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William Miller



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The European Codification Process Ugo Mattei, 2003-01-01 This volume contains thoughts on the issue of Codification of European Private Law and on the present state of European Private Law by one of the protagonists of the debate that is unfolding in Europe Taking a sometimes sharply critical view Professor Mattei attempts to unveil what he considers biases strategies and ideologies that affect the European legal process The work attempts to open a basic and genuine political debate between legal scholars which he considers an unavoidable prerequisite of any major reform process in private law Challenging the claim of technocratic neutrality shared by much of the most influential European legal academy the author uses the tools of Comparative Law and Economics to set priorities on the table and to show some of the real stakes of the present process The work explores fundamental areas of European private law from the sources to contracts to trust law

A Primer on American Courts William Miller, 2015-08-20 This brief accessible and inexpensive supplement on American courts and their functions provides undergraduate or first year law students with an understanding of the key substantive and procedural concepts that they need to know to study the law or the judicial process Recognizing that there are many substantive and procedural concepts about American courts that students must first grasp in order to study the law or the judicial process this brief text answers important questions about justiciability standing jurisdiction and judicial power With a stronger historical context this text is a perfect complement to a text on Constitutional Law Judicial Process or a legal casebook and will help students master the legal vocabulary with which they are confronted

On Being a Christian and a Lawyer Thomas L. Shaffer, 1981 A discussion on the tradition of American legal positivism the theory that it is necessary in working with law to set morals aside Notre Dame law professor Shaffer argues that modern day attorney client relationships are characterized either by the ethics of role the lawyer does what the client wants or tells the client what to do or by the ethics of isolation moral statements but no dialogue It is a delusion Shaffer suggests to pretend that conscience has nothing to do with serving a client or that lawyer and client do not influence each other In place of adversary ethics Shaffer urges the profession to adopt an ethics of care a professional relation marked by openness in moral dialogue in which the lawyer's calling becomes a form of ministry Telling the client it's up to you after a full exchange of views is not the same as saying whatever you want For Shaffer the American legal system's avoidance of moral witnessing is nurtured by the legal education the often unstated choice is not against morals but against morals as having intellectual importance Law school instruction either flatly avoids moral questions or by failing to explore students' stated moral positions suggests that there is no discipline in moral discourse Law school is where things have to begin changing there we can still try to tell the truth to one another In elaborating his ethical view Shaffer segues neatly from Barth to Buber to Trollope's Orley Farm to American legal history to the lives of Thomas More and Franz Jägerstätter This is an unremittingly learned book tough sledding for the intellectually unprepared but intelligent well argued and bound to become controversial among law and ethics scholars

The Lawyers

Who Made America Anthony Arlidge, 2017-04-20 No other nation's creation both politically and socially owes such a debt to lawyers as the United States of America This book traces the story of that creation through the human lives of those who played important parts in it amongst others of English lawyers who established the form of the original colonies of the Founding Fathers who declared independence and created a Constitution of Abraham Lincoln Woodrow Wilson Justices of the Supreme Court and finally Barack Obama Even Richard Nixon features if only as a reminder that even the President is subject to the law The author combines his wide legal experience and engaging writing style to produce a book that will enthral lawyers and laymen alike giving perhaps a timely reminder of the importance of the rule of law to American democracy

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