

Contents

Introduction	1
I ECONOMICS	
1 The Law and Economics Movement: From Bentham to Becker	31
2 The Speech Market	62
3 Normative Law and Economics: From Utilitarianism to Pragmatism	95
II HISTORY	
4 Law's Dependence on the Past	145
5 Historicism in Legal Scholarship: Ackerman and Kahn	170
6 Savigny, Holmes, and the Law and Economics of Possession	193

III PSYCHOLOGY

- 7 Emotion in Law 225
- 8 Behavioral Law and Economics 252
- 9 Social Norms, with a Note on Religion 288

IV EPISTEMOLOGY

- 10 Testimony 319
- 11 The Principles of Evidence and the
Critique of Adversarial Procedure 336
- 12 The Rules of Evidence 380

V EMPIRICISM

- 13 Counting, Especially Citations 411

Acknowledgments 443

Index 447