

MODERN CHIVALRY IN EARLY AMERICAN LAW

H.H. Brackenridge's Legal Thought

MADELINE SAPIENZA

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Modern Chivalry In Early American Law

Roger K. Newman



Modern Chivalry In Early American Law:

Modern Chivalry in Early American Law Madeline Sapienza, 1992-01-27 This work contains the legal contributions and observations of Hugh Henry Brackenridge Pennsylvania Supreme Court judge teacher preacher publisher gazetteer lawyer and fiction writer who reached the pinnacle of his career during the Jeffersonian era Brackenridge's body of legal thought is juxtaposed with the published lectures of James Wilson the commentaries on Blackstone by St George Tucker and selections from The Federalist Papers Contents Modern Chivalry The Early Books Modern Chivalry The Later Books Overview of Law Miscellanies Selected State Supreme Court Cases Concluding Thoughts Modern Chivalry Hugh Henry Brackenridge, 2009-09-01 It was only after serving as a chaplain in the American Revolution playing an important role in the Whiskey Rebellion and serving often controversially on the Pennsylvania Supreme Court that Hugh Henry Brackenridge composed his great comic epic Published in installments over the twenty eight year period beginning with Washington's presidency ending with that of Madison this irreverent and ribald novel relating the misadventures of Captain Farrago and his sidekick Teague O Regan leaves no major ethnic racial religious or political issue of the period unscathed *The Yale Biographical Dictionary of American Law* Roger K. Newman, 2009-01-01 This book is the first to gather in a single volume concise biographies of the most eminent men and women in the history of American law Encompassing a wide range of individuals who have devised replenished expounded and explained law The Yale Biographical Dictionary of American Law presents succinct and lively entries devoted to more than 700 subjects selected for their significant and lasting influence on American law Casting a wide net editor Roger K Newman includes individuals from around the country from colonial times to the present encompassing the spectrum of ideologies from left wing to right and including a diversity of racial ethnic and religious groups Entries are devoted to the living and dead the famous and infamous many who upheld the law and some who broke it Supreme Court justices private practice lawyers presidents professors journalists philosophers novelists prosecutors and others the individuals in the volume are as diverse as the nation itself Entries written by close to 600 expert contributors outline basic biographical facts on their subjects offer well chosen anecdotes and incidents to reveal accomplishments and include brief bibliographies Readers will turn to this dictionary as an authoritative and useful resource but they will also discover a volume that delights and entertains Listed in The Yale Biographical Dictionary of American Law John Ashcroft Robert H Bork Bill Clinton Ruth Bader Ginsburg Patrick Henry J Edgar Hoover James Madison Thurgood Marshall Sandra Day O Connor Janet Reno Franklin D Roosevelt Julius and Ethel Rosenberg John T Scopes O J Simpson Alexis de Tocqueville Scott Turow And more than 700 others **Law and Letters in American Culture** Robert A. Ferguson, 1984 The role of religion in early American literature has been endlessly studied the role of the law has been virtually ignored Robert A Ferguson's book seeks to correct this imbalance With the Revolution Ferguson demonstrates the lawyer replaced the clergyman as the dominant intellectual force in the new nation Lawyers wrote the first important plays novels and poems as

gentlemen of letters they controlled many of the journals and literary societies and their education in the law led to a controlling aesthetic that shaped both the civic and the imaginative literature of the early republic An awareness of this aesthetic enables us to see works as diverse as Jefferson's Notes on the State of Virginia and Irving's burlesque History of New York as unified texts products of the legal mind of the time The Declaration of Independence the Constitution and the great political orations were written by lawyers and so too were the literary works of Trumbull Tyler Brackenridge Charles Brockden Brown William Cullen Bryant Richard Henry Dana Jr and a dozen other important writers To recover the original meaning and context of these writings is to gain new understanding of a whole era of American culture The nexus of law and letters persisted for more than a half century Ferguson explores a range of factors that contributed to its gradual dissolution the yielding of neoclassicism to romanticism the changing role of the writer the shift in the lawyer's stance from generalist to specialist and from ideological spokesman to tactician of compromise the onslaught of Jacksonian democracy and the problems of a country torn by sectional strife At the same time he demonstrates continuities with the American Renaissance And in Abraham Lincoln he sees a memorable late flowering of the earlier tradition

Backcountry Democracy and the Whiskey Insurrection Linda Myrsiades, 2024-04-15 Backcountry Democracy and the Whiskey Insurrection treats the legal culture that informed the Whiskey Rebellion of 1794 and its trials Linda Myrsiades examines conflicts between state and federal courts and the judicial philosophy of Federalist judges as well as grand jury charges law reports judges bench notes and defense notes for the trials to develop a portrait of the hegemony of official interpretations of the law At the same time the book illuminates popular attitudes about the courts and the law and explores the nature of extralegal courts operated by the people Myrsiades captures the agitation propaganda efforts mounted by rebel communities and groups together with petitions and speeches in the rebel assemblies in demonstrating that popular culture offered a clear politico legal justification within the rebel movement on the unofficial side of legal culture Myrsiades thus presents a holistic picture of the legal culture of the rebellion Her examination denies the common perception that the rebel movement was incoherent and chaotic and presents an alternative view that its perceptions are a necessary correlative to understanding how treason law functioned and what its critical elements were in the late eighteenth century serving as a lesson for democracy in the present era

Law and Medicine in Revolutionary America Linda Myrsiades, 2012-05-18 Law and Medicine in Revolutionary America Dissecting the Rush v Cobbett Trial 1799 offers the first deep analysis of the most important libel trial in post revolutionary America and an approach to understanding a much studied revolutionary figure Benjamin Rush in a new light as a legal subject This libel trial faced off the new nation's most prestigious physician patriot Benjamin Rush against its most popular journalist William Cobbett the editor of Porcupine's Gazette Studied by means of a rare and substantial surviving transcript the trial features six litigating counsel whose narrative of events and roles provides a unique view of how the revolutionary generation saw itself and the legacy it wished to leave to its progeny The trial is structured by assaults against

medical bleeding and its premier practitioner in yellow fever epidemics of the 1790s in Philadelphia on the one hand and castigates the licentiousness of the press in the nation's then capital city on the other. As it does so, it exemplifies the much derided litigiousness of the new nation and the threat of sedition that characterized the development of political parties and the partisan press in late eighteenth century America.

American Literature Before 1880 Robert Lawson-Peebles, 2003-11-13 *American Literature Before 1880* attempts to place its subject in the broadest possible international perspective. It begins with Homer looking westward and ends with Henry James crossing the Atlantic eastwards. In between, the book examines the projection of images of the East onto an as yet unrecognised West, the cultural consequences of Viking, Colombian and then English migration to America, the growth and independence of the British American colonies, the key writers of the new Republic and the development of the culture of the United States before and after the Civil War. It is intended both as an introduction for undergraduates to the richness and variety of American Literature and as a contribution to the debate about its distinctive nature. The book therefore begins with a lengthy survey of earlier histories of American Literature.

Revolution and the Word Cathy N. Davidson, 2004. Now greatly expanded, this classic study has been updated to include the major controversies, developments in literary cultural theory over the past two decades. It traces the co-emergence of the United States as a nation, the literary genre of the novel.

Revolution and the Word : The Rise of the Novel in America Cathy N. Davidson, Professor of English, Duke University, 1987-02-19. *Revolution and the Word* offers a unique perspective on the origins of American fiction, looking not only at the early novels themselves but at the people who produced them, sold them and read them. It shows how, in the aftermath of the American Revolution, the novel found a special place among the least privileged citizens of the new republic. As Cathy N. Davidson explains, early American novels, most of them now long forgotten, were a primary means by which those who bought and read them, especially women and the lower classes, moved into the higher levels of literacy required by a democracy. This, very fact, Davidson shows, also made these people less amenable to the control of the gentry, who naturally enough derided fiction as a potentially subversive genre. Combining rigorous historical methods with the newest insights of literacy theory, Davidson brilliantly reconstructs the complex interplay of politics, ideology, economics and other social forces that governed the way novels were written, published, distributed and understood. Davidson also shows, in almost tactile detail, how many Americans lived during the Constitutional era. She depicts the life of the traveling book peddler, the harsh lot of the printer, the shortcomings of early American schools, the ambiguous politics of novelists like Brackenridge and Tyler, and the lost lives of ordinary women like Tabitha Tenney and Patty Rogers. Drawing on a vast body of material, the novels themselves as well as reviews, inscriptions in cherished books, letters and diaries, and many other records, Davidson presents the genesis of American literature in its fullest possible context.

A Companion to American Legal History Sally E. Hadden, Alfred L. Brophy, 2013-02-22. *A Companion to American Legal History* presents a compilation of the most recent writings from leading

scholars on American legal history from the colonial era through the late twentieth century Presents up to date research describing the key debates in American legal history Reflects the current state of American legal history research and points readers in the direction of future research Represents an ideal companion for graduate and law students seeking an introduction to the field the key questions and future research ideas

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