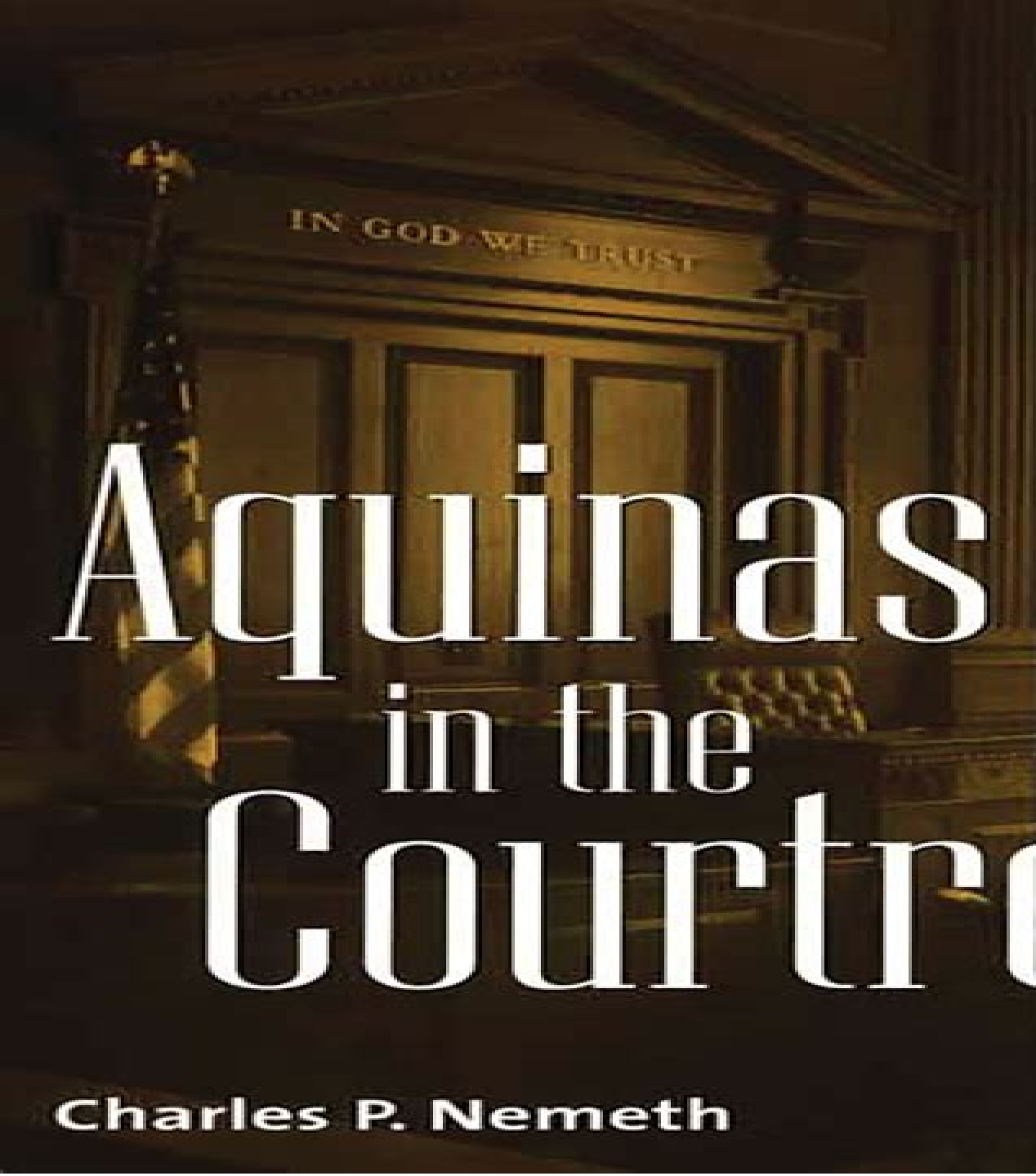




Aquinas in the Courtroom

**Lawyers,
Judges,
and
Judicial
Conduct**

Charles P. Nemeth

Aquinas In The Courtroom Lawyers Judges And Judicial Conduct

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Aquinas in the Courtroom Charles Nemeth, 2001-07-30 Outlines and discusses St Thomas Aquinas's insights into legal reasoning and judgments and the nature and role of judges and lawyers **Catholic Perspectives on Crime and Criminal Justice** Willard M. Oliver, 2008-01-01 Drawing upon Catholic social teaching traditional writings and Sacred Scripture this book presents a Catholic perspective of crime and criminal justice in America Specifically it presents a policy framework for the criminal justice system describing how and why police courts and corrections should adopt the tenets of restorative and community justice In addition it presents how certain crime related issues would be addressed under a Catholic perspective particularly focusing on the death penalty abortion euthanasia and so called victimless crimes *Aquinas and Modern Law* James Bernard Murphy, 2017-07-05 This volume collects some of the best recent writings on St Thomas's philosophy of law and includes a critical examination of Aquinas's theory of the relation between law and morality his natural law theory as well as the modern reformulation of his approach to natural rights The volume shows how Aquinas understood the importance of positive law and demonstrates the modern relevance of his writings by including Thomistic critiques of modern jurisprudence and examples of applications of Thomistic jurisprudence to specific modern legal problems such as federalism environmental policy abortion and euthanasia The volume also features an introduction which places Aquinas's writings in the context of modern jurisprudence as well as an extensive bibliography The volume is suited to the needs of jurisprudence scholars teachers and students and is an essential resource for all law libraries **Aquinas in the Courtroom** Charles Nemeth, 2001-07-30 Using St Thomas Aquinas's natural law philosophy and Divine Exemplar argument to prompt new discussion of ethical questions that lawyers and judges should confront the author delivers a complete occupational profile for the professional conduct of judges and lawyers St Thomas's discourse on such topics as procedural law judicial and advocate conduct and character criminal and civil practice standards and sentencing guidelines provides a blueprint for the Christian lawyer and judge by laying out the professional and ethical parameters that make the actor operate in accordance with reason and morality This text on Thomistic jurisprudence challenges the current beliefs of law and the justice system the functions of lawyers advocates and judges and traditional views on evidence and punishment and suggests a return to the roots of the system in which reason virtue and justice guide the law and its practice Lawyers judges students and scholars should find in these pages a unique approach to renewing our beleaguered justice system Relying on extensive quotations from the works of St Thomas Aquinas the author begins the text with an explication of St Thomas's influences legal philosophy and thoughts on virtue and the law He then devotes several chapters to specific concepts in Thomistic jurisprudence including prudence the common good judicial process judgment and punishment The final chapters analyze the role of lawyers and judges and argues for the need for the application of the Thomistic model of jurisprudence to our criminal justice system Thomas Aquinas and the Philosophy of Punishment Peter Karl Koritansky, 2012 Peter Karl Koritansky is

assistant professor of philosophy and religion at the University of Prince Edward Island

Natural Law Jurisprudence in U.S. Supreme Court Cases since *Roe v. Wade* Charles P. Nemeth, 2020-02-20 Since America's founding natural law principles play a critical role in the development of rights and human dignity. Commencing with the notion that rights are derived from a higher metaphysical power over mere promulgation and human legislation, the natural law advocate sees law and human rights in the context of a more perpetual and perennial philosophy. Coupled with this is the view that natural law provides a series of undeniable precepts for human operations or a natural prescription for human life based on the natural order. Hence, early court cases tend to emphasize the natural versus the unnatural and just as compellingly argue that the natural order aligned with the eternal law delivers a measure for human action. Earlier US Supreme Court cases often use this sort of language in granting or denying rights in certain human activity. As a result, a survey of some of the most significant landmark cases from the Supreme Court are assessed in *Natural Law Jurisprudence in U.S. Supreme Court Cases since *Roe v. Wade** and by implication those cases which seem to disregard these fundamental principles such as the slavery decisions are highlighted.

Foundations of American Criminal Due Process at Trial Francis R. Herrmann, Brownlow M. Speer, 2025 A combination of media, personal experience, and education have introduced the average American to their right to a fair trial by jury, a protection set out in the Bill of Rights of the American Constitution. However, the specific rights that set the jury system up for fair trial procedure have roots far older than the Bill of Rights. *Foundations of American Criminal Due Process at Trial* delves into a subject whose historical horizon includes the pulpit of St. Augustine, a workshop of ninth-century forgers, the prosecution of pirates in medieval England, and defendants' demands for basic safeguards in English common law trials. Francis R. Herrmann and Brownlow M. Speer scrutinize previously overlooked primary sources, underline the influence of canon law and classic writings on English law, and trace the fundamental protections of accused persons to Judeo-Christian principles. A text sure to be of interest to practitioners, scholars, and lay readers, *Foundations of American Criminal Due Process at Trial* anchors American fair trial rights in the geography and chronology of a Western legal tradition that encompasses Rome, medieval Europe, and England.

Lying and Truthfulness Stewart Clem, 2023-01-05 In this book Stewart Clem develops an account of truthfulness that is grounded in the Thomistic virtue of *veracitas*. Unlike most contemporary Christian ethicists who narrowly focus on the permissibility of lying, he turns to the virtue of truthfulness and illuminates its close relationship to the virtue of justice. This approach generates a more precise taxonomy of speech acts and shows how they are grounded in specific virtues and vices. Clem's study also contributes to the contemporary literature on Aquinas, who is often classified alongside Augustine and Kant as holding a rigorist position on lying. Meticulously researched, this volume clarifies what set Aquinas's view apart in his own day and how it is relevant to our own. Clem demonstrates that Aquinas's account provides a genuine alternative to rigorist and consequentialist approaches. His analysis also reveals the perennial relevance of Aquinas's thought by bringing it to bear on contemporary social and ethical issues.

Liberty and

Law Brian Tierney, 2014-02-14 Liberty and Law examines a previously underappreciated theme in legal history the idea of permissive natural law The idea is mentioned only peripherally if at all in modern histories of natural law Yet it engaged the attention of jurists philosophers and theologians over a long period and formed an integral part of their teachings This ensured that natural law was not conceived of as merely a set of commands and prohibitions that restricted human conduct but also as affirming a realm of human freedom understood as both freedom from subjection and freedom of choice Freedom can be used in many ways and throughout the whole period from 1100 to 1800 the idea of permissive natural law was deployed for various purposes in response to different problems that arose It was frequently invoked to explain the origin of private property and the beginnings of civil government **Bertrand Russell on Nuclear War, Peace, and Language**

Alan Schwerin, 2002-12-30 One of the most prominent philosophers and activists of the 20th century Bertrand Russell is known not only for his fundamental contributions on the scope of human knowledge and on mathematical logic but also for his often controversial views on ethical and linguistic topics This edited collection of original essays by prominent Russell scholars focuses on the philosopher's positions on the key issues of nuclear war peace and language The contributors critically assess Russell's arguments within their historical and philosophical context and show the significance and topicality that his ideas have retained to the present day some 80 years since their first articulation Among the issues examined are Russell's advocacy of preventive war against the Soviets his activism for peace his critical assessment of Wittgenstein's analysis of ordinary language and his account of mathematical statements

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