



The Path of the Law (Paperback)

By Jr. Oliver Wendell Holmes

Martino Fine Books, United States, 2012. Paperback. Book Condition: New. 226 x 150 mm. Language: English . Brand New Book ***** Print on Demand *****.2012 Reprint of Original 1955 Edition. Exact facsimile of the original edition, not reproduced with Optical Recognition Software. The Path of the Law by Oliver Wendell Holmes, Jr. was originally published in the Harvard Law Review in 1897. By the time of his essay The Path of the Law, Holmes had completed the evolution to a behaviorist theory of law. Whatever you may think of Holmes's jurisprudence, The Path of the Law is an unambiguously great exercise in legal philosophy; certainly it withstands the test of time much better than The Common Law. Laws should be written, we learn, from the standpoint of the bad man, he who will do the absolute minimum necessary to avoid the sanctions of his neighbors. In other words, it must create objective standards, that do not depend on the personal virtue or goodwill of the citizens. When the law seeks to determine the intent of someone who committed an act for which he is on trial, it is not seeking to determine whether he meant to do good or...



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