

Philosophy 24 -- Philosophy of Law
Winter 2009

Lawrence Crocker
Thornton 208C, 6-9389

Class meets: 2 MWF 1:45-2:50 x-period: Th ;1:00-1:50 Thornton 105

Office Hours : Almost **any time**; stop in or blitz.

Unless otherwise noted, all assignments are in Schauer & Sinnott-Armstrong, *Philosophy of Law*,

B = on Blackboard * = Optional

DATE	TOPIC	ASSIGNMENT
M 1/5	What is Philosophy of Law?	Intro 1-7
W 1/7	Natural Law, Aquinas, Finnis	8-18
F 1/9	Classic Positivism, Austin	29-39
M 1/12	Newer Positivism Hart	40-49; "Positivism and the Separation of Law and Morals," B (optional pp.621 -626)
W 1/14	Hart 2	
F 1/16	Hart v. Fuller	18-27; "Positivism & Fidelity to Law" B;
M 1/19	No Class: MLK Holiday	
W 1/21	Newer Natural Law, Dworkin	70-100
Th 1/22	Discussion	"The Case of the Speluncean Explorers" B
F 1/23	Legal Realism & Critical Legal Studies	50-69
M 1/26	Legal Reasoning, Formalism	117-130 (top);
W 1/28	Interpretation	130 (bottom)-160
F 1/30	Precedent	161-189
M 2/2	Law & probability	946-964 Crocker B
W 2/4	MID TERM (45 minutes) Probability	B
F 2/6	Criminal Exclusionary Rule	Wilkey, Sachs, 965-73, Crocker B
M 2/9	Civil Disobedience -- Socrates	B Crito
W 2/11	Rawls Obligation to Law, Simmons	221-248
Th 2/12	King	258-59, 271-73 B King
F 2/13	No Class: Carnival	Support your 2007 NCAA Champion ski team!
M 2/16	Rawls, Singer	259-270

W 2/18	Plea Bargaining I	B Langbein, Fisher
F 2/20	Plea Bargaining II	B Guidorizzi; B Schulhofer (optional)
M 2/23	Affirmative action	Dworkin., Cohen 572 89 Sander B
W 2/25	Affirmative action	Gratz v Bollinger, Grutter v. Bollinger
F 2/27	Affirmative Action III	
M 3/2	S Morse	
W 3/4	Speech	Mill, Scanlon, Scheuer 354-372
F 3/6	Pornography	MacKinnon, Dworkin 376-388
M 3/9	Hate Speech, Hate Crimes	Collin v. Smith 388-390 Crocker B
	Final:, closed book	

Laptops are permitted in class only for the purpose of note taking and referring to downloaded readings. Web browsing, blitz reading and writing, and photo reviewing is contrary both to public policy and to the rules for this class. Your bringing your laptop to class will be understood to mean that you consent to this rule. Phones must be turned off.

Some students may wish to take part in religious observances that occur during this academic term. If you have a religious observance that conflicts with your participation in the course, please meet with or blitz me as soon as possible to discuss appropriate accommodations

Students with learning, physical, or psychiatric disabilities enrolled in this course that may need disability-related classroom accommodations are encouraged to make an office appointment to see me before the end of the second week of the term. All discussions will remain confidential, although the Student Accessibility Services office may be consulted to discuss appropriate implementation of any accommodation requested.