

Ancient Law in Action (190:328)

Scott 221 (TTH 4th period)
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Required books:

Carey, C. Trials from Classical Athens (London 1997)
Cicero, Murder Trials (Penguin 1975)
[NB Further Cicero speeches online at www.perseus.tufts.edu]
Johnston, D. Roman Law in Context (Cambridge 1999)
Justinian, The Digest of Roman Law (Penguin 1979)
Nicholas, B. An Introduction to Roman Law³ (Oxford 1962)
Todd, S.C. The Shape of Athenian Law (Oxford 1993)

Grade = two papers (each 5-7 pages) + midterm and final, each for 25% of total.

Useful websites for ancient texts:

www.perseus.tufts.edu [Perseus Project]
www.fordham.edu/halsall/ancient/asbook.html [Internet Ancient History Sourcebook]
<http://classics.mit.edu> [Internet Classics Archive]
www.sms.org/mdl-indx/internet.htm [internet resources for Classics in general]

Reading:

Part I: Rome		
I. T 16 Jan	Introduction; Roman Names. Constitutional history and sources of Roman law: augural and pontifical	Nicholas, <u>Introduction</u> 1-14
II. Th 18 Jan	Constitutional history and sources of Roman law: the XII Tables	Johnston, <u>Roman Law</u> 1-29 XII Tables (selections) = www.fordham.edu/halsall/ancient/12tables.html
III. T 23 Jan	Constitutional history and sources of Roman law: Senate; magistrates; jurists; the Emperor	Nicholas, <u>Introduction</u> 15-45 Justinian, <u>Digest</u> (Penguin) 7-47
IV. Th 25 Jan	Criminal procedure (I)	Cicero, <u>Murder Trials</u> 113-120, 121-253 (<u>Pro Cluentio</u>) (selections)
V. T 30 Jan	Criminal procedure (II)	Cicero, <u>Pro Caelio</u> www.perseus.tufts.edu
VI. Th 1 Feb	Civil procedure (I)	Johnston, <u>Roman Law</u> 112-132 Justinian, <u>Digest</u> (Penguin) 60-63
VII. T 6 Feb	Civil procedure (II)	Justinian, <u>Digest</u> (Penguin) pp. 64-68, 71-150
VIII. Th 8 Feb	Theft and related offences	Nicholas, <u>Introduction</u> 207-215 Justinian, <u>Digest</u> (Penguin) pp. 64-68, 71-150 (continued)
IX. T 13 Feb	Violence against the person; Sexual offences	Nicholas, <u>Introduction</u> 215-227 Justinian, <u>Digest</u> (Penguin) 151-186
X. Th 15 Feb	Persons (including marriage and slave law)	Johnston, <u>Roman Law</u> 30-44 Justinian, <u>Digest</u> (Penguin) pp. 48-56 Note also Nicholas, <u>Introduction</u> 60-97

XI. T 20 Feb	Property; Succession	Johnston, <u>Roman Law</u> 44-76 Justinian, <u>Digest</u> (Penguin) pp. 56-60 Note also Nicholas, <u>Introduction</u> 98-157, 234-270
XII. Th 22 Feb	Commerce	Johnston, <u>Roman Law</u> 77-111 Note also Nicholas, <u>Introduction</u> 158-207
XIII. T 27 Feb	Delict (i.e. classical torts)	Select cases from Frier, <u>Casebook on the Roman Law of Delict</u> to be distributed for discussion
XIV. Th 1 Mar	midterm	
	Part II: Athens	
XV. T 6 Mar	Sources of Athenian law	Todd, <u>Shape</u> 3-73 (esp. 30-73)
XVI. Th 8 Mar	Procedure I	Todd, <u>Shape</u> 77-122
XVII. T 20 Mar	Procedure II	Todd, <u>Shape</u> 123-163
XVIII. Th 22 Mar	Personal status Paper I due	Todd, <u>Shape</u> 167-200
XIX. T 27 Mar	Personal relations	Todd, <u>Shape</u> 201-231
XX. Th 29 Mar	Relations between persons and things	Todd, <u>Shape</u> 232-257
XXI. T 3 Apr	Relations within the polis	Todd, <u>Shape</u> 258-284
XXII. Th 5 Apr	Homicide cases	Carey, <u>Trials</u> 26-74
XXIII. T 10 Apr	Assault and wounding	Carey, <u>Trials</u> 75-101
XXIV. Th 12 Apr	Suits concerning property	Carey, <u>Trials</u> 102-141
XXV. T 17 Apr	Cases concerning commerce	Carey, <u>Trials</u> 142-179
XXVI. Th 19 Apr	Cases concerning citizenship	Carey, <u>Trials</u> 180-232
XXVII. T 24 Apr	Slander	Carey, <u>Trials</u> 232-239
XXVIII. Th 26 Apr	Paper II due	
XXIX. Th 3 May	Final for T4Th4: 12-3 PM	