OF AMERICAN CONSTITUTIONALISM

By

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Foundations Of American Constitutionalism

Stephen M. Griffin

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The Foundations of American Constitutionalism Andrew Cunningham McLaughlin, 2002 This study locates the principles of the United States Constitution in the political philosophy of colonial New England Puritan practices and the ideals of **Foundations of American** English personal rights and limited government common to all of the colonies Constitutionalism David A. J. Richards, 1989 In writing the constitution the Founders combined a Lockean theory of politically legitimate power with the political science they had learned from Machiavelli Harrington Hume and Montesquieu to articulate a new conception of constitutional argument Examining the Founders humanist analytical methods and working assumption this book combines history political philosophy and interpretive practice as it demonstrates an alternative exegesis of the Constitution It clarifies a wide range of interpretive issues of federalism enumerated rights religious liberty and free speech unenumerated rights the constitutional right to privacy and equal protection Foundations of American **Constitutionalism** David A. J. Richards, 1989-12-14 In writing the constitution the Founders combined a Lockean theory of politically legitimate power with the political science they had learned from Machiavelli Harrington Hume and Montesquieu to articulate a new conception of constitutional argument Examining the Founders humanist analytical methods and working assumptions this book combines history political philosophy and interpretive practice as it demonstrates an alternative exegesis of the Constitution It clarifies a wide range of interpretive issues of federalism enumerated rights religious liberty and free speech unenumerated rights the constitutional right to privacy and equal protection The Language of Law and the Foundations of American Constitutionalism Gary L. McDowell, 2010-06-28 Argues that the Founders intended the Constitution to be interpreted according to the text's meaning and its framers original intentions The Foundations of American Constitutionalism Andrew Cunningham McLaughlin, 1966 The Foundations of American Constitutionalism, by Andrew C. McLaughlin,... Andrew C. MacLaughlin,1932 The Language of Law and the Foundations of American Constitutionalism Gary L. McDowell, 2010-06-28 Argues that the Founders intended the Constitution to be interpreted according to the text's meaning and its framers original intentions The Foundations of American Constitutionalism, Etc Andrew Cunningham MACLAUGHLIN, 1961 **Foundations of American Constitutionalism; and the Prince** Wayne LePierre, 2004 American Constitutionalism Stephen M. Griffin, 1998-07-27 Despite the outpouring of works on constitutional theory in the past several decades no general introduction to the field has been available Stephen Griffin provides here an original contribution to American constitutional theory in the form of a short lucid introduction to the subject for scholars and an informed lay audience He surveys in an unpolemical way the theoretical issues raised by judicial practice in the United States over the past three centuries particularly since the Warren Court and locates both theory and practices that have inspired dispute among jurists and scholars in historical context At the same time he advances an argument about the distinctive nature of our American

constitutionalism regarding it as an instance of the interpenetration of law and politics American Constitutionalism is unique in considering the perspectives of both law and political science in relation to constitutional theory Constitutional theories produced by legal scholars do not usually discuss state centered theories of American politics the importance of institutions behaviorist research on judicial decision making or questions of constitutional reform but this book takes into account the political science literature on these and other topics The work also devotes substantial attention to judicial review and its relationship to American democracy and theories of constitutional interpretation The Foundations of American Constitutional Government Robert D. Gorgoglione, 1995 **Liberty, Wisdom, and Grace** John Hittinger, 2002-01-01 Liberty Wisdom and Grace is a comprehensive survey of the Thomists contributions to contemporary political thought as well as a detailed analysis of their approach to democracy Liberty, Wisdom, and Grace John P. Hittinger, 2002-12-11 Twentieth century French philosophers Jacques Maritain and Yves R Simon pioneered new approaches to understanding and defending political democracy in the wake of two world wars Rather than break from a religious tradition that seemed to struggle against modernity and certain forms of democratic theory and practice these thinkers instead looked back to the philosophy of Aristotle and Thomas Aguinas to propel Catholic political philosophy forward The profound influence of Maritain and Simon is manifest in the dramatic achievements of Vatican II and in the work of the scholars of political philosophy who learned from them John P Hittinger one of the finest of these scholars provides in Liberty Wisdom and Grace a comprehensive survey of the Thomists contributions to contemporary political thought as well as a detailed analysis of their approach to democracy Hittinger treats criticism of Maritain including the work of Catholic political writer Aurel Kolnai and discusses the alternative democratic visions of John Locke and David Richards His portraits of thinkers who have wrestled with democracy in the Thomist tradition such as Leo Strauss and John Paul II are sensitive and engaging Addressing questions of religion and philosophy broadly understood the essays collected here offer a searching examination of democratic theory in the modern age **Conscience and the Constitution** David A.J. Richards, 2014-07-14 At stage center of the American drama maintains David A J Richards is the attempt to understand the implications of the Reconstruction Amendments Amendments Thirteen Fourteen and Fifteen to the United States Constitution Richards evaluates previous efforts to interpret the amendments and then proposes his own view together the amendments embodied a self conscious rebirth of America's revolutionary rights based constitutionalism Building on an approach to constitutional law developed in his Toleration and the Constitution and Foundations of American Constitutionalism Richards links history law and political theory In Conscience and the Constitution this method leads from an analysis of the Reconstruction Amendments to a broad discussion of the American constitutional system as a whole Richards s interpretation focuses on the abolitionists and their radical commitment to the dissenting conscience In his view the Reconstruction Amendments expressed not only the constitutional arguments of a particular historical period but also a general political theory developed by the abolitionists

who restructured the American political community in terms of respect for universal human rights He argues further that the amendments make a claim on our generation to keep faith with the vision of the founders of 1865 In specific terms he points out what such allegiance would mean in the context of present day constitutional issues Originally published in 1993 The Princeton Legacy Library uses the latest print on demand technology to again make available previously out of print books from the distinguished backlist of Princeton University Press These editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions The goal of the Princeton Legacy Library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by Princeton University Press since its founding in 1905 Constitutionalism, Identity, Difference, and Legitimacy Michel Rosenfeld, 1994 Interest in constitutionalism and in the relationship among constitutions national identity and ethnic religious and cultural diversity has soared since the collapse of socialist regimes in Eastern Europe and the former Soviet Union Since World War II there has also been a proliferation of new constitutions that differ in several essential respects from the American constitution These two developments raise many important questions concerning the nature and scope of constitutionalism The essays in this volume written by an international group of prominent legal scholars philosophers political scientists and social theorists investigate the theoretical implications of recent constitutional developments and bring useful new perspectives to bear on some of the longest enduring questions confronting constitutionalism and constitutional theory Sharing a common focus on the interplay between constitutional identity and individual or group diversity these essays offer challenging new insights on subjects ranging from universal constitutional norms and whether constitutional norms can be successfully transplanted between cultures to a consideration of whether constitutionalism affords the means to reconcile a diverse society s guest for identity with its need to properly account for its differences from the relation between constitution making and revolution to that between collective interests and constitutional liberty and equality This collection s broad scope and nontechnical style will engage scholars from the fields of political theory social theory international studies and law Contributors Andrew Arato Aharon Barak Jon Elster George P Fletcher Louis Henkin Arthur J Jacobson Carlos Santiago Nino Ulrich K Preuss David A J Richards Michel Rosenfeld Dominique Rousseau Andr s Saj Frederick Schauer Bernhard Schlink M M Slaughter Cass R Sunstein Ruti G Teitel Robin West We the Corporations Adam Winkler, 2018-02-27 National Book Award for Nonfiction Finalist National Book Critics Circle Award for Nonfiction Finalist A New York Times Notable Book of the Year A Washington Post Notable Book of the Year A PBS Now Read This Book Club Selection Named one of the Best Books of the Year by the Economist and the Boston Globe A landmark expos and deeply engaging legal history of one of the most successful yet least known civil rights movements in American history Washington Post In a revelatory work praised as excellent and timely New York Times Book Review front page Adam Winkler author of Gunfight once again makes sense of our fraught constitutional history in this incisive portrait of how American businesses seized political power won equal rights and transformed the

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