

Moral Foundations of Constitutional Thought

*Current Problems,
Augustinian Prospects*

GRAHAM WALKER

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Moral Foundations of Constitutional Thought Graham Walker, 2014-07-14 Graham Walker boldly recasts the debate over issues like constitutional interpretation and judicial review and challenges contemporary thinking not only about specifically constitutional questions but also about liberalism law justice and rights Walker targets the skeptical moral nihilism of leading American judges and writers on both the political left and right charging that their premises undermine the authority of the Constitution empty its moral words of any determinate meaning and make nonsense of ostensibly normative theories But he is even more worried about those who desire to conduct constitutional government by direct recourse to an authoritative moral truth Augustine's political ethics Walker argues offers a solution a way to embrace substantive goodness while relativizing its embodiment in politics and law Walker sees in Augustinian theory an understanding of the rule of law that prevents us from mistaking law for moral truth Pointing out how the tensions in that theory resonate with the normative ambivalence of America's liberal constitutionalism he shows that Augustine can provide successful but decidedly nonliberal grounds for the artifices and compromises characteristic of law in a liberal state Originally published in 1990 The Princeton Legacy Library uses the latest print on demand technology to again make available previously out of print books from the distinguished backlist of Princeton University Press These editions preserve the original texts of these important books while presenting them in durable paperback and hardcover editions The goal of the Princeton Legacy Library is to vastly increase access to the rich scholarly heritage found in the thousands of books published by Princeton University Press since its founding in 1905

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