Droit et Société

Revue internationale de Théorie du Droit et de Sociologie Juridique

Publiée avec le concours du CNRS

Trois numéros par an

Abonnement : France 330 F Étranger 350 F

Au sommaire du N° 19/1991

Introduction par Chantal KOURILSKY
Hanna MALEWSKA-PEYRE — Réflexions sur les valeurs, l'identité et le processus de socialisation.
Jacqueline COSTA-LASCOUX — Le Droit à l'école. L'expérience de l'éducation civique.
Susan S. SILBEY — Un jeu d'enfant : une analyse culturelle de la conscience juridique des adolescents américains.
Chantal KOURILSKY — Socialisation juridique et identité du sujet.
Iwona JAKUBOWSKA — Droit et justice chez les enfants et les adolescents.
Elisabeth LISSENBERG — Incorporation of Moral Capital : Children's Moral Judgements of Crime and Criminals.
Stefka NAOUMOVA — Les attitudes juridiques et morales des adolescents (dans le contexte actuel de la Bulgarie).
Vesselin KARAKACHEV — La délinquance juvénile considérée comme un indicateur de l'effectivité de la socialisation juridique en Bulgarie.
June LOUIN-TAPP — The Geography of Legal Socialisation : Scientific and Social Markers.
Andras SAJO — La socialisation juridique en llongrie sous le communisme et après le communisme.
Grazyna SKAPSKA — La socialisation juridique et le changement social.
Annick PERCHERON — Représentations de la loi et de la justice chez les Français de 16 à 21 ans.
Ellen S. COHN & Susan O. WIIITE — The Relationship between Legal Reasoning and Behavioral Context.

Rédaction	C.R.I.V., 54 rue de Garches
	F-92420 VAUCRESSON
	Tćl. (1) 47.41.91.09
	Fax (1) 47.01.41.48
Diffusion	L.G.D.J., 26 rue Vercingétorix
Abonnements	F-75014 PARIS
	Tél. (1) 43.35.01.67

1

ONATI INTERNATIONAL INSTITUTE FOR THE SOCIOLOGY OF LAW ONATIKO LEGE-SOZIOLOGIAKO NAZIOARTEKO ERAKUNDEA L'INSTITUT INTERNATIONAL DE SOCIOLOGIE JURIDIQUE D'ONATI INSTITUTO INTERNACIONAL DE SOCIOLOGIA JURIDICA DE ONATI

INTERNATIONAL MASTER'S DEGREE IN SOCIOLOGY OF LAW 1993–1994

A SOCIOLEGAL APPROACH TO EUROPEAN LAW AND EUROPEAN LEGAL CULTURES

Aimed at post-graduate students and professionals with a degree in Law, Social Sciences, Political Science, Economics, or similar degree.

This Master's Degree in Law will provide intensive courses in the main fields of European sociolegal research ranging from theories of regulation and legal decision making to practical training in European civil procedure, labor law, human rights, penal control, business law, international private law, and cross-border business relations. All courses discuss the impact of the European institutions in the formation and modernization of European legal cultures. The student will get used to a comparative and empirical approach to law.

The Executive Board of the Master's Degree, which is composed of wellknown specialists from European universities, will closely follow each student's progress.

Language: English.

Candidates must submit their applications before 15th March 1993.

Limited places available.

Course commences at the beginning of October 1993—Length of course: 6 months.

This Master's Degree is equivalent to the first stage of the International Doctorate in Sociology of Law that is offered by the I.I.S.L. in conjunction with 50 European and American universities, and which lasts 3 years.

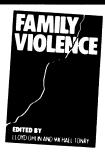
information available on request and applications through the: I.I.S.L.-Master's in Law Department Ap. 28-20560 ONATI, Gipuzkoa (Spain) Tel: [34] 43 - 78 30 64 / 78 34 00 Fax: [34] 43 - 78 31 47 Telex: 36905 OSJI E

Family Violence

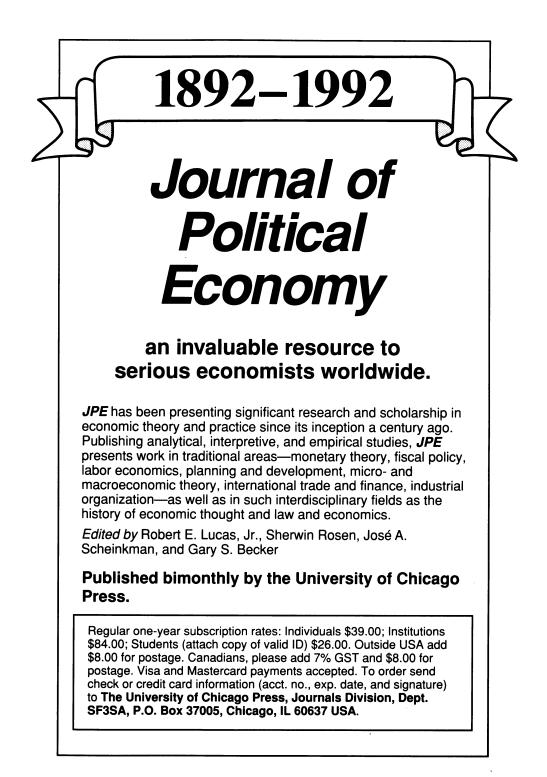
Volume 11 of the Crime and Justice series

Volume editors: Lloyd Ohlin and Michael Tonry

Series editors: Michael Tonry and Norval Morris



Increasingly drawing the attention of legislators, sociologists, criminologists, policymakers, and the public at large, family violence is a far-ranging problem that was once tolerated in relative silence. In this climate of increased awareness, just how much do we really know about the actual causes and effective control of violence within families? Family Violence presents a review of current research on the legal, social, and criminological issues surrounding family violence. Providing a comprehensive approach to all areas of family violence (including domestic assault and homicide, marital rape, child abuse, and reprisal), this collection of commissioned essays includes Family Violence as Crime Lloyd Ohlin and Michael Tonry Criminal Approaches to Family Violence, 1640 to 1890 Elizabeth Pleck The Explanation of Family Violence: The Role of Biological, Behavioral, and Cultural Selection Robert L. Burgess and Patricia Draper Family Violence Research Methodology and Design Joseph G. Weis The Incidence and Prevalence of Violence in Marriage Irene Hanson Frieze and Angela Browne The Incidence and Prevalence of Child Maltreatment James Garbarino The Incidence and Prevalence of Criminal Abuse of Other Family Members Mildred Daley Pagelow Intra-family Violence, and Crime and Violence Outside the Family Gerald T. Hotaling, Murray A. Straus, with Alan J. Lincoln Cessation of Family Violence: Deterrence and Dissuasion Jeffrey Fagan Criminal Justice Procedures in Family Violence Crimes Delbert S. Elliott Treatment Programs for Family Violence Daniel G. Saunders and Sandra T. Azar Toward a Jurisprudence of Family Violence Franklin E. Zimring 1989 Cloth 595 pp. \$37.50 ISBN: 0-226-80806-8 Paper \$19.95 ISBN: 0-226-80807-6 The University of Chicago Press 11030 S. Langley Ave., Chicago, IL 60628



Ethics

an international journal of social, political, and legal philosophy

How you can stay apprised of today's most influential scholarship in the field of ethics today

Ethics has not only published classic works by such renowned authors as F. H. Bradley, John Dewey, William James, G. E. Moore, A. C. Pigou, Bertrand Russell, and Henry Sidgwick, the journal maintains a dedication to quality by publishing the scholarship of such authors as Brian Barry, Jon Elster, T. H. Irwin, Joseph Raz, G. A. Cohen, and Allan Gibbard. Recent contributors include Simon Blackburn, Annette C. Baier, John Martin Fischer, and Mark Ravizza.

Recent and forthcoming articles include

Distributive Justice: What the People Think, *David Miller* Coping with Moral Conflict and Ambiguity, *David Wong* Conflict and Inquiry, *Isaac Levi*

Constrained Indeterminacy and Political Discourse, Thomas Seung

A Cosmopolitan Perspective on the Future of Sovereignty, Thomas Pogge

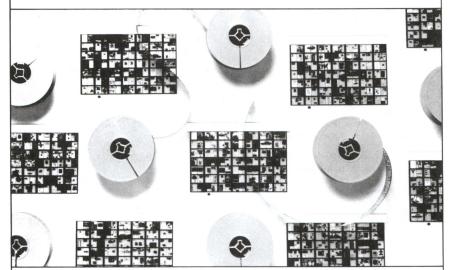
Superseding Historical Injustice, Jeremy Waldron

Ethics publishes close to 900 pages each year which makes it larger than most other philosophy journals. And, *Ethics* brings you the largest reviewing service in the field, with about 200 review essays, survey articles, book reviews, and book notes per volume.

Ethics offers frequent symposia and special issues that allow you to explore topics of interest in an in-depth manner. Recent special issues include Markets and Equality under Capitalism and Socialism, Pluralism and Moral Theory, Norms in Moral and Social Theory, and TheWelfare State.

One-year subscription rates: Individuals \$28.00; Institutions \$54.00; APA Individual Members \$22.50; Students (with copy of ID) \$20.00. **Outside USA** add \$5.00. **Visa** and **MasterCard** accepted. **To subscribe,** send check or complete charge card information to The University of Chicago Press, Journals Division, Dept, SW2SA, P.O. Box 37005, Chicago, IL 60637.

This publication is available in microform.



UMI reproduces this publication in microform: microfiche and 16 or 35mm microfilm. For information about this publication or any of the more than 16,000 periodicals and 7,000 newspapers we offer, complete and mail this coupon to UMI, 300 North Zeeb Road, Ann Arbor, MI 48106 USA. Or cell us toll-free for an immediate response: 800-521-0600. From Alaska and Michigan call collect 313-761-4700. From Canada call toll-free 800-343-5299.

U·M·I

A Bell & Howell Company 300 North Zeeb Road An Arbor, MI 48106 USA 800-521-0600 toll-free 313-761-4700 collect from Alaska and Michigan 800-343-5299 toll-free from Canada Please send me information about the titles I've listed below:

Name___

Little
Company/Institution
Address
City/State/Zip
Phone ()

The University of Chicago Press Journals and Annual Series

SOCIAL SCIENCES

Adolescent Psychiatry American Journal of Sociology Child Development Child Development Abstracts and Bibliography Crime and Justice Economic Development and Cultural Change International Annals of Adolescent Psychiatry Isis **Journal of British Studies** The Journal of Business Journal of Consumer Research Journal of the History of Sexuality Journal of Labor Economics The Journal of Law & Economics The Journal of Legal Studies The Journal of Modern History Journal of Political Economy Law & Social Inquiry Monographs of the Society for Research in Child Development Ocean Yearbook Osiris Public Opinion Quarterly Signs: Journal of Women in Culture and Society Social Service Review The Supreme Court Review Technology and Culture

EDUCATION

American Journal of Education Comparative Education Review The Elementary School Journal

Scheduled to Appear Spring 1993 Perspectives on Science: Historical, Philosophical, Social

BIOLOGICAL AND MEDICAL SCIENCES

The American Journal of Human Genetics The American Naturalist International Journal of Plant Sciences (formerly Botanical Gazette) Clinical Infectious Diseases (formerly Reviews of Infectious Diseases) The Journal of Infectious Diseases Molecular Biology and Evolution Perspectives in Biology and Medicine Physiological Zoology The Quarterly Review of Biology

HUMANITIES

Classical Philology Critical Inquiry Ethics: An International Journal of Social, Political, and Legal Philosophy History of Religions International Journal of American Linguistics Journal of Near Eastern Studies The Journal of Religion The Library Quarterly Modern Philology Winterthur Portfolio: A Journal of American Material Culture

PHYSICAL SCIENCES

The Astrophysical Journal The Astrophysical Journal Supplement Series The Journal of Geology

DISTRIBUTED BY THE UNIVERSITY OF CHICAGO PRESS Metropolitan Museum Journal

The University of Chicago Press

Journals Division, P.O. Box 37005, Chicago, IL 60637 USA Phone (312) 753-3347 • Facsimile (312) 753-0811

Law & Social Inquiry

Is this your personal copy?

If you're reading a borrowed copy of this journal, how soon will you have to return it? Will you be finished reading it by then? Do you really want to continue photocopying articles?

An easy solution to the problems these questions pose is to order a personal subscription. You'll receive each issue as soon as it is published—no waiting, no photocopying. With the convenience of a and enjoy continuing access in your own copy at your leisure, and money . . . Use the order form on the reverse.

New subscribers save 15%

Law & Social Inquiry

Is this your personal copy?

If you're reading a borrowed copy of this journal, how soon will you have to return it? Will you be finished reading it by then? Do you really want to continue photocopying articles?

An easy solution to the problems these questions pose is to order a personal subscription. You'll receive each issue as soon as it is published—no waiting, no photocopying. With the convenience of a personal subscription, you can read your own copy at your leisure, and enjoy continuing access in your own reference library. Save time and money . . . Use the order form on the reverse.

New subscribers save 15%

Law &	Social Inquiry				
ENTER A NEW SUBSCRIPTION AND SAVE 25%!					
 Individuals Academic* Institutions 	New □ \$27.00 (F) □ 21.75 (F) □ 44.25 (F)	Renewal □ \$36.00 □ 29.00 □ 59.00			
*For college/university faculty	y and students.				
UTSIDE USA? Please add \$6.00 for postage. ANADIANS, please add 7% GST plus \$6.00 for postage.					
Charge my Visa Acct. # Signature Check enclosed (payable)					
NameAddress					
City State / Country		ZIP			
For special savings on two and three year rates, please direct inquiries to The University of Chicago Press , at the address listed below. Please mail to The University of Chicago Press , Journals Division , P.O. Box 37005 , Chicago , IL 60637 .					
	Social Inquiry				
ENTERANEWS	New	Renewal			
□ Individuals	□ \$27.00 (F)	□ \$36.00			
 Academic* Institutions 	□ 21.75 (F) □ 44.25 (F)				
*For college/university facult	y and students.				
OUTSIDE USA? Please add \$6.00 for postage. CANADIANS, please add 7% GST plus \$6.00 for postage.					
Charge my Visa					
Signature					
Check enclosed (payable					
Name					
Address					
City State / Country					
For special savings on two and thr of Chicago Press, at the address Please mail to The Universi					

https://doi.or P.O. Box 37005, Chicagon IL 60637 University Press

American Bar Foundation

BOARD OF DIRECTORS

President, Wm. Reece Smith, Jr., of the Florida Bar • Vice-President, Robert W. Bennett, Northwestern University School of Law • Secretary, Martha L. Minow, Harvard University Law School • Treasurer, John L. Carey, of the Indiana Bar

Brooksley Born, of the D.C. Bar • Kenneth J. Burns, Jr., of the Illinois Bar • John C. Deacon, of the Arkansas Bar • Hon. Jerome Farris, United States Court of Appeals, Ninth Circuit • Daniel Gourash, of the Ohio Bar • Harry E. Groves, University of North Carolina School of Law • Robert MacCrate, of the New York Bar • Robert A. Stein, University of Minnesota Law School • Cathy S. Wright, of the Alabama Bar

ex officio:

Talbot D'Alemberte, President, American Bar Association • J. Michael McWilliams, President-Elect, American Bar Association • N. Lee Cooper, Chairman, House of Delegates, American Bar Association • John L. Carey, Treasurer, American Bar Association • Herschel H. Friday, Jr., President, American Bar Endowment • Charles M. Thompson, Chairman, The Fellows of the American Bar Foundation • Daniel L. Golden, Vice-Chairman, The Fellows of the American Bar Foundation • Richard L. Thies, Secretary, The Fellows of the American Bar Foundation

OFFICERS

Bryant G. Garth, Director Joanne Martin, Assistant Director

RESEARCH FELLOWS

Lori B. Andrews, J.D. Yale University Ian Ayres, J.D. Yale University; Ph.D. M.I.T. Jonathan D. Casper, Ph.D. Yale University John L. Comaroff, Ph.D. University of London Stephen Daniels, Ph.D. University of Wisconsin Shari S. Diamond, Ph.D. Northwestern University; J.D. University of Chicago John J. Donohue, J.D. Harvard University; Ph.D. Yale University William L. F. Felstiner, J.D. Yale University Bryant G. Garth, J.D. Stanford University; Ph.D. European University Institute Janet A. Gilboy, Ph.D. Northwestern University Terence C. Halliday, Ph.D. University of Chicago James J. Heckman, Ph.D. Princeton Carol A. Heimer, Ph.D. University of Chicago

Anne Tatalovich, Assistant Director Hayden C. Flor, Jr., Financial Officer

John P. Heinz, LL.B. Yale University Keith N. Hylton, J.D. Harvard University; Ph.D. Massachusetts Institute of Technology Wayne A. Kerstetter, J.D. University of Chicago Karyl A. Kinsey, Ph.D. University of Chicago E. Allan Lind, Ph.D. University of North Carolina at Chapel Hill Arthur F. McEvoy, J.D. Stanford University; Ph.D. University of California, San Diego Elizabeth Mertz, J.D. Northwestern University; Ph.D. Duke University Robert L. Nelson, J.D., Ph.D. Northwestern University Susan P. Shapiro, Ph.D. Yale University Peter Siegelman, Ph.D. Yale University Kent W. Smith, Ph.D. Harvard University Christopher L. Tomlins, Ph.D. Johns Hopkins

VISITING RESEARCH FELLOWS

Wilmot James, Associate Professor of Sociology, University of Cape Town

LIAISON RESEARCH SERVICES PROGRAM

Joanne Martin, M.M. Northwestern University, J.D. Loyola University Barbara A. Curran, LL.B. University of Connecticut, LL.M. Yale University

Law & Social Inquiry

Volume 17, Number 2, Spring 1992

ARTICLES

The Power of Language in Adjudication and Mediation: Institutional Contexts as Predictors of Social Evaluation CALVIN MORRILL AND PETER C. FACCIOLA

Progress Is Our Only Product: Legal Reform and the Codification of Evidence

MICHAEL ARIENS

REVIEW ESSAYS

Another Version of "Sweetness and Light": White on Cultural and Legal Criticism

SUSAN SAGE HEINZELMAN

"You Can't Interview the Dead": McIntosh's The Appeal of the Civil Law and the Debate over Longitudinal Studies of Courts STEPHEN DANIELS

The Intrigues of Rights, Resistance, and Accommodation NEAL MILNER

Review Commentary **Revisiting Hopewell: A Reply to Neal Milner** CAROL J. GREENHOUSE

Fallen Women and Thieving Ladies: Historical Approaches to Women and Crime in the United States MARY E. ODEM

Law and Indigenous Peoples LAWRENCE ROSEN

BOOK NOTES