

# Roscoe Pound

**David Wigdor**

# Roscoe Pound Philosopher Of Law

**William M. Wiecek**



## **Roscoe Pound Philosopher Of Law:**

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**An Introduction to the Philosophy of Law** Roscoe Pound, 1959-09-10 Among books of similar scope this is the recognized American classic Those who read this book will have the strange privilege of thinking things together in the law from the beginning of written history to the moment Pound sent his writings to the printer Through this writing of Pound s they can see what it is to deal with the whole objective world in the law as a freeman should knowing how things have happened fortunately or unfortunately logically or through some kind of hardly explicable human conduct

*Roscoe Pound* David Wigdor, 1974

*An Introduction to the Philosophy of Law* Roscoe Pound, Marshall. L DeRosa, 2017-11-30 In *An Introduction to the Philosophy of Law* Roscoe Pound shows how philosophy has been a powerful instrument throughout the history of law He examines what philosophy has done for some of the chief problems of the science of law and how it is possible to look at those problems philosophically without treating them in terms of a particular time period The function of legal philosophy writes Pound is to rationally formulate a general theory of law which conforms to the interests the general security first and foremost of society Marshall DeRosa writes in his new introduction that in the light of twentieth century judicial politics Roscoe Pound s philosophy of law has prevailed to a significant extent This book s relevance to appreciating the development of the American legal system in all its complexities including liability law contract law and property law is in itself notable But in terms of understanding the twentieth century development of the American rule of law *An Introduction to the Philosophy of Law* is indispensable It will make an invaluable addition to the personal libraries of legal theorists philosophers political scientists and historians of American law

[Social Control Through Law](#) Roscoe Pound, [New Paths of the Law](#) Roscoe Pound, 2012-04 New Paths Dissects the Legal Trends of Late 1940s Notable for their conservatism which became more pronounced in subsequent publications these lectures reflect on developments in the international legal order during the late 1940s Pound detected three legal paths those of liberty humanitarianism and authoritarianism The first which he endorses seeks to realize a maximum of free individual self

assertion Legal humanitarianism which he criticizes heavily is the expansion of injury law to include social redress and consumer protection His antipathy toward the authoritarian path goes beyond a condemnation of authoritarian regimes like the Soviet Union to a rejection of any form of social legislation such as socialized medicine or state run pensions These lectures were delivered at the University of Nebraska where Pound had been dean of the College of Law from 1902 1907 and marked the establishment of the Roscoe Pound Lectureship Series This book by its very thinness may succeed in luring attention away from competing attractions since here one may with the expenditure of only a little time obtain the reaction of one of the giants of jurisprudence to our confused complex and turbulent modern legal scene North Carolina Review 93 1950 1951 29 Roscoe Pound 1870 1964 was a pre eminent legal educator scholar and prolific author A professor at Harvard Law School for most of his career and its dean from 1916 1936 he taught throughout the world in his later years His five volume Jurisprudence 1959 is considered one of the most important contributions to the world s legal literature of the twentieth century An Introduction to the Philosophy of Law / by Roscoe Pound - Primary Source Edition Roscoe Pound,2013-10 This is a reproduction of a book published before 1923 This book may have occasional imperfections such as missing or blurred pages poor pictures errant marks etc that were either part of the original artifact or were introduced by the scanning process We believe this work is culturally important and despite the imperfections have elected to bring it back into print as part of our continuing commitment to the preservation of printed works worldwide We appreciate your understanding of the imperfections in the preservation process and hope you enjoy this valuable book **The Spirit of the Common Law** Roscoe Pound,1921 The Spirit of the Common Law is one of Roscoe Pound s most notable works It contains the brilliant lectures he delivered at Dartmouth College in the summer of 1921 It is a seminal book embodying the spiritual essence of sociological jurisprudence by its leading prophet This work is both a celebration of the common law and a warning for common law judges and lawyers to return to and embrace the pragmatism and judicial empiricism that define and energize the common law The two fundamental doctrines of the common law Pound writes are the doctrine of precedents and the doctrine of supremacy of law In an earlier preface Justice Arthur J Goldberg writes that The Spirit of the Common Law will always be treasured by judges and lawyers for its philosophy and history but more importantly for Roscoe Pound s optimism and faith in the capacity of law to keep up with the times without sacrificing fundamental values It is a faith built upon the conviction that the present is not to be divorced from the past but rather that the past and the present are to be built upon to make a better future Neil Hamilton and Mathias Alfred Jaren provide a biographical introduction to the book They discuss the various influences upon Pound s scholarly pursuits and they analyze many of his writings that led up to The Spirit of the Common Law This volume is a necessary addition to the libraries of legal scholars and professionals sociologists and philosophers The Ideal Element in Law Roscoe Pound,2002 Roscoe Pound former dean of Harvard Law School delivered a series of lectures at the University of Calcutta in 1948 In these lectures he criticized virtually every modern mode of

interpreting the law because he believed the administration of justice had lost its grounding and recourse to enduring ideals. Now published in the U S for the first time Pound's lectures are collected in *Liberty Fund's The Ideal Element in Law*. Pound's most important contribution to the relationship between law and liberty. *The Ideal Element in Law* was a radical book for its time and is just as meaningful today as when Pound's lectures were first delivered. Pound's view of the welfare state as a means of expanding government power over the individual speaks to the front page issues of the new millennium as clearly as it did to America in the mid twentieth century. Pound argues that the theme of justice grounded in enduring ideals is critical for America. He views American courts as relying on sociological theories, political ends or other objectives and in so doing divorcing the practice of law from the rule of law and the rule of law from the enduring ideal of law itself. Roscoe Pound is universally recognized as one of the most important legal minds of the early twentieth century. Considered by many to be the dean of American jurisprudence, Pound was a former Justice of the Supreme Court of Nebraska and served as dean of Harvard Law School from 1916 to 1936.

**Interpretations of Modern Legal Philosophies** Roscoe Pound, 1947 *The Lost World of Classical Legal Thought* William M. Wiecek, 1998-06-04 This book examines the ideology of elite lawyers and judges from the Gilded Age through the New Deal. Between 1866 and 1937 a coherent outlook shaped the way the American bar understood the sources of law, the role of the courts and the relationship between law and the larger society. William M. Wiecek explores this outlook, often called legal orthodoxy or classical legal thought, which assumed that law was apolitical, determinate, objective and neutral. American classical legal thought was forged in the heat of the social crises that punctuated the late nineteenth century. Fearing labor unions, immigrants and working people, generally American elites, including those on the bench and bar, sought ways to repress disorder and prevent political majorities from using democratic processes to redistribute wealth and power. Classical legal thought provided a rationale that assured the legitimacy of the extant distribution of society's resources. It enabled the legal suppression of unions and the subordination of workers to management's authority. As the twentieth century U S economy grew in complexity, the antiregulatory, individualistic bias of classical legal thought became more and more distanced from reality. Brittle and dogmatic legal ideology lost legitimacy in the eyes of both laypeople and ever larger segments of the bar. It was at last abandoned in the constitutional revolution of 1937, but as Wiecek argues in this detailed analysis, nothing has arisen since to replace it as an explanation of what law is and why courts have such broad power in a democratic society.

**The Spirit of the Common Law (1921)** Roscoe Pound, 2014-08-07 This is a new release of the original 1921 edition.

**Jurisprudence** Roscoe Pound, 2000 v 1  
 Jurisprudence The end of law v 2 The nature of law v 3 The scope and subject matter of law Sources forms modes of growth v 4 Application and enforcement of law Analysis of general juristic conceptions v 5 The system of law

**The Philosophy of Law** Christopher Berry Grey, 2013-07-04 From articles centering on the detailed and doctrinal exposition of the law to those which reside almost wholly within the realm of philosophical ethics, this volume affords comprehensive treatment to both

sides of the philosophico legal equation Systematic and sustained coverage of the many dimensions of legal thought gives ample expression to the true breadth and depth of the philosophy of law with coverage of The modes of knowing and the kinds of normativity used in the law Studies in international constitutional criminal administrative persons and property contracts and tort law including their historical origins and worldwide ramifications Current legal cultures such as common law and civilian European and Aboriginal Influential jurists and their biographies All influential schools and methods

**Roscoe Pound**, 1956 **An Introduction to the Philosophy of Law** Roscoe Pound, 2018-08-06 An Introduction to the Philosophy of Law Large Print By Roscoe Pound The latter he says can be just only with respect to those things which by nature are indifferent Thus when a newly reconstituted city took a living Spartan general for its eponymus no one was bound by nature to sacrifice to Brasidas as to an ancestor but he was bound by enactment and after all the matter was one of convention which in a society framed on the model of an organized kindred required that the citizens have a common heroic ancestor and was morally indifferent The distinction was handed down to modern legal science by Thomas Aquinas was embodied in Anglo American legal thought by Blackstone and has become staple But it is quite out of its setting as a doctrine of mala prohibita and mala in se We are delighted to publish this classic book as part of our extensive Classic Library collection Many of the books in our collection have been out of print for decades and therefore have not been accessible to the general public The aim of our publishing program is to facilitate rapid access to this vast reservoir of literature and our view is that this is a significant literary work which deserves to be brought back into print after many decades The contents of the vast majority of titles in the Classic Library have been scanned from the original works To ensure a high quality product each title has been meticulously hand curated by our staff Our philosophy has been guided by a desire to provide the reader with a book that is as close as possible to ownership of the original work We hope that you will enjoy this wonderful classic work and that for you it becomes an enriching experience *Social Engineering* Linus J. McManaman, 1953 **Law and Civilization** Edward B. McLean, 1992 This book provides a survey of multifaceted legal thought of one of America's great legal philosophers Roscoe Pound is considered to be one of the foremost theorists of sociological jurisprudence in American legal history Contents Pound on the Law Pound on Legal History Legal Philosophy Ancient Greek to the Eighteenth Century Legal Philosophy Nineteenth Century Legal Philosophy Twentieth Century Sociological Jurisprudence Theory of Interest Administrative Law Judicial Law Conclusion Bibliography **An Introduction to the Philosophy of Law (Classic Reprint)** Roscoe Pound, 2016-12-22 Excerpt from An Introduction to the Philosophy of Law Ripe for restoring it to its Old place therein At law what stands before us to be done in some of the more conspicuous problems Of that science today in which philosophy may help us and how it is possible to look at those problems philosophically without treating them in terms of the eighteenth century natural law or the nineteenth century metaphysical jurisprudence which stand for philosophy in the general understanding Of lawyers Roscoe Pound About the Publisher Forgotten Books publishes hundreds of thousands of

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**Biographical Dictionary of Twentieth-Century Philosophers** Stuart Brown,Diane Collinson,Robert Wilkinson,2012-09-10 This Biographical Dictionary provides detailed accounts of the lives works influence and reception of thinkers from all the major philosophical schools and traditions of the twentieth century This unique volume covers the lives and careers of thinkers from all areas of philosophy from analytic philosophy to Zen and from formal logic to aesthetics All the major figures of philosophy such as Nietzsche Wittgenstein and Russell are examined and analysed The scope of the work is not merely restricted to the major figures in western philosophy but also covers in depth a significant number of thinkers from the near and far east and from the non European Hispanic language communities The Biographical Dictionary also includes a number of general entries dealing with important schools of philosophy such as the Vienna Circle or currents of thought such as vitalism These allow the reader to set the individual biographies in the context of the philosophical history of the period With entries written by over 100 leading philosophy scholars the Biographical Dictionary is the most comprehensive survey of twentieth century thinkers to date Structure The book is structured alphabetically by philosopher Each entry is identically structured for ease of access and covers nationality dates and places of birth and death philosophical style or school areas of interest higher education significant influences main appointments main publications secondary literature account of intellectual development and main ideas critical reception and impact At the end of the book a glossary gives accounts of the schools movements and traditions to which these philosophers belonged and thorough indexes enable the reader to access the information in several ways by nationality by major areas of contribution to philosophy e g aesthetics by major influences on the thinker concerned e g Plato Kant Wittgenstein

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