

Five Ways Patricia Can Kill Her Husband

A Theory of Intentionality and Blame



Leo Zaibert

Five Ways Patricia Can Kill Her Husband A Theory Of Intentionality And Blame

Thom Brooks



Five Ways Patricia Can Kill Her Husband A Theory Of Intentionality And Blame:

Five Ways Patricia Can Kill Her Husband Leo Zaibert, 2005 Structured around a striking conceit the murder of a husband by his wife this provocative book explores the heady relationship between mental states such as desires beliefs emotions and above all intentions along with the normative assessment of wrongdoing Depending on Patricia's mental state and beliefs her degree of guilt for killing her husband will vary If for example she set fire to her apartment fully intending to kill her husband she would be deemed more blameworthy than if the fire was an unavoidable accident Culpability the author argues is commonly confused with other issues such as responsibility accountability and liability but it is really concerned exclusively with the intentional mental states that exist in the mind at the point of action Zaibert also offers a history of the theory of culpability and gives a fascinating analysis of the beliefs and emotions associated with blaming others *Culpable*

Carelessness Findlay Stark, 2016-10-20 A doctrinal and theoretical analysis of culpability for unjustified risk taking in Anglo American criminal law

Punishment and Retribution Leo Zaibert, 2016-04-15 Discussions of punishment typically assume that punishment is criminal punishment carried out by the State Punishment is however a richer phenomenon and it occurs in many contexts This book contains a general account of punishment which overcomes the difficulties of competing accounts Recognizing punishment's manifoldness is valuable not merely in contributing to conceptual clarity but in that this recognition sheds light on the complicated problem of punishment's justification Insofar as they narrowly presuppose that punishment is criminal punishment most apparent solutions to the tension between consequentialism and retributivism are rather unenlightening if we attempt to apply them in other contexts Moreover this presupposition has given rise to an unwieldy variety of accounts of retributivism which are less helpful in contexts other than criminal punishment Treating punishment comprehensively helps us to better understand how it differs from similar phenomena and to carry on the discussion of its justification fruitfully

The Oxford Handbook of Criminal Law Markus D Dubber, Tatjana Hörnle, 2014-11-27 The Oxford Handbook of Criminal Law reflects the continued transformation of criminal law into a global discipline providing scholars with a comprehensive international resource a common point of entry into cutting edge contemporary research and a snapshot of the state and scope of the field To this end the Handbook takes a broad approach to its subject matter disciplinarily geographically and systematically Its contributors include current and future research leaders representing a variety of legal systems methodologies areas of expertise and research agendas The Handbook is divided into four parts Approaches Methods I Systems Methods II Aspects Issues III and Contexts Comparisons IV Part I includes essays exploring various methodological approaches to criminal law such as criminology feminist studies and history Part II provides an overview of systems or models of criminal law laying the foundation for further inquiry into specific conceptions of criminal law as well as for comparative analysis such as Islamic Marxist and military law Part III covers the three aspects of the penal process the definition of norms and principles of liability substantive criminal law along with a less

detailed treatment of the imposition of norms criminal procedure and the infliction of sanctions prison law Contributors consider the basic topics traditionally addressed in scholarship on the general and special parts of the substantive criminal law such as jurisdiction mens rea justifications and excuses Part IV places criminal law in context both domestically and transnationally by exploring the contrasts between criminal law and other species of law and state power and by investigating criminal law's place in the projects of comparative law transnational and international law *Punishment and Ethics* J. Ryberg, J. Corlett, 2010-10-20 A collection of original contributions by philosophers working in the ethics of punishment gathering new perspectives on various challenging topics including punishment and forgiveness dignity discrimination public opinion torture rehabilitation and restitution **Rethinking Punishment** Leo Zaibert, 2018-04-19 Rejecting traditional alternatives Leo Zaibert offers an original and refreshing approach to the age old problem of the justification of punishment **The Mexican Novel in Times of Rupture** Héctor Jaimes, 2025-04-30 This book offers a close reading analysis of contemporary Mexican authors whose novels in both form and content are reshaped by the forces of globalization and postmodernism Drawing on an interdisciplinary approach the author examines the works of Jorge Volpi Yuri Herrera Guillermo Fadanelli Eloy Urroz Julián Herbert Ivano Enríquez Valeria Luiselli Pedro Ángel Palou Guadalupe Nettel Verónica Gerber Bicecci and Mario Bellatín exploring the themes of globalization ethics history love and literary forms By addressing the critical intersections of these issues the book makes a timely contribution to the study of contemporary Mexican literature in the context of a rapidly changing world **Law and Legal Theory** Thom Brooks, 2013-11-07 What is the relation between law and democracy and how might it be improved What values should inform the body of laws that govern us all How should we determine crimes from non crimes What justifies state punishment if anything Law and Legal Theory brings together some of the most important essays in the area of the philosophy of law written by leading international scholars and offering significant contributions to how we understand law and legal theory to help shape future debates Contributors include Christopher Bennett Samantha Besson Thom Brooks Brian Butler Sean Coyle Rowan Cruft Leonard Kahn Richard Lippke Andrew March Matt Matravers Adina Preda Maria Cristina Redondo Hanoch Sheinman and Leo Zaibert Responding to the Culpable State Leo Zaibert, Julian V Roberts, Jesper Ryberg, 2025-02-06 This volume explores ethical aspects relating to claims for mitigation arising from culpable state action or inaction It answers the important and controversial question to what extent should the state mitigate sentencing for defendants who have been victims of state misconduct The volume explores the normative justifications for mitigation and answers many intriguing questions For example in terms of the procedural challenges should the offender have to prove a causal link between state wrongdoing or neglect and the offending Can a court take judicial notice of state induced social adversity and apply this consideration to all affected offenders Other questions relate to the implications for courts and sentencing commissions which issue guidance to courts regarding mitigation at sentencing To what extent is the offender less culpable as a result of

state misconduct and what are the limits of any resulting sentence reductions Do sentence reductions for state misconduct undermine proportionality or deprecate the seriousness of the impact on the victim of crime Should this factor be included in any sentencing guidelines or possibly even as a statutory mitigating factor Each contribution explores a distinct cross jurisdictional claim for mitigation on the basis of State negligence or misconduct towards the offender The chapters all address the appropriate response of courts at sentencing

The Athenian Amnesty and Reconstructing the Law Edwin Carawan, 2013-10 This volume explores the amnesty which ended the civil war at Athens in 403 BC It presents a new interpretation of the Athenian Amnesty in its original setting and in view of the subsequent reconstruction of laws and democratic institutions in Athens while also drawing on perspectives from parallels in modern history

Felony Murder Guyora Binder, 2012-05-09 The felony murder doctrine is one of the most widely criticized features of American criminal law Legal scholars almost unanimously condemn it as irrational concluding that it imposes punishment without fault and presumes guilt without proof Despite this the law persists in almost every U S jurisdiction *Felony Murder* is the first book on this controversial legal doctrine It shows that felony murder liability rests on a simple and powerful idea that the guilt incurred in attacking or endangering others depends on one's reasons for doing so Inflicting harm is wrong and doing so for a bad motive such as robbery rape or arson aggravates that wrong In presenting this idea Guyora Binder criticizes prevailing academic theories of criminal intent for trying to purge criminal law of moral judgment Ultimately Binder shows that felony murder law has been and should remain limited by its justifying aims

Retribution Thom Brooks, 2019-10-30 Retribution is perhaps the most popular contemporary theory about punishment and has enjoyed enduring appeal as the oldest even most venerable penal theory with its strong ancient roots Retribution is understood in many different ways but the standard view of retribution is that punishment is justified where it is deserved and an offender should be punished in proportion to his desert In this volume retributivism is examined from various critical perspectives including its diversity relation with desert the link between desert and proportionality retributivist emotions and the idea of mercy The theory of retribution has been the subject of a revival of interest in recent years and the essays selected for this volume are the leading works on retribution from the dominant international figures in the field

Explorations in Ethics David Kaspar, 2020-09-01 *Explorations in Ethics* is a collection of essays with a speculative bent Its twelve contributors attempt to take ethics thinking in new directions Ethics is fundamentally a speculative discipline We sometimes lose sight of that because of our current scholarly practices which include reliance on a set of traditional works in ethics deferring to the scholarly literature drawing from the evidential sources afforded us This volume breaks the mold It is committed first and foremost to exploring new ground in a methodologically sound way whilst respecting and building on the literature where needed The contributors range from world renowned ethicists to early career scholars The ethical standpoints represented are various and the overall aim of this collection is to stimulate fresh thinking

Stricken by Sin, Cured by Christ Jesse Couenhoven, 2013-08-01 This book is a

discussion of responsibility and blame focused and shaped by St Augustine's theology of sin and grace and the controversies that surround those topics. It critically appropriates ideas central to an influential and controversial figure and doctrine in conversation with expert readers of Augustine's recent philosophical treatments of free will and responsibility and a broad array of theological voices.

Juris Zoology Geordie Duckler, 2022-03-14 This book exists at the intersection of two complementary and conflicting perspectives: law and biology. From the vantage point of both disciplines, *Juris Zoology* provides a comprehensive and realistic framework to objectively assess the role and significance of animals in American civil and criminal law. Contrasting the views of animal rights activists, Duckler examines animals in terms of their prehistory, history, biology, social utility, economic effect, and aesthetic value. Focusing on animal captivity, control, use, and value, Duckler refutes the proposal of granting animals legal rights. The book offers a new and controversial voice to the national conversation on the propriety of animal rights and would be of interest to lawyers, economists, sociologists, as well as scholars and professionals in animal-related fields.

Law and Philosophy, 2006 **The Review of Metaphysics**, 2005

Strafrechtelijke aansprakelijkheid heroverwogen Alwin van Dijk, 2009-12-01 **Qui Parle**, 2006 *Opzet, kans en keuzes* Alwin van Dijk, 2017-12-16 Het fenomeen poging tot doodslag in het verkeer wordt vanuit verschillende perspectieven geanalyseerd. Het boek bevat een traditionele juridische analyse van de rechtspraak ten aanzien van poging tot doodslag in het verkeer en een aantal voor dit thema relevante leerstukken, maar ook een psychologische component. De auteur introduceert een rationele keuzetheorie waarin cognities, volities en kansen psychisch geïntegreerd worden om de actor in de gelegenheid te stellen te kiezen voor de optie die de wenselijkheid maximaliseert. Ten slotte is een deel van het boek gewijd aan een kritische evaluatie van de feitenrechtspraak. De auteur benadert de rechtspraak met minder distantie dan gebruikelijk is in de rechtswetenschap en neemt in wezen plaats op de stoel van de rechter.

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