Record Nr. UNINA9910463578603321 Autore Goodman Nan <1957-> Titolo Banished [[electronic resource]]: common law and the rhetoric of social exclusion in early New England / / Nan Goodman Philadelphia, : University of Pennsylvania Press, c2012 Pubbl/distr/stampa 1-283-89820-9 **ISBN** 0-8122-0647-9 Edizione [1st ed.] Descrizione fisica 1 online resource (215 p.) Disciplina 974/.02 Exile (Punishment) - New England - History - 17th century Soggetti Common law - New England - History - 17th century Puritans - New England - History - 17th century Electronic books. New England History Colonial period, ca. 1600-1775 New England Civilization 17th century Lingua di pubblicazione Inglese Materiale a stampa **Formato** Livello bibliografico Monografia Bibliographic Level Mode of Issuance: Monograph Note generali Nota di bibliografia Includes bibliographical references and index. Front matter -- Contents -- Introduction. A Banishment Primer --Nota di contenuto Chapter 1. "To Entertain Strangers" -- Chapter 2. The "Predicament of Ubi" -- Chapter 3. "To Test Their Bloody Laws" -- Chapter 4. Deer Island and the Banishment of the Indians -- Conclusion. The Ends of Banishment: From the Puritan Colonies to the Borderlands -- Notes --Index -- Acknowledgments A community is defined not only by inclusion but also by exclusion. Sommario/riassunto Seventeenth-century New England Puritans, themselves exiled from one society, ruthlessly invoked the law of banishment from another: over time, hundreds of people were forcibly excluded from this developing but sparsely settled colony. Nan Goodman suggests that the methods of banishment rivaled-even overpowered-contractual and constitutional methods of inclusion as the means of defining people and place. The law and rhetoric that enacted the exclusion of certain parties, she contends, had the inverse effect of strengthening the

connections and collective identity of those that remained. Banished investigates the practices of social exclusion and its implications

through the lens of the period's common law. For Goodman, common law is a site of negotiation where the concepts of community and territory are more fluid and elastic than has previously been assumed for Puritan society. Her legal history brings fresh insight to well-known as well as more obscure banishment cases, including those of Anne Hutchinson, Roger Williams, Thomas Morton, the Quakers, and the Indians banished to Deer Island during King Philip's War. Many of these cases were driven less by the religious violations that may have triggered them than by the establishment of rules for membership in a civil society. Law provided a language for the Puritans to know and say who they were-and who they were not. Banished reveals the Puritans' previously neglected investment in the legal rhetoric that continues to shape our understanding of borders, boundaries, and social exclusion.