

Introduction to Legal Studies

Spring 2007

Reading and Discussion Questions for Tuesday, May 1st

Ewick and Silbey, *The Common Place of Law* (chapter five)

The reading for Tuesday's class follows along the same path as the previous session. We will continue studying and discussing Ewick & Silbey's *Common Place of Law*, this time attempting to understand what they label the "With the Law" vision of legality. Thus, having done the hard work of getting down what the authors mean by such terms as "normativity," "capacity," "constraint," and "time & space" you can study this chapter as it defines these terms in relation to the second of three forms of legality.

1. Write some notes in the grid on the flip side of this page to describe the "With the Law" vision of legality as it fits in these categories.
2. Without looking at your notes from last class, write in your own words your sense of the meanings, as used by Ewick and Silbey, of the following terms:
 - a. Legality:
 - b. Normativity:
 - c. Constraint:
 - d. Capacity:
 - e. Time & Space:
3. Think of an experience you have (or someone you know has) had that expresses a vision of legality. Perhaps that story fits within the characteristics of "Before the Law" legality. Perhaps it fits better with "With the Law." Whatever your sense, write notes or a brief version of the story and bring it to class on Tuesday. *Most importantly*, after writing, analyze it to understand what characteristics make it fit the category you think it fits in?

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Normativity	Constraint
Capacity	Time & Space