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P.A.

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that Posner can invoke Cardozo on-behalf of a "reasonableness" standard that represents, in many ways, all that Posner rejects shows the endless elasticity of the standard itself

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Posner discusses the structure and behavior of the legal profession, constitutional theory, interdisciplinary approaches to law, the nature of legal reasoning, and legal pragmatism. Brilliantly written, eschewing jargon and technicalities, it makes a major contribution to the debate about the role of law in our society. Overcoming Law

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discussion of the legal culture reflected in the works of Tom Wolfe and E.M. Forster.

Richard Posner - Wikipedia

One article told of the extremes that others across the nation would go in order to overcome discriminatory marriage laws. Weeks after the

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introduction of the bill in Olympia , the paper reported on a white “Romeo” who had a “pint of blood injected into his arm to defeat Georgia ’s law against intermarriage. ”10 ...

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significance is less truly understood than that of overcoming. When Jesus said, 'In the world ye shall have tribulation; but be of good cheer: I have overcome the world,' there was something meant quite different from its commonly received interpretation.

The Law of Overcoming - James

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Allen

Other disciplines - history, biology, sociology - may have much to say about these matters, and Overcoming Law is an extended plea for more (and higher-quality) interdisciplinary analyses of legal issues so as to get a better handle on that which counts - empirical consequences of alternative legal rules.

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