

1. Record Nr.	UNINA9910828440103321
Autore	Grey Thomas C.
Titolo	Formalism and pragmatism in American law // by Thomas C. Grey
Pubbl/distr/stampa	Leiden, Netherlands : , : Brill, , 2014 ©2014
ISBN	90-04-27289-5
Descrizione fisica	1 online resource (270 p.)
Collana	The Social Sciences of Practice ; ; Volume 2
Disciplina	340/.1
Soggetti	Law - United States - Philosophy Legal positivism Realism Pragmatism
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Preliminary Material -- Introduction -- 1 Do We Have an Unwritten Constitution? -- 2 The Disintegration of Property -- 3 Langdell's Orthodoxy -- 4 Holmes and Legal Pragmatism -- 5 Accidental Torts -- Bibliography -- Index of Terms.
Sommario/riassunto	In Formalism and Pragmatism in American Law Thomas Grey gives a full account of each of these modes of legal thought, with particular attention to the versions of them promulgated by their influential exponents Christopher Columbus Langdell and Oliver Wendell Holmes, Jr. Grey argues that legal pragmatism as understood by Holmes is the best jurisprudential framework for a modern legal system. He enriches his theoretical account with treatments of central issues in three important areas of law in the United States: constitutional interpretation, property, and torts.