

Problematics

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Problematics Of Moral Legal Theory

Charles E. Curran



Problematics Of Moral Legal Theory:

The Problematics of Moral and Legal Theory Richard A. Posner, 2009-06-01 Ambitious legal thinkers have become mesmerized by moral philosophy believing that great figures in the philosophical tradition hold the keys to understanding and improving law and justice and even to resolving the most contentious issues of constitutional law They are wrong contends Richard Posner in this book Posner characterizes the current preoccupation with moral and constitutional theory as the latest form of legal mystification an evasion of the real need of American law which is for a greater understanding of the social economic and political facts out of which great legal controversies arise In pursuit of that understanding Posner advocates a rebuilding of the law on the pragmatic basis of open minded and systematic empirical inquiry and the rejection of cant and nostalgia the true professionalism foreseen by Oliver Wendell Holmes a century ago A bracing book that pulls no punches and leaves no pieties unpunctured or sacred cows unkicked The Problematics of Moral and Legal Theory offers a sweeping tour of the current scene in legal studies and a hopeful prospect for its future Health Care Ethics: Critical Issues for the 21st Century Eileen E. Morrison, 2008-03-20 Contemporary Problems in Moral Theology Charles E. Curran, 1970 Chapter 3 Sexuality and sin pp 159 188 includes a discussion o homosexuality Ethics in Health Administration Eileen E. Morrison, 2011 Michigan Law Review , 1996 **Jewish Legal Theories** Leora Batnitzky, Yonatan Brafman, 2018-01-02 Anthology of writings about Jewish law in the modern world *Symposium* , 2002 *Health Care Ethics* Donald VanDeVeer, Tom Regan, 1987 *Columbia Law Review* , 1999 **Postmodern Philosophy and Law** Douglas E. Litowitz, 1997 The author presents a two tiered analysis that views postmodern legal thought as both a collective intellectual movement and as the work of particular theorists notably Friedrich Nietzsche Michel Foucault Jacques Derrida Francois Lyotard and Richard Rorty He concludes that even though postmodern thought does not give rise to a normative theory of right that can be used as a framework for deciding cases it can focus attention on genealogy and discourse and can empower those who have been denied a voice in the legal system Annotation copyrighted by Book News Inc Portland OR *The New Reformation and Its Relation to Moral and Social Problems* Ramsden Balmforth, 1893 Radical Critiques of the Law Stephen M. Griffin, Robert C. L. Moffat, 1997 The past two decades have seen an outpouring of work in legal theory that is self consciously critical of aspects of American law and the institutions of the liberal state In this lively volume eminent scholars in philosophy law and political science respond to this recent scholarship by exploring what constitutes a radical critique of the law examining such theories as critical legal studies feminist theory and theories of difference and critical race theory The authors consider whether the critiques advanced in recent legal theory can truly be called radical and what form a radical critique of American law should take Writing at the cutting edge of the critique of critical legal theory they offer insights first on critical legal scholarship then on feminist political and legal theory A third group of contributions questions the radicalness of these approaches in light of their failure to challenge fundamental aspects

of liberalism while a final section focuses on current issues of legal reform through critical views on criminal punishment including observations on rape and hate speech Each major essay describes the underlying principles in the development of a radical legal theory and addresses unresolved questions relating to it while accompanying commentaries present conflicting views The resulting dialogue explores wide ranging issues like equity value relativism adversarial and empathic legal advocacy communitarianism and the social contract impartiality and contingency natural law and corrective justice A common thread for many of the articles is a focus on the social dimension of society and law which finds the individualism of prevailing liberal theories too limiting *Radical Critiques of the Law* is particularly unique in presenting critical and feminist approaches in one volume along with skeptical commentary about just how radical some critiques really are Proposing alternative critiques that embody considerably greater promise of being truly radical it offers provocative reading for both philosophers and legal scholars by showing that many claims to radicalism are highly problematic at best

Morality for Humans Mark Johnson, 2015-09-04 A welcome renewal and defense of John Dewey's ethical naturalism which Johnson claims is the only morality fit for actual human beings Notre Dame Philosophical Reviews What is the difference between right and wrong This is no easy question to answer yet we constantly try to make it so frequently appealing to absolutes whether drawn from God universal reason or societal authority Combining cognitive science with a pragmatist philosophical framework Mark Johnson argues that appealing solely to absolute principles is not only scientifically unsound but even morally suspect He shows that the standards for the kinds of people we should be and how we should treat one another are frequently subject to change Taking context into consideration he offers a nuanced naturalistic view of ethics that sees us creatively adapt our standards according to given needs emerging problems and social interactions Ethical naturalism is not just a revamped form of relativism Indeed Johnson attempts to overcome the absolutist versus relativist impasse that has been one of the most intractable problems in the history of philosophy Much of our moral thought he shows is automatic and intuitive gut feelings that we attempt to justify with rational analysis and argument However good moral deliberation is not limited to intuitive judgments supported after the fact by reasoning Johnson points out a crucial third element we imagine how our decisions will play out how we or the world would change with each action we might take Plumbing this imaginative dimension of moral reasoning he provides a psychologically sophisticated view of moral problem solving one perfectly suited for the embodied culturally embedded and ever developing human creatures that we are

Handbook of Moral Philosophy Henry CALDERWOOD (L.L.D., F.R.S.E.), 1872 *Health Care Ethics* Eileen E. Morrison, 2009-10-06 This thorough revision of health care ethics brings the reader up to date on the most important issues in biomedical ethics today

Handbook of Moral Philosophy Henry Calderwood, 1879 *Profound Problems in Theology and Philosophy* George Jamieson, 1884 *Problems of the New Life* Morrison Isaac Swift, 1891 *Philosophical Problems in the Law*, 2000 This excellent collection of topically organized articles with chapter introductions cases for further reflection and end of chapter

glossaries provides an accessible yet philosophically honest and balanced introduction to the philosophy of law
of Philosophy Angelo Solomon Rappoport, 1916

A Primer

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