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| Edizione                | [1st ed.]   |
| Descrizione fisica      | 1 online resource (232 p.)  |
| Collana                 | Language and legal discourse  |
| Disciplina              | 349.73/014<br>347.30014   |
| Soggetti                | Analysis (Philosophy)<br>Judges - United States - Language<br>Judicial opinions - United States - Language<br>Judicial process - United States<br>Law - United States - Language<br>Semantics (Law)   |
| 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       | Frontmatter -- Contents -- Preface -- Introduction: Judging Language -- 1. Chomsky and Cardow: Linguistics and the Law -- 2. The Judge as Linguist -- 3. Stacking the Deck -- 4. When the Language Is Clear -- 5. Too Much Precision -- 6. Some Problems with Words: Trying to Understand the Constitution -- 7. Why It Hasn't Gotten Any Better -- Notes -- Table of Cases -- Index  |
| Sommario/riassunto      | Since many legal disputes are battles over the meaning of a statute, contract, testimony, or the Constitution, judges must interpret language in order to decide why one proposed meaning overrides another. And in making their decisions about meaning appear authoritative and fair, judges often write about the nature of linguistic interpretation. In the first book to examine the linguistic analysis of law, Lawrence M. Solan shows that judges sometimes inaccurately |

portray the way we use language, creating inconsistencies in their decisions and threatening the fairness of the judicial system. Solan uses a wealth of examples to illustrate the way linguistics enters the process of judicial decision making: a death penalty case that the Supreme Court decided by analyzing the use of adjectives in a jury instruction; criminal cases whose outcomes depend on the Supreme Court's analysis of the relationship between adverbs and prepositional phrases; and cases focused on the meaning of certain words in the Constitution. Solan finds that judges often describe our use of language poorly because there is no clear relationship between the principles of linguistics and the jurisprudential goals that the judge wishes to promote. A major contribution to the growing interdisciplinary scholarship on law and its social and cultural context, Solan's lucid, engaging book is equally accessible to linguists, lawyers, philosophers, anthropologists, literary theorists, and political scientists.

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