

Family Law Matters Law Social Theor

Family Law in America Sanford N. Katz 2003 This volume examines the state of family law in America. Among its themes is the tension between individual autonomy and governmental regulation in all aspects of family law. It examines both conventional and new definitions of formal and informal domestic relationships.

The Psychology of Family Law Eve M. Brank 2019-04-09 Winner, 2021 Lawrence S. Wrightsman Book Award, given by the American Psychology-Law Society Bridges family law and current psychological research to shape understanding of legal doctrine and policy Family law encompasses legislation related to domestic relationships—marriages, parenthood, civil unions, guardianship, and more. No other area of law touches so closely to home, or is changing at such a rapid pace—in fact, family law is so dynamic precisely because it is inextricably intertwined with psychological issues such as human behavior, attitudes, and social norms. However, although psychology and family law may seem a natural partnership, both fields have much to learn from each other. Our laws often fail to take into account our empirical knowledge of psychology, falling back instead on faulty assumptions about human behavior. This book encourages our use of psychological research and methods to inform understandings of family law. It considers issues including child custody, intimate partner violence, marriage and divorce, and child and elder maltreatment. For each topic discussed, Eve Brank presents a case, statute, or legal principle that highlights the psychological issues involved, illuminating how psychological research either supports or opposes the legal principles in question, and placing particular emphasis on the areas that are still in need of further research. The volume identifies areas where psychology practice and research already have been or could be useful in molding legal doctrine and policy, and by providing psychology researchers with new ideas for legally relevant research.

Family Law in a Changing America Douglas NeJaime 2020-09-15 Family Law in a Changing America is a new casebook that highlights law and family patterns as they are now, not as they were decades ago. By focusing on key changes in family life, the casebook attends to rising equality and inequality within and among families. The law, formally at least, accords more equality and autonomy than ever before, having repudiated hierarchies based on race, gender, and sexuality. Yet, as our society has grown more economically unequal, so too have family patterns diverged—with marriage and marital child-rearing becoming a mark of privilege. A number of developments—mass incarceration, the privatization of care, and reproductive technologies—have also contributed to disparities based on race, class, and gender. The casebook reflects the law's continuing emphasis on marriage, but also treats nonmarital families as central. Rather than privilege the marital heterosexual family, the casebook organizes the presentation of the law around 1) adult relationships and 2) parent-child relationships. Professors and students will benefit from: Text that includes dramatic changes in family patterns in contemporary society, including: declining marriage rates, with differential rates based on race and class; increasing rates of nonmarital cohabitation and nonmarital parenting; the use of assisted reproduction and its challenge to biological understandings of parentage; tensions between women's increasing education and employment and the perseverance of the gendered division of labor in families; the inclusion of same-sex couples in marriage and parenthood An approach that decenters the marital heterosexual family and instead is structured around the general topics of adult relationships and parent-child relationships Focus on the scope of family law, including extensive coverage of crucial sites of family regulation, such as the child welfare system, that are traditionally neglected Emphasis on multiple modes of legal interpretation (common law, constitutional, statutory) and multiple actors in the legal system (judges, legislators, lawyers, experts, social workers) Practical problems and exercises, often based on actual cases or events, that illuminate the gaps, tensions, and implications of existing doctrine; some of the problems include postscripts explaining how the issue was resolved by a court or legislature An approach that draws on more recent cases and cutting-edge issues and that includes extensive coverage of assisted reproduction (including IVF, surrogacy, and gamete donation), parentage

(including intentional parenthood, functional parenthood, and multi-parent arrangements), adoption, child welfare, and family support

Developmental Psychology for Family Law Professionals Dr. Benjamin D. Garber, PhD 2009-09-09 "[T]he best and most useful social science text I have read in a decade. It is comprehensive in its research and scope, clearly written and uses excellent case studies and examples to illustrate in simple terms what might otherwise be complex phenomena." --Dr. Tom Altobelli Federal Magistrate, Family Law Courts Sydney, Australia The goal of every family law professional and mental health practitioner is to improve family court outcomes in the best interests of the child. This book will assist readers in meeting this critical goal. Developmental Psychology for Family Law Professionals serves as a practical application of developmental theory to the practice of family law. This book helps family law and mental health professionals gain a broader understanding of each child's unique needs when in the midst of family crisis. It presents developmental theories with which professionals might better assess the developmental needs, synchronies, and trajectories of a given child. Ultimately, this book presents guidelines for making appropriate legal decisions and recommendations for children who have experienced crises such as abuse, neglect, relocation, divorce, and much more. Key topics include: Custodial schedules Foster and adoptive care Post-divorce disputes Termination of parental rights Psychological assessment and diagnosis Incarcerated parents and visitation rights Relocation and "distance parenting" Visitation resistance and refusal/reunification Parental Alienation/alignment and estrangement Theories of cognitive, language, and social development

The Family in Law Archana Parashar 2017-04-20 This book challenges conventional boundaries of family law providing a solid foundation and edge to students' understanding of the topic.

Family Law Leslie Joan Harris 2018-02-27 Buy a new version of this textbook and receive access to the Connected eBook with Study Center on CasebookConnect, including: lifetime access to the online ebook with highlight, annotation, and search capabilities; practice questions from your favorite study aids; an outline tool and other helpful resources. Connected eBooks provide what you need most to be successful in your law school classes. Learn more about Connected eBooks Family Law, Sixth Edition is a modern and teachable casebook, offering comprehensive coverage and a mix of interdisciplinary materials. It compares innovative developments in some states with the reaffirmation of traditional principles in others, and does so in the context of a wider focus on family and the state, the role of mediating institutions, and the efficacy of law and particular methods of enforcing the law. The casebook deals with the complexity of family law both in the organization of the chapters—separate units on family contracts, jurisdiction, and practice, for example, can be shortened, skipped, or taught in almost any order—and the diversity of material within each chapter. Each unit combines primary cases with comprehensive notes, supplemented with academic and policy analyses that provide a foundation for evaluation. Detailed problems extend the coverage or apply the commentary to real world examples. Key Features: A streamlined and updated chapter on the legal significance of being married, including an updated section on reproductive rights to reflect the potential influence of Whole Woman's Health v. Hellersted Major revisions to the chapters on marriage and informal domestic partnerships to reflect the impact of Obergefell v. Hodges A complete update of the parentage cases to incorporate the latest developments on same-sex partners, three parent recognition, third party visitation, adoption, and assisted reproduction Revised sections on the role of settlement agreements and out-of-court processes in divorce and the dissolution of relationships Coverage of cross-disciplinary topics, including financial principles, genetics/statistics, clinical psychology, social history, policy discussions, counseling, negotiation, ADR, and ethics

Family Law in Perspective Walter Wadlington 2001 Law school casebook intended as an introduction to the field of family law, both at the abstract level of theory and at the concrete level of doctrine. It is an introduction as much for experienced lawyers and scholars who come to this field with a thorough knowledge of other aspects of the law as for law students who have just begun preparing for their careers.

Cases and Materials on Family Law Judith Areen 1985

Emile Durkheim on the Family Mary Ann Lamanna 2001-10-24 Emile Durkheim on the Family is intended to bring attention to this classical sociologist's work on the family. Durkheim's writings in this area are little known, but the family was nevertheless one of his primary interests, the subject of an intended book that was never written. Durkheim's ideas on the family appear only in scattered sources and a number of those sources have not been translated into English. Durkheim's Sociology of the family has not heretofore been presented and analyzed holistically.

Law and Social Change Sharyn L Roach Anleu 2009-11-25 This is a timely new edition of Sharyn L Roach Anleu's invaluable introduction to the sociology of law and its role as a social institution and social process. Discussing current theory and key empirical research from a diverse range of perspectives Law and Social Change gives relevant examples, from various cultures and societies, to provide a sociological view which goes beyond more jurisprudential approaches to law and society. The book: * provides coverage of major classic and contemporary social theories of law * is informed by empirical research drawn from several countries/societies * includes up to date and relevant examples This thoroughly updated edition engages with modern scholarship, and recent research, on globalization whilst also looking at related issues such as the internationalization of law and human rights. It explores recent reforms at local and national levels, including issues of migration and refugees, the regulation of 'anti-social' behaviour, and specialist or problem solving courts and also provides a clear, accessible introduction to research methods used in the socio-legal field. Direct and wide-ranging this text will be essential reading for students and researchers on social science and law courses and in particular, those taking sociology, legal theory, criminology and criminal justice studies.

Advanced Introduction to Family Policy Chiara Saraceno 2022-01-21 Elgar Advanced Introductions are stimulating and thoughtful introductions to major fields in the social sciences, business and law, expertly written by the world's leading scholars. Designed to be accessible yet rigorous, they offer concise and lucid surveys of the substantive and policy issues associated with discrete subject areas. Written by eminent scholar Chiara Saraceno, this Advanced Introduction offers a synthetic overview of the core theoretical and policy issues involved in family policy, currently the most dynamic sector of social policies in both developed and developing countries. It discusses the three primary areas of family policy in contemporary society: financial support for the cost of children, short and long term care for children and dependent people, and work-family conciliation. Key features include: An engaging and accessible style exploration of the roles of civil law and feminist studies a comparative, global perspective including analysis of the Global South presentation of the core conceptual and methodological debates in the field. Providing a compact and concise introduction to the rich scholarship of the field, the Advanced Introduction to Family Policy will be a key resource for students and scholars of family policy, social policy and sociological theory.

Modern Family Law D Kelly Weisberg 2024 "Cases and materials on family law for law students taking a family law course"--

Family Law James Dwyer 2014-12-09 Family Law emphasizes the issues and skills most relevant to domestic relations practice. The text employs a novel and dramatic organization with three substantive units that compare the legal treatment of the parent-child relationship vs. adult intimate relationships at stages of formation, regulation, and dissolution. In keeping with the modern reorientation of the field, Family Law reflects the transition "From Partners to Parents" beginning with the creation of parent-child relationship rather than marriage. Its geographical breadth delivers more comparative materials than other texts, using examples from a variety of cultures to provoke "why don't we do this?" considerations. Each student-friendly chapter and section begins with a clear summary of current law that orients the reader before examining legal texts in detail. This structure invites theoretical critique only after a solid foundation is laid. Statutes are core to the text which gives proper emphasis to the vital skill of statutory interpretation in today's practice. Up-to-date material provides more recent cases than any other textbook. With an empirical emphasis, Family Law draws from the significant literature in sociology, psychology, anthropology and other fields so that legal analysis is grounded in real-life application. Focused questions direct students to the heart of the analysis, often using headings before questions to alert readers to the type of analysis required, for example: statutory interpretation, policy, client counseling, and moral theory.

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Family Law Peter N. Swisher 2012 Family Law addresses contemporary family law issues and analyzes the public and private dichotomy in contemporary family law relationships. Current family law topics addressed in this book include: Marriage and marriage alternatives Support and property rights Conception and reproduction issues Domestic violence and intrafamily torts Care and supervision of children Adoption and termination of parental rights Legitimacy and paternity Divorce or dissolution of marriage Economic consequences of divorce, including spousal and child support, equitable distribution of marital and community property and a discussion of the American Law Institute's proposed principles of the law of family dissolution Child custody and visitation, including a discussion of the Uniform Child Custody Jurisdiction and Enforcement Act and the Uniform Interstate Family Support Act Premarital and postmarital agreements Alternative dispute resolution Ethical issues for the family lawyer While addressing many cutting-edge family law issues, this family law casebook still maintains a realistic balance between theory and practice. The format is manageable, condensed, and user-friendly. Each topic includes a general introduction, a current or landmark illustrative judicial decision, relevant notes and questions analyzing, extending, or questioning each topic, and problems allowing students to analyze particular family law issues and disputes as practitioners, legislators, or jurists would. A Teacher's Manual is available to professors.

Family Law and the Pursuit of Intimacy Milton C. Regan Jr. 1993-05-01 In recent years, family law has catapulted from the shadows to the spotlight in public consciousness. The issues that family law addresses--divorce, custody, single parenthood, same-sex marriage, prenuptial contracts, unmarried cohabitation, alternative families--have attracted enormous public attention and have become the subject of celebrated legal disputes, newspaper and magazine articles, television shows and movies, and Presidential campaigns. The modern family serves as a highly-charged symbol of the conflicts that arise within an American culture that professes devotion both to individual rights and family obligations. Family law has shown increasing willingness in the last two decades to resolve these conflicts in favor of individual rights. It has placed heightened emphasis on the autonomy of individual family members, exhibiting greater suspicion of the family as a constraint on self-development. This has translated into a waning influence for the moral vision of family life that assigns rights and obligations to those with formal legal identities such as spouses, parents, or children--a vision expressed in the legal model of status. In its stead has entered the alternative vision of contract, which enables individuals themselves to establish the terms of their relationships, with regulation limited to cases of imminent harm. This vision strives to free individuals from the fetters of communal expectations so that they can pursue genuine intimacy with others. In this timely work, Regan delves into recent legal cases, social theory, and family history to challenge the assumption that contract should serve as the governing principle of family law. The devaluation of status, he claims, puts us at risk of losing the resonance of the family as a cultural model of the responsibilities that flow from relationships with others. In a postmodern world marked by fragmentation of both identity and personal relationships, intimate commitment may rest more than ever on the ability of culture to orient the individual within shared norms of conduct. The challenge therefore is to construct a new model of status--shorn of sexist assumptions, yet based on commitment and responsibility--that will preserve the distinctive character of family law as a narrative about self and other in intimate relationship.

Community and the Law Takao Tanase 2010-01-01 Takao Tanase seamlessly combines sociolegal and philosophical analysis as he explores the tensions between individual legal rights and communitarian values in settings ranging from post-divorce visitation rights to tort liability, lawyer client relationships, and rising litigation rates. Contrasting Japan with the individualistic thrust of American law, Tanase stresses the importance of building legal processes that encourage stronger social and communal bonds. Students of law and society on all continents will find rich food for thought in this intellectually bold and intriguing volume. Robert A. Kagan, University of California, Berkeley, US Takao Tanase's *Community and the Law* is a path breaking and often surprising interpretation of legal culture in Japan which includes subtle analyses of the changing role of lawyers and courts and the extent to which modernity and reliance on law are interlinked. But it is much more than that. His reflections on the different way law responds to social dilemmas in Japan and the USA are the building blocks of a much more ambitious project no less than constructing a coherent account of what law can and should do to maintain communal ties in postmodern times. The book is a pleasure to read for its learning and sophistication. Nottage and Wolff also deserve high praise for their light touch as editors and translators. David Nelken, University of Cardiff, UK and University of Macerata, Italy This important book translates seven landmark essays by one of Japan's most respected and influential legal thinkers. While Takao Tanase concedes that law might not matter as much in Japan as it does in the United States, in a provocative challenge to socio-legal researchers and comparative lawyers, he asks: why should it? The issue, he contends, is not whether law matters to society; it is how society matters to law. Developing a descriptive and normative theory of community and the law, the author directly challenges the view that legal liberalism represents the pinnacle of legal achievement. He criticises liberalism for destroying community in the United States and for offering false hope for a delayed modernity in Japan. By applying a distinctive interpretivist methodology, he constructs a communitarian model of law and society that serves as an alternative to legal liberalism. The book challenges conventional understandings of such legal sociological staples as torts, lawyers ethics, family law, human rights, constitutionalism and litigiousness. This fascinating book will prove a stimulating, thought provoking read for researchers and scholars of law, Japanese and American studies, sociology and jurisprudence.

Cross Currents Sanford N. Katz 2000 This unique contribution to comparative law brings together dedicated essays on a comprehensive range of issues in family law in the United States and England showing how they stand at the beginning of the new century and how they reached there. This provides an unparalleled opportunity to examine how family law has reacted to a period of change in family life widely held to be without precedent. The legal analyses are set within critical accounts of wider social and family policy and against a fully explored demographic background provided by leading scholars in these areas. Readers will be challenged to understand the nature of contemporary family law and its possible future direction.

Family Law Ira Mark Ellman 1991

The Family in Law Archana Parashar 2017

Family Law Ira M. Ellman 1999-05 Family Law is an interdisciplinary area, & the materials in this work reflect the numerous disciplines which influence this field of law. The book is policy-oriented, with non-legal social science features in the extensive note materials to provide a rich & varied learning experience & a practice resource tool. Notes do more than call attention to difficult questions of legal doctrine & policy; they illuminate them. Casebook also available electronically.

Game Theory and the Transformation of Family Law Kenneth H. Waldron 2015 Explores how the mathematical principles of Game Theory can transform the business of family law and optimize client outcomes.

Virginia Family Law Peter N. Swisher 1991

British Conservatism and the Legal Regulation of Intimate Relationships Andrew Gilbert 2018-08-23 What does conservatism, as a body of political thought, say about the legal regulation of intimate relationships, and to what extent has this thought influenced the Conservative Party's approach to family law? With this question as its focus, this book explores the relationship between family law, conservatism and the Conservative Party since the 1980s. Taking a politico- and socio-legal perspective, the discussion draws on an expansive reading of Hansard as well as recently released archival material. The study first sets out the

political tradition of conservatism, relying largely on the work of Edmund Burke, before going on to analyse the discourse around the development of four crucial statutes in the field, namely: the Matrimonial and Family Proceedings Act 1984; the Family Law Act 1996; the Civil Partnership Act 2004; and the Marriage (Same Sex Couples) Act 2013. This work offers the first extended synthesis of family law, conservative political thought and Conservative Party politics, and as such provides significant new insight into how family law is made.

Family Law and Public Policy Laura M. Walker 2015 Family law and public policy reflect our society's evolving social commitments and ethical norms and behaviors, making it a key area of study in the fields of sociology, psychology, gender studies, criminology, mediation, social work, and many others. Family Law and Public Policy combines pertinent, concise, up-to-date information on family law as it forms and is informed by public policy on such central issues as the care, protection, and social and economic support of children; the nature, formation, and dissolution of marriage and other adult relationships; and surrogacy and adoption. Using three formats--succinct explanations; engaging, relevant readings from articles, statutes, and case law; and provocative questions prompting students to more deeply examine, understand, and critique the topics--Family Law and Public Policy covers all traditional and developing areas of family law and includes background and pointers on affecting, creating, and writing policy.

Work of the Family Lawyer Robert E. Oliphant 2019-09-13 *Work of the Family Lawyer*, Fifth Edition is more concise and practice-focused than traditional casebooks. It integrates the study of fundamental family law principles with exploration of the policy dilemmas and practical problems faced by today's family lawyers. The flexible design makes the book an effective learning tool for traditional classrooms, blended and online learning environments, simulated courses, and clinical settings. Its problem-based approach encourages the development of critical thinking, participation, debate, and dialogue. New to the Fifth Edition: Surveys the impact of marriage equality across family law topics Updates to chapters on parentage and alternative reproduction, exploring how marriage equality and advances in reproductive science and genetics are transforming the identification of legal parents Examination of the revised Uniform Parentage Act (2017) providing for equal treatment of same-sex couples, use of gender-neutral terminology, and recognition of de facto parenthood Exploration and expansion of the marital presumption to include same-sex spouses pursuant to *Pavan v. Smith* and *McLaughlin v. Jones* Examination of the implications of changes in tax treatment of spousal support and state activity with respect to spousal support guidelines and durational limitations An updated discussion of the impact of intimate partner violence on child custody and access decisions and participation in alternative dispute resolution processes Updated social science and demographic information, setting the background for policy discussion Professors and students will benefit from: Examination of existing and emerging family law policy from a variety of perspectives Integration of history, culture, and social science material to stimulate learning Chapters which may be taught selectively and/or in any order depending on course objectives Contextual commentary providing foundation for edited cases Material inviting student curiosity and participation through reflective questions, discussion questions, and chapter problems "Preparation for Practice" sections, which blend substantive family law theory with real-world learning "Guiding Principles" sections promoting student mastery of fundamental concepts Support of blended and online learning activities and courses Problems at the end of each chapter, encouraging students to apply a host of principles throughout the chapter to a hypothetical **Law in Modern Society** Roberto Mangabeira Unger 1977-07 "Law in Modern Society" is a comparative study of the place of law in societies as well as a criticism of social theory. Under what conditions do different kinds of law emerge? What are the bases of the rule of law ideal that marks advanced liberal, capitalist societies? What can the study of law teach us about social hierarchy and moral vision in these societies, and, indeed, about the specificity of Western civilization? Why do we find it necessary to struggle for the rule of law and impossible to achieve it? What political possibilities are closed or opened by present-day changes in the established styles of legality and legal thought? Unger deals with these questions in a broad range of historical settings. But he also relates them to the central issues of social theory: the method of explanation, the conditions of social order, and the nature of 'modern' society. the book argues that to resolve its own internal dilemmas the science of society must once again become both metaphysical and political.

Family Law Jonathan Herring 2021-04-09 Understand Family Law through its social context and engage in critical legal debates. Family Law, 10th Edition, by Jonathan Herring, is the best-selling textbook in the field, widely preferred by students and lecturers alike. The book explores the theories and debates that underpin the subject. It helps you develop your critical thinking skills in this dynamic discipline, by studying essential legal principles and exploring the topic according to the wider socio-economic context and developments. The text begins by defining the regulatory concept of family, making the essential introduction to Family Law. The reader-friendly content offers the grounding for you to explore deeper controversial, sensitive, and ethical legal dilemmas, encouraging you to evaluate the arguments presented, either individually or as part of your group discussion in class. The tenth edition has been fully updated with all significant legal developments in Family Law, including: A discussion of the COVID pandemic and Family Law. A full analysis of the new law in the Divorce, Dissolution and Separation Act 2020. An explanation of the new law on domestic abuse. A detailed debate on the new case law on contact and domestic abuse. New material on financial orders on divorce. Recent development in the law on marriage. With an extensive bibliography and reading references providing further study material, this market-leading text ensures you have the knowledge required to critique the existing law, offering exceptional coverage of all key family law principles.

Family Law and the Pursuit of Intimacy Milton C. Regan Jr. 1995-01-01 In recent years, family law has catapulted from the shadows to the spotlight in public consciousness. The issues that family law addresses--divorce, custody, single parenthood, same-sex marriage, prenuptial contracts, unmarried cohabitation, alternative families--have attracted enormous public attention and have become the subject of celebrated legal disputes, newspaper and magazine articles, television shows and movies, and Presidential campaigns. The modern family serves as a highly-charged symbol of the conflicts that arise within an American culture that professes devotion both to individual rights and family obligations. Family law has shown increasing willingness in the last two decades to resolve these conflicts in favor of individual rights. It has placed heightened emphasis on the autonomy of individual family members, exhibiting greater suspicion of the family as a constraint on self-development. This has translated into a waning influence for the moral vision of family life that assigns rights and obligations to those with formal legal identities such as spouses, parents, or children--a vision expressed in the legal model of status. In its stead has entered the alternative vision of contract, which enables individuals themselves to establish the terms of their relationships, with regulation limited to cases of imminent harm. This vision strives to free individuals from the fetters of communal expectations so that they can pursue genuine intimacy with others. In this timely work, Regan delves into recent legal cases, social theory, and family history to challenge the assumption that contract should serve as the governing principle of family law. The devaluation of status, he claims, puts us at risk of losing the resonance of the family as a cultural model of the responsibilities that flow from relationships with others. In a postmodern world marked by fragmentation of both identity and personal relationships, intimate commitment may rest more than ever on the ability of culture to orient the individual within shared norms of conduct. The challenge therefore is to construct a new model of status--shorn of sexist assumptions, yet based on commitment and responsibility--that will preserve the distinctive character of family law as a narrative about self and other in intimate relationship.

Law and Social Theory Reza Banakar 2014-07-18 There is a growing interest within law schools in the intersections between law and different areas of social theory. The second edition of this popular text introduces a wide range of traditions in sociology and the humanities that offer provocative, contextual views on law and legal institutions. The book is organised into six sections, each with an introduction by the editors, on classical sociology of law, systems theory, critical approaches, law in action, postmodernism, and law in global society. Each chapter is written by a specialist who reviews the literature, and discusses how the approach can be used in researching different topics. New chapters include authoritative reviews of actor network theory, new legal realism, critical race theory, post-colonial theories of law, and the sociology of the legal profession. Over half the chapters are new, and the rest are revised in order to include discussion of recent literature.

Family Law Judith C. Areen 2012 The Sixth Edition continues a long tradition of innovation the casebook is widely known and prized for. Preserving the best of earlier editions, the casebook delivers an up-to-date

overview of U.S. Family Law that weaves together black-letter rules, policy, narrative, history, transnational sources, and theory, into an accessible and teachable whole. The book is written with an eye toward helping teachers prepare their students to appreciate and engage Family Law's incredibly dynamic present, and to begin imagining how to actively shape its important, vibrant future. The Sixth Edition of Family Law is more than an update of prior editions it reconceptualizes the field of family law for the 21st century. Through judicious use of new historical and social science material, this edition illuminates current controversial issues in family law, and for the first time places American family law in an international context.

Family Law Ira Mark Ellman 1986

Reconceiving the Family Robin Fretwell Wilson 2006-07-17 This 2006 book provides a critical examination of and reflection on the American Law Institute's (ALI) Principles of the Law of Family Dissolution: Analysis and Recommendations ('Principles'), arguably the most sweeping proposal for family law reform attempted in the US over the last quarter century. The volume is a collaborative work of individuals from diverse perspectives and disciplines who explore the fundamental questions about the nature of family, parenthood, and child support. The contributors are all recognized authorities on aspects of family law and provide commentary on the principles examined by the ALI - fault, custody, child support, property division, spousal support and domestic partnerships, utilizing a wide range of analytical tools, including economic theory, constitutional law, social science data and linguistic analysis. This volume also includes the perspectives of US judges and legislators and leading family law scholars in the United Kingdom, Europe, Canada and Australia.

Philosophy, Law and the Family Laurence D. Houlgate 2017-01-21 This textbook uses cases in family law to illustrate both traditional philosophical problems in the law as well as problems that are unique to family law. In the beginning chapters family law cases are employed to introduce the reader to philosophical debates about the relationship between law and morals, about how one ought to interpret the U.S. Constitution and its amendments, about the conditions under which individual liberty is justifiably limited by law, about the justification of punishment, and about the justification of remedies and standards of care in determining negligence in tort cases. Later chapters are devoted to contemporary issues unique to family law, including justifiable limits of access to marriage, alternatives to marriage, the rights of children, child custody disputes involving surrogate births, quasi-property disputes involving custody of frozen embryos, and the justifiable limits of the right not to procreate. The book reflects current movements, contemporary debates, and recent research on the philosophical problems in family law.

Understanding Law and Society Max Travers 2009-09-10 This textbook on the sociology of law is organised according to the theoretical traditions of sociology, and oriented towards providing an accessible, but sophisticated, introduction to, and overview of, the central themes, problems and debates in this field. The book employs an international range of examples - including the state, minority rights, terrorism, family violence, the legal profession, pornography, mediation, religious tolerance, and euthanasia - in order to distinguish a sociological approach to law from 'black-letter', jurisprudential and empirical policy-oriented traditions. Beginning with 'classical', 'consensus' and 'critical' sociological approaches, the book covers the full range of contemporary perspectives, including the new institutionalism, feminism, the interpretive tradition, postmodernism, legal pluralism and globalisation. It then concludes with a consideration of current theoretical issues, as well as a reflection upon the importance of a sociological approach to law. Understanding Law and Society provides a clear, but critical, discussion of the relevant literature, along with study questions and guides to further reading. It is designed to support courses in law and society and in the sociology of law, but will also be of value to others with interests in these areas.

Family Law Joanna Miles 2019 Presented in an accessible format, this text provides a detailed and authoritative exposition of the law, illustrated by carefully selected materials and complemented by clear and engaging commentary drawing on a range of critical and theoretical perspectives.

Family Law Matters Katherine O'Donovan 1993 Reveals the impact on the wives and families of men incarcerated in Guantanamo, or in prison in Britain and the US, during the 'war on terror'.

An Invitation to Family Law Carl Schneider 2000 Invitation to Family Law contains such materials as briefs, literary treatments of marriage, divorce, and parenting, and simulated case files from families

involved in the social service system. This work reflects the contrasting backgrounds and interests of the authors including constitutional theory, moral philosophy, and the literary tradition of law, community and family. It also presents law and economics, feminist theory and application of legal theory to many practical family law problems. You'll see the authors' common fascination with history, concern with fairness (and fair treatment of the issues), and genuine love of the subject that motivated this work.

What is The Family of Law? Alan Brown 2019-02-07 This book argues that the legal understanding of 'family' in the UK continues to be underpinned by the idealised image of the 'nuclear family', premised upon the traditional, gendered roles of 'father as breadwinner' and 'mother as homemaker'. This examination of the law's model of the 'family' has been prompted by the substantial reforms that have taken place in family law in recent decades, and the significant evolution in social attitudes and familial practices that has occurred in parallel. Throughout the book, the influence of the nuclear family is noted in several different contexts: various specific legal definitions of 'family', the legal regulation of adult, conjugal relationships, the attribution of legal parenthood and the construction of the role of the 'parent' within the law.

Ultimately, this book argues that while these reforms have resulted in additional categories of relationship coming to be situated within the nuclear family model, there has not, as yet, been any fundamental alteration of the underpinning concept of the nuclear family itself. This book concludes by considering the possibilities offered beyond the 'nuclear family'; exploring the reconceptualising of the legal understanding of 'family' around alternative and potentially 'radical' models of 'family'.

Family Law 2017

Modern Family Law D. Kelly Weisberg 2013 Modern Family Law reflects the social diversity of the modern family as it examines the legal impacts of the women's movement, the children's rights movement, the fathers' rights movement, domestic violence, changing sexual mores, nontraditional family forms, and developments in reproductive technology. Integrating valuable interdisciplinary perspectives, the text includes excerpts, notes, and questions emanating from history, psychology, sociology, social work, medicine, and philosophy. A variety of problem exercises, most derived from actual cases and current events, covers cross-cutting themes as well as the basics of family law. Human-interest stories that complement the cases heighten student awareness of the real impact of the law on people's lives. Modern Family Law Easily adapts to shorter or longer courses. The Fifth Edition offers contemporary perspectives on family law theory and covers new developments on such topics as alienation of affections, adoption, assisted reproduction, attorneys' sexual ethics, bigamy, child abuse, child custody and support, divorce, domestic violence, grandparents' visitation rights, names in the family, parentage, premarital agreements, and reproductive rights. The text features major coverage of developments on same-sex marriage, DOMA, and other issues of equality for gay and lesbian families. The decline of marriage and the rise of new conceptualizations of family are explored along with the return of the and"culture warsand" including political disputes about contraception. Features: reflects the social diversity of the modern family examines the legal impact of important topics the women's movement the children's rights movement the fathers' rights movement domestic violence changing sexual mores nontraditional family forms developments in reproductive technology integrates valuable interdisciplinary perspectives excerpts, notes, and questions history, psychology, sociology, social work, medicine, and philosophy covers cross-cutting themes as well as the basics of family law presents a variety of problem exercises, most from actual cases and current events easily adapts to shorter or longer courses heightens student awareness of the law's impact through human-interest stories Thoroughly updated, the revised Fifth Edition presents: new developments on: alienation of affections adoption assisted reproduction attorneys' sexual ethics bigamy child abuse child custody and support divorce domestic violence grandparents' visitation rights names in the family parentage premarital agreements reproductive rights major coverage of developments on same-sex marriage, DOMA, and other issues of equality for gay and lesbian families the decline of marriage and the rise of new conceptualizations of family contemporary perspectives on family law theory the return of the and"culture warsand" including political disputes about contraception

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