

INDEX

- A quoi nous sert le droit (What Is the Law Good For?)* (Commaille), 141
A quoi sert le droit? (Ost, Fr., 2016), 156
 Abbott, Andrew, 15
 Abel, Richard, 32
 abortion, 28, 32–33
 Ackermann, Werner, 138
Adapting Legal Cultures (Nelken, D, 2012), 61
 adjudication, 14–15, 44
After Legal Consciousness (Silbey, 2005), 89–90, 109, 154
 Agrikoliansky, Eric, 146–147
 air pollution, 157
 Algerian colonial war, 118
 Althusser, Louis, 132
 Amherst Seminar on Legal Ideology and Legal Process, 87–89
 Amselek, Paul, 16
Analyse raisonnée du Code Civil (Maleville), 41
 anarchy, 159
 antiformalism, 40–41, 44, 46–47, 121
 as not necessarily progressive, 63
 two movements of, 45
 United States and, 152
L'Arme du droit (Israel, L. 2009), 10, 30, 115, 119, 147, 149
 Arnaud, André-Jean, 137, 140–142
 Arnold, Mathew, 109
 Assemblée Nationale, 117
 Audren, Frédéric, 6, 46
 autonomy. *See also* legal autonomy
 of legal doctrine, 21
 Marxism and state, 25
 of socio-legal studies, 80
- Bacon, Francis, 35
 Banakar, Reza, 6
 Bancaud, Alain, 134
 Bartlett, Katharine, 98
 Bastard, Benoît, 138
The Behavior of Law (Black), 69
 behaviorist postulate, 76
 Bereni, Laure, 147
 Biland, Émilie, 53
 Bittner, Egon, 89
- Black, Donald, 69
 Boigeol, Anne, 134
 Bonafé-Schmitt, Jean-Pierre, 137
 Bourdieu, Pierre, 126–127, 131, 136, 156
 juridical field and, 11
 legal field and, 130–134
 Brandeis, Louis, 65
 Brisbin, Richard, 31
Brown v. Board of Education, 65, 93
 Brunet, Pierre, 142
 Bush, G. W., 76
 business law, 133
- Caillosse, Jacques, 145–146
 Calabresi, Guido, 74
 Calavita, Kitty, 33
 Carbonnier, Jean, 49–51, 59, 120, 127–129, 148–149
Caring for Justice (West), 97
 Center for the Sociology of Organizations, 138
 Chappe, Arnaud Vincent, 147
 Chevallier, J., 3–4, 22, 47, 51, 148
 Circle of Sociology and Legal Nomology, 140
 Civil Code, 41
 adoption of, 48
 legal source of truth from, 42
 sovereignty and, 13
 civil law, 7
 common law and, 10–11
 the exegesis and, 41
 law professors and, 11–12, 48, 50
 legislation and, 41
 political power and, 36
 popular will and, 41, 112–113
 rights and, 10, 14
 SLS and, 7
 sovereignty and, 12–13
 civil rights movement, 100
 Clark, David, 6
 CLS. *See* critical legal studies
 Coase, Ronald, 74–75
 Coase theorem, 75
 Colombian Constitutional Court, 34
 color-blind constitutionalism, 93–95

- Commaille, Jacques, 6, 8–9, 37, 141, 143–145, 147–148
- common law, 107
- civil law and, 10–11
 - legislated law and, 10
 - Legrand and, 14
 - mixed constitution and, 13
 - rights and, 14
 - sovereignty and, 13–14
- The Common Law* (Holmes), 104
- The Common Place of Law* (Ewick and Silbey), 147
- Comparative Law and Society* (Clark), 6
- conservative ideologies, 56–57, 75–76
- constitution
- as mixed constitution, 13
- Constitution of the United States
- belief in, 26
 - Fourteenth Amendment of, 93
 - Second Amendment of, 33
 - sovereignty and, 13
- constitutional law, 22
- constitutionalism, color-blind, 93–95
- constructivism, 26–27, 156–157
- contract law, Unger and, 85
- cosmopolitanism, 17, 159–161
- Cotterrell, Roger, 16
- Council of State (France), 52
- Crenshaw, Kimberlé, 94
- crime, opportunity cost for, 74–75
- Criminal Code (France), 29
- criminology, 70
- critical legal movement, 129–130, 154
- critical legal studies (CLS), 73–74, 83–87, 93–99
- critical race theory, 93–95, 154
- critique du droit movement, 155
- A Critique of Adjudication* (Kennedy), 85
- Critique of Legal Order* (Quinney), 70
- Critique of Legal Reason* (Arnaud), 141–142
- Crossing Boundaries* (Sarat), 6
- Crozier, Michel, 138
- cultural turn, 9–10, 145
- culture, 6–7, 110. *See also* legal cultures
- Darian-Smith, Eve, 93
- Dealing in Virtue: International Commercial Arbitration and the Construction of a Transnational Legal Order* (Garth and Dezalay, 1996), 52, 87, 130
- debunking, 73
- Declaration of the Rights of Man and Citizen, 13, 116
- deconstruction, 84, 86–87
- deductive reasoning, 41
- Deflem, M, 70
- delegative democracies, Latin American, 33
- democracy, 17, 158
- Democracy in America* (Tocqueville), 38
- dependency, 36
- Dewey, John, 104
- difficult cases, 85
- dignity, 19, 31, 112, 159, 161
- disciplinary debates, 7–9
- discrimination, 65, 147
- domination, 23–25, 27
- Droit et Société, 43, 51, 120–121, 136, 139–142, 150
- Dudas, Jeffrey, 5, 20
- rights and, 35, 37
- Dupret, Baudouin, 135–136
- Duran, Patrice, 143
- Durkheim, Emile, 122–124, 143–144
- law and, 1–2, 53–54
 - solidarity and, 123
- Duxbury, Neil, 44
- Dworkin, Ronald, 85, 100
- economic development, 76–78
- economics, 46
- Edelman, Lauren, 19, 22, 75–76
- efficiency, 75
- La eficacia simbólica del derecho* (García-Villegas, 2014), 7
- Ehrlich, Eugen, 42–44
- Elements of Legal Sociology* (Gurvitch), 125
- Ellmann, Stephen, 31
- emancipation, 91
- law, symbolic efficacy of, and, 27
 - legal strategies for, 31–32
 - Marx and Engels and, 24, 30
 - modernity and, 105–106
 - regulation and, 106
 - social-progressivism and, 30–31
- empiricism, 81–82, 108
- new empiricist movements, 91–93
 - postempiricism, 88
- Encinas de Muñagorri, Rafael, 6
- Engels, Friedrich, 24, 30, 47
- England. *See also* Glorious Revolution of 1688; Magna Carta
- mixed constitution and, 13
 - sovereignty and, 13
 - state and, 14
- Enquête d'Opinion Législative, 49
- Epp, Charles R., 34, 99
- equality, 98
- L'Etat post-moderne* (Chevallier, 2003), 3–4, 22
- Europe
- law, sociopolitical vision of, and, 2–5
 - lawmaking and, 14–15
 - legal critiques and, 14–15
 - structure of legal field in, 39
 - universities in, 59

INDEX

- Ewick, Patricia, 147
 externalities, 75
- feminism, 96–99, 130, 154. *See also* legal feminism
 “La Force du droit” (Bourdieu, 1986), 3, 132–134
 Ford Foundation, 76–77
 Foucault, Michel, 24, 48, 110, 119
 Fourteenth Amendment of the US Constitution, 93
 Foyer, Jean, 49
 France, 15. *See also* Council of State (France); Criminal Code (France); French Revolution
 academic system of, 58
 Civil Code, 13–14, 41–42, 46, 116–117
 disciplinary debates and, 8
 Droit et Société, 43, 51, 120–121, 136, 139–142, 150 (*See also* Droit et Société)
 inferiority of law and political power in, 115
 legal autonomy and, 18
 legal culture in, 112–115
 legal doctrine in, 45–48
 legal formalism and, 2–4
 legal positivism in, 49, 56
 myth of rights and myth of law, 5, 18, 26, 90, 103, 113–118
 Napoleonic, 42
 paradox of law and, 116–117
 regulation and, 142–143
 rights and, 10
 SLS and, 6, 18, 112–115, 148–150
 overview of, 119–121
 social sciences training in, 59
 sovereignty and, 12–13
 state and, 14
 France, Anatole, 24
 Freeman, Michael, 65
 French Revolution, 13, 31, 41, 112, 115–116, 142
 French Sociological Association, 146
 Friedman, Lawrence, 12
 Fuller, Lon, 55–56, 72
 functionalist social theory, 67–68
 future, law and, 20
- Gabel, Peter, 24
 Galanter, Marc, 58, 79
 Garapon, Antoine, 55–56
 García-Villegas, Mauricio, 5, 7, 79, 90, 93, 103, 109, 133
 Garth, Bryant, 60, 80–81, 130
 gender, 98–99
 Gény, François, 46–47
 Germany, 42, 45
- Gessner, Volkmar, 6
Getting Justice and Getting Even: Legal Consciousness among Working-Class Americans (Merry, 1990), 30, 35, 89–90, 145, 147
 global warming, 158
 globalization, 10, 39–40, 157
 problems of, 159
 regulation and, 16–17
 SLS and, 17–18, 160
 Glorious Revolution of 1688, 29
 Gómez de la Serna, Ramón, 35
 Gordon, Robert, 85–86, 101
 Gurvitch, Georges, 42–43, 125–126
 Gusfield, Joseph, 28–29
- Habermas, Jürgen, 23
 Halpérin, Jean-Louis, 6, 46, 51–52
 Harris, Angela, 98
 Harris, Paul, 24
 Hart, Herbert Lionel, 23
 Hech, Philipp, 42–43
 hegemony, 85–86, 89
 historical materialism, 129
 historical school of law, 42, 44
The Hollow Hope (Rosenberg), 101–102
 Holmes, Oliver Wendell, Jr., 10, 44–45, 104
 hope, law, symbolic uses of, and, 35–36
 Hunt, Alan, 71–72
- immigration, 33, 157
 indeterminacy, 45
 individualism, 46, 57
 industrialization, 46
 institutional processes, 79
 instrumentalism, 104
 interdisciplinary knowledge, 59, 78
 internalist school, 12
 International Development, United States Agency for, 76–77
 International Institute of Legal Sociology, 141–142
 interpretation
 competition for legitimacy of, 38
 legal language and, 19–20
 methods of, 85
 politics and, 19–21
 untenable justification of, 85–86
 Israël, Liora, 16, 53, 134, 142, 145, 147
- James, William, 104
 Jamin, Christophe, 47–48, 53
 Jestaz, Philippe, 47–48
 Johnson, Samuel, 35
 judges, 10, 100
 Bourdieu on, 131
 law, symbolic uses of, and, 28–29

- legal realist critique of, 63
 - prestige of, 11
 - in relation to lawyers and professors, 48
 - United States and, 12
- judicial reforms, 138–139
- judiciary, managerialization of, 138–139
- jurisprudence, 94–95
- jurists, 140
 - lack of social dimension of law among, 148
 - social sciences and, 80–81
 - sociology and, 119–120
- Kaluszynski, Martine, 142
- Kantorowicz, Hermann, 42–43
- Kelsen, Hans, 23
- Kennedy, Duncan, 2, 83, 85
- Kerchove, Michel Van de, 142, 156
- Kessler, Laura, 99
- Kornhauser, Lewis, 76
- Laboratory Life* (Latour and Woolgar), 134
- Langdell, Christopher, 44, 104
- Lascombes, Pierre, 138–139
- Lat Crit, 95
- Latin America
 - law, sociopolitical vision of and, 3–4
 - SLS and, 6
- Latour, Bruno, 134–136
- law. *See also specific topics*
 - critical visions of, 40
 - depoliticization of, 117–118
 - as formalist knowledge, 55
 - inefficiency of, 82
 - instrumental conception of, 55–56
 - internal morality of, 55–56
 - politics and, 36–37
 - external dimension of, 21
 - internal dimension of, 21
 - political uses of law, 39
 - social depreciation of, 116
 - social law, 43
 - symbolic use of, 90, 152, 156
- law, sociopolitical vision of, 1–18. *See also*
 - sociopolitical legal studies
 - as cross-disciplinary, 5
 - Europe and, 2–5
 - Latin America and, 3–4
 - legal autonomy and, 4
 - legal language and, 4–5
 - legal neutrality and, 4
 - United States and, 2–5
- law, symbolic efficacy of, 5, 20–37
 - constructivist visions of, 26–27
 - domination and, 23–25, 27
 - emancipation and, 27
 - legal actors and, 28
 - legal norms and, 27–28
 - legitimacy and, 22–23
 - liberal perspective on, 22–23
 - Marxist views of, 23–25
 - political mobilization and, 26–27, 34–36
 - SLS and, 21, 27, 37
- law, symbolic uses of, 17, 19–37
 - dependency and, 36
 - hope and, 35–36
 - judges and, 28–29
 - rights and, 20
 - social movements and, 29–30
 - social-conservatism and, 32–34
 - social-progressivism and, 29–32
- law and economics (L&E), 66, 74–76
- law and society (L&S), 66, 70, 73–74, 87–93
- The Law and Society Reader* (Able, R. 1995b), 72, 78–79
- Law Betrayed by the Sociologist* (Arnaud), 141–142
- law schools, 51, 53, 58–61
 - hierarchy among, 58
 - profits sought by, 60–61
 - social sciences and, 79
 - sociology and, 128
 - in United States, 59–60
- Laws and Societies in Global Contexts* (Darian-Smith, 2013), 8, 93, 114–115, 160
- lawyers, 47, 55
 - capitalist domination and, 69
 - judges, professors unclear differences from, 48
 - law schools losing monopoly on training, 53
 - United States and, 12
- L&E. *See* law and economics
- legal actors
 - competition between, 11–12, 17–18
 - law, symbolic efficacy of, and, 28
 - symbolic capital and, 11–12, 57
- legal autonomy, 17–18, 40–41, 46, 150
 - external view of, 154–155
 - France and, 18
 - internal vision of, 153–154
 - law, sociopolitical vision of, and, 4
 - SLS and, 152–153, 155–156
- legal certainty, 34–35
- legal consciousness research, 89–91, 109–110, 147
- legal critiques, 14–15
- legal cultures, 9
 - in France, 112–115
 - of Germany, 45
 - legal norms and, 9
- legal doctrine
 - in France, 45–48
 - privileged position of, 51–52
 - production of, 40
- legal feminism, 96–99, 154

INDEX

- legal field
 Bourdieu and, 130–134
 Europe structure of, 39
 United States structure of, 39
 legal formalism, 2–4, 40–41, 136. *See also*
 antiformalism; internalist school
 critiques of, 43–44
 France and, 2–4
 instrumentalism opposed to, 104
 United States and, 2–4
 legal ideology, 90
 legal language
 interpretation and, 19–20
 law, sociopolitical vision of, and, 4–5
 political language and, 20
 legal neutrality, 121, 126–127, 136, 150
 external view of, 155
 internal view of, 153–154
 law, sociopolitical vision of, and, 4
 legal norms
 comparison of, 9
 law, symbolic efficacy of, and, 27–28
 legal cultures and, 9
 Marxism and, 24
 political power and, 14
 production of, 73
 social devaluation of, 44–45
 social movements and, 28
 state monopoly on production of, 140
 United States and, 14
 “Legal Norms and the Implementation
 of Public Policies” (Lascoumes),
 138
 legal pluralism, 40, 43, 127, 136–137, 159
 legal positivism, 12, 49, 56, 129, 137
 legal realism, 40, 73
 distinguishing features of, 44–45
 judges critique by, 63
 liberalism and, 83
 new legal realism, 92
 postrealism, 83–84
 professors and, 54
 return to, 79
 United States and, 54–58
 legal reforms, 76–77, 100
 legal rules, 84–85
 legal strategies, 31–32
 legal support networks, social movements and,
 34
 legal thinking, 2, 46–47, 84
 legislated law, common law and, 10
 legislation, 41, 46–47
 legislators, 131
 legitimacy
 law, symbolic efficacy of, and, 22–23
 Rousseau and, 22–23
 Weber and, 22–23
 Legrand, Pierre, 10, 14
 Lejeune, Aude, 147
 Lempert, Richard, 93
 Lévy-Bruhl, Henri, 125–126
 liberalism, 37
 economic, 74, 108–109
 law, symbolic efficacy of, and, 22–23
 legal realism and, 83
 liberal individualism, 46
 Marxism compared to, 26
 neoliberalism, 57
 objectivity and, 100
 Llewellyn, Karl, 44–45
 Locke, John, 14, 112
 L&S. *See* law and society
 Luhmann, Nikas, 34
 MacKinnon, Catharine, 97
 Magna Carta, 29
 Magnaud, Paul, 29
 Maleville, Jacques de, 41
The Manifesto of the Communist Party (Marx
 and Engels), 24, 30
 Mannheim, Karl, 9
 “Mapping Law and Society” (Munger), 6
Marchands de droit (Dezalay, 1992), 3, 52, 133
 marginality, 45
 marginalized persons, 80
 Marx, Karl, 47
 emancipation and, 24, 30
 law and, 24
 Marxism, 12, 37
 CLS and, 83
 law, symbolic efficacy of, and, 23–25
 legal norms and, 24
 liberalism compared to, 26
 state autonomy and, 25
 materialism, 12, 129
 McCann, Michael, 6, 21, 31–32, 34, 102–103
 McLuhan, Marshall, 157
 Mead, George H., 69
 meritocracy, 58, 61
 Merryman, John Henry, 13, 58
 Mertz, Elizabeth, 92
 methodological indifferentiation, 16
 Minda, Gary, 76
 Ministry of Justice (France), 49
 Minow, Martha, 32
 mixed constitution, 13
 modernity, 105–106
Le “moment 1900” (Audren), 6
 Monaghan, Tom, 33
 Montesquieu, 121–122
 morality, 55–56
 Mouhanna, Christian, 138
Muller v. Oregon, 65
 Munger, F., 6

- National Rifle Association, 33
 nation-states
 globalization and, 8, 10, 17, 157–161
 law and, 11, 16–17
 SLS and, 8, 16–17, 160
 weakening of, 160
 Nelken, David, 6
 neoliberalism, 57
 neutrality. *See* legal neutrality
 New Deal, 54
 new institutionalism, 68–69
 Nonet, Philippe, 68–69
- Obama, Barack, 76
 objectivity, 80, 100
 Ocqueteau, Frédéric, 134
 old institutionalism, 68–69
 oppositional postmodernism, 105–107
 Ost, François, 156
- Parsons, Talcott, 67–68
 Pécaut, Daniel, 53–54
 Perrin, Jean-François, 141
 Piketty, Thomas, 158
Plessy v. Ferguson, 93
 policy, 82
 political bias, 45
 political language, 20
 political mobilization, 26–27, 34–36
 political power, 107, 112–115, 131, 144
 civil law and, 36
 inferiority of law and political power in
 France, 115
 legal norms and, 14
 need for reinvention of, 159
 political science, 38
 politics
 interpretation and, 19–21
 law and, 36–37
 external dimension of, 21
 internal dimension of, 21
 political uses of law, 39
 policy and, 82
 science and, 81
The Politics of Rights (Scheingold), 26–27, 103
 popular will, 41
 postmodernism, 101, 104–107
 Poulantzas, Nicos, 25
 Pound, Roscoe, 44, 127–128
Les pouvoirs du droit (García-Villegas, 2015), x,
 157
- power
 as political power, ix, 1, 4, 8–9, 11–12, 14,
 17, 27, 35–36, 41, 48, 62–63, 107, 112,
 117–118, 131, 144, 149, 152, 159
 in relation to law, 1, 5–9
 in relation to legal autonomy, 4, 62, 121
 as separation of powers, 13
 as social power, 3
 as symbolic power, 11–12, 23, 38, 63, 131
 pragmatic sociology, 134–135
 principles, legal rules and, 84–85
 prisons, 74–75
 private law, 85
 “Problems of Social Cost” (Coase), 74
Procès, Cahiers d’analyse politique et juridique
 (journal), 129
 professors, 10, 48–49, 77
 Bourdieu on, 131
 civil law and, 11–12, 50
 judges, lawyers unclear differences from,
 48
 legal realism and, 54
 public law and, 50
 state and, 12
 symbolic capital of, 11–12
 progressive constitutions, 35–36
 Proposition 187, 33
 public administration, 52
 public law, 50
 public policies, 81–82
 Puchta, Georg Friedrich, 42
- Quinney, Richard, 70
- race, 93–95, 154
 constitutional jurisprudence on, 94–95
 Supreme Court, US, conception of, 94
 racial discrimination, 65
 realist jurisprudence, 44
 regulation
 emancipation and, 106
 France and, 142–143
 globalization and, 16–17
 modernity and, 105–106
 reification, 86
 resistance, 109–110
 rights, 27
 civil law and, 10, 14
 common law and, 14
 constitutionalization of, 52
 constructivism and, 26–27
 debates on, 99–103
 Dudas and, 35, 37
 France and, 10
 French Revolution and, 112
 law, symbolic uses of, and, 20
 Locke and, 14, 112
 myth of, 118
 political uses of, 14
 Rights at Work (McCann, 1994), 90, 145,
 156–157
 Rousseau and, 14
 Scheingold and, 5, 26–27

INDEX

- rights (*cont.*)
 skepticism of, 110–111
 social movements and, 5
 as tools of political struggle, 133
 of women, 147
Robes noires, années sombres (Israël), 134
 Robespierre, Maximilien, 13, 41
 Robinson, Edward, 54
 Romano, Santi, 42–43
 Rosenberg, Gerald, 101–102
 Rouland, Norbert, 137
 Rousseau, Jean-Jacques, 112–113
 legitimacy and, 22–23
 rights and, 14
 underlying vision of, 116
 Roussel, Violaine, 147
 Roy, Etienne Le, 137
 Russell Sage Foundation, 60
- Sabine, George, 14
 Saint John's University, 60–61
 Sarat, Austin, 6, 80–83
 Scheingold, Stuart, 5, 26–27, 103, 118
 school of exegesis, 40–42
 school of free law, 40
 science, politics and, 81
 Sciences Po, 52–53
 Second Amendment of the US Constitution, 33
 Selznick, Philip, 68–69
 Serverin, Évelyne, 62–63
 Sieyès, Emmanuel Joseph, 13
 Silbey, Susan, 80–82, 89, 147
 Silverstein, Helena, 34
 Singer, Peter, 159
 SLS. *See* sociopolitical legal studies
 social cohesion, 120
 social complexity, 46
 social law, 43
 social movements, 100, 146–147
 law, symbolic uses of, and, 29–30
 law and, 25
 legal norms and, 28
 legal support networks and, 34
 rights and, 5
 United States and, 34
 social practices, 132
 social problems, 55
 social progress, 56
 social reality, 90
The Social Reality of Crime (Quinney), 70
 social sciences, 46
 definition of law from, 62
 France training in, 59
 investments in, 58
 jurists and, 80–81
 law and, 49–54
 law schools and, 79
 social-conservatism, 28–29, 32–34
 Socialist Party (France), 118
 social-progressivism, 28–29
 emancipation and, 30–31
 law, symbolic uses of, and, 29–32
 socio-legal domains, 40
 socio-legal studies, 72–74, 79–80
Sociological Jurisprudence (Pound), 127–128
The Sociological Movement in Law (Hunt, A. 1978), 2
Sociologie juridique (Carbonnier), 127
 sociology, 71
 classical
 Commaile and, 8–9
 Durkheim, E., 1, 46, 49, 53–54, 67
 law and, 1–2
 SLS and, 8–9
 Weber, M., 1–2, 22, 67, 106, 143
 degrees available in, 53
 founding fathers of, 121–122
 jurists and, 119–120
 of law, 135
 law schools and, 128
 legislative, 50
 of organizations, 137–139
 political sociology of law, 142–148
 pragmatic sociology, 134–135
 reception of, 49–50
 of science, 134–135
Sociology of Law (Deflem, M), 67, 73
The Sociology of Law: An Introduction (Cotterrell, 1992), 71, 78–79
 Sociology of Law and Justice, 146
 sociopolitical legal studies (SLS), 5–10
 advantages of, 7–9
 civil law and, 7
 comparative overview of, 152–153
 culture and, 6–7
 disciplinary debates and, 7–9
 France and, 6, 18, 112–115, 148–150
 overview of, 119–121
 globalization and, 17–18, 160
 Latin America and, 6
 law, symbolic efficacy of, and, 21, 27, 37
 law understood by, 108–109
 legal autonomy and, 152–153, 155–156
 nation-states and, 8, 16–17, 160
 problems focused on in, 8
 sociology, classical and, 8–9
 transdisciplinarity and, 15–18
 United States and, 6, 18, 65–66, 109, 111, 156
 solidarity, 46, 123
 Soubiran-Paillet, Francine, 51

- Sousa Santos, Boaventura de, 15, 105–107
 sovereignty, 38
 Civil Code and, 13
 civil law and, 12–13
 common law and, 13–14
 Constitution of the United States and, 13
 England and, 13
 France and, 12–13
 French Revolution and, 13
 Spire, Alexis, 134
 state. *See also* nation-states
 England and, 14
 France and, 14
 law and, 12–15, 17–18
 legal positivism, German and, 12
 professors and, 12
 state-conservatism, 28–29
 delegative democracies, Latin American and, 33
 United States and, 29
 state-progressivism, 28–29, 33
 Stiglitz, Joseph, 158
 Stryker, Robin, 103
 subject/object dichotomy, 132
 Suchman, Mark, 92
 Supreme Court, US, 65
 race conceived by, 94
 symbolic capital
 legal actors and, 11–12, 57
 of professors, 11–12
 symbolic efficacy
 of constitutional law, 22
 of criminal law, 22
 of labor law, 22
 of law, 5, 19–25, 27–28, 37, 110–111
 symbolic interactionism, 69
Symbolic Power without Symbolic Violence?
 Critical Legal Comments on Legal Consciousness Studies (García-Villegas, 2003a), 90

 Tamanaha, Brian, 60–61
 Tarde, Gabriel, 122
 theoretical analysis, 108
 Thibaut, Anton Friedrich, 42
 Third World, problems of, 159
 Thompson, E. P., 29
 Tocqueville, Alexis de, 31, 38, 121–122, 149
 Todorov, Tzvetan, 159
 Tomlins, Christopher, 54
Toward a New Common Sense: Law, Science and Politics in the Paradigmatic Transition (Santos, 1995b), 15, 105–106

 transaction costs, 75
 transdisciplinarity, 15–18. *See also* methodological indifferentiation
 trashing, 84
 Travers, Max, 6, 71
 Trubek, David, 79–83, 101
 Tushnet, Mark, 83
 tyranny, 159

 Unger, Roberto
 contract law and, 85
 deconstruction and, 86–87
 United States, 12, 39
 adjudication and, 14–15, 44
 antiformalism and, 152
 critical legal movement in, 130
 law, sociopolitical vision of, and, 2–5
 law and society of, 107–109
 law schools in, 59–60
 legal critiques and, 14–15
 legal formalism and, 2–4
 legal norms and, 14
 legal realism and, 54–58
 SLS and, 6, 18, 65–66, 109, 111, 156
 social movements and, 34
 state-conservatism and, 29
 Uprimny, Rodrigo, 34

 Vietnam war, 70
 von Ihering, Rudolf, 42
 von Savigny, Friedrich Karl, 42–44

 Waldron, Jeremy, 99–100
 Wall Street, 55
 wealth inequality, 158
 Weber, Max, 11, 156
 law and, 2
 legitimacy and, 22–23
 state and, 22
 West, Robin, 97
 Westphalian model of nations, 159
What Is the Law Good For? (A quoi nous sert le droit) (Commaille), 141
 white supremacy, 93–94
Why the “Haves” Come Out Ahead (Galanter, 1974), 58, 79
 Willemez, Laurent, 147
 women, 96–99, 147
 Woolgar, Steve, 134
Working Law (Edelman, 2016), 19
 World Bank, 78
 Wyvekens, Anne, 145–146

 Zackin, Emily, 99–100