

# Ethics

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- Branch of philosophy related to morals, moral principles, and moral judgment
- Morality is being virtuous; practicing right conduct
- Uses reason and logic to analyze problems and find solutions
- Concerned with actions and practices that improve welfare of people in a moral way

# Justifying Judgment Practicing Law And Philosophy

**J Jerry Bigner**



## **Justifying Judgment Practicing Law And Philosophy:**

**Justifying Judgment** Vincent Joseph Samar, 1998 Samar philosophy Loyola U seeks to develop a metatheory of law that judges could use to decide very hard cases in which the law offers no firm precedents or it is not clear whether the applicable law is just He discusses theories of political philosophy that set a foundation for the duty to obey law presents a natural law justification for a legal system containing morally just laws uses his metatheory to resolve five historically significant constitutional cases and offers suggestions for legal education Annotation copyrighted by Book News Inc Portland OR

Gewirthian Perspectives on Human Rights Per Bauhn, 2016-03-22 Gewirth's theory of human rights has made a major contribution to philosophy In this edited collection contributors from a broad range of disciplines discuss the theoretical and practical application of Gewirthian theory to current world issues Case studies highlight mental health the LGBT community intellectual disabilities global economic inequality and market instability to provide a truly interdisciplinary study This important contribution to human rights scholarship provides a platform for further discussion of Gewirthian theory It will be of interest to those researching moral legal and political philosophy as well as policy makers social workers and medical staff

*Queer Philosophy* Raja Halwani, Carol Viola Anne Quinn, Andy Wible, 2012 The book is a collection of the presentations of the Society for Lesbian and Gay Philosophy from 1998 to 2008 The essays are organized historically starting in 1998 Their topics cover virtually every philosophical field and such that each is connected to gay and lesbian studies Topics include how we are to understand sexual orientation whether same sex leads to polygamy teaching gay studies to undergraduates promiscuity and virtue the war on terror and gay oppression the rationality of coming out the ethics of outing connections between being gay and being happy and last but not least dignity and being gay Legal Theory and the Legal Academy Maksymilian Del Mar, 2017-07-05 The third in a series of three volumes on Contemporary Legal Theory this volume deals with four topics 1 the role of legal theory in the legal curriculum 2 the teaching of legal theory 3 the relationship of legal theory to legal scholarship and 4 the relationship of legal theory to comparative law The focus of the first two topics is on the common law world where the debates over the aims and proper place of legal theory in the study of law have traversed a good deal of ground since John Austin's 1828 lecture The Uses and the Study of Jurisprudence These first two parts offer a selection of the most important papers including surveys as well as pedagogical viewpoints and particular course descriptions from analytical critical feminist law and literature and global perspectives The last three decades have seen just as many changes for legal scholarship and comparative law These changes such as the rise of empirical legal scholarship have often attracted the attention of legal theorists Within comparative law the last thirty years have witnessed intense methodological reflection within the discipline the results of these reflections are themselves properly recognised as legal theoretical contributions The volume collects the key papers including those by Neil MacCormick Mark Van Hoecke Andrew Halpin William Ewald and Geoffrey Samuel Philosophy of Law as an Integral Part of Philosophy Thomas Bustamante, Thiago Lopes Decat, 2020-12-24

This edited collection considers the work of one of the most important legal philosophers of our time Professor Gerald J Postema It includes contributions from expert philosophers of law The chapters dig deep into important camps of Postema's rich theoretical project including the value of the rule of law the ideal of integrity in adjudication his works on analogical reasoning the methodology of jurisprudence dialogues with Ronald Dworkin Joseph Raz Frederick Schauer and HLA Hart The collection includes an original article by Professor Postema in which he develops his conception of the rule of law and replies to some objections to previous works and an interview in which he provides a fascinating and unique insight into his philosophy of law

*Essential Law for Social Workers* Robert G. Madden, 2003-10-01 Whether protecting their own rights or those of their clients or navigating the juvenile justice immigration or welfare systems social workers confront legal issues every day This book explores legal concepts legal reasoning and legal processes illustrated with case vignettes from social work practice in order to provide social work practitioners and students with practical and accessible legal knowledge It introduces readers to scholarship about the law and to conceptual knowledge that can be applied to any interaction with the legal system Social workers are thereby enabled to think like a lawyer and increase their effectiveness The volume features a discussion of recent reform movements including Alternative Dispute Resolution and an appendix of sources for legal information and research on the law

**Fundamental Rights and Democratic Governance** Simeon C. R. McIntosh, 2005 The Caribbean Community CARICOM has assumed a greater role in guiding and coordinating the affairs of its member states The introduction of the CARICOM Single Market and Economy CSME and the Caribbean Court of Justice CCJ bring the quest for democratic governance into sharp relief Using Caribbean cases Simeon McIntosh discusses the fundamental rights and freedoms of speech and of the press freedom of religion and freedom from inhuman and degrading punishment He examines the protection of these rights and freedoms in the light of changes in society social progress and other developments in the Commonwealth Caribbean within the context of the CSME and the CCJ Fundamental Rights and Democratic Governance is the first body of work to give serious philosophical treatment to the question of fundamental rights in the Caribbean In this second instalment on Caribbean Constitutionalism McIntosh builds on his earlier work Caribbean Constitutional Reform Rethinking the West Indian Polity in laying the theoretical justification for the Caribbean Court of Justice

*An Introduction to GLBT Family Studies* J Jerry Bigner, 2013-05-13 Gain a better understanding of the special therapeutic issues and needs of GLBT families In terms of research GLBT families constitute a neglected segment of society Gender and sexual orientation can make the issues in family studies even more difficult to work through An Introduction to GLBT Family Studies tackles a challenging research topic by presenting noted experts examining the latest information on the newest type of family studies GLBT families This groundbreaking text explores a wide range of unique problems faced by nontraditional families as well as issues common to traditional families that need to be approached with a GLBT perspective Though homophobia and heterosexism constantly influence GLBT families these factors do not necessarily overwhelm the dynamic of their basic family

unit Issues present in many traditional families are found when researching GLBT families An Introduction to GLBT Family Studies spotlights the issues research and future trends that provide a foundation for the study of GLBT families This breakthrough volume focuses not only on the obvious unique factors within GLBT families but also on the elements encountered within families that are present regardless of sexual orientation and gender such as physical and emotional abuse Expert contributors present research findings on family pattern issues relating to parent child relationships child development sibling relationships family structure intimate relationships stepfamilies alternative family structures and extended family relationships Each chapter is extensively referenced and offers possibilities for further research An Introduction to GLBT Family Studies discusses family studies topics such as the impact of the family of origin life course perspective transgender identity issues and the family when a spouse comes out as gay lesbian or bisexual a study of lesbian couples adapting genogram techniques in therapy research comparing siblings of different sexual orientations studies of patterns of responses to parental reactions to learning their offspring are gay lesbian or bisexual the polyamory structure to some gay men s familial relationships same sex marriages and legalized relationships gay male couples roles in today s society the impact of heterosexism on working with same sex relationships research on long term lesbian couples An Introduction to GLBT Family Studies is a valuable reference for academic researchers in family studies marriage and family therapy social work and counseling educators upper division undergraduate and graduate students and anyone interested in better understanding GLBT family studies

*The Challenge of Same-Sex Marriage* Mark Strasser, 1999-09-30 In November 1998 the Hawaii and Alaska electorates voted to amend their state constitutions so that same sex marriages would not have to be recognized Rather than end the controversy surrounding same sex marriages the passage of these amendments will only spur more litigation because the referenda themselves implicate constitutional guarantees and because amending a state constitution cannot lessen federal constitutional protections Since same sex marriages promote many of the same individual and state interests that opposite sex marriages do states will be unable to justify their same sex marriage bans if those rationales are closely examined When challenged the recent constitutional amendments in Hawaii and Alaska may well be held unconstitutional by the state supreme courts on federal constitutional grounds although ultimately the United States Supreme Court will likely be asked to resolve the relevant issues Suppose that state same sex marriage bans are held not to violate federal constitutional guarantees but that one state nonetheless recognizes such unions The other states will be permitted to refuse to recognize marriages celebrated in that state only if certain conditions have been met Contrary view notwithstanding the law of nature exception will not apply in this case Further even the Defense of Marriage Act will likely not afford states the right to refuse to recognize any and all same sex marriages validly celebrated in sister states

*Mediation across the Globe* Kevin Brown, Santiago Madrid Liras, Emilio Navas Paús, 2018-10-29 Every mediator recalls how difficult it was to break into the field of Alternative Dispute Resolution ADR and how gaining initial experience was near

impossible This eye opening book provides insights into what success looks like in a mediation practice The Annual World Mediation Summit brings some of the most forward thinking international conflict experts together in this book sharing their accounts of how mediation is used to resolve interpersonal and international conflicts so that participants walk away from the conflict with win win solutions This book will appeal to anyone interested in practical experiences in mediation across the globe or wanting to discover how the most successful mediators operate It is also appropriate for anyone interested in learning from successful judges lawyers and mediators Furthermore this book will be useful to anyone who wants to learn about how mediation works worldwide and to learn from mediators challenges and capitalize on their successes The twenty plus chapters here are written by authors from across the globe supporting the use of mediation in place of other more complicated systems Their experiences are thoughtfully and clearly described in this book     **Deleuze and Law** Laurent de Sutter,2012-06-30 This collection of 13 essays offers insights into Gilles Deleuze s philosophy of law which experiments with new forms of politics economics and society     **Michigan Law Review** ,1998     **Justifying violence** Naomi Head,2017-10-03 When is the use of force for humanitarian purposes legitimate The book examines this question through one of the most controversial examples of humanitarian intervention in the post Cold War period the 1999 NATO intervention in Kosovo Justifying Violence applies a critical theoretical approach to an interrogation of the communicative practices which underpin claims to legitimacy for the use of force by actors in international politics Drawing on the theory of communicative ethics the book develops an innovative conceptual framework which contributes a critical communicative dimension to the question of legitimacy that extends beyond the moral and legal approaches so often applied to the intervention in Kosovo The empirical application of communicative ethics offers a provocative and nuanced account which contests conventional interpretations of the legitimacy of NATO s intervention     **The Journal of Philosophy** ,1999     Justification and Excuse in International Law Federica Paddeu,2018-01-11 The defences available to an agent accused of wrongdoing can be considered as justifications which render acts lawful or excuses which shield the agent from the legal consequences of the wrongful act This distinction is familiar to many domestic legal systems and tracks analogous notions in moral philosophy and ordinary language Nevertheless it remains contested in some domestic jurisdictions where it is often argued that the distinction is purely theoretical and has no consequences in practice In international law too the distinction has been fraught with controversy though there are increasing calls for its recognition This book is the first to comprehensively and thoroughly examine the distinction and its relevance to the international legal order Combining an analysis of state practice and historical doctrinal and theoretical developments the book shows that the distinction is not only possible in international law but that it is also one that would have important practical implications     **The University of Chicago Magazine** ,2005

**Israeli Constitutional Law in the Making** Gideon Sapir,Daphne Barak-Erez,Aharon Barak,2013-10-31 In the domain of comparative constitutionalism Israeli constitutional law is a fascinating case study constituted of many dilemmas It is moving

from the old British tradition of an unwritten constitution and no judicial review of legislation to fully fledged constitutionalism endorsing judicial review and based on the text of a series of basic laws At the same time it is struggling with major questions of identity in the context of Israel s constitutional vision of a Jewish and Democratic state Israeli Constitutional Law in the Making offers a comprehensive study of Israeli constitutional law in a systematic manner that moves from constitution making to specific areas of contestation including state religion relations national security social rights as well as structural questions of judicial review It features contributions by leading scholars of Israeli constitutional law with comparative comments by leading scholars of constitutional law from Europe and the United States

**Encyclopedia of Privacy** Alexander J. Myers, 2006-11-30 Writing in their famous Harvard Law Review article of 1890 Louis Brandeis and Samuel Warren asserted what many have considered one of the most cherished American values the right to be let alone Yet in this post 9 11 world personal privacy is more threatened than ever This book provides students and general readers a comprehensive overview of privacy in contemporary America Included are some 225 alphabetically arranged entries written by more than 100 expert contributors Entries cover such topics as the USA PATRIOT act abortion rights wiretapping telemarketing identity theft DNA databases Internet and email privacy and numerous other concerns Entries cite works for further reading and the Encyclopedia closes with a bibliography of books websites organizations and films New threats to privacy have arisen in the face of competing social political and economic demands rapid technological change and an intrusive and voyeuristic mass media Citizens are barraged on a daily basis with stories of corporate data mining government surveillance programs identity theft and computer hacking of personal information As a result citizens are becoming increasingly concerned about their personal privacy as well as their privacy rights This encyclopedia the first of its kind comprehensively overviews various aspects of privacy throughout U S history including significant legal cases events laws organizations individuals technology and terms With some 225 alphabetically arranged entries written by more than 100 leading scholars and experts in the field this inclusive and authoritative work will appeal to those interested in both historical and contemporary notions of privacy in the United States Readers will learn of the significance of technology in today s society its helpful and harmful effects on citizens privacy and what to expect in the future Entries cite print and electronic resources and the Encyclopedia closes with a listing of books organizations websites films and other sources of information

**Hegel's Civic Republicanism** Kenneth Westphal, 2019-11-11 In this book Westphal offers an original interpretation of Hegel s moral philosophy Building on his previous study of the role of natural law in Hume s and Kant s accounts of justice Westphal argues that Hegel developed and justified a robust form of civic republicanism Westphal identifies for the first time the proper genre to which Hegel s Philosophical Outlines of Justice belongs and to which it so prodigiously contributes which he calls Natural Law Constructivism an approach developed by Hume Rousseau Kant and Hegel He brings to bear Hegel s adoption and augmentation of Kant s Critique of rational judgment and justification in all

non formal domains to his moral philosophy in his *Outlines* Westphal argues that Hegel's justification for the standards of political legitimacy successfully integrates Rousseau's Independence Requirement into the role of public reason within a constitutional republic In these regards Hegel's moral and political principles are progressive not only in principle but also in practice Hegel's Civic Republicanism will be of interest to scholars of moral philosophy social and political philosophy philosophy of law Hegel eighteenth and nineteenth century philosophy      **University of Chicago Law School roundtable**  
,2000



## **Justifying Judgment Practicing Law And Philosophy** Book Review: Unveiling the Magic of Language

In an electronic digital era where connections and knowledge reign supreme, the enchanting power of language has become much more apparent than ever. Its ability to stir emotions, provoke thought, and instigate transformation is actually remarkable. This extraordinary book, aptly titled "**Justifying Judgment Practicing Law And Philosophy**," compiled by a very acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound effect on our existence. Throughout this critique, we will delve to the book's central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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