1.	Record Nr.	UNINA9910954104003321
	Autore	Farber Daniel A. <1950->
	Titolo	Desperately seeking certainty : the misguided quest for constitutional foundations / / Daniel A. Farber, Suzanna Sherry
	Pubbl/distr/stampa	Chicago, Ill., : University of Chicago Press, 2004, c2002
	ISBN	9786612538377 9781282538375 1282538373 9780226238104 0226238105
	Edizione	[Pbk. ed.]
	Descrizione fisica	1 online resource (221 p.)
	Altri autori (Persone)	SherrySuzanna
	Disciplina	342.73
	Soggetti	Constitutional law - United States Constitutional law - United States - Philosophy
	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 (p. 171-202) and index.
	Nota di contenuto	Frontmatter -- CONTENTS -- PREFACE -- 1 . Of Law and Latkes -- 2 . In the Beginning:Robert Bork and Other Originalists -- 3 . The Formalist Crusade of Antonin Scalia -- 4. Richard Epstein and the Incredible Shrinking Government -- 5 . Akhil Amar and the People's Court -- 6 . Bruce Ackerman's Magic Amendment Machine -- 7 . Ronald Dworkin and the City on the Hill -- 8 . Dethroning Grand Theory -- Appendix -- Notes -- Index
	Sommario/riassunto	Irreverent, provocative, and engaging, Desperately Seeking Certainty attacks the current legal vogue for grand unified theories of constitutional interpretation. On both the Right and the Left, prominent legal scholars are attempting to build all of constitutional law from a single foundational idea. Dan Farber and Suzanna Sherry find that in the end no single, all-encompassing theory can successfully guide judges or provide definitive or even sensible answers to every constitutional question. Their book brilliantly reveals how problematic foundationalism is and shows how the pragmatic, multifaceted common law methods already used by the Court provide a far better means of reaching sound decisions and controlling judicial discretion

than do any of the grand theories.