### Marriage Sexuality And Gender Robin West

Marriage, Sexuality, and Gender Robin West 2015-12-03 Marriage, Sexuality, and Gender examines contemporary debates about the meaning and value of marriage. The book analyzes arguments for traditional marriage, including those of neonaturalists, utilitarians, and communitarians or virtue theorists. The volume also considers a range of feminist. welfarist, and liberationist arguments for ending the institution altogether. It evaluates two major reform movements: one focused on expanding marriage to include same-sex couples and the other focused on the use of law to render marriage more internally just. The book concludes with a plea to activists to redirect "marriage equality" movements toward the creation of an entirely secular "civil union law" that would respect a broader range of private life-long commitments, including but not limited to same- and opposite-sex couples, without threatening the role of religious marriage in the lives of those who embrace it and without penalizing nonparticipants.

#### **UCLA Women's Law Journal** 2007

**Southern California Review of Law and Social Justice** 2006 **The Law of Marriage** June D. Sinclair 1996 The book intend to offer a detailed account of the radical transformation of marriage and the family, and of some of the implications for the family law of the interim Constitution.

Applications of Feminist Legal Theory to Women's Lives D. Kelly Weisberg 2009 This book, the second of two volumes, examines the pressing issues that affect women--pornography, prostitution, battery, rape, pay equity, sexual harassment, motherhood, abortion, adoption, new reproductive technologies--and considers them through the lens of feminist legal theory. It features more

than sixty articles by well-known legal scholars and feminists. The contributions are arranged thematically and include an introduction and comprehensive literature review by the editor. Applications of Feminist Legal Theory to Women's Lives will be a valuable text for students, a resource for scholars and policy makers, and a useful introduction for general readers.

Choice 2007

Michigan Law Review 2009

Michigan Journal of International Law 2010

Family Property Law Lawrence W. Waggoner 2002

Sex Equality Catharine A. MacKinnon 2007 Law school casebook that maps the legal doctrine of sex equality, using materials drawn from theory, social science, history, and comparative law. Cases on racism, work, education, athletics, and pregnancy are examined in detail. A chapter on; Sex, Race and Nation; expands on the connections between racism and sexism raised throughout.; Burdens of Proof; equips the litigator with basic technical skills. Explores issues that have received less attention, including the law of the family, rape, abortion, prostitution, and pornography. The argument that gay and lesbian rights are sex equality rights is advanced. Sexual harassment in employment and education are discussed in depth.

#### **Social Theory and Practice** 2012

**Sex and Reason** Richard A. Posner 2009-07-01 Sexual drives are rooted in biology, but we don't act on them blindly. Indeed, as the eminently readable judge and legal scholar Richard Posner shows, we make quite rational choices about sex, based on the costs and benefits perceived. Drawing on the fields of biology, law, history, religion, and economics, this sweeping study examines societies from ancient Greece to today's Sweden and issues from masturbation, incest taboos, date rape, and gay marriage to Baby M. The first comprehensive approach to sexuality and its social controls, Posner's rational choice theory surprises, explains, predicts, and totally absorbs.

**Teaching Law** Robin West 2014 This book suggests reforms to improve legal education and responds to concerns that law schools eschew the study of justice.

Normative Jurisprudence Robin West 2011-08-22 Normative Jurisprudence aims to reinvigorate normative legal scholarship that both criticizes positive law and suggests reforms for it, on the basis of stated moral values and legalistic ideals. It looks sequentially and in detail at the three major traditions in jurisprudence - natural law, legal positivism and critical legal studies - that have in the past provided philosophical foundations for just such normative scholarship. Over the last fifty years or so, all of these traditions, although for different reasons, have taken a number of different turns - toward empirical analysis, conceptual analysis or Foucaultian critique - and away from straightforward normative criticism. As a result, normative legal scholarship - scholarship that is aimed at criticism and reform - is now lacking a foundation in jurisprudential thought. The book criticizes those developments and suggests a return, albeit with different and in many ways larger challenges, to this traditional understanding of the purpose of legal scholarship.

**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.

Ninth Symposium Issue of Gender and Sexuality Law 2008 Caring for Justice Robin West 1999-03 Over the past decade, mainstream feminist theory has repeatedly and urgently cautioned against arguments which assert the existence of fundamental—or essential—differences between men and women. Any biological or natural differences between the sexes are often flatly denied, on the grounds that such an acknowledgment will impede women's claims to equal treatment. In Caring for Justice, Robin West turns her sensitive, measured eye to the

consequences of this widespread refusal to consider how women's lived experiences and perspectives may differ from those of men. Her work calls attention to two critical areas in which an inadequate recognition of women's distinctive experiences has failed jurisprudence. We are in desperate need, she contends, both of a theory of justice which incorporates women's distinctive moral voice on the meaning of justice into our discourse, and of a theory of harm which better acknowledges, compensates, and seeks to prevent the various harms which women, disproportionately and distinctively, suffer. Providing a fresh feminist perspective on traditional jurisprudence, West examines such issues as the nature of justice, the concept of harm, economic theories of value, and the utility of constitutional discourse. She illuminates the adverse repercussions of the antiessentialist position for jurisprudence, and offers strategies for correcting them. Far from espousing a return to essentialism, West argues an anti- anti-essentialism, which greatly refines our understanding of the similarities and differences between women and men.

Gay Marriage William N. Eskridge 2007 Opponents of same-sex marriage in the United States often claim that allowing gays and lesbians to marry will lead to the downfall of the institution of marriage and will harm children. Drawing from 16 years of data and experience with same-sex unions in Scandinavia, Gay Marriage: For Better or for Worse? is the first book to present empirical evidence about the results of same-sex marriage (in the form of registered partnerships) from the Nordic countries. Spedale and Eskridge demonstrate that conservative defense-of-marriage arguments that predict negative effects from gay marriage are invalid, and the Scandinavian experience suggests that the institution of marriage may indeed benefit from the enactment of gay marriage. If we look at the proof from abroad, the authors argue, we must conclude that the sanctioning of gay marriage in the United States would neither undermine marriage

as an institution, nor harm the wellbeing of our nation's children. **Gender-Sensitive Norm Interpretation by Regional Human Rights Law Systems** Maria Sjöholm 2017-09-25 In Gender-Sensitive Norm Interpretation by Regional Human Rights Law Systems Maria Sjöholm examines the jurisprudence on gender-based harm in the European, Inter-American and African regional human rights law systems, from the viewpoint of feminist legal methods and theories.--

Same-Sex Marriage and American Constitutionalism Murray Dry 2017-12-12 The two-decades-long controversy over same-sex marriage in the United States was finally resolved on June 26. 2015, when the U.S. Supreme Court handed down its decision in Obergefell v. Hodges, which held that the Fourteenth Amendment's Due Process and Equal Protection Clauses required states to allow same-sex couples to marry on the same terms as opposite-sex couples. Under our American system of government, divisive and often abiding disputes may be resolved either through legislation or judicial decisions. In Same-Sex Marriage and American Constitutionalism, Murray Dry explains why the process by which Americans arrive at these resolutions can be as important as the substance of the resolutions themselves. By taking up the question of same-sex marriage, Dry excavates the bases of why and how Americans decide as we do (and as we have done when major questions arose in the past; think: school integration, abortion, gun control, and campaign finance). As Professor Dry retraces the path that same-sex marriage took as it wended its way through the political (that is, the legislative) process and through the court system, he finds a vivid framework for the question, "Who should decide?" It's a question often overlooked, but one that Dry believes should not be. He argues convincingly that it does matter whether the Supreme Court or the legislature makes the final decision—so that court-mandated law does not threaten democratic representative government, and so that legislation does not trample on fundamental constitutional

rights.

Nussbaum and Law Robin West 2017-07-05 The essays collected in this volume reflect the profound impact of Martha Nussbaum?s philosophical writings on law and legal scholarship. The capabilities approach that she has largely authored has influenced the approach scholars take to the law of disabilities, both in the United States and in Canada, as well as to international human rights and to domestic private law?s protections of vulnerable populations. Her analyses of the relationship between our emotions and our thought and action has triggered a re-assessment of the legal regulation and recognition of emotion in a range of fields, most particularly in the field of criminal law; and her writing on the nature of dignity has informed an understanding of the emerging civil rights of gay and lesbian citizens worldwide. Our appreciation of the role of narrative in legal thought and discourse and the contributions of literature to law and legal culture, have also been broadened and deepened by her contributions. Taken together, and including the introduction by the editor, the essays collected in this volume demonstrate the far-reaching impact of Nussbaum?s philosophical oeuvre.

The Devil, the Lovers, & Me Kimberlee Auerbach 2007 The author describes her survival of an abusive relationship, her mother's mid-life sexual proclivities, and the interference of friends and her father during a promising new romance, challenges that prompted her visit to an atypical tarot card reader.

**The Invention of Women** Oyèrónké Oyěwùmí 1997-10 The "woman question", this book asserts, is a Western one, and not a proper lens for viewing African society. A work that rethinks gender as a Western contruction, The Invention of Women offers a new way of understanding both Yoruban and Western cultures. Oyewumi traces the misapplication of Western, body-oriented concepts of gender through the history of gender discourses in Yoruba studies. Her analysis shows the paradoxical nature of two

fundamental assumptions of feminist theory: that gender is socially constructed in old Yoruba society, and that social organization was determined by relative age.

In Search of Common Ground on Abortion Robin West 2016-05-23 This book brings together academics, legal practitioners and activists with a wide range of pro-choice, pro-life and other views to explore the possibilities for cultural, philosophical, moral and political common ground on the subjects of abortion and reproductive justice more generally. It aims to rethink polarized positions on sexuality, morality, religion and law, in relation to abortion, as a way of laying the groundwork for productive and collaborative dialogue. Edited by a leading figure on gender issues and emerging voices in the guest for reproductive justice a broad concept that encompasses the interests of men, women and children alike - the contributions both search for 'common ground' between opposing positions in our struggles around abortion, and seek to bring balance to these contentious debates. The book will be valuable to anyone interested in law and society, gender and religious studies and philosophy and theory of law. The Case for Same-sex Marriage William N. Eskridge 1996 Third, same-sex marriage would help civilize America. A civilized polity assures equality for all its citizens. Without full access to the institutions of civic life, gays and lesbians cannot be full participants in the American experience. Gays and lesbians love their country, and have contributed in every way to its flourishing.

**Gender Talk** Johnnetta B. Cole 2009-01-16 Why has the African American community remained silent about gender even as race has moved to the forefront of our nation's consciousness? In this important new book, two of the nation's leading African American intellectuals offer a resounding and far-reaching answer to a question that has been ignored for far too long. Hard-hitting and brilliant in its analysis of culture and sexual politics, Gender Talk asserts boldly that gender matters are critical to the Black

community in the twenty-first century. In the Black community, rape, violence against women, and sexual harassment are as much the legacy of slavery as is racism. Johnnetta Betsch Cole and Beverly Guy-Sheftall argue powerfully that the only way to defeat this legacy is to focus on the intersection of race and gender. Gender Talk examines why the "race problem" has become so male-centered and how this has opened a deep divide between Black women and men. The authors turn to their own lives, offering intimate accounts of their experiences as daughters, wives, and leaders. They examine pivotal moments in African American history when race and gender issues collided with explosive results—from the struggle for women's suffrage in the nineteenth century to women's attempts to gain a voice in the Black Baptist movement and on into the 1960s, when the Civil Rights movement and the upsurge of Black Power transformed the Black community while sidelining women. Along the way, they present the testimonies of a large and influential group of Black women and men, including bell hooks, Faye Wattleton, Byllye Avery, Cornell West, Robin DG Kelley, Michael Eric Dyson, Marcia Gillispie, and Dorothy Height. Provding searching analysis into the present, Cole and Guy-Sheftall uncover the cultural assumptions and attitudes in hip-hop and rap, in the O.J. Simpson and Mike Tyson trials, in the Million Men and Million Women Marches, and in the battle over Clarence Thomas's appointment to the Supreme Court. Fearless and eye-opening, Gender Talk is required reading for anyone concerned with the future of African American women—and men.

#### **Symposium** 2010

**More Than Marriage** John G. Culhane 2023-05-02 Introduces an expansive vision of the family and a brilliant legal arrangement that will protect the lives of millions of adults. Today, about half of all adults are unmarried. Many of those are in significant relationships--some intimate, others based in friendship, finances, or family ties--but the law offers them few protections. Amid the

growing recognition that modern families take all shapes, More Than Marriage presents a refreshing vision for the future. With this book, noted family-law expert John G. Culhane takes us on a guided tour of how the march toward marriage equality spun off a number of other legal statuses, and explores how the law has expanded and where it falls short. This lively living history is grounded in relatable, in-depth interviews that give voice to the millions of Americans building family structures outside the protections of marriage--whether by choice, necessity, or exclusion. Culhane proposes an updated legal status that offers flexible and portable benefits for a diverse range of commitments and needs. As More Than Marriage shows, this "choose your own adventure" structure more accurately reflects, and more equitably protects, the many kinds of families we choose to build. American Book Publishing Record 2007

New Books on Women, Gender and Feminism 2008 The American University Journal of Gender & the Law 1993 Marriage and Same-Sex Unions Lynn D. Wardle 2003-04-30 This book exemplifies the high quality of thoughtful discussion and debate that is possible on the issue of same-sex marriage. Authors are paired to address and respond to a particular topic, one in favor of state recognition of same-sex relationships, and one in favor of limiting state recognition to those relationships that have been traditionally recognized as marriages. Proposals to legalize same-sex marriage evoke strong response from those on both sides of the debate. Much has been written about the legal policy issues over the legal recognition of same-sex unions in the United States, yet there has been little dialogue and exchange between participants in the debate. This book attempts to open that dialogue, and to exemplify the high quality of thoughtful discussion and debate that is possible. Authors are paired to address and respond to a particular topic, one in favor of state recognition of same-sex relationships and one in favor of limiting state recognition to those relationships that have been

traditionally recognized as marriages. This ideal introduction is designed to lead the reader through the relevant issues. progressing from the general to the particular. Debates are contextualized, offering comparative, historical, and family-policy perspectives, asking fundamental questions such as what is the purpose of a family, and what interests, if any, that state has in promoting a particular type of family over others. Issues of jurisprudence and political philosophy are examined, addressing the public benefits of marriage and equal treatment before the law, among other items. The constitutionality of same-sex marriage or domestic partnership policies is explored. Finally, this book covers the broad implications when states—such as Vermont—legally recognize same-sex unions, and the impact of international recognition of same-sex marriage rights. The Public Law of Gender Kim Rubenstein 2016-05-26 With the worldwide sweep of gender-neutral, gender-equal or gendersensitive public laws in international treaties, national constitutions and statutes, it is timely to document the raft of legal reform and to critically analyse its effectiveness. In demarcating the academic study of the public law of gender, this book brings together leading lawyers, political scientists, historians and philosophers to examine law's structuring of politics, governing and gender in a new global frame. Of interest to constitutional and statutory designers, advocates, adjudicators and scholars, the contributions explore how concepts such as equality, accountability, representation, participation and rights, depend on, challenge or enlist gendered roles and/or categories. These enquiries suggest that the new public law of gender must confront the lapses in enforcement, sincerity and coverage that are common in both national and international law and governance, and critically and pluralistically recast the public/private distinction in family, community, religion, customary and market domains.

Toward a Feminist Theory of the State Catharine A. MacKinnon

1989 Presents the author's analysis of politics, sexuality and the law from the perspective of women. Using the debate over Marxism and feminism as a point of departure, MacKinnon develops a theory of gender centred on sexual subordination and applies it to the State.

Marriage Equality William N. Eskridge 2020-08-18 The definitive history of the marriage equality debate in the United States, praised by Library Journal as "beautifully and accessibly written. . . . . An essential work." As a legal scholar who first argued in the early 1990s for a right to gay marriage, William N. Eskridge Jr. has been on the front lines of the debate over samet'sex marriage for decades. In this book, Eskridge and his coauthor, Christopher R. Riano, offer a panoramic and definitive history of America's marriage equality debate. The authors explore the deeply religious, rabidly political, frequently administrative, and pervasively constitutional features of the debate and consider all angles of its dramatic history. While giving a full account of the legal and political issues, the authors never lose sight of the personal stories of the people involved, or of the central place the right to marry holds in a person's ability to enjoy the dignity of full citizenship. This is not a triumphalist or one tisided book but a thoughtful history of how the nation wrestled with an important question of moral and legal equality.

Law and Literature Symposium 2009

Finding a Way to the Heart Robin Jarvis Brownlie 2012-10-30 When Sylvia Van Kirk published her groundbreaking book, Many Tender Ties, in 1980, she revolutionized the historical understanding of the North American fur trade and introduced entirely new areas of inquiry in women's, social, and Aboriginal history. Finding a Way to the Heart examines race, gender, identity, and colonization from the early nineteenth to the late twentieth century, and illustrates Van Kirk's extensive influence on a generation of feminist scholarship.

Women in China from Earliest Times to the Present Robin D.

S. Yates 2009 This essential reference work provides an alphabetic listing, with an extensive "index," of studies on women in China from earliest times to the present day written in Western languages, primarily English, French, German, and Italian. Containing more than 2500 citations of books, chapters in books, and articles, especially those published in the last thirty years, and more than 100 titles of doctoral dissertations and Masters theses, it covers works written in the disciplines of anthropology and sociology; art and archaeology; demography; economics; education; fashion; film and media studies; history; interdisciplinary studies; law; literature; music; medicine, science, and technology; political science; and religion and philosophy. It also contains many citations of studies of women in Hong Kong and Taiwan.

**Split Decisions** Janet Halley 2008-04-21 Janet Halley argues that the law and politics of sexuality involve deeply contested and clashing realities and interests. We can understand some, but not all, of these conflicting stakes through feminism.

**Legal Philosophy** Larry May 2000 This anthology introduces students to the major areas of Anglo-American law and to the philosophical attempts to grapple with the theoretical underpinnings of each of these areas from a wide variety of perspectives. In addition, it emphasizes the relatively new voices in the debates: feminists, critical theorists, postmodernists, critical race theorists, and Native Americans.

### Marriage Sexuality And Gender Robin

#### West

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