

STATE, SOCIETY, AND ECONOMICS

VILLANOVA UNIVERSITY SCHOOL OF LAW UNIVERSITY OF ST. THOMAS (MN) SCHOOL OF LAW ROME SUMMER PROGRAM SUMMER 2012

INSTRUCTORS

Michael P. Moreland (June 26-July 12)
Vice Dean and Professor of Law
Villanova University School of Law
Email: moreland@law.villanova.edu

Patrick McKinley Brennan (July 16-27)
Professor of Law and John F. Scarpa Chair in Catholic Legal Studies
Villanova University School of Law
Email: brennan@law.villanova.edu

COURSE DESCRIPTION

The Catholic tradition has developed a body of thought over many centuries that responds to a range of questions in law and politics. The Church has concerned itself with individualism, totalitarianism, statism, legal positivism, human rights, and social justice. Course topics will include the common good, the nature of the state, the state's relationship to political society and to other societies, the relationship of the state to the Catholic Church and to other churches, social justice and charity, pluralism, subsidiarity, authority, natural law, natural rights, democracy, and culture.

REQUIRED TEXTS

All of the readings for the course will be available on the Blackboard site (<https://elearning.villanova.edu>).

COURSE REQUIREMENTS

1. Completion of the reading assignments.
2. Consistent participation in class discussion.
3. Writing Assignments. There are three 5-6 page (double-spaced) writing assignments in the course that will be due at noon on July 6, July 20, and August 2.

GRADING

Each of the papers will count for 30% of the final grade. 10% of the final grade will be determined by class participation.

COMPUTERS

The use of any electronic devices (e.g., cell phones, laptops, iPads) is prohibited during class except for the purpose of accessing the readings for that class session.

ASSIGNMENTS

DATE	TOPIC	READING
Tuesday, June 26	Introduction: Law and Religion in the Modern State	<i>Hosanna-Tabor v. EEOC</i> , 132 S. Ct. 694 (2012) <i>Lautsi v. Italy</i> , 54 E.H.R.R. 3 (2012)
Wednesday, June 27	Introduction: Religion and Civil Society <i>End of Class:</i> <i>Introduction to Augustine</i>	Robert C. Post and Nancy L. Rosenblum, "Introduction," in Rosenblum and Post, eds., <i>Civil Society and Government</i> (Princeton, 2001), 1-25 Russell Hittinger, "Reasons for Civil Society," in <i>The First Grace</i> (ISI, 2003), 265-83 Henry Chadwick, "The Formation of Augustine's Mind: Cicero, Mani, Plato, Christ"
Thursday, June 28	Augustine: Politics and Judgment	GUEST SPEAKER: FATHER ROBERT DODARO, OSA Robert Dodaro, "Ecclesia and Res Publica: How Augustinian are Neo-Augustinian Politics?" Robert Dodaro, "Augustine and the Possibility of Political Conscience"
Monday, July 2	Augustine: The Two Cities	Augustine, <i>City of God</i> (XIV.28; XV.1-2, 22; XVI, 4-5; XVIII.1-2, 54; XIX; XXII.29-30), Sermon: "The Sacking of the City of Rome" Rowan Williams, "Politics and the Soul: A Reading of the City of God," <i>Milltown Studies</i> 19/20 (1987): 55-72

Tuesday, July 3	Augustine: Politics and Citizenship	Augustine, Letter 91 (to Nectarius) and Letter 138 (to Marcellinus) Oliver O'Donovan, "The Political Thought of City of God 19," in <i>Bonds of Imperfection: Christian Politics, Past and Present</i> (Eerdmans 2004), 48-72. Gilbert Meilaender, "Politics," in <i>The Way that Leads There: Augustinian Reflections on the Christian Life</i> (Eerdmans, 2006), 77-116.
Thursday July 5	Augustine: Judgment and Capital Punishment <i>End of Class: Introduction to Aquinas</i>	Augustine, Sermon 13, "On the words of Psalm 2.10," Commentary on the Gospel of John, 33, City of God, I.21, Letter 10, Letter 153 Avery Cardinal Dulles, "Catholicism & Capital Punishment" <i>First Things</i> (April 2001) John Finnis, <i>Aquinas: Moral, Political, and Legal Theory</i> (Oxford, 1998), 1-51
Friday, July 6	Aquinas: Prudence and Judgment	GUEST SPEAKER: FATHER STEPHEN BROCK <i>Summa Theologiae</i> , II-II.57, 60
Monday, July 9	Aquinas: Law	<i>Summa Theologiae</i> , I-II.90-94 Clifford G. Kossell, S.J., "Natural Law and Human Law," in Pope, ed., <i>The Ethics of Aquinas</i> (Georgetown, 2002), 169-93 James P. Reilly, Jr., "St. Thomas on Law" (The Gilson Lecture)
Tuesday, July 10	Aquinas: Law (continued)	<i>Summa Theologiae</i> , I-II.95-97
Wednesday, July 11	Aquinas: Justice	<i>Summa Theologiae</i> , II-II.58, 61 Jean Porter, "The Virtue of Justice," in Pope, ed., <i>The Ethics of Aquinas</i> , 272-86
Thursday, July 12	Aquinas: Property	<i>Summa Theologiae</i> , II-II.66, 77-78, 118 Alasdair MacIntyre, "The Privatization of Good," <i>Review of Politics</i> 52 (1990): 344-61
Monday, July 16	Modern Catholic Social Thought	Russell Hittinger, "Introduction to Modern Catholicism," in Witte and Alexander, <i>The Teachings of Modern Roman Catholicism on Law, Politics, and Human Nature</i> , 1-38 John A. Coleman, S.J., "Neither Liberal Nor Socialist: The Originality of Catholic Social Teaching," in Coleman, ed., <i>One Hundred Years of Catholic Social Thought: Celebration and Challenge</i> (New York: Orbis, 1991), 25-42
Tuesday, July 17	Maritain: The Modern Crisis	<i>Scholasticism and Politics</i> , 11-31
Wednesday, July 18	Maritain: Person and Society	<i>Scholasticism and Politics</i> , 61-89
Thursday, July 19	Maritain: Democracy and Freedom	<i>Scholasticism and Politics</i> , 91-138
Friday, July 20	Leo XIII	<i>Rerum Novarum</i> (selections)
Tuesday, July 24	Pius XI	<i>Quadragesimo Anno</i> (selections)
Wednesday, July 25	Vatican II	<i>Gaudium et Spes</i> and <i>Dignitatis Humanae</i> (selections)
Thursday, July 26	John Paul II	<i>Centesimus Annus</i> (selections)
Friday, July 27	Benedict XVI	<i>Deus Caritas Est</i> and <i>Caritas in Veritate</i> (selections)