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Essays on Law & Legal Education

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From Expectation to Experience (essays on Law & Legal Education). J. B. White, 2003
Experience James Boyd White, 2000 A reflection on law as an intellectual and ethical pursuit
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 Language of Law School Elizabeth Mertz, 2007 Publisher Description
Searching the Law, 3d Edition Frank Bae, Edward Bander, Francis Doyle, Joel Fishman, Paul Richert, 2021-12-13
Derivative Lives Virginia Newhall Rademacher, 2022-07-14 The title of this book *Derivative Lives* alludes to the challenge of finding one's way within the contemporary market of virtually limitless information and claims to veracity. Amid this profusion of options it is easy to feel lost in spaces of uncertainty where biographical truth teeters between the real and the imaginative. The title thus also points to the prolific market of biographical novels that openly and intentionally play in the speculative space between the real and the fictional. Drawing on theories of risk and uncertainty, *Derivative Lives* considers the surge in biofiction in Spain and globally relating literary expression to concepts such as circumstantiality, derivatives, speculation and game studies.
The Betrayal Kim Christian Priemel, 2018-05-17 At the end of World War II the Allies faced a threefold challenge: how to punish perpetrators of appalling crimes for which the categories of genocide and crimes against humanity had to be coined; how to explain that these had been committed by Germany of all nations and how to reform Germans. The Allied answer to this conundrum was the application of historical reasoning to legal procedure. In the thirteen Nuremberg trials held between 1945 and 1949 and in corresponding cases elsewhere a concerted effort was made to punish key perpetrators while at the same time providing a complex analysis of the Nazi state and German history. Building on a long debate about Germany's divergence from a presumed Western path of development, Allied prosecutors sketched a historical trajectory which had led Germany to betray the Western model. Historical reasoning both accounted for the moral breakdown of a civilised nation and rendered plausible arguments that this had indeed been a collective failure rather than one of a small criminal clique. The prosecutors therefore carefully laid out how institutions such

as private enterprise academic science the military or bureaucracy which looked ostensibly similar to their opposite numbers in the Allied nations had been corrupted in Germany even before Hitler's rise to power While the argument depending on individual protagonists subject matters and contexts met with uneven success in court it offered a final twist which was of obvious appeal in the Cold War to come if Germany had lost its way it could still be brought back into the Western fold The first comprehensive study of the Nuremberg trials *The Betrayal* thus also explores how history underpins transitional trials as we encounter them in today's courtrooms from Arusha to The Hague

Beyond Postprocess and Postmodernism Theresa Jarnagi Enos, Keith D. Miller, Jill McCracken, 2003-01-30 Annotation Volume illuminates many of the tensions present in the field of rhetoric and composition studies explaining the scope and role of rhetoric in contemporary scholarship For scholars and other individuals interested in rhetoric and composition studies P

Justice as Attunement Richard Dawson, 2013-08-09 The meaning of an expression resides not in the expression itself but in the experience of a person's engagement with it Meaning will be different not only to different people but also to the same person at different times This book offers a way of attending to these different meanings This way or method is a version of a trans cultural activity that Richard Dawson calls attunement The activity of attunement involves a movement of self adjustment to a language which a person transforms in her or his use of it Consciously performing the activity can enable understanding of the processes by which we constitute ourselves and others when we use a language This directly connects to the topic justice which is concerned with constituting appropriate selves and relations Justice as Attunement engages with a wide range of texts legal literary economic philosophical among others and illuminates many useful and fascinating connections between them There is a sense in which this book transcends disciplinary boundaries for in addition to students and scholars of law literature economics and philosophy it is written to a general reader who is interested in reflecting on and doing justice to their experiences in life

The Firm as an Entity Yuri Biondi, Arnaldo Canziani, Thierry Kirat, 2007-04-12 The book enhances current economic understanding of the firm as an institution and an organization looking beyond the narrow boundaries of neoclassical economics to an interdisciplinary approach based on accounting and law as well as economics itself It represents the first synthesis of the authors research work on the subject

Louise Erdrich Deborah L. Madsen, 2011-09-01 Leading scholars critically explore three leading novels by Louise Erdrich one of the most important and popular Native American writers working today

Legal Education in the United States Douglas D. Terry, 1983

The Trial on Trial: Volume 1 R A Duff, 2004-12-31 The trial is central to the institutional framework of criminal justice It provides the procedural link between crime and punishment and is the forum in which both guilt and innocence and sentence are determined Its continuing significance is evidenced by the heated responses drawn by recent government proposals to reform rules of criminal procedure and evidence so as to alter the status of the trial within the criminal justice process and to limit the role of the jury Yet for all of the attachment to trial by jury and to principles safeguarding the right to a fair trial there has been

remarkably little theoretical reflection on the meaning of fairness in the trial and criminal procedure the relationship between rules of evidence procedure and substantive law or the functions and normative foundations of the trial process There is a need in other words to develop a normative understanding of the criminal trial The book is based on the proceedings of two workshops which took place in 2003 addressing the theme of Truth and Due Process in the Criminal Trial The essays in the book are concerned with the question of whether and in what sense we can take the discovery of truth to be the central aim of the procedural and evidential rules and practices of criminal investigation and trial They are divided into four parts addressing distinct but inter related issues models of the trial Duff Matravers McEwan the meaning of due process Gunther Dubber the meaning of truth and the nature of evidence Jung Pritchard and legitimacy and rhetoric in the trial Burns Christodoulidis Stateless Law Helge Dedek,Shauna Van Praagh,2016-03-03 This volume offers a critical analysis and illustration of the challenges and promises of stateless law thought pedagogy and approaches to governance that is understanding and conceptualizing law in a post national condition From common civil and international law perspectives the collection focuses on the definition and role of law as an academic discipline and hybridity in the practice and production of law With contributions by a diverse and international group of scholars the collection includes fourteen chapters written in English and three in French Confronting the transnational challenge posed to the traditional theoretical and institutional structures that underlie the teaching and study of law in the university the seventeen authors of Stateless Law Evolving Boundaries of a Discipline bring new insight to the ongoing and crucial conversation about the future shape of legal scholarship education and practice that is emblematic of the early twenty first century This collection is essential reading for academics institutions and others involved in determining the future roles responsibilities and education of jurists as well as for academics interested in Law Sociology Political Science and Education Studies in Law, Politics, and Society Austin Sarat,2009-11-06 Trials are well known as paradigmatic legal events Some attract wide attention others mostly escape notice This title brings together the work of some of the leading scholars to think about the nature utility and limits of trials

Legal Education in Asia Andrew J. Harding,Jiaxiang Hu,Maartje de Visser,2017-11-20 Legal education systems like legal systems themselves were framed across Asia without exception according to foreign models These reflect the vestiges of colonialism and can be said to amount to imitating the style and purposes of legal education typical in Western and relatively pure common law and civilian systems Today however we see Asian legal education coming into its own and beginning to accept responsibility for designing curricula and approaches that fit the region s particular needs This book explores how conventional transplanted approaches as regards program design as well as modes of teaching are or are on the cusp of being reimagined and discerns emerging home grown traces of innovation replacing imitation in countries and universities across East Asia *Tax and Corporate Governance* Wolfgang Schön,2008-03-12 The interaction of taxation and corporate governance is a classical topic and a sta up theme at the same time Much has been written in the past on the

influence of the tax framework on the choice of legal form for businesses and the structuring of company groups and their contractual obligations But in recent years many other features of this relationship between two different fields of law have emerged First of all tax authorities around the world have become aware of the potential influence of corporate governance rules on the tax strategy of an enterprise Tax in the Boardroom is a keyword for a movement which tries to employ company law and securities law as a tool for governments to fight corporate tax avoidance The concept of corporate social responsibility and its repercussions in the tax arena the allocation of tax competences within a company the requirement to disclose relevant tax information to investors or the necessity to establish a management system for tax risks have given rise to an emerging strand of literature both from an economic and a legal background This situation has led the Max Planck Institute for Intellectual Property Competition and Tax Law Department of Accounting and Taxation in Munich to organize a conference on this topic jointly with the International Network for Tax Research and the International Fiscal Association German Branch in December 2006

Obligations in Roman Law Thomas McGinn, 2013-01-23 Long a major element of classical studies the examination of the laws of the ancient Romans has gained momentum in recent years as interdisciplinary work in legal studies has spread Two resulting issues have arisen on one hand concerning Roman laws as intellectual achievements and historical artifacts and on the other about how we should consequently conceptualize Roman law Drawn from a conference convened by the volume's editor at the American Academy in Rome addressing these concerns and others this volume investigates in detail the Roman law of obligations a subset of private law together with its subordinate fields contracts and delicts torts A centuries old and highly influential discipline Roman law has traditionally been studied in the context of law schools rather than humanities faculties This book opens a window on that world Roman law despite intense interest in the United States and elsewhere in the English speaking world remains largely a continental European enterprise in terms of scholarly publications and access to such publications This volume offers a collection of specialist essays by leading scholars Nikolaus Benke Cosimo Cascione Maria Floriana Cursi Paul du Plessis Roberto Fiori Dennis Kehoe Carla Masi Doria Ernest Metzger Federico Procchi J Michael Rainer Salvo Randazzo and Bernard Stolte many of whom have not published before in English as well as opening and concluding chapters by editor Thomas A J McGinn

Private Law in Context Loth, Marc, 2022-02-15 Contemplating the nature practice and study of private law this comprehensive book offers a detailed overview of private law's theoretical dimensions It promotes a reflective attitude towards the topic encouraging the reader to question how private law is practiced and studied what this implies for their own engagement in the field and what kind of private lawyer they want to be This thought provoking book draws on examples from a range of legal systems to provide philosophical perspectives on the diverse dimensions of private law

Law Quadrangle Notes, 2005

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