structures of collective bargaining practice, and the widening gap between the relevant legal norms and real situations. The national reports were drafted on the basis of a questionnaire, which appears as an annex. This allows the reader to easily compare the solutions set forth for consideration in the various countries under review. The Actors of Collective Bargaining will be of great value for all practitioners and academics in the field of industrial relations.

Cultural Analysis, Cultural Studies, and the Law Austin D. Sarat 2003-07-03 DIVThis interdisciplinary collection demonstrates the purchase of cultural studies frameworks for thinking about legal questions beyond the reach of the Law & Economics framework./div

Sexy Dressing Etc Duncan Kennedy 1995-08-11 Kennedy argues that American radicalism is possible and desirable. One base for radical politics is the institutional workplace; another is popular culture (hence, sexy dressing). Kennedy's aim is to wed the rebelliousness, irony, and irrationalism of cultural modernism and postmodernism to the earnestness of political correctness.

Male-to-Female Crossdressing in Early Modern English Literature Simone Chess 2016-04-14 This volume examines and theorizes the oft-ignored phenomenon of male-to-female (MTF) crossdressing in early modern drama, prose, and poetry, inviting MTF crossdressing episodes to take a fuller place alongside instances of female-to-male crossdressing and boy actors' crossdressing, which have long held the spotlight in early modern gender studies. The author argues that MTF crossdressing episodes are especially rich sources for socially-oriented readings of queer gender—that crossdressers' genders are constructed and represented in relation to romantic partners, communities, and broader social structures like marriage, economy, and sexuality. Further, she argues that these relational representations show that the crossdresser and his/her allies often benefit financially, socially, and erotically from his/her queer gender presentation, a corrective to the dominant idea that queer gender has always been associated with shame, containment, and correction. By attending to these relational and beneficial representations of MTF crossdressers in early modern literature, the volume helps to make a larger space for queer, genderqueer, male-bodied and queer-feminine representations in our conversations about early modern gender and sexuality.

Bodies of Law Alan Hyde 1997-07-07 The most basic assertions about our bodies--that they are ours and distinguish us from each other, that they are private and have boundaries, races, and genders--are all political theories, constructed in legal texts for political purposes. So argues Alan Hyde in this first account of the body in legal thought. Hyde demonstrates that none of the constructions of the body in legal texts are universal truths that rest solely on body experience. Drawing on an array of fascinating case material, he shows that legal texts can construct all kinds of bodies, including those that are not owned at all, that are just like other bodies, that are public, open, and accessible to others. Further, the language, images, and metaphors of the body in legal texts can often convince us of positions to which we would not assent as a matter of political theory. Through analysis of legal texts, Hyde shows, for example, how law's words construct the vagina as the most searchable body part; the penis as entirely under mental control; the bone marrow that need not be shared with a half-sibling who will die without it; and urine that must be surrendered for drug testing in rituals of national purification. This book will interest anyone concerned with cultural studies, gender studies,

ethnic studies, and political theory, or anyone who has heard the phrase "body constructed in discourse" and wants to see, step by step, exactly how this is done.

Thinking Through the Body of the Law Pheng Cheah 1996-07 Issues that are drawn from, and bear on, disciplines including philosophy, law and legal studies, feminist studies, social and political theory, communication studies, critical theory and cultural studies.

Porn Chic Annette Lynch 2013-08-15 The mainstreaming of pornographic imagery into fashion and popular culture at the turn of the millennium in Britain and the US signalled a dramatic cultural shift in construction of both femininity and masculinity. For men and women, raunch became the new cool. This engaging book draws from a diverse range of examples including film, popular tabloids, campus culture, mass media marketing campaigns, facebook profiles, and art exhibits to explore expressions and meanings of porn chic. Bringing a cultural and feminist lens to the material, this book challenges the reader to question the sexual agency of the 12-year-old girl dressed to seduce in fashions inspired by Katie Price, the college co-ed flashing her breasts for a film maker during Spring break, and the waitress making her customer happy with chicken wings and a nice set of Hooters. Further it explores the raunchy bad boys being paid handsomely to tell the world about their sexual exploits, online, on film, and in popular press bestsellers. The book also contains thought-provoking artwork by Nicola Bockelmann which focuses on the permeable border between pornography and mainstream culture and urges viewers to question everyday explicitness. Balancing a popular culture approach and a strong analytic lens, *Porn Chic* will engage a wide audience of readers interested in popular culture, fashion, and gender studies.

Beyond Contractual Morality Julia Simon 2001 *Beyond Contractual Morality* looks at current debates over the meaning of liberalism by reexamining their roots in eighteenth-century texts, which demonstrate the historical intertwining of political, legal and moral problems in their extension of social contract theory into various realms of public and private lives. Writers such as Rousseau, Voltaire, Sade, and Montesquieu are discussed. In light of contemporary debates over liberalism, and informed by the problems of contemporary democratic, pluralistic culture, *Beyond Contractual Morality* reexamines the roots of these current discussions in eighteenth-century texts. Enlightenment texts demonstrate the historical intertwining of political, legal and moral problems in their extension of social contract theory into various realms of private and public life. Specifically, these texts point to an over-reliance on the notion of contract to resolve ethical dilemmas. A range of issues and authors is discussed, including: the historical development of social contract theory from Hobbes to Rousseau; conflicting conceptions of education in Rousseau's writings; the rise of professional ethics; the concept of tolerance as discussed by Montesquieu, Voltaire, and Rousseau; the divide between the public and private realms in the writings of Charriere and Sade. *Beyond Contractual Morality* concludes with a reemphasis on the contemporary context of debate and proposes a defense of a revised version of liberalism that can take account of positive duties without sacrificing individual autonomy. Julia Simon is Associate Professor of French at the Pennsylvania State University.

Rethinking Commodification Martha Ertman 2005-08 In a world that is often ruled by buyers and sellers, those things that are often considered priceless become objects to be marketed and from which to earn a profit.

Beyond Liberation Theology Ivan Petrella 2013-01-03 Liberation theologies are the most important theological movement of our time. In the 20th century, their influence shook the Third and First Worlds, grass root organizations and the affluent Western academy, as well as the lives of priests and laypeople persecuted and murdered for living out their understanding of the Christian message. In the 21st C their insights and goals remain - unfortunately - as valid as ever.

The Oxford Handbook of Feminism and Law in the United States Deborah L. Brake 2023-07-11 Combining analyses of feminist legal theory, legal doctrine, and feminist social movements, *The Oxford Handbook of Feminism and Law in the United States* offers a comprehensive overview of U.S. legal feminism. Contributions by leading feminist thinkers trace the impacts of legal feminism on legal claims and defenses and demonstrate how feminism has altered and transformed understandings of basic legal concepts, from sexual harassment and gender equity in sports to new conceptions of consent and motherhood. Its chapters connect legal feminism to adjacent intellectual discourses, such as masculinities theory and queer theory, and scrutinize criticisms and backlash to feminism from all sides of the political spectrum. Its examination of the prominent brands of feminist legal theory shows the links and divergences among feminist scholars, highlighting the continued relevance of established theories (liberal, dominance, and relational feminism) and the increased importance of new intersectional, sex-positive, and postmodern approaches. Unique in its triple focus on theory, doctrine, and social movements, the Handbook recounts the history of activist struggles to pass the Equal Right Amendment, the Anti-Rape and Battered Movements of the 1970s, the contemporary movements for reproductive justice and against campus sexual assault, as well as the #MeToo movement. The emphasis on theory and feminist practice animates discussions of feminist legal pedagogy and feminist influences on judges and judicial decision making. Chapters on emerging areas of law ripe for feminist analysis explore foundational subjects such as contracts, tax, and tort law, and imagine feminist and social justice approaches to digital privacy and intellectual property law, environmental law, and immigration law. The Handbook provides a broad picture of the intellectual landscape and allows both new and established scholars to gain an in-depth understanding of the full range of feminist influence on U.S. law.

With Pleasure Paul R. Abramson 2002-10-17 Proposes a controversial view of sexuality that argues that pleasure, not reproduction, is the motivation and purpose of sex, that pornography is a legitimate expression of the desire for pleasure, and that the Church has unnaturally limited sexuality. UP.

Philosophy of Law John Finnis 2011-04-07 John Finnis has been a central figure in the fundamental re-shaping of legal philosophy over the past half-century. This volume of his *Collected Essays* shows the full range and power of his contributions to the philosophy of law. The volume collects nearly thirty papers: on the foundations of law's authority; major theories and theorists of law; legal reasoning; revolutions, rights and law; and the logic of law-making. The essays collected include Finnis' recent appreciations and root-and-branch critiques of Hart's legal and political theories, his engagements with other central figures and works in the field, including Dworkin's *Law's Empire*; Raz on authority and coordination; Coleman, Leiter and Gardner on legal positivism and naturalism; Aquinas as founder of legal positivism; Weber on the fact-value distinction and legitimation; Unger on indeterminacy in law; Posner on intention and economics; Kelsen and courts on revolutions; game-theory and rational-choice theory; with misinterpreters of Hohfeld on rights logic; John Paul II on voting for unjust laws; analogy's role in legal reasoning; the distribution of constitutional authority in the Empire and its dissolution; the judicial opportunism of separation of powers doctrine in the Australian constitution; the architecture of Blackstone's *Commentaries*; restitution in civil wrongs; and many other aspects of law and legal theory. Several papers bring to bear his extensive work as a constitutional adviser and lawyer on persistent problems of constitutional theory. Previously unpublished papers include two on critical or post-modern legal theory, and an introduction reflecting on legal philosophy's development and future.

Illusion of Order Bernard E. Harcourt 2005-02-15 This is the first book to challenge the broken-windows theory of crime, which argues that permitting minor misdemeanors, such as loitering and vagrancy, to go unpunished only encourages more serious crime. The theory has revolutionized policing in the United States and abroad, with its emphasis on policies that crack down on disorderly conduct and aggressively enforce misdemeanor laws. The problem, argues Bernard Harcourt, is that although the broken-windows theory has been around for nearly thirty years, it has never been empirically verified. Indeed, existing data suggest that it is false. Conceptually, it rests on unexamined categories of law abiders and disorderly people and of order and disorder, which have no intrinsic reality, independent of the techniques of punishment that we implement in our society. How did the new order-maintenance approach to criminal justice--a theory without solid empirical support, a theory that is conceptually flawed and results in aggressive detentions of tens of thousands of our fellow citizens--come to be one of the leading criminal justice theories embraced by progressive reformers, policymakers, and academics throughout the world? This book explores the reasons why. It also presents a new, more thoughtful vision of criminal justice.

Laws and Societies in Global Contexts Eve Darian-Smith 2013-01-31 This text promotes a more global sociolegal perspective that engages with multiple laws and societies and diverse sociolegal systems based on

very different historical and cultural traditions, interacting on multiple local, national, and global levels. The approach to global legal pluralism seeks to provide a framework for envisioning new global governance regimes that move beyond state-based solutions to deal with trenchant transnational challenges.

Rape and the Culture of the Courtroom Andrew E. Taslitz 1999-06-01 Rape law reform has been a stunning failure. Defense lawyers persist in emphasizing victims' characters over defendants' behavior. Reform's goals of increasing rape report and conviction rates have generally not been achieved. In *Rape and the Culture of the Courtroom*, Andrew Taslitz locates the cause of rape reform failure in the language lawyers use, and the cultural stories upon which they draw to dominate rape victims in the courtroom. Cultural stories about rape, Taslitz argues, such as the provocatively dressed woman "asking for it," are at the root of many unconscious prejudices that determine jury views. He connects these stories with real-life examples, such as the Mike Tyson and Glen Ridge rape trials, to show how rape stereotypes are used by defense lawyers to gain acquittals for their clients. Building on Deborah Tannen's pathbreaking research on the differences between male and female speech, Taslitz also demonstrates how word choice, tone, and other lawyers' linguistic tactics work to undermine the confidence and the credibility of the victim, weakening her voice during the trial. Taslitz provides politically realistic reform proposals, consistent with feminist theories of justice, which promise to improve both the adversary system in general and the way that the system handles rape cases.

The Science of Sexy Bradley Bayou 2008 A top LA celebrity fashion designer gives every woman the red-carpet treatment in this fool-proof guide to choosing clothes that make them look fabulous - with tailor-made tips for 48 body types. Bayou helps readers identify their silhouette shape (triangle, inverted triangle, rectangle or hourglass) and combines that information with a height/weight chart to determine which of the 48 [fitting rooms] to go to in the book. [A helpful new book...a formula any woman can follow. It's almost as good as having your own personal Bradley.] - InStyle Magazine

The Future of Liberation Theology Ivan Petrella 2017-03-02 The Future of Liberation Theology envisions a radical new direction for Latin American liberation theology. One of a new generation of Latin American theologians, Ivan Petrella shows that despite the current dominance of 'end of history' ideology, liberation theologians need not abandon their belief that the theological rereading of Christianity must be linked to the development of 'historical projects' - models of political and economic organization that would replace an unjust status quo. In the absence of historical projects, liberation theology currently finds itself unable to move beyond merely talking about liberation toward actually enacting it in society. Providing a bold new interpretation of the current state and potential future of liberation theology, Ivan Petrella brings together original research on the movement, with developments in political theory, critical legal theory and political economy to reconstruct liberation theology's understanding of theology, democracy and capitalism. The result is the recovery of historical projects, thus allowing liberation theologians to once again place the reality of liberation, and not just the promise, at the forefront of their task.

On Nineteen Eighty-Four Abbott Gleason 2010-07-28 George Orwell's *Nineteen Eighty-Four* is among the most widely read books in the world. For more than 50 years, it has been regarded as a morality tale for the possible future of modern society, a future involving nothing less than extinction of humanity itself. Does *Nineteen Eighty-Four* remain relevant in our new century? The editors of this book assembled a distinguished group of philosophers, literary specialists, political commentators, historians, and lawyers and asked them to take a wide-ranging and uninhibited look at that question. The editors deliberately avoided Orwell scholars in an effort to call forth a fresh and diverse range of responses to the major work of one of the most durable literary figures among twentieth-century English writers. As *Nineteen Eighty-Four* protagonist Winston Smith has admirers on the right, in the center, and on the left, the contributors similarly represent a wide range of political, literary, and moral viewpoints. The Cold War that has so often been linked to Orwell's novel ended with more of a whimper than a bang, but most of the issues of concern to him remain alive in some form today: censorship, scientific surveillance, power worship, the autonomy of art, the meaning of democracy, relations between men and women, and many others. The contributors bring a variety of insightful and contemporary perspectives to bear on these questions.

Abuso sexual y vestimenta sexy Duncan Kennedy 2019-11-20 El abuso sexual puede ocurrir en cualquier escenario: en la casa, en el trabajo, en un consultorio o en la calle. ¿Qué es lo que lleva a alguien a perpetrar este acto, de por sí aberrante, sobre una mujer? Para el discurso conservador dominante, el vestirse de manera provocadora sería una de sus causas. En las antípodas, para el feminismo radical, el abuso sexual es constitutivo del régimen del patriarcado, y la moda, una de sus herramientas. La vestimenta sexy pasaría a ser consecuencia del abuso, no su causa. Pero ¿qué es el abuso sexual?, ¿cómo lo restringe y lo tolera el régimen jurídico? Profundo conocedor del modo en que el derecho opera en la vida social y agudo crítico de todas las formas de opresión, Duncan Kennedy desentraña cómo funcionan las normas jurídicas sobre abuso sexual en la (desigual) distribución de poder y bienestar entre hombres y mujeres. Discute el rol disciplinario del abuso en la constitución de identidades masculinas y femeninas, y en la relación entre los sexos. Mediante un fino análisis semiótico, que incluye publicidades, revistas, celebridades de la música y conocidas escenas del cine, indaga además en el significado sexual de la moda y argumenta que hay mucho más que reflejo del patriarcado en las prácticas de las mujeres en relación con su manera de vestirse: hay poder, resistencia y placer. Este libro, un clásico controvertido que cambió la manera de abordar el tema, permite que nos preguntemos qué papel ocupa el abuso en nuestra sexualidad, en qué medida modela nuestras fantasías y provee las imágenes que alimentan el deseo y la excitación. Convencido de que la realidad del abuso desalienta el juego y la experimentación a través de los cuales podemos tener alguna esperanza de enriquecer nuestra sexualidad, Kennedy interpela a los hombres, beneficiarios del carácter disciplinario del abuso, al tiempo que abre la posibilidad de disfrutar de un erotismo liberado de la opresión de género.

The Secrets of Sewing Lingerie Katherine Sheers 2014-10-30 With just a sewing machine and some inexpensive materials, you can learn how to make your own unique and beautiful bras, knickers and camisoles. Work your way up from super-easy, Tie-side knickers and Wedding Garters that can be customised in endless ways, to sewing with silk, tulle and other delicate fabrics. With more than 25 projects that can be personalised to suit your shape, size and style, from a Skirted Lace Thong and Chiffon Camisole to a Silk Soft-cup Bra and Roll-on Suspender, explore the vast scope for personal, creative expression in traditionally private items of clothing, whether making them for yourself or as a gift.

Unbending Gender Joan Williams 2001-09-13 In *Unbending Gender*, Joan Williams takes a hard look at the state of feminism in America. Concerned by what she finds--young women who flatly refuse to identify themselves as feminists and working-class and minority women who feel the movement hasn't addressed the issues that dominate their daily lives--she outlines a new vision of feminism that calls for workplaces focused on the needs of families and, in divorce cases, recognition of the value of family work and its impact on women's earning power. Williams shows that workplaces are designed around men's bodies and life patterns in ways that discriminate against women, and that the work/family system that results is terrible for men, worse for women, and worst of all for children. She proposes a set of practical policies and legal initiatives to reorganize the two realms of work in employment and households--so that men and women can lead healthier and more productive personal and work lives. Williams introduces a new 'reconstructive' feminism that places class, race, and gender conflicts among women at center stage. Her solution is an inclusive, family-friendly feminism that supports both mothers and fathers as caregivers and as workers.

Love, Sex, and Romance Sergio Garcia 2002 We spend so much time worrying about the little things in life, money, objects, bills, insignificant things really. We give these things much more importance than they deserve because these things are so truly trivial when compared to the significant things in life like love, health, family, and friends. We allow these trivial things to constantly overwhelm us and worry us sick. We always wish for the future, as opposed to rejoicing in the present and appreciating life for what it truly is, a gift, an opportunity to love and to be loved and by doing so opening our eyes to a truly beautiful reality, a reality we fail to see without love. We fail to see the true beauty of life, the beauty of a brand new morning, the beauty of a butterfly resting in a rose, or the sweet melodies the bird sing. Instead, we focus on the petty things, and by so doing we keep ourselves from achieving the true happiness we seek. Time and time again I have encountered unhappiness in life and particularly in relationships. People do not understand why their relationships are not going in the right direction. People wonder why they are not as happy as they wish they could be, and usually the reason for this is not an insurmountable one. This unhappiness is mostly caused by a lack of

communication, lack of trust, lack of honesty, lack of attention or understanding. Sometimes a combination of these prevents us from achieving true happiness, but they can be overcome, and with my help and your willingness to change, you will achieve just that. These problems, unfortunately, are very common, but there is a solution, a simple solution I want to share with you. I want to change the status quo by providing you with the tools you will need to overcome these problems. I want to provide you with the tools you need to more successfully approach your love interest, to better deal with your significant other, and to even improve your marriage and everyday life. I will show you how to communicate, appreciate, and better understand your partner; above all, I will help you love again. The reason behind this book being written is the beautiful feeling one feels as soon as one falls in love, a feeling that should never disappear. It should evolve and become more objective, but no less beautiful; the flame of love should never vanish. The honeymoon period, whether you are married or have just entered into your first relationship, should not fade and pass; it should just transform and it can! It will require a little effort and awareness of each other's preferences, but remember all worthwhile endeavors do. The origin of this book then rests in the predominant lack of understanding between the sexes, in the predominant complaint, "My boyfriend pays more attention to his car than to me," as well as "My wife is always nagging; no matter what I do, she's never happy." The origin of this book is due to the strong belief that I can change that, that I can provide you, the reader, with a happy medium. I strongly believe that I can show you how to meet halfway, and become a happier person and a happier couple in the process. I believe that I can help change those statements to something more positive. I believe I can change those statements to something like: "my boyfriend enjoys spending time working on his car, but he loves me; I'm the most important thing in his life" or "my wife is the greatest - she knows how much I love her, and she knows any opportunity I get I want to be with her because I'm the most important person in her life." Maybe you noticed the use of "thing" and "person" and that is a purposeful mistake, as you will soon learn.

A Critique of Adjudication [fin de Siècle] Duncan Kennedy 2009-06-01 A major statement from one of the foremost legal theorists of our day, this book offers a penetrating look into the political nature of legal, and especially judicial, decision making. It is also the first sustained attempt to integrate the American approach to law, an uneasy balance of deep commitment and intense skepticism, with the Continental tradition in social theory, philosophy, and psychology. At the center of this work is the question of how politics affects judicial activity-and how, in turn, lawmaking by judges affects American politics. Duncan Kennedy considers opposing views about whether law is political in character and, if so, how. He puts forward an original, distinctive, and remarkably lucid theory of adjudication that includes accounts of both judicial rhetoric and the experience of judging. With an eye to the current state of theory, legal or otherwise, he also includes a provocative discussion of postmodernism. Ultimately concerned with the practical consequences of ideas about the law, *A Critique of Adjudication* explores the aspects and implications of adjudication as few books have in this century. As a comprehensive and powerfully argued statement of a critical position in modern American legal thought, it will be essential to any balanced picture of the legal, political, and cultural life of our nation.

Theatre of the Rule of Law Stephen Humphreys 2010-11-11 *Theatre of the Rule of Law* presents a sustained critique of global rule of law promotion - an expansive industry at the heart of international development, post-conflict reconstruction and security policy today. While successful in articulating and disseminating an effective global public policy, rule of law promotion has largely failed in its stated objectives of raising countries out of poverty and taming violent conflict. Furthermore, in its execution, this work deviates sharply from 'the rule of law' as commonly conceived. To explain this, Stephen Humphreys draws on the history of the rule of law as a concept, examples of legal export during colonial times, and a spectrum of contemporary interventions by development agencies and international organisations. Rule of law promotion is shown to be a kind of theatre, the staging of a morality tale about the good life, intended for edification and emulation, but blind to its own internal contradictions.

Please Don't Wish Me a Merry Christmas Stephen M Feldman 1998-08-01 Whether in the form of Christmas trees in town squares or prayer in school, fierce disputes over the separation of church and state have long bedeviled this country. Both decried and celebrated, this principle is considered by many, for right or wrong, a defining aspect of American national identity. Nearly all discussions regarding the role of religion in American life build on two dominant assumptions: first, the separation of church and state is a constitutional principle that promotes democracy and equally protects the religious freedom of all Americans, especially religious outgroups; and second, this principle emerges as a uniquely American contribution to political theory. In *Please Don't Wish Me a Merry Christmas*, Stephen M. Feldman challenges both these assumptions. He argues that the separation of church and state primarily manifests and reinforces Christian domination in American society. Furthermore, Feldman reveals that the separation of church and state did not first arise in the United States. Rather, it has slowly evolved as a political and religious development through western history, beginning with the initial appearance of Christianity as it contentiously separated from Judaism. In tracing the historical roots of the separation of church and state within the Western world, Feldman begins with the Roman Empire and names Augustine as the first political theorist to suggest the idea. Feldman next examines how the roles of church and state variously merged and divided throughout history, during the Crusades, the Italian Renaissance, the Protestant Reformation, the British Civil War and Restoration, the early North American colonies, nineteenth-century America, and up to the present day. In challenging the dominant story of the separation of church and state, Feldman interprets the development of Christian social power vis--vis the state and religious minorities, particularly the prototypical religious outgroup, Jews.

Imperialism, Sovereignty and the Making of International Law Antony Anghie 2007-04-26 Examines the relationship between imperialism and international law.

Legal Education and the Reproduction of Hierarchy Duncan Kennedy 2007-03 This well-known 'underground' classic critique of legal education is available for the first time in book form. This edition contains commentary by leading legal educators.

Research Handbook on Feminist Jurisprudence Robin West The *Research Handbook on Feminist Jurisprudence* surveys feminist theoretical understandings of law, including liberal and radical feminism, as well as socialist, relational, intersectional, post-modern, and pro-sex and queer feminist legal theories.

Foucault's Law Ben Golder 2009-02-26 *Foucault's Law* is the first book in almost fifteen years to address the question of Foucault's position on law. Many readings of Foucault's conception of law start from the proposition that he failed to consider the role of law in modernity, or indeed that he deliberately marginalized it. In canvassing a wealth of primary and secondary sources, Ben Golder and Peter Fitzpatrick rebut this argument. They argue that rather than marginalize law, Foucault develops a much more radical, nuanced and coherent theory of law than his critics have acknowledged. For Golder and Fitzpatrick, Foucault's law is not the contained creature of conventional accounts, but is uncontainable and illimitable. In their radical re-reading of Foucault, they show how Foucault outlines a concept of law which is not tied to any given form or subordinated to a particular source of power, but is critically oriented towards alterity, new possibilities and different ways of being. *Foucault's Law* is an important and original contribution to the ongoing debate on Foucault and law, engaging not only with Foucault's diverse writings on law and legal theory, but also with the extensive interpretive literature on the topic. It will thus be of interest to students and scholars working in the fields of law and social theory, legal theory and law and philosophy, as well as to students of Foucault's work generally.

The Moral Theology of Pope John Paul II Charles E. Curran 2005-01-06 Pope John Paul II is the second longest serving pope in history and the longest serving pope of the last century. His presence has thrown a long shadow across our time, and his influence on Catholics and non-Catholics throughout the world cannot be denied. Much has been written about this pope, but until now, no one has provided a systematic and thorough analysis of the moral theology that underlies his moral teachings and its astonishing influence. And no one is better positioned to do this than Charles E. Curran, widely recognized as the leading American Catholic moral theologian. Curran focuses on the authoritative statements, specifically the fourteen papal encyclicals the pope has written over the past twenty-five years, to examine how well the pope has addressed the broad issues and problems in the Church today. Curran begins with a discussion of the theological presuppositions of John Paul II's moral teaching and moral theology. Subsequent chapters address his theological methodology, his ethical methodology, and his fundamental moral theology together with his understanding of human life. Finally, Curran deals with the specific issues of globalization, marriage, conscience, human

acts, and the many issues involved in social and sexual ethics. While finding much to admire, Curran is nonetheless fiercely precise in his analysis and rigorously thoughtful in his criticism of much of the methodological aspects of the pope's moral theology—in his use of scripture, tradition, and previous hierarchical teaching; in theological aspects including Christology, eschatology, and the validity of human sources of moral wisdom and knowledge; and in anthropology, the ethical model and natural law. Brilliantly constructed and fearlessly argued, this will be the definitive measure of Pope John Paul II's moral theology for years to come.

Beyond Virtue and Vice Alice M. Miller 2019-02-08 Over the past two decades, human rights as legal doctrine and practice has shifted its engagement with criminal law from a near exclusive condemnation of it as a source of harm toward increasingly invoking it as a necessary remedy for abuses. These shifts are most visible in the context of sexuality, reproduction, and gender. Criminal law appears in modern states as a tool for societies to define forbidden acts (crimes) and prescribe punishments. It authorizes the state to use force as an aspect of expressing and establishing norms—societal expectations for acceptable behavior which when breached permit individuals to be excluded and stigmatized as unfit for inclusion. But the core principles of human rights oppose exclusion and stigma and embrace the equality and dignity of all. Therefore there is an insuperable tension when human rights actors invoke criminal law to protect and vindicate human rights violations. *Beyond Virtue and Vice* examines the ways in which recourse to the criminal law features in work by human rights advocates regarding sexuality, gender, and reproduction and presents a framework for considering if, when, and under what conditions, recourse to criminal law is compatible with human rights.

Contributors from a wide range of disciplinary fields and geographic locations offer historical and contemporary perspectives, doctrinal cautionary tales, and close readings of advocacy campaigns on the use of criminal law in cases involving abortion and reproductive rights, HIV/AIDS, sex work and prostitution law, human trafficking, sexual violence across genders, child rights and adolescent sexuality, and LGBT issues. The volume offers specific values and approaches of possible use to advocates, activists, policy makers, legislators, scholars, and students in their efforts to craft dialogue and engagement to move beyond state practices that compromise human rights in the name of restraining vice and extolling virtue. Contributors: Aziza Ahmed, Widney Brown, Sealing Cheng, Sonia Corrêa, Joanna N. Erdman, Janet Halley, Alli Jernow, Maria Lucia Karam, Ae-Ryung Kim, Scott Long, Vrinda Marwah, Alice M. Miller, Geetanjali Misra, Rasha Moumneh, Wanja Muguongo, Oliver Phillips, Zain Rizvi, Mindy Jane Roseman, Esteban Restrepo Saldarriaga, Tara Zivkovic.

Adolescents and Literacies in a Digital World Donna E. Alvermann 2002 By embracing a rapidly changing digital world, the so-called millennial adolescent is proving quite adept at breaking down age-old distinctions among disciplines, between high- and low-brow media culture, and within print and digitized text types. *Adolescents and Literacies in a Digital World* explores the significance of digital technologies and media in youth's negotiated approaches to making meaning within a broad array of self-defined literacy practices. Organized around a series of case studies, this book blends theories of an attention economy, generational differences, communication technologies, and neoliberal enactive texts with actual accounts of adolescents' use of instant messaging, shape-shifting portfolios, critical inquiry, and media production.

Prose Fiction and Early Modern Sexuality, 1570-1640 C. Relihan 2016-09-23 *Prose Fiction and Early Modern Sexuality, 1570-1640* brings together twelve new essays which situate the arguments about the multiple constructions of sexualities in prose fiction within contemporary critical debates about the body, gender, desire, print culture, postcoloniality, and cultural geography. Looking at Sidney's *Arcadia*, Wroth's *Urania*, Lyly's *Euphues*; fictions by Gascoigne, Riche, Parry, and Brathwaite; as well as Hellenic romances, rogue fictions, and novelle, the essays expand and challenge current critical arguments about the gendering of labour, female eroticism, queer masculinity, sodomy, male friendship, cross-dressing, heteroeroticism, incest, and the gendering of poetic creativity.

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