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---David Luban, Ethics-- "Harvard Law Review" In a

refreshing break from the positivist battle over the moral

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function of lawyers in an adversary system of adjudication, A Modern Legal Ethics investigates whether it is even possible for lawyers to occupy an ethical role in modern society. . . . This unique perspective on the legal profession is informed by a combination of legal literature and political philosophy that is sure to capture the attention of academics and practicing lawyers ...

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political philosophy in a fashion commensurate to lawyers' central place in political practice. Lawyerly fidelity supports the authority of adjudication and thus the broader project of political legitimacy.

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A Modern Legal Ethics proposes a wholesale renovation of legal ethics, one that contributes to ethical thought generally. Daniel Markovits reinterprets the positive law governing lawyers to identify fidelity as its organizing ideal. Unlike ordinary loyalty, fidelity requires lawyers to repress their personal judgments concerning the truth and justice of their clients' claims. Next, the book ...

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The problem at the heart of Daniel Markovits's challenging new book *A Modern Legal Ethics: Adversary Advocacy in a Democratic Age* (1) is a familiar one: may a lawyer present her client's case in a manner calculated to lead others to

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Report her client's story, even though the lawyer is aware of facts that make the adversary's story likelier to be true?

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Abstract. Daniel Markovits offers a novel defense of the traditional partisan advocate's role, based on the demands of personal integrity. Although he insists that the adversary system requires lawyers to lie and cheat (regardless of the particular ethics rules in place), it is possible to redescribe these lawyerly vices as the virtue of fidelity to a client, expressed through what John Keats called "negative capability" - a suppression of the self in order to allow someone else's story ...

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D Markovits, A Modern Legal Ethics: Adversary Advocacy in a Democratic Age, PUP 2010 V Vuletich, and N Miller, The Law, Principles and Practice of Legal Ethics, 1st edn. See the library reading list for this module (Canterbury) Learning outcomes.

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