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REVUE

# RUSSIA'S LEGAL FICTIONS

THE LAW OF THE RUSSIAN EMPIRE

# Russias Legal Fictions

**Marcus C. Levitt, Tatyana Novikov**



## **Russias Legal Fictions:**

**Russia's Legal Fictions** Harriet Murav, 2010-05-18 Legal scholars and literary critics have shown the significance of storytelling not only as part of the courtroom procedure but as part of the very foundation of law Russia's Legal Fictions examines the relationship between law narrative and authority in nineteenth and twentieth century Russia The conflict between the Russian writer and the law is a well known feature of Russian literary life in the past two centuries With one exception the authors discussed in this book Sukhovo Kobylin Akhsharumov Suvorin and Dostoevsky in the nineteenth century and Solzhenitsyn and Siniavskii in the twentieth were all put on trial In Russia's Legal Fictions Harriet Murav starts with the authors own writings about their experience with law and explores the history of these Russian literary trials including censorship libel cases and one case of murder in their specific historical context showing how particular aspects of the culture of the time relate to the case The book explores the specifically Russian literary and political conditions in which writers claim the authority not only as the authors of fiction but as lawgivers in the realm of the real and in which the government turns to the realm of the literary to exercise its power The author uses specific aspects of Russian culture history and literature to consider broader theoretical questions about the relationship between law narrative and authority Murav offers a history of the reception of the jury trial and the development of a professional bar in late Imperial Russia as well as an exploration of theories of criminality sexuality punishment and rehabilitation in Imperial and Soviet Russia This book will be of interest to scholars of law and literature and Russian law history and culture Harriet Murav is Associate Professor of Russian and Comparative Literature University of California at Davis

**The Rise of Historical Economics and Social Reform in Germany, 1864-1894** Erik Grimmer-Solem, 2003 An investigation of the thought activity and influence of the economist and social reformer Schmoller in the era of Bismarck This study explores Schmoller's immense and lasting impact on the development of the social sciences and welfare state in Germany

**A Picture Held Us Captive** Tea Lobo, 2019-05-20 While there are publications on Wittgenstein's interest in Dostoevsky's novels and the recurring mentions of Wittgenstein in Sebald's works there has been no systematic scholarship on the relation between perception such as showing and pictures and the problem of an adequate presentation of interiority such as intentions or pain for these three thinkers This relation is important in Wittgenstein's treatment of the subject and in his private language argument but it is also an often overlooked motif in both Dostoevsky's and Sebald's works Dostoevsky's depiction of mindset discrepancies in a rapidly modernizing Russia can be analyzed in terms of multi aspectivity The theatricality of his characters demonstrates especially well Wittgenstein's account of interiority's interrelatedness with overt public practices and codes In Sebald's Austerlitz Wittgenstein's notion of family resemblances is an aesthetic strategy within the novel Visual tropes are most obviously present in Sebald's use of photography and can partially be read as an ethical aesthetic imperative of rendering pain visible Tea Lobo's book contributes towards a non Cartesian account of literary presentations of inner life based on Wittgenstein's

thought     **Murder Most Russian** Louise McReynolds, 2012-12-18 How a society defines crimes and prosecutes criminals illuminates its cultural values social norms and political expectations In *Murder Most Russian* Louise McReynolds uses a fascinating series of murders and subsequent trials that took place in the wake of the 1864 legal reforms enacted by Tsar Alexander II to understand the impact of these reforms on Russian society before the Revolution of 1917 For the first time in Russian history the accused were placed in the hands of juries of common citizens in courtrooms that were open to the press Drawing on a wide array of sources McReynolds reconstructs murders that gripped Russian society from the case of Andrei Gilevich who advertised for a personal secretary and beheaded the respondent as a way of perpetrating insurance fraud to the beating death of Marianna Time at the hands of two young aristocrats who hoped to steal her diamond earrings As McReynolds shows newspapers covered such trials extensively transforming the courtroom into the most public site in Russia for deliberation about legality and justice To understand the cultural and social consequences of murder in late imperial Russia she analyzes the discussions that arose among the emergent professional criminologists defense attorneys and expert forensic witnesses about what made a defendant's behavior criminal She also deftly connects real criminal trials to the burgeoning literary genre of crime fiction and fruitfully compares the Russian case to examples of crimes both from Western Europe and the United States in this period *Murder Most Russian* will appeal not only to readers interested in Russian culture and true crime but also to historians who study criminology urbanization the role of the social sciences in forging the modern state evolving notions of the self and the psyche the instability of gender norms and sensationalism in the modern media     **Western Law, Russian Justice** Gary Rosenshield, 2005-07-08 Gary Rosenshield offers a new interpretation of Dostoevsky's greatest novel *The Brothers Karamazov* He explores Dostoevsky's critique and exploitation of the jury trial for his own ideological agenda both in his journalism and his fiction contextualizing his portrayal of trials and trial participants lawyers jurors defendants judges in the political social and ideological milieu of his time Further the author presents Dostoevsky's critique in terms of the main notions of the critical legal studies movement in the United States showing how over one hundred and twenty years ago Dostoevsky explicitly dealt with the same problems that the law and literature movement has been confronting over the past two decades This book should appeal to anyone with an interest in Russian literature Russian history and culture legal studies law and literature narratology or metafiction and literary theory

**Wages of Evil** Anna Schur, 2012 Anna Schur incorporates sources from philosophy criminology psychology and history to argue that Dostoevsky's thinking was shaped not only by his Christian ethics but also by the debates on punishment theory and practice unfolding during his lifetime     **Russian Law Journal** , The Russian Law Journal RLJ magazine is one of the first English language legal academic editions regularly published in Russia It is an All Russian interuniversity platform designed to promote Russian legal researches abroad The magazine is meant for both Russian and foreign readers including major world legal libraries academics and practicing lawyers International editorial board and editorial team are represented

by professors from leading world centers of legal education and legal science like Harvard Yale Cambridge and La Sorbonne as well as by scientists from Russian law schools Moscow State University Kutafin Moscow State Law University Saint Petersburg State University Higher School of Economics     Russian Law Journal ,     **A History of Russia Volume 1** Walter G. Moss,2003-07-01 This new edition retains the features of the first edition that made it a popular choice in universities and colleges throughout the US Canada and around the world Moss s accessible history includes full treatment of everyday life the role of women rural life law religion literature and art In addition it provides many other features that have proven successful including a well organized and clearly written text references to varying historical perspectives numerous illustrations and maps fully updated bibliographies accompanying each chapter as well as a general bibliography a glossary and chronological and genealogical lists     **Times of Trouble** Marcus C. Levitt,Tatyana Novikov,2007 From the country that has added to our vocabulary such colorful terms as purges pogroms and gulag this collection investigates the conspicuous marks of violence in Russian history and culture Russians and non Russians alike have long debated the reasons for this endemic violence Some have cited Russia s huge size unforgiving climate and exposed geographical position as formative in its national character making invasion easy and order difficult Others have fixed the blame on cultural and religious traditions that spurred internecine violence or on despotic rulers or unfortunate episodes in the nation s history such as the Mongol invasion the rule of Ivan the Terrible or the Red Terror of the revolution Even in contemporary Russia the specter of violence continues from widespread mistreatment of women to racial antagonism the product of a frustrated nationalism that manifests itself in such phenomena as the wars in Chechnya Times of Trouble is the first in English to explore the problem of violence in Russia From a variety of perspectives essays investigate Russian history as well as depictions of violence in the visual arts and in literature including the works of Fyodor Dostoevsky Isaac Babel Mikhail Lermontov and Nina Sadur From the Mongol invasion to the present day topics include the gulag genocide violence against women anti Semitism and terrorism as a tool of revolution     **Russian Writers and the Fin de Siècle** Katherine Bowers,Ani Kokobobo,2015-06-17 Russian literature has a reputation for gloomy texts especially during the late nineteenth century This volume argues that a fin de si cle mood informed Russian literature long before the chronological end of the nineteenth century in ways that had significant impact on the development of Russian realism Some chapters consider ideas more readily associated with fin de si cle Europe such as degeneration theory biodeterminism Freudian psychoanalysis or apocalypticism alongside earlier Russian realist texts by writers such as Turgenev Dostoevsky or Tolstoy Other chapters explore the changes that realism underwent as modernism emerged examining later nineteenth century or early twentieth century texts in the context of the earlier realist tradition or their own cultural moment Overall a team of emerging and established scholars of Russian literature and culture present a wide range of creative and insightful readings that shed new light on later realism in all its manifestations     *Theater of Capital* Alisa Zhulina,2024-01-15 Reads canonical works of

modern drama in relation to the economic ideas of their era Emerging amid the turbulent rise of market finance and wider socioeconomic changes modern drama enacted vital critiques of art and life under capitalism Alisa Zhulina shows how fin de siècle playwrights such as Henrik Ibsen August Strindberg Anton Chekhov George Bernard Shaw and Gerhart Hauptmann interrogated the meaning of this newly coined economic concept Acutely aware of their complicity in the system they sought to challenge these playwrights staged economic questions as moral and political concerns using their plays to explore the theories of Adam Smith Karl Marx and Friedrich Engels Max Weber and others within the boundaries of bourgeois theater Theater of Capital Modern Drama and Economic Life reveals the prescient and unsettling visions of life in a new financial and societal reality in now canonical plays such as A Doll's House Miss Julie and The Cherry Orchard as well as in lesser known and long overlooked works This wide ranging study prompts us to reevaluate modern drama and its legacy for the urgent economic and political questions that haunt our present moment

Not by Bread Alone Robert Nalbandov, 2016 Since its independence in 1991 Russia has struggled with the growing pains of defining its role in international politics After Vladimir Putin ascended to power in 2000 the country undertook grandiose foreign policy projects in an attempt to delineate its place among the world's superpowers With this in mind Robert Nalbandov examines the milestones of Russia's international relations since the turn of the twenty first century He focuses on the specific goals engagement practices and tools used by Putin's administration to promote Russia's vital national and strategic interests in specific geographic locations His findings illuminate Putin's foreign policy objective of reinstituting Russian global strategic dominance Nalbandov argues that identity based politics have dominated Putin's tenure and that Russia's east west split is reflected in Asian European politics Nalbandov's analysis shows that unchecked domestic power an almost exclusive application of hard power and determined ambition for unabridged global influence and a defined place as a world superpower are the keys to Putin's Russia

State of Madness Rebecca Reich, 2018-03-13 What madness meant was a fiercely contested question in Soviet society State of Madness examines the politically fraught collision between psychiatric and literary discourses in the years after Joseph Stalin's death State psychiatrists deployed set narratives of mental illness to pathologize dissenting politics and art Dissidents such as Aleksandr Volpin Vladimir Bukovskii and Semen Gluzman responded by highlighting a pernicious overlap between those narratives and their life stories The state they suggested in their own psychiatrically themed texts had crafted an idealized view of reality that itself resembled a pathological work of art In their unsanctioned poetry and prose the writers Joseph Brodsky Andrei Siniavskii and Venedikt Erofeev similarly engaged with psychiatric discourse to probe where creativity ended and insanity began Together these dissenters cast themselves as psychiatrists to a sick society By challenging psychiatry's right to declare them or what they wrote insane dissenters exposed as a self serving fiction the state's renewed claims to rationality and modernity in the post Stalin years They were as they observed like the child who breaks the spell of collective delusion in Hans Christian Andersen's story The Emperor's New Clothes In a society where normality means insisting that

the naked monarch is clothed it is the truth teller who is pathologized Situating literature's encounter with psychiatry at the center of a wider struggle over authority and power this bold interdisciplinary study will appeal to literary specialists historians of culture science and medicine and scholars and students of the Soviet Union and its legacy for Russia today

The State versus the People Matthew Rendle, 2020-06-11 The State versus The People provides the first detailed account of the role of revolutionary justice in the early Soviet state Law has often been dismissed by historians as either unimportant after the October Revolution amid the violence and chaos of civil war or in the absence of written codes and independent judges little more than another means of violence alongside the secret police Cheka This is particularly true of the most revolutionary aspect of the new justice system revolutionary tribunals courts inspired by the French Revolution and established to target counter revolutionary enemies Yet the evidence put forward in this book paints a more complex picture The Bolsheviks invested a great deal of effort and scarce resources in building an extensive system of tribunals that spread across the country and operated within the military and the transport network At their peak hundreds of tribunals heard hundreds of thousands of cases every year Not all though ended in harsh sentences some were dismissed through lack of evidence others given a wide range of sentences and others still suspended sentences Instances of early release and amnesty were also common This book argues that law played a distinct and multi faceted role for the Bolsheviks Tribunals in particular stood at the intersection between law and violence offering various advantages to the Bolsheviks by strengthening state control providing a more effective means of educating the population about counter revolution and enabling a more flexible approach to punishing the state's enemies All of this challenges traditional understandings of the early Soviet state adding to our knowledge of the civil war and ultimately how the Bolsheviks held on to power

*Discovering Sexuality in Dostoevsky* Susanne Fusso, 2008-01-29 Most discussions of sexuality in the work of Dostoevsky have been framed in Freudian terms But Dostoevsky himself wrote about sexuality from a decidedly pre Freudian perspective By looking at the views of human sexual development that were available in Dostoevsky's time and that he an avid reader and observer of his own social context absorbed and reacted to Susanne Fusso gives us a new way of understanding a critical element in the writing of one of Russia's literary masters Beyond discovering Dostoevsky's own views and representations of sexuality as a reflection of his culture and his time Fusso also explores his artistic treatment of how children and adolescents discover sexuality as part of their growth Some of the topics Fusso considers are Dostoevsky's search for an appropriate artistic language for sexuality a young narrator's experimentation with homoerotic desire and unconventional narrative in *A Raw Youth* and Dostoevsky's approach to a young man's sexual development in *A Raw Youth* and *The Brothers Karamazov* She also explores his complex treatment of a child's secret sexuality in his account of the Kroneberg child abuse case in *A Writer's Diary* and his conception of the ideal family a type of family that appears in his works mainly by negative example Focusing mainly on sexual practices considered deviant in Dostoevsky's time both because these are the practices that his young

characters confront and because they offer the most intriguing interpretive problems Fusso decodes the author's texts and their social contexts In doing so she highlights one thread in the intricate thematic weave of Dostoevsky's novels and newly illuminates his artistic process

**A History Of Russia Volume 2** Walter G. Moss, 2004-10-01 Moss has significantly revised his text and bibliography in this second edition to reflect new research findings and controversies on numerous subjects He has also brought the history up to date by revising the post Soviet material which now covers events from the end of 1991 up to the present day This new edition retains the features of the successful first edition that have made it a popular choice in universities and colleges throughout the US Canada and around the world

**Another Freedom** Svetlana Boym, 2018-07-02 The word freedom is so overly used and frequently abused that it is always in danger of becoming nothing but a cliché In *Another Freedom* Svetlana Boym offers us a refreshing new portrait of the age-old concept Exploring the rich cross-cultural history of the idea of freedom from its origins in ancient Greece to the present day she argues that our attempts to imagine freedom should occupy the space of not only what is but also what if Beginning with notions of sacrifice and the emergence of a public sphere for politics and art Boym expands her account to include the relationships between freedom and liberation modernity and terror and political dissent and creative estrangement While depicting a world of differences she affirms lasting solidarities based on the commitment to the passionate thinking that reflections on freedom require To do so Boym assembles a remarkable cast of characters Aeschylus and Euripides Kafka and Mandelstam Arendt and Heidegger and a virtual encounter between Dostoevsky and Marx on the streets of Paris By offering a fresh look at the strange history of this idea *Another Freedom* delivers a nuanced portrait of freedom one whose repercussions will be felt well into the future

**Dostoevsky as Suicidologist** Amy D. Ronner, 2021-01-12 In *Dostoevsky as Suicidologist* Amy D. Ronner illustrates how self-homicide in Fyodor Dostoevsky's fiction prefigures Emile Durkheim's etiology in *Suicide* as well as theories of other prominent suicidologists This book not only fills a lacuna in Dostoevsky scholarship but provides fresh readings of Dostoevsky's major works including *Notes from the House of the Dead* *Crime and Punishment* *The Idiot* *Demons* and *The Brothers Karamazov* Ronner provides an exegesis of how Dostoevsky's implicit awareness of fatalistic altruistic egoistic and anomic modes of self-destruction helped shape not only his philosophy but also his craft as a writer In this study Ronner contributes to the field of suicidology by anatomizing both self-destructive behavior and suicidal ideation while offering ways to think about prevention But most expansively Ronner tackles the formidable task of forging a ligature between artistic creation and the pluripresent social fact of self-annihilation

[Slavic Review](#), 2004 American quarterly of Soviet and East European studies varies

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