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Description. David Faigman's Constitutional Fictions is the first book-length examination of the role of fact-finding in constitutional cases. Because the role of facts is central to the day-to-day realities of constitutional law, Faigman provides an extraordinarily important analysis of a subject that has been largely ignored by constitutional scholars. Constitutional Fictions - David L Faigman - Oxford ... Constitutional fictions : a unified theory of constitutional facts. [David L Faigman] -- "Faigman articulates a new taxonomy for describing fact-finding in constitutional cases and provides a comprehensive scheme for

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employing facts in constitutional law. Constitutional fictions : a unified theory of ... Get this from a library! Constitutional fictions : a unified theory of constitutional facts. [David L Faigman] Constitutional fictions : a unified theory of ... In this Article, I propose a unified theory of constitutional facts. Section I sketches the basic parameters of the Court's current approach to constitutional fact-finding, which closely adheres to what Professor Ronald Dworkin calls "interpretive" fact-finding. A Unified Theory of Constitutional Facts noted. So David Faigman's Constitutional Fictions: A Unified Theory of Constitutional Facts merits celebration for taking up such an important and too-often neglected subject. His book should

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be celebrated for more than its topic, how ever. Constitutional Fictions does the legal profession an invaluable The Empirical Judiciary. Book Review Of: Constitutional ... First, it refers to general theories of the Constitution, which deal with the overall structure of the government, the relations among the branches, and the relation between the national and state governments. Second, it refers to theories of judicial review, which provide justifications for the occasions on which the courts, ruling on constitutional issues, will and will not displace the judgments of elected officials. Constitutional Theory | Encyclopedia.com Yoo was deploying a theory of executive power best summed up by his phrase: "no limits on the

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Executive's judgment." George W. Bush was later to rely on that theory to justify warrantless ... Constitutional Myth #3: The 'Unitary Executive' is a ... He is also the author of three books, Constitutional Fictions: A Unified Theory of Constitutional Facts (Oxford, 2008), Laboratory of Justice: The Supreme Court's 200-Year Struggle to Integrate Science and the Law (Henry Holt & Co. 2004) and Legal Alchemy: The Use and Misuse of Science in the Law (W.H. Freeman,1999). David Faigman, Chancellor and Dean - UC Hastings College ... Constitution theory, also called Construction Theory, in the philosophy of Logical Positivism, the view that certain concepts—in particular, scientific ones—are in the last analysis

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