

Course Outline

Course: FYSM 1502P Selected Topics in Legal Studies: State, Law and Violence

Prerequisites: Restricted to students entering the first year of a B.A. program

Term: Fall 2009/Winter 2010

Class: **Class Time:** Monday 1:05-3:55

Room: TBD - Consult Carleton Central

Instructor: Craig McFarlane

Contact: **Office:** C476 Loeb

Office Hours: Monday 12:00-12:45, Thursday 11:45-12:30, or by appointment

Email: teaching@theoria.ca

Web: <http://www.theoria.ca/teaching>

Accommodations

Students with disabilities needing academic accommodations in this course are required to contact a coordinator at the Paul Menton Centre (500 Unicentre) to complete the necessary *letters of accommodation*. The student must then make an appointment to discuss their needs with the instructor at least two weeks prior to the first class or CUTV test. This is to ensure sufficient time is available to make the necessary accommodation arrangement. Please note the deadline for submitting completed forms to the PMC for formally scheduled exam accommodations is November 7, 2008 for December examinations and March 6, 2009 for April examinations.

With regard to accommodations for religious obligations and pregnancy, please see <http://www.carleton.ca/law/accommodations.htm>.

Calendar Description

Selected topics in legal studies.

Overview

This course will look at the intersection of the development of the modern nation-state and modern capitalism, the concentration of the means of violence within the state, and the growing importance of a centralized and rationalized systems of law. The first part of the course will introduce theoretical, philosophical and sociological concepts while the second part of the course will use these concepts to analyze cultural products, such as novels and films, as well as provide contextual secondary readings.

Texts

The following texts will be available at the campus bookstore, although *any edition of the books are acceptable*.

J.M. Coetzee *Waiting for the Barbarians*

José Saramago *Seeing*

Jane Austen and Seth Grahame-Smith *Pride and Prejudice and Zombies*

Maureen Jennings *Let Loose the Dogs*

All other readings will be distributed electronically through WebCT.

Evaluation

Fall	Participation	10%
	Response Papers	25% (5x5%)
Winter	Participation	10%
	Response Papers	25% (5x5%)
	Final Project	30%

Course Components

Participation (10% per semester, ongoing) - Students are expected to arrive to class prepared. This means it is expected that students have done the required reading and arrive to class ready to discuss the material. This course is a seminar. This means that it is expected that students are actively involved. Attending class does not result in marks being awarded, but failing to attend class does result in losing marks. If you do not attend, you cannot participate. If you do not participate, you cannot receive marks.

Response Papers (5x5% per semester, ongoing) - The instructor will assign a question to which students are to respond in short essay format (1.5-2 pages or about 500-600 words) related to the weekly readings and discussions. Students must complete five response papers per semester.

Final Project (30%) - Individually or in small groups (i.e., 1-3 people), students will select a cultural product (film, television, fiction) and provide an analysis of it demonstrating its relation to course themes. Class time will be allotted to working on the project and students will present their project to the class. Details will be worked out in the second semester, but potential areas could include gender (e.g., “No. 1 Lady’s Detective Agency” novels and television series, “Women’s Murder Mystery Club” novels and television series), vampires (e.g., “The Southern Vampire Series” of novels and the “True Blood” television series), the apocalypse and salvation (e.g., “The Terminator” franchise or “Battlestar Galactica”), or serial killers (the “Hannibal” movies and novels or “Dexter” novels and television series).

FALL 2009

14/09/09 Introduction

No assigned readings.

21/09/09 Early Modern Social Theory

Hobbes, Thomas. *Leviathan*. Edited by Edwin Curley. Indianapolis: Hackett, 1994. [Selections]
Locke, John. *The Second Treatise of Government: An Essay Concerning the True Original, Extent, and End of Civil Government*. In *John Locke: Two Treatises of Government*, edited by Peter Laslett, Cambridge: Cambridge UP, 1960. [Selections]

28/09/09 Sovereignty and Police

Kriegel, Blandine. *The State and the Rule of Law*. Princeton: Princeton UP, 1995. [Chapter 2]
Dean, Mitchell. *Governmentality: Power and Rule in Modern Society*. London: Sage, 1999. [Chapter 4]

05/10/09 Classical Social Theory I

Marx, Karl. *Capital: A Critique of Political Economy*. Translated by Ben Fowkes. New York: Penguin, 1990. [643-54]
Marx, Karl. "Economic and Philosophic Manuscripts." In *Karl Marx: Early Writings*, edited by T.B. Bottomore. New York: McGraw-Hill, 1964. [120-34]
Marx, Karl. "'Preface' to a Contribution to the Critique of Political Economy." In *Marx: Later Political Writings*, edited by Terrell Carver, 158-62. Cambridge: Cambridge UP, 1996.

12/10/09 No Class

19/10/09 Classical Social Theory II

Durkheim, Emile. "Two Laws of Penal Evolution." *Economy and Society* 2, no. 3 (1973): 285-308.
Durkheim, Emile. *The Elementary Forms of Religious Life*. Translated by Karen E. Fields. New York: Free Press, 1995. [Selections]

26/10/09 Classical Social Theory III

Weber, Max. "Science as a Vocation." In *From Max Weber: Essays in Sociology*, edited by H.H. Gerth, and C. Wright Mills, 129-56. Oxford: Oxford UP, 1946.
Weber, Max. "Politics as a Vocation." In *From Max Weber: Essays in Sociology*, edited by H.H. Gerth and C. Wright Mills, . Oxford: Oxford UP, 1946.

02/11/09 Contemporary Social Theory I

Nietzsche, Friedrich. *On the Genealogy of Morality: A Polemic*. Translated by Carol Diethe. Edited by Keith Ansell-Pearson. Cambridge: Cambridge UP, 1994. [Selections]

09/11/09 Contemporary Social Theory II

Freud, Sigmund. *Civilization and Its Discontents*. Edited by James Strachey. Vol. XXI, *The Standard Edition of the Complete Psychological Works of Sigmund Freud*. London: The Hogarth Press, 1961. [Selections]

16/11/09 Contemporary Social Theory III

Foucault, Michel. *Discipline & Punish: The Birth of the Prison*. New York: Vintage Books, 1995. [Part 3, Chapter 3]

23/11/09 Contemporary Social Theory IV

Habermas, Jurgen. *Lifeworld and System: A Critique of Funtionalist Reason*. Translated by

Thomas McCarthy. Vol. 2, *The Theory of Communicative Action*. Boston: Beacon Press, 1987. [153-97]

30/11/09 Animals

Girgen, Jen. "The Historical and Contemporary Prosecution and Punishment of Animals." *Animal Law* 9 (2003): 97-133.

Darnton, Robert. "Workers Revolt: The Great Cat Massacre of the Rue Saint-Séverin." In *The Great Cat Massacre and Other Episodes in French Cultural History*, 75-104. New York: Basic, 1984.

07/12/09 Pirates

Leeson, Peter T. *The Invisible Hook: The Hidden Economics of Pirates*. Princeton: Princeton UP, 2009. [Chapters 2 and 3]

Rediker, Marcus. *Villains of All Nations: Atlantic Pirates in the Golden Age*. London: Verso, 2004. [Chapters 2 and 3]

WINTER 2010

04/01/10 Slaughter

Pollan, Michael. *The Omnivore's Dilemma: A Natural History of Four Meals*. New York: Penguin, 2006. [Chapter 12]

Schlosser, Eric. *Fast Food Nation: The Dark Side of the All-American Meal*. New York: Perennial, 2002. [Chapter 7]

Film: "Death on a Factory Farm" [2009, 83 mins]

11/01/10 Refusal

Melville, Herman. "Bartley, the Scrivener: A Story of Wall Street." In *The Piazza Tales and Other Prose Pieces, 1839-1860*, edited by Harrison Hayford, Alma A. MacDougall, and G. Thomas Tanselle, 13-45. Evanston: Northwestern University Press, 1987.

Tronti, Mario. "The Strategy of Refusal." In *Autonomia: Post-Political Politics*, edited by Sylvère Lotringer, and Christian Marazzi, 28-35. Cambridge, Mass: Semiotext(e), 2007.

Film: "Office Space" [1999, 89 mins]

18/01/10 Empire

Coetzee, J.M. *Waiting for the Barbarians*. New York: Vintage, 2004.

Cavafy, Constantine. "Waiting for the Barbarians." In *The Collected Poems*, Oxford: Oxford UP, 2007.

Hardt, Michael, and Antonio Negri. *Empire*. Cambridge, MA: 2000. [xi-xvii]

Tacitus, Cornelius. *Germania*. Translated by J.B. Rives. Oxford: Oxford UP, 1999. [Selections]

25/01/10 Emergencies

Library Workshop (to be confirmed)

Saramago, José. *Seeing*. Translated by Margaret Jull Costa. Orlando: Harcourt, 2006.

Agamben, Giorgio. *State of Exception*. Chicago: University of Chicago Press, 2005. [1-31]

01/02/10 Emergencies Continued

Writing Tutorial Services (to be confirmed)

08/02/10 Undead

Austen, Jane, and Seth Grahame-Smith. *Pride and Prejudice and Zombies*. Philadelphia: Quirk Books, 2009.

Carroll, Noël. *The Philosophy of Horror, Or Paradoxes of the Heart*. New York: Routledge, 1990. [1-58]

15/02/10 Reading Week

22/02/10 Undead Continued

“Night of the Living Dead” [1968, 96 mins] or “28 Days Later” [2002, 113 mins]

01/03/10 Dystopia

Baudrillard, Jean. “The Precision of Simulacra.” In *Simulacra and Simulation*, 1-42. Ann Arbor: University of Michigan Press, 1994.

Slavoj Žižek “Welcome to the Desert of the Real,” September 15, 2001. Available online at <http://web.mit.edu/cms/reconstructions/interpretations/desertreal.html>

Film: “The Matrix” [1999, 136 mins]

08/03/10 Group Work

15/03/10 Group Work

22/03/10 Presentations

29/03/10 Presentations