



Modern Constitutional Theory A Reader

**John H. Garvey, Thomas Alexander
Aleinikoff**



Modern Constitutional Theory A Reader:

Modern Constitutional Theory John H. Garvey, Thomas Alexander Aleinikoff, 1989 **Modern Constitutional Theory** Thomas Alexander Aleinikoff, 1960 **Modern Constitutional Theory** John H. Garvey, Thomas Alexander Aleinikoff, 1999

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 American Law and Legal Systems James V Calvi, Susan Coleman, 2015-07-22 American Law and Legal Systems examines the philosophy of law within a political social and economic framework with great clarity and insight Readers are introduced to operative legal concepts everyday law practices substantive procedures and the intricacies of the American legal system Eliminating confusing legalese the authors skillfully explain the basics from how a lawsuit is filed to the final appeal This new edition provides essential updates to forensic and scientific evidence contract law family law and includes new text boxes and tables to help students understand remember and apply central concepts **A Theory of Textuality** Jorge J. E. Gracia, 1995-07-01 This is the first comprehensive and systematic theory of textuality that takes into account the relevant views of both analytic and Continental thinkers and also of major historical figures The author shows that most of the confusion surrounding textuality is the result of three factors a too narrow understanding of the category a lack of a proper distinction among logical epistemological and metaphysical issues and a lack of proper grounding of epistemological and metaphysical questions on logic analyses The author begins with a logical analysis of the notion of text resulting in a definition that serves as the basis for the distinctions he subsequently draws between texts on the one hand and language artifacts and art objects on the other and for the classification of texts according to their modality and function The second part of the book uses the conclusions of the first part to solve the various epistemological issues which have been raised about texts by philosophers of language semioticians hermeneuticists literary critics semanticists aestheticians and historiographers **The American**

Supreme Court Robert G. McCloskey, 2010-07-15 Celebrating its fiftieth anniversary Robert McCloskey's classic work on the Supreme Court's role in constructing the U.S. Constitution has introduced generations of students to the workings of our nation's highest court For this new fifth edition Sanford Levinson extends McCloskey's magisterial treatment to address the Court's most recent decisions As in prior editions McCloskey's original text remains unchanged In his historical interpretation he argues that the strength of the Court has always been its sensitivity to the changing political scene as well as its reluctance to stray too far from the main currents of public sentiments In two revised chapters Levinson shows how McCloskey's approach continues to illuminate developments since 2005 including the Court's decisions in cases arising out of the War on Terror which range from issues of civil liberty to tests of executive power He also discusses the Court's skepticism regarding campaign finance regulation its affirmation of the right to bear arms and the increasingly important nomination and confirmation process of Supreme Court justices including that of the first Hispanic justice Sonia Sotomayor The best and most concise account of the Supreme Court and its place in American politics McCloskey's wonderfully readable book is an essential guide to the past present and future prospects of this institution The United Nations Charter as the Constitution of the International Community Bardo Fassbender, 2009 The process of constitutionalization of international law is one of the most intensely debated issues in contemporary international legal doctrine The term is used to describe a number of features which distinguish the present international legal order from a classical international law in particular its shift from bilateralism to community interest and from an interstate system to a global legal order committed to the well being of the individual person The author of this book belongs to the leading participants of the constitutionalization debate He argues that there indeed exists a constitutional law of the international community that is built on and around the Charter of the United Nations In this book he explains why the Charter has a constitutional quality and what legal consequences arise from that characterization *Contemporary Perspectives On Constitutional Interpretation* Susan J Brison, 2018-03-08 Current controversies over abortion affirmative action school prayer hate speech and other issues have sparked considerable public debate about how the U.S. Constitution should be interpreted Such controversies along with the changing composition of an often deeply divided Supreme Court have led to a resurgence of interest in theories of constitutional interpretation This anthology edited by Susan J Brison and Walter Sinnott-Armstrong presents some of the most exciting and influential contemporary work in this area Written by ten of the country's most prominent legal scholars the selections represent a wide variety of interpretive approaches reflecting different political orientations from the far right to the far left These theorists have drawn on a variety of other disciplines including literature economics history philosophy and politics and have in turn influenced these fields The selections were chosen for their accessibility originality variety and importance Together they provide an excellent introduction to constitutional interpretation as well as a valuable collection for experienced scholars in the field **A Practical Companion to the**

Constitution Jethro K. Lieberman, 2023-07-28 This is the most comprehensive and readable one volume reference book in print accessible to lay readers and specialists alike on the meaning of the American Constitution as the Supreme Court has interpreted it It is an indispensable tool for students and lay persons who want to understand today's constitutional controversies and their background in our history It is equally useful to lawyers and other specialists who seek quick reviews of constitutional issues with immediate reference to cases for further research Unlike conventional treatises that discuss the Constitution clause by clause or under a few broad concepts this book uniquely treats every aspect of the Constitution and every constitutional topic in alphabetical order in more than 1 000 short essays It is extensively cross referenced and exhaustively indexed so that even a reader with only a minimal notion of the Constitution or constitutional law can quickly find clear answers to questions about pressing issues of the day Among the other unique features a set of introductory essays on the background of the Constitution and the many difficulties of interpreting it a concordance to each word and phrase in the Constitution a year by year chronology of justices who have served on the Supreme Court and a table of the more than 2 650 Supreme Court cases from 1792 to the present referred to in the book listing the vote the author of the majority opinion the concurring and dissenting justices and the length of the opinions This is the most comprehensive and readable one volume reference book in print accessible to lay readers and specialists alike on the meaning of the American Constitution as the Supreme Court has interpreted it It is an indispensable tool for students

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