



University of São Paulo – USP

Department of Philosophy and Theory of Law

DFD5905 – Temas e Leituras Contemporâneas em Teoria do Direito I

(aulas em inglês)

Critical Readings of Ronald Dworkin – Trumps, Principles, and Objectivity

Professor: Ronaldo Porto Macedo Júnior

Class Time: Fridays, from 8:30 am to 12:30 pm

Place: to be determined.

Texts will be available at: <https://edisciplinas.usp.br/course/view.php?id=127093>

CALENDAR

CLASS	DATE	CONTENT
N. 01	14.03	<p>1. Course Introduction - Presentation of the course. Problems and Paradoxes. Theory of Law, Dogmatics, and Philosophy of Law</p> <p><u>Complementary Reading:</u> MACEDO JUNIOR, Ronaldo Porto. "O método de leitura estrutural" in Curso de Filosofia Política, São Paulo, Atlas, 2008, Cap. 1, pp. 13-41.</p>
N. 02	21.03	<p>2. Still the Hart – Dworkin Debate</p> <p><u>Mandatory Readings:</u> SHAPIRO, Scott J. 'The "Hart-Dworkin" Debate: a Short Guide for the Perplexed' in RIPSTEIN, Arthur (Ed.) Ronald Dworkin, New York: Cambridge University Press, 2007, available at http://ssrn.com/abstract=968657.</p> <p>LEITER, Brian Beyond the Hart/Dworkin Debate: The Methodology Problem in Jurisprudence," 48 American Journal of Jurisprudence 17 (2003).</p> <p><u>Complementary Readings:</u></p>

- DWORKIN, Ronald. "Model of Rules I" in Taking Rights Seriously, São Paulo: Martins Fontes, 2002, pp. 23-72.

- HART, Herbert L. A. The Concept of Law. Oxford: Clarendon Press, 1994 (2nd edition, Ed. P. Bulloch and J. Raz), chapters 1, 5-7, 9 and Postscript (available in Portuguese from Ed. Calouste Gulbenkian, Lisbon, 2005, trans. A. Ribeiro Mendes, as well as from Martins Fontes. The Portuguese translation is superior)

- Neil MacCormick, H. L. A. Hart, 2nd Ed., pp. 1-60 (especially pp. 17-60).

- HART, Herbert L. A. "Positivism and the Separation of Law and Morality," in Essays on Legal Theory and Philosophy, Elsevier, 2010.

- GUEST, Stephen, Ronald Dworkin (1991), Stanford University Press, California. (There is a Portuguese translation by Elsevier, 2010).

- MICHELON Jr., Cláudio Fortunato (2004), Aceitação e objetividade: uma comparação entre as teses de Hart e do positivismo precedente sobre a linguagem e o conhecimento do direito, São Paulo: Revista dos Tribunais.

- ZIPURSKY, Benjamin, The Model of Social Facts, in Jules Coleman (ed.), Hart's Postscript - Essays on the Postscript to The Concept of Law, Oxford University, 2001, pp. 219-270.

- BIX, Brian, H.L.A. Hart and the Hermeneutic Turn in Legal Theory, 52 S.M.U. L. Rev. 167 (1999).

- DWORKIN, Ronald. The Model of Rules II, in Taking Rights Seriously, São Paulo: Martins Fontes, 2002, esp. pp. 76-93.

- DWORKIN, Ronald. Introduction in (Ed.) DWORKIN, Ronald, The Philosophy of Law. Oxford: Oxford University Press, pp. 1-9.

- MACEDO JUNIOR, Ronaldo Porto. Do xadrez à cortesia: Dworkin e a teoria do direito contemporânea. São Paulo: Saraiva, 2013a.

- BIX, Brian. H.L.A. Hart and the Hermeneutic Turn in Legal Theory in Southern Methodist University Law Review, Vol. 52, pp. 167-199. Available at: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=163810

Recommended lectures:

		<p>Brian Leiter. Why Dworkin Was Wrong About Almost Everything? At https://www.youtube.com/watch?v=JifDDTnQP-Q</p> <p>Even Further Beyond the Hart-Dworkin Debate Brian Leiter & Scott Shapiro https://www.youtube.com/watch?v=V51588_U5nw&t=40s</p> <p>A crítica de Dworkin ao Conceito do Direito de Hart - Scott Shapiro e Jeremy Waldron - https://www.youtube.com/watch?v=tZB33oGpmow&t=19s</p> <p><u>March 25th Lectures - FADUSP:</u> Modelos de realização judicial do direito: para além do tríptico aplicação/decisão/juízo - Profa. Ana Margarida Simões Gaudencio - Faculdade de Direito da Universidade de Coimbra;</p> <p>De que "mapa" precisa o pensamento jurídico contemporâneo? Explorando "velhas" e "novas" grelhas. - Prof. José Manuel Aroso Linhares - Faculdade de Direito da Universidade de Coimbra</p>
<p>N. 03</p>	<p>28.03</p>	<p>3. Law and Interpretation</p> <p><u>Mandatory Readings:</u> DWORKIN, Ronald. How law is like literature in <i>A matter of principle</i>, pp. 146-166 (20 pages).</p> <p>STAVROPOULOS, Nicos. Interpretivist Theories of Law. In: ZALTA, Edward (Ed.). <i>Stanford Encyclopedia of Philosophy</i>, 2008. 15 pages.</p> <p><u>Complementary Readings:</u></p> <ul style="list-style-type: none"> - GUEST, Stephen, Ronald Dworkin: Third Edition. Stanford Law Books, 2012. (There is a Portuguese translation by Elsevier, 2010). - MACEDO JUNIOR, Ronaldo Porto. <i>From Chess to Courtesy: Dworkin and Contemporary Legal Theory</i>. São Paulo: Saraiva, 2013a. - MOORE, Michael S. <i>Educating Oneself in Public - Critical Essays in Jurisprudence</i>. Oxford University Press, 2000. Chapter 11 (pp. 424-452) and the last pages of Chapter 1 (pp. 53-59). - DWORKIN, Ronald. 2011. <i>Justice for Hedgehogs</i>. Cambridge, MA, Harvard University Press. - DWORKIN, Ronald. <i>Law's empire</i>. Cambridge, USA: Harvard University Press, 1986.

		<p>- DWORKIN, Ronald. Law, Philosophy and Interpretation. ARSP: Archiv für Rechts- und Sozialphilosophie / Archives for Philosophy of Law and Social Philosophy, v. 80, n. 4, p. 463–475, 1994. Published by: Franz Steiner Verlag. Stable URL: http://www.jstor.org/stable/23679854. Translation in Dworkin DERECHO, FILOSOFIA E INTERPRETACIÓN RONALD DWORKIN Kobe Lecture Cad. Esc. Legisl. Belo Horizonte, 3(5): 27-71, Jan/Jun 1997, translated 23 pages.</p> <p><u>Recommended Lectures:</u> Ronald Dworkin. Is There Truth in Interpretation? Law, Literature and History https://www.youtube.com/watch?v=742JyiqLhuk</p> <p>Scott Hershovitz (Michigan) - "Law is a Moral Practice" https://www.youtube.com/watch?v=LyE4GXGj7_M&t=69s</p> <p>Justice in Robes - Ronald Dworkin, IJ-UNAM https://www.youtube.com/watch?v=AxKp3LaWnZI&t=1336s</p>
N. 04	04.04	<p>4. Veronica Rodriguez-Blanco and John Finnis</p> <p><u>Mandatory Readings:</u> Rodriguez-Blanco, V. 2007, 'Is Finnis Wrong?', Legal Theory, vol. 13, no. 3-4, pp. 257-283. https://doi.org/10.1017/S1352325208070109 - 28 pages.</p> <p>Finnis, J. (1987). On Reason and Authority in “Law’s Empire.” Law and Philosophy, 6(3), 357–380. http://www.jstor.org/stable/3504602 (24 pages).</p> <p>Finnis, John, "Natural Law Theories", The Stanford Encyclopedia of Philosophy (Summer 2024 Edition), Edward N. Zalta & Uri Nodelman (eds.), URL = https://plato.stanford.edu/archives/sum2024/entries/natural-law-theories/. 23 pages.</p> <p><u>Recommended Lecture:</u> John Finnis "A Conversation with Professor John Finnis" https://www.youtube.com/watch?app=desktop&v=dwbnmLfgYrY&t=2565s</p>
N. 05	11.04	<p style="text-align: center;"><u>Special Class for the Course</u></p> <p>LECTURE – Prof.^a VERONICA RODRIGUEZ BLANCO</p> <p>Theme: “<i>The Common Good as ‘Grand End’: A Potential Objection</i>”</p> <p>Panel: Dr. Carlos Frederico de Ramos Jesus (DFD-USP), Dr.</p>

		<p>Gilberto Morbach Jr. (DFD-USP)</p> <p>10 AM: Auditório Ruy Barbosa, Faculdade de Direito da USP</p> <p>Live transmission at: https://www.youtube.com/watch?v=z-h1M2_W25o</p>
	<p>18.04</p> <p>THESE WILL BE NO CLASS HOLY WEEK – APRIL 14th to 19th</p>	
<p>N. 06</p>	<p>25.04</p>	<p>6. Indeterminacy, Objectivity, and Certainty 1 - Dworkin</p> <p><u>Mandatory Reading:</u> DWORKIN, Ronald. Objectivity and Truth: You'd Better Believe It. Philosophy and Public Affairs, Hoboken, v. 25, pp. 87-139, 1996b.</p> <p><u>Complementary Readings:</u> DWORKIN, Ronald. Indeterminacy and Law. In: GUEST, Stephen; FREEMAN, Michael (Eds.). Positivism Today. Dartmouth, 1996a.</p> <p>GUEST, Stephen. How to Criticize Ronald Dworkin's Theory of Law. Analysis, Oxford, v. 69, n. 2, pp. 1-13, Apr. 2009. Available at: http://www.ucl.ac.uk/~uctlsfd/papers/how_to_criticize_ronald_dworkins_theory_of_law.pdf. Accessed: Jul. 14, 2013.</p> <p>NAGEL, Thomas. Dworkin: Interpretation and the Law. In: NAGEL, Thomas. Other Minds: Critical Essays 1969-1994. Oxford: Oxford University Press, 1995. pp. 194-202.</p> <p>GUEST, Stephen. Dworkin, pp. 124-144, Chapter 07, "Objectivity in Law and Morality".</p> <p>DWORKIN, Ronald. "Legal Theory and the Problem of Sense." In: GAVISON, R. (Ed.). Issues in Contemporary Legal Philosophy. Oxford: Clarendon Press, 1987.</p> <p><u>Recommended Lectures:</u></p> <p>Ronald Dworkin - Is There Truth in Interpretation? https://www.youtube.com/watch?v=ej1rarGNWp8</p> <p>Thomas Nagel - Objectivity at Holberg Prize Symposium 2007: https://www.youtube.com/watch?v=9OU9QTFvOuk</p> <p>Dworkin: Skepticism https://www.youtube.com/watch?v=cGvB6KIuyE0&t=54s</p>

		Holberg Prize Symposium 2007: Law and Political Morality https://www.youtube.com/watch?v=D8D5aIOHRNI&t=83s
	02.05	THERE WILL BE NO CLASS 05/09 LABOUR DAY
N. 07	09.05	<p>7. Indeterminacy, Objectivity, and Certainty 2 - Postema</p> <p><u>Mandatory Reading:</u></p> <ul style="list-style-type: none"> • Postema, Gerald J. - Objectivity Fit for Law (total 44 pages) in Leiter, Brian, Objectivity in Law and Morals. Edited by Brian Leiter, University of Texas, Austin; Publisher: Cambridge University Press, Part I - pp. 99-121. • Postema, Gerald J. - Objectivity Fit for Law. In Leiter, Brian, Objectivity in Law and Morals. Edited by Brian Leiter, University of Texas, Austin; Publisher: Cambridge University Press, Part II - pp. 121-144. <p><u>Recommended Readings:</u></p> <ul style="list-style-type: none"> • Stavropoulos, Nicos - Chapter 22. Objectivity. In Martin P. Golding and William A. Edmundson. The Blackwell Guide to the Philosophy of Law and Legal Theory. Published Online: 25 FEB 2008. 14 pages. • Dworkin, "On Gaps in the Law," in Controversies about the Law's Ontology, eds. Neil MacCormick and Paul Amselek (Edinburgh: Edinburgh University Press, 1991), pp. 84-90. + Dworkin, Can Rights Be Controversial?, in DWORKIN, Ronald. Taking Rights Seriously. Cambridge, MA: Harvard University Press, 1977a. pp. 270-290. • Dworkin Ronald and the Consequences of Vagueness - Timothy Endicott. DOXA. Doxa19_18.pdf (10 pages)
N. 08	16.05	<p style="text-align: center;"><u>ON-LINE CLASS</u></p> <p>8. Indeterminacy, Objectivity, and Certainty 3 – Razian Critique</p> <p><u>Mandatory Reading:</u></p> <ul style="list-style-type: none"> • Joseph Raz, Notes on Value and Objectivity. <i>In</i> Objectivity in Law and Morals, Edited by Brian Leiter, University of Texas, Austin; Publisher: Cambridge University Press, pp. 194-233. Also published in Notes on Value and Objectivity. Joseph Raz <i>in</i> Engaging Reason. January 2002 - Parts I and II, pp. 194-214.

		<ul style="list-style-type: none"> Joseph Raz, Notes on Value and Objectivity. <i>In</i> Objectivity in Law and Morals, Edited by Brian Leiter, University of Texas, Austin; Publisher: Cambridge University Press, pp. 194-233. Also published in Notes on Value and Objectivity. Joseph Raz <i>in</i> Engaging Reason. January 2002 - Part III, pp. 215-233. <p><u>Complementary Reading:</u></p> <ul style="list-style-type: none"> Larry Alexander, Legal Objectivity and the Illusion of Legal Principles. Available at SSRN: http://ssrn.com/abstract=1236222.pdf (30 pages). Pavlakos, George - Two Conceptions of Objectivity, <i>in</i> Law, Rights, and Discourse. Reflections on Robert Alexy's Legal Philosophy (24 pages). (Comparing Alexy and Dworkin) <p><u>Recommended Lectures:</u></p> <p>Joseph Raz and Law's Moral Claims (Brian Bix) https://www.youtube.com/watch?v=atfq82N2cQY&t=121s</p> <p>Joseph Raz – “Razão Prática” (several parts) on Youtube</p> <p>Prof. Brian Bix: "Joseph Raz and Law's Claims" https://www.youtube.com/watch?v=MLIdHtLEpy0&t=49s</p>
	23.05	<p style="text-align: center;">THERE WILL BE NO CLASS</p> <p>Obs: CTLS - the conference should be on May 22nd, the Executive Council meeting on the 23rd</p>
N. 09	30.05	<p>9. Conventions, Objectivity, and Certainty – Marmor and Wolcher</p> <p><u>Mandatory Readings:</u></p> <ul style="list-style-type: none"> Wolcher, Louis, Ronald Dworkin's Right Answers Thesis through the Lens of Wittgenstein, 29 Rutgers L.J. 43 (1997-1998) - 24 pages. Marmor, Andrei, “How Law is Like Chess,” 12 Legal Theory 347-371 (2006). Also <i>in</i> How Law is Like Chess (April 2006). USC Law Legal Studies Paper No. 06-7. Available at SSRN: http://ssrn.com/abstract=897313 or http://dx.doi.org/10.2139/ssrn.897313. <p><u>Complementary Readings:</u></p> <ul style="list-style-type: none"> Marmor, Andrei, “Legal Conventionalism,” 4 Legal Theory 509 (1998). [Reprinted in Hart’s Postscript: Essays on the Postscript to “The Concept of Law” (Jules L. Coleman, ed.) (Oxford University Press, 2001)]

	<ul style="list-style-type: none"> • Marmor, Andrei, <i>Social Conventions</i> (Princeton University Press, 2009), <i>Philosophy of Law</i> (Princeton, 2011). • Postema, Gerald 1998a. <i>Conventions at the Foundations of Law</i>. In <i>The New Palgrave Dictionary of Economics and Law</i>. Ed. Peter Newman. Vol. 1: 465-72. London: Macmillan. • Postscript, in HART, Herbert L. A. <i>The Concept of Law</i>. Oxford: Clarendon Press, 1994 (2nd edition, Ed. P. Bulloch and J. Raz), (available in Portuguese from Ed. Calouste Gulbenkian, Lisbon, 2005, translation by A. Ribeiro Mendes, and also from Martins Fontes. The Portuguese translation is superior) Parts IV, V, VI. • DWORKIN, Ronald. "Hart's Postscript and the Point of Political Philosophy," in <i>Justice in Robes</i>, pp. 140-186. (There is a Portuguese translation by Martins Fontes: pp. 199-264) – First part. • DWORKIN, Ronald. "Hart's Postscript and the Point of Political Philosophy," in <i>Justice in Robes</i>, pp. 140-186. (There is a Portuguese translation by Martins Fontes: pp. 199-264) – Second part. • Stavropoulos, Nicos - Chapter 22. <i>Objectivity</i>. In Martin P. Golding and William A. Edmundson. <i>The Blackwell Guide to the Philosophy of Law and Legal Theory</i>. Published Online: 25 FEB 2008. 14 pages. • Dworkin, "On Gaps in the Law," in <i>Controversies about the Law's Ontology</i>, eds. Neil MacCormick and Paul Amselek (Edinburgh: Edinburgh University Press, 1991), pp. 84-90. + Dworkin, <i>Can Rights Be Controversial?</i> in DWORKIN, Ronald. <i>Taking Rights Seriously</i>. Cambridge, MA: Harvard University Press, 1977a. pp. 270-290. • Dworkin Ronald and the Consequences of Vagueness - Timothy Endicott. DOXA. Doxa19_18.pdf (10 pages) <p><u>Recommended Lectures:</u></p> <ul style="list-style-type: none"> • Andrei Marmor – Lectures at FADUSP – Available at YouTube
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<p style="text-align: center;">N. 10</p>	<p style="text-align: center;">06.06</p>	<p>10. Theoretical Disagreements - Leiter</p> <p><u>Mandatory Readings:</u></p> <ul style="list-style-type: none"> • LEITER, Brian "Explaining Theoretical Disagreement," 76 University of Chicago Law Review 1215 (2009), pages. (There is a Spanish translation: LEITER, Brian, Cómo Explicar los Desacuerdos entre Juristas in Acordes y Desacuerdos: Cómo y Por Qué los Juristas Discrepan, Ed. Marcial Pons Ediciones Jurídicas y Sociales, 2012.) • “The End of Empire: Dworkin and Jurisprudence in the 21st Century.” Institute for Comparative Jurisprudence, Law School, Loyola University, Los Angeles, CA, December 2004. <p><u>Complementary Readings:</u></p> <ul style="list-style-type: none"> • “Beyond the Hart/Dworkin Debate: The Methodology Problem in Jurisprudence.” Conference on “Law’s Moral Foundations: Has It Any?”, Law School and American Journal of Jurisprudence, University of Notre Dame, South Bend, IN, April 2003. • GUEST, Stephen, Ronald Dworkin (1991), Stanford University Press, California. (There is a Portuguese translation by Elsevier, 2010). <p><u>Recommended Lectures</u></p> <ul style="list-style-type: none"> • Brian Leiter Why Dworkin Was Wrong About Almost Everything? At https://www.youtube.com/watch?v=JIfDDTnQP-Q • Even Further Beyond the Hart-Dworkin Debate Brian Leiter & Scott Shapiro https://www.youtube.com/watch?v=V51588_U5nw&t=40s • The Singapore Symposium in Legal Theory 2019: Talk by Professor Brian Leiter https://www.youtube.com/watch?v=n-nQjWKdY84&t=2269s
	<p style="text-align: center;">13.06</p>	<p style="text-align: center;">THERE WILL BE NO CLASS Obs: SELA 2025 -Thursday, June 12, until Sunday, June 15, 2025</p>
	<p style="text-align: center;">20.06</p>	<p style="text-align: center;">THERE WILL BE NO CLASS CORPUS CHRISTI – June 19th to 21st</p>

<p style="text-align: center;">N. 11</p>	<p style="text-align: center;">27.06</p>	<p>11. Mark Greenberg. "The Moral Impact Theory of Law."</p> <p><u>Mandatory Reading:</u></p> <ul style="list-style-type: none"> • Greenberg, Mark. "The Moral Impact Theory of Law." <i>The Yale Law Journal</i> 123, no. 5 (March 2014): 1118-1625. In two parts. <p><u>Complementary Readings:</u></p> <ul style="list-style-type: none"> • Steven Schaus, How to Think About Law as Morality: A Comment on Greenberg and Herskovitz, 124 <i>Yale L.J. F.</i> 224 (2015), http://www.yalelawjournal.org/forum/how-to-think-about-law-as-morality. • Bustamante, Thomas (2019). Law, Moral Facts and Interpretation: A Dworkinian Response to Mark Greenberg's Moral Impact Theory of Law. <i>Canadian Journal of Law and Jurisprudence</i> 32 (1):5-43. • The Moral Impact Theory, The Dependence View, and Natural Law, in <i>Cambridge Companion to Natural Law Jurisprudence</i>, (edited by G. Duke and R. George, Cambridge Univ. Press, 2017). Full Text • Law through the Prism of Planning, review of Scott Shapiro, <i>Legality</i>, in <i>Jotwell</i> (September 2011). • Legislation as Communication? Legal Interpretation and the Study of Linguistic Communication, in <i>Philosophical Foundations of Language in the Law</i>, (edited by A. Marmor and S. Soames, Oxford University Press, 2011). • Implications of Indeterminacy: Naturalism in Epistemology and the Philosophy of Law II, 30 <i>Law and Philosophy</i> (2011). Corrected version: Erratum: Implications of Indeterminacy: Naturalism in Epistemology and the Philosophy of Law II, <i>Law and Philosophy</i>, 31: 619-642 (2012). • The Standard Picture and Its Discontents, in <i>Oxford Studies in Philosophy of Law: Vol. 1</i>, (edited by Leslie Green and Brian Leiter, Oxford University Press, 2011). Full Text • Naturalism in Epistemology and the Philosophy of Law, 30 <i>Law and Philosophy</i> 419-451 (2011). • The Communication Theory of Legal Interpretation and Objective Notions of Communicative Content, <i>UCLA School of Law Working Paper Series, Public Law & Legal Theory Working Paper</i> 10-35 (2010). Full Text • Hartian Positivism and Normative Facts: How Facts Make Law II, in <i>Exploring Law's Empire</i>, (edited by Scott Herskovitz, Oxford University Press, 2006). Full Text • How Facts Make Law, 10 <i>Legal Theory</i> 157-98 (2004). Reprinted in 1) Scott Herskovitz, ed., <i>Exploring Law's Empire</i> (Oxford University Press, 2006); 2) <i>2 Social, Political, and Legal Philosophy</i> (forthcoming); 3) E.
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	<p>Caceres, I. Flores, J. Saldana, and E. Villanueva, eds., <i>Problemas Contemporaneos de la Filosofia del Derecho</i> (Universidad Nacional Autonoma De Mexico, 2005); 4) 1 <i>Problema</i> (2006). Full Text</p> <ul style="list-style-type: none"> • Greenberg, Mark, Hartian Positivism and Normative Facts: How Facts Make Law II in <i>EXPLORING LAW'S EMPIRE</i>, Scott Hershovitz, ed., Oxford University Press, Forthcoming, UCLA School of Law Research Paper No. 06-09, Available at SSRN: https://ssrn.com/abstract=887418 <p><u>Recommended Lectures:</u></p> <p>The Singapore Symposium in Legal Theory 2022: Talk by Professor Mark Greenberg https://www.youtube.com/watch?v=ZKoHPLanaV4&t=3s</p> <p>El fin de la jurisprudencia con el Dr. Scott Hershovitz https://www.youtube.com/watch?v=Bxm-HJ_n3U4&t=112s</p>
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OBJECTIVES

The course aims to develop students' ability to rigorously read complex texts while also encouraging reflection and the formation of critical reasoning based on the material read. Additionally, it seeks to provide a theoretical deepening on topics in Legal Theory beyond the legal positivism generally addressed in undergraduate courses. This semester, there will be a focus on some critical readings of Ronald Dworkin's legal thought and some of his contemporary critics.

COMMENTS

- 1) This course presupposes a good command of the English language, as its primary bibliography does not include translation.
- 2) Students must be available for an average weekly reading load of around 60 pages of theoretical texts of reasonable complexity and difficulty. Rigour and care are required when reading texts.
- 3) Reading Hart's Concept of Law and the text "Law as a system of rules" in *Taking Rights Seriously* by Ronald Dworkin is strongly recommended.
- 4) The course will be organized in the form of a seminar where effective participation from students will be required in all classes.

- 5) The course's final assessment will be done through individual work.
- 6) For guidance on how to present seminars on structural text reading techniques, it is recommended to read the following text: "The structural reading method (Texts in Debate)" by Ronaldo Porto Macedo Jr, Ronaldo Porto Macedo Jr, chapter I by Macedo Jr, Ronaldo Porto (org) Filosofia Política, Atlas, 2008, also in Cadernos Direito GV nº 16 - mar/2007, available for download at <http://www.direitogv.com.br/interna.aspx?PagId=HTKCNKWI&IDCategory=4&IDSubCategory=84>
- 7) It is recommended that you read the book by MACEDO JR., Ronaldo Porto. 2013. From Chess to Courtesy: Dworkin and contemporary legal theory. São Paulo: Saraiva.

RULES AND DEADLINES FOR CARRYING OUT MANDATORY ACTIVITIES

Any questions regarding deadlines, summary issues, seminar dates and groups, or any other matters not related to the course content should be addressed exclusively with the teaching assistants.

Weekly Question and Answer (All Students)

- All students must formulate a weekly question about the texts discussed that week, as well as provide an answer to it.
- The question must necessarily pertain to the text read, and the elements for the answer must be found in the bibliography covered in the course up to the point when the question is answered.
- Printed or handwritten questions and answers or those submitted after the deadline will not be accepted.
- Answers must be sent as an attached file (MS Word or similar, except Notepad (.txt)) via email (half a page, Times New Roman font, size 12, single spacing) with the following filename format including the student's first and last name: "firstname_lastname_summaryXX" (e.g., joesilva_summary03). This should also be the subject of the email. The file name should not contain any periods (e.g., joesilva.summary03).
- The student's name and the corresponding seminar number must be included in the submitted text.

- Every student must submit a printed copy in the corresponding class and also send an electronic copy to the following email: danilo.epereira@usp.br.
- No grades will be assigned, nor will written corrections be provided for this activity. However, submission will be noted and considered during the course evaluation.

Hand-out (Only for Students Presenting the Seminar)

- The hand-out should be photocopied and distributed in class to colleagues on the day of the seminar.
- It should also be sent by email to danilo.epereira@usp.br.
- The sent file should be named "handout_seminarXX" (e.g., handout_seminar02). This should also be the subject of the email. The file name should not contain any periods (e.g., josedsilva.handout03).
- The students' names should be included in the submitted text, along with the seminar number and the bibliographic reference of the text from which the hand-out was prepared.

Presentation:

- The presentation should last around 12 to 14 minutes.
- "Weave" the mental outline well: introduction | development | conclusion.
- Use hooks at the beginning and end of the presentation (avoid: "That's basically what I had to say").
- Use a cheat sheet or outline, with the sequence of main points. The text should be presented as a whole, meaning its structure should be absolutely clear.
- Do not read directly from notes during the presentation; the presentation should not be a reading of the hand-out.
- Using PowerPoint is recommended but not mandatory. Create concise, legible, and primarily visual slides: avoid overloading them with information. Generally, a 12-minute presentation should not involve more than 8 slides.
- During the PowerPoint presentation, remember that it is not a teleprompter.
- Use a pointer and do not face the screen; look at the audience.
- Practice with a timed rehearsal (hide your watch during the presentation).
- Before starting, carefully check the environment and eliminate any potential distractions.

- Pay attention to your speech (voice, intonation, and pronunciation) and body language (facial expression, gestures, and posture).
- Do not get flustered by distractions. Stay calm and try to engage with the audience.
- Avoid improvisation.
- Remember that this is a presentation for an audience that has already read the text.
- Save external critiques and comments for the debate, not the presentation. After all, the seminar begins after the presentation.
- Note: For seminar presentations, all group members should be prepared to deliver the entire presentation. If any member(s) is/are absent, the other(s) must unconditionally replace them.

RECOMMENDATIONS ON THE CONTEMPORARY DEBATE IN LEGAL THEORY IN THE ANALYTICAL TRADITION

5. Raymond Wack, *A Very Short introduction to Philosophy of Law*, Oxford University Press, it can work as a (brief) guide to the debate analyzed during the course and can be profitably read at the start of our classes.
6. Neil MacCormick, *H. L. A. Hart*, Elsevier, 2009 and Brian Bix, *Jurisprudence: theory and context*. 3. Ed., Carolina Academic Press, North Carolina, 2004, besides, of course, *The Concept Of Law*, by H.L.A. Hart, (há traduções para o português. A tradução portuguesa da Calouste Gulbenkian é superior à tradução da LMF).
7. DWORKIN, Ronald. *Law's Empire*, Oxford/Portland: Hart Publishing, 2008; initially published in 1986.
8. POSTEMA, G.J.A *Treatise of Legal Philosophy and General Jurisprudence*, SPRINGER, 2011, Pages: 643.

RECOMMENDED READINGS

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