

TRUTH,
AUTONOMY,
AND
SPEECH

FEMINIST THEORY
AND THE
FIRST AMENDMENT

SUSAN H.
WILLIAMS

Truth Autonomy And Speech

Kim Treiger-Bar-Am



Truth Autonomy And Speech:

Truth, Autonomy, and Speech Susan Williams, 2004-06-14 Choice Magazine Outstanding Academic Titles 2005 Winner Amidst the vast array of literature on the First Amendment it is rare to hear a fresh voice speak about the First Amendment but in *Truth Autonomy and Speech* Susan H Williams presents a strikingly original interpretation and defense of the First Amendment written from a feminist perspective Drawing on work from several disciplines including law political theory philosophy and anthropology the book develops alternative accounts of truth and autonomy as the foundations for freedom of expression Building on feminist understandings of self and the social world Williams argues that both truth and autonomy are fundamentally relational With great clarity and insight Williams demonstrates that speech is the means by which we create rather than discover truth and the primary mechanism through which we tell the stories that constitute our autonomy She examines several controversial issues in the law of free speech including campaign finance reform the public forum doctrine and symbolic speech and concludes that the legal doctrine through which we interpret and apply the First Amendment should be organized to protect speech that serves the purposes of truth and autonomy *Positive Freedom and the Law* Kim Treiger-Bar-Am, 2019-07-25 This book explains why we should stop thinking of freedom as limited to a right to be left alone It explores how Kantian philosophy and Jewish thought instead give rise to a concept of positive freedom At heart freedom is inextricably linked to the obligation to respect the autonomy and dignity of others Freedom thus requires relationships with others and provides an important source of meaning in liberal democratic societies While individualism is said to foster detachment positive freedom fosters relations Moving from moral theory to law duties are seen as intrinsic to rights The book considers test cases involving the law of expression regarding authorial rights and women s prayer at Jerusalem s holy site of the Western Wall Affirmative duties of respect are essential Rights held by copyright owners require that all authors including so called users are shown respect Moreover rights held by the authorities at the Western Wall require that all worshippers including those whose interpretation of Jewish law differs from that adopted by the authorities are respected

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Arthur, 2016-06-23 *Morality and Moral Controversies* provides students with the tools to understand the philosophical ideas that are shaping our world today. This comprehensive anthology includes classic and contemporary readings in moral theory and the most current applied ethics debates, emphasizing international concerns. Through analyzing these readings such as Supreme Court decisions, students will grasp the scope of various philosophical discussions. Supreme Court justices must have *Morality and Moral Controversies* challenges readers to critically assess leading controversies in moral, social, and political philosophy. Upon completing this book, readers will be able to understand philosophical ideas that are shaping our world today, confront conflicts faced when given the choice of morality, and apply various philosophical ideas to politics, religion, economics, relationships, and medicine. Discuss basic philosophical arguments. *Free Speech* Matteo Bonotti, Jonathan Seglow, 2021-05-24 Freedom of speech is never very far away from political controversy. In recent years, the rise of populism, the cancel culture phenomenon, and online hate attacks are among the developments that have kept it at the forefront of both public and academic discussion. In this new introduction to the subject, Matteo Bonotti and Jonathan Seglow offer an accessible analysis of debates around freedom of speech. They introduce and critically examine three major philosophical arguments for freedom of speech that are based on the values of truth, autonomy, and democracy. They apply these arguments to issues including hate speech, offensive speech, and pornography, and also tackle pressing current issues such as fake news and public shaming. This book will be essential for anyone wishing to understand the contemporary significance and philosophical roots of free speech and how it relates to debates about democracy, feminism, and multiculturalism. *Fictional Discourse and the Law* Hans J. Lind, 2020-04-14 Drawing on insights from literary theory and analytical philosophy, this book analyzes the intersection of law and literature from the distinct and unique perspective of fictional discourse. Pursuing an empirical approach and using examples that range from Victorian literature to the current judicial treatment of rap music, the volume challenges the prevailing fact-fiction dichotomy in legal theory and practice by providing a better understanding of the peculiarities of legal fictionality while also contributing further material to fictional theory's endeavor to find a transdisciplinary valid criterion for a definition of fictional discourse. Following the basic presumptions of the early law as literature movement, past approaches have mainly focused on textuality and narrativity as the common denominators of law and literature and have largely ignored the topic of fictionality. This volume provides a much-needed analysis of this gap. The book will be of interest to scholars of legal theory, jurisprudence, and legal writing, along with literature scholars and students of literature and the humanities. **The Illusion of the Free Press** John Charney, 2018-01-11 This book explores the relationship between truth and freedom in the free press. It argues that the relationship is problematic because the free press implies a competition between plural ideas, whereas truth is univocal. Based on this tension, the book claims that the idea of a free press is premised on an epistemological illusion. This illusion enables society to maintain that the world it perceives through the press corresponds to the world as it actually exists, explaining why defenders of the free press continue to rely on

its capacity to discover the truth despite economic conditions and technological innovations undermining much of its independence The book invites the reader to reconsider the philosophical foundations constitutional justifications and structure and functions of the free press and whether the institution can in fact realise both freedom and truth It will be of great interest to anyone concerned in the role and value of the free press in the modern world **Yale Law Journal: Volume 124, Number 2 - November 2014** Yale Law Journal,2014-12-08 The November 2014 issue of The Yale Law Journal the second of academic year 2014 2015 features new articles on law and legal theory by internationally recognized scholars Contents include Article Agency Enforcement of Spending Clause Statutes A Defense of the Funding Cut Off Eloise Pasachoff Essay Bounded Institutions Yair Listokin Book Review Constitutions of Hope and Fear Frederick Schauer Note Price s Progress Sex Stereotyping and Its Potential for Antidiscrimination Law Zachary Herz Note Dual Sovereignty Due Process and Duplicative Punishment A New Solution to an Old Problem Adam Adler Note Measuring the Fortress Explaining Trends in Supreme Court and Circuit Court Dictionary Use John Calhoun Comment Parens Patriae the Class Action Fairness Act and the Path Forward The Implications of Mississippi ex rel Hood v AU Optronics Corp Patrick Hayden This quality ebook edition features linked notes active Contents active URLs in notes and proper Bluebook formatting The November 2014 issue is Volume 124 Number 2 **Michigan Law Review** ,2018 The Case for Gay Rights David A. J. Richards,2005 As Americans wrestle with debates over traditional values defense of marriage and gay rights reason often seems to take a back seat to emotion In response legal scholar Richards reflects upon the constitutional and democratic principles relating to privacy intimate life free speech tolerance and conscience that underpin these often heated debates The distillation of Richards s thirty year advocacy for the rights of gays and lesbians his book provides a reflective treatise on basic human rights that touch all of our lives He places in context two key Supreme Court cases the 1986 Bowers v Hardwick decision and the 2003 Lawrence v Texas decision which overturned it Drawing upon his own experiences as a gay man Richards interweaves personal observations with philosophical political judicial and psychological insights to make a case that gays should be entitled to the same rights and protections that every American enjoys From publisher description

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alphabetically by title not by subject and cross referenced so the reader can locate relevant information in other articles

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Philip B. Kurland, 1996 The British National Bibliography Arthur James Wells, 2006 Law and Philosophy Thomas W. Simon, 2001 This analytical anthology introduces students with little background in either to both law and philosophy using prominent classic political philosophers legal theorists and abundant landmark court cases Legal issues are placed in their historical and philosophical contexts The book considers critical issues such as civil disobedience war crimes and the death penalty It teaches the basics of international constitutional and criminal law and shows how philosophy of law helps makes sense of and unifies the seeming scraps and fragments of law The chapters focus on different areas of law and on different philosophers and philosophies A classical political philosopher anchors each area of law covered The anthology includes writings from prominent political philosophers Plato Aristotle Hobbes Locke Kant Mill Nietzsche and Rawls from classical legal theorists Aquinas Grotius Austin Fuller Hart and Dworkin and from judicial opinions Justices Blackmun Brennan Marshall Rehnquist and Scalia Poznan Studies in the Philosophy of the Sciences and Humanities, 1988 Truth, 1897

Acta Philosophica Fennica, 1935 Clashing Views on Controversial Issues in Business Ethics and Society Lisa H. Newton, Maureen M. Ford, 1998 Taking Sides Clashing Views on Controversial Issues in Business Ethics and Society 5th Edition is a debate style reader designed to introduce students to controversies in business ethics The readings which represent the arguments of leading business commentators and philosophers reflect a variety of viewpoints and have been selected for their liveliness and substance and because of their value in a debate framework

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