

1. Record Nr.	UNINA9910816863203321
Autore	Mootz Francis J.
Titolo	Law, hermeneutics and rhetoric // Francis J. Mootz III
Pubbl/distr/stampa	London ; ; New York : , : Routledge, , 2016
ISBN	1-317-10750-0 1-315-59161-8 1-317-10749-7 1-282-77384-4 9786612773846 0-7546-2968-6
Descrizione fisica	1 online resource (493 p.)
Collana	Collected Essays in Law Series
Disciplina	340.1
Soggetti	Law - Interpretation and construction Law - Philosophy Law - Methodology Law (Philosophical concept)
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	"First published 2010 by Ashgate Publishing"--t.p. verso.
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Contents; Series Preface; Introduction; Part One: Legal Hermeneutics and Theory; 1 The New Legal Hermeneutics* (1994); 2 The Ontological Basis of Legal Hermeneutics: A Proposed Model of Inquiry Based on the Work of Gadamer, Habermas, and Ricoeur* (1988); 3 A Future Foretold: Neo-Aristotelian Praise of Postmodern Legal Theory* (2003); Part Two: Law, Hermeneutics and Rhetoric; 4 Rhetorical Knowledge in Legal Practice and Theory* (1998); 5 Law in Flux: Philosophical Hermeneutics, Legal Argumentation, and the Natural Law Tradition* (1999); Part Three: Critical Hermeneutics and Legal Rhetoric 6 Nietzschean Critique and Philosophical Hermeneutics* (2003) 7 Responding to Nietzsche: The Constructive Power of Destruktion* (2007); Bibliography; Index
Sommario/riassunto	This collection of Mootz's classic essays argues that legal practice is a hermeneutical and rhetorical event that can best be understood and theorized in those terms. Whereas contemporary legal theory is

fragmented, this 'return' to hermeneutics and rhetoric as touchstones for law embraces dynamic traditions and provides the resources for theorists who seek to foster persuasion and understanding as an antidote to the emerging global order and the trend toward bureaucratization.

---