

**THE NORTH AMERICAN SOCIETY
FOR SOCIAL PHILOSOPHY**

**THE IIIrd INTERNATIONAL
SOCIAL PHILOSOPHY CONFERENCE:
SOCIAL PHILOSOPHY AND THE
UNITED STATES CONSTITUTION**

co-sponsored by

**THE NORTH AMERICAN SOCIETY FOR
SOCIAL PHILOSOPHY**

and

**THE UNIVERSITY
OF NORTH CAROLINA, CHARLOTTE**

JUNE 4, 5, and 6, 1987

**THE BONNIE E. CONE UNIVERSITY CENTER
THE UNIVERSITY
OF NORTH CAROLINA, CHARLOTTE
CHARLOTTE, NORTH CAROLINA
USA**

**IIIrd INTERNATIONAL SOCIAL PHILOSOPHY
CONFERENCE SCHEDULE
June 4, 5, and 6
THE BONNIE E. CONE UNIVERSITY CENTER
THE UNIVERSITY OF NORTH CAROLINA, CHARLOTTE**

THURSDAY 1-4 pm CHECK-IN, REGISTRATION

THURSDAY 6 pm OPENING BANQUET The John Paul Lucas Room

THURSDAY 7:30 pm PLENARY ADDRESS The C.A. McKnight Auditorium
"A Nineteenth Century Constitutional Social Philosopher: F.E. Abbot"
Creighton Peden, Founding President of the North American Society
for Social Philosophy

THURSDAY 9-11:30 pm WINE AND CHEESE GATHERING
The Cone Center Plaza

FRIDAY 8:30-10 am SESSIONS 1

Session 1A Room 3

Chair: Larry C. Taylor Georgia Southern College

"From the Declaration of Independence to the Constitution"

Robert Ginsberg, Pennsylvania State University, Delaware County

"How the Void-for-Vagueness Doctrine Defends Activism"

Sterling Harwood, Cornell University

"Modern Western Constitutionalism and the Separation of Ideology
and State" Yeager Hudson, Colby College

Session 1B Natural Law and Human Rights in the History of Philosophy
Room 5

Chair and Discussant: Phillip Rossi, SJ, Marquette University

"Individuals, Rights, and the Limits of Political Freedom in Spinoza"

Lee C. Rice, Marquette University

"A Re-examination of John Locke's Theory of Natural Law and
Natural Rights" Peter P. Cvek, Benedictine College

"From the State of Nature to the U.S. Constitution?"

William W. Clohesy, Rochester Institute of Technology

Session 1C Room 6

Chair and Discussant: John Kleinig, John Jay College

"The Rectificatory Theory of Punishment"

Jacob Adler, University of Arkansas

"The Right to Flight"

Anthony Graybosch, Central State University

Session 1D Limits of Freedom: The Unfinished Constitution

The Northwest Meeting Room (NW)

Chair: Blanche Curry, Shaw University

"The Social Ethics of the Unfinished Constitution"

Thomas Auxter, University of Florida

"Equality and Free Speech"

Michael Howard, University of Maine, Orono

"The Nature and Significance of Liberty"

Roger Paden, University of Florida

FRIDAY 10:30-12 noon SESSIONS 2

Session 2A Room 3

Chair and Discussant: Donna Childers, Georgia Southern College

"The Argument of Federalist Number Ten"

Aryeh Botwinick, Temple University

"The General Welfare as a Constitutional Goal"

Paul Weirich, University of Rochester

"Constitutional Interpretivism"

Douglas Lind, University of Pennsylvania

Session 2B Feminist Theory Room 5

Chair: Janet Kourany, University of Notre Dame

"Feminist Justice"

James P. Sterba, University of Notre Dame

"The Feminist Challenge to Traditional Liberalism: Problems and Possibilities"

Martin Gunderson and Karen J. Warren, Macalester College

"Feminist Science"

Janet A. Kourany, University of Notre Dame

Session 2C Room 6

Chair: Signe Waller, SUNY Cortland

"Race and Jury Selection"

David Goldberg, Hunter College, CUNY

Session 2D The Northwest Meeting Room (NW)

Chair and Discussant: Tziporah Kasachkoff, Borough of Manhattan Community College

"Why Follow Precedent?"

Sterling Harwood, Cornell University

"Countervailing Conditions: The Way Out of Judicial Precedent"

Ellen Bloom Glass, Bloom, Ocks & Fisher

FRIDAY 1:15-2:45 pm SESSIONS 3

Session 3A Economic Philosophy Room 3

Chair: Richard Toenjes, University of North Carolina, Charlotte

"Economics in Context"

Raphael Sassower, University of Colorado

"Usage of Cost/Benefit Analysis in Normative Economics"

Edwin Reubens, City University of New York

"Abuse of Game Theory in the Economic Analysis of Law"

Kendall D'Andrade, Bowling Green State University

Session 3B Room 5

Chair: Yeager Hudson, Colby College

"The American Experiment and the Age of Enlightenment"

Alan Hauser, Appalachian State University

"Jefferson and Locke on Equality and Property"

Matt Silliman, North Adams State College

Session 3C Room 6

Chair and Discussant: Robert Holsworth, Virginia Commonwealth University

"Power and Resistance in Post Industrial Society"

Tim Luke, Virginia Polytechnic Institute

"Black Progress and the Rise of the Ghetto Underclass: Competing Views of Black Intellectuals"

Avon Drake, Virginia Commonwealth University

"Churches, Community Organizing and American Political Ideals"

David Campbell, Mercer University, Atlanta Campus

Session 3D The Northwest Meeting Room (NW)

Chair: Richard Schmitt, Brown University

“Re-Contexting the Agenda on Racism”

Signe Waller, SUNY Cortland

“Toward a Radical Pluralism”

Jana Sawicki, University of Main, Orono

Discussant: Kathryn Russell, SUNY Cortland

FRIDAY 3:15-4:45 pm SESSIONS 4

Session 4A Abortion and the Right to Privacy Room 3

Chair: Michael Gass, Duke University

“Abortion: Which Legal Basis: Privacy or Liberty?”

James A. Gould, University of South Florida

“Maternal-Fetal Conflict after Viability”

Mary B. Mahowald, Case Western Reserve University

Session 4B Room 5

Chair: Howard McGary, Rutgers University

“A Meritocratic Argument for Preferential Treatment”

Richard Miller, East Carolina University

Discussant: Bernard Boxill, University of North Carolina, Chapel Hill

Session 4C Room 6

Chair: David M. Speak, Georgia Southern College

“A Defense of Utilitarianism against Rights Theory”

C.L. Sheng, Tamkang University, The Republic of China

“Economic Rights: Rawls and The American Catholic Bishops”

Richard H. Toenjes, University of North Carolina, Charlotte

Session 4D The Northwest Meeting Room (NW)

Chair: Robert Ginsberg, Pennsylvania State University, Delaware County

“Democratizing: A Grammarian’s Guide”

Thomas Simon, University of Florida

“Virtue and the Soul”

Janet Smith, University of Notre Dame

“Generic Consistency and Basic Moral Rights”

John Howie, Southern Illinois University

FRIDAY 5 pm EXECUTIVE COUNCIL MEETING

The Northwest Meeting Room

FRIDAY 9-11:30 pm WINE AND CHEESE GATHERING

The Cone Center Plaza

SATURDAY 8:30-10 am SESSIONS 5

Session 5A Marxist Critiques of Justice and Morality Room 3

Chair: Steven R. Mansfield, Augusta College

“Marxism and Emancipation: A Discussion of Communist Morality”

Thomas E. Moody, California State University, San Bernardino

“The Ethics of Struggle”

Thomas Denyer, University of Texas, San Antonio

“Justice, Ideology and Critical Legal Studies”

Steven R. Mansfield, Augusta College

Discussants: Lance Stell, Davidson College

Iris Young, Worcester Polytechnic Institute

Session 5B The Roots of Government Room 5

Chair and Discussant: Lee C. Rice, Marquette University

“Relativism and Moral Critique”

Roger J.H. King, University of Maine, Orono

“Towards an Ontology of the State: Friendship as the Clue”

Jan Garrett, Western Kentucky University

“Thoreau and the Disobedience of Structural Agents”

Don Beggs, University of California Santa Cruz

Session 5C Contemporary Problems in Marxist Theory Room 6

Chair: Brian J. Shaw, Davidson College

“Is the Concept of Class Obsolete?”

Richard Schmitt, Brown University

“Marxism and Liberation Theory”

Steve Leonard, University of North Carolina, Chapel Hill

“Marxism and Literature: The Case of Georg Lukacs”

Brian J. Shaw, Davidson College

Session 5D The Northwest Meeting Room (NW)

Chair: Roger Paden, University of Florida

“Metaphor as a Source of Rights: Jefferson’s ‘Wall of Separation’ and Douglas’ Penumbra”

Patricia Sheppard

“Intellectual Freedom versus Privacy Protection”

Diana Woodward, Drexel University

“Philosophical Questions on Amending the U.S. Constitution”

Christopher B. Gray, Concordia University—Loyola Campus,
Montreal

SATURDAY 10:30am-12 noon SESSIONS 6

Session 6A Community versus Contracts Room 3

Chair and Discussant: Mary F. Rousseau, Marquette University

“Young Hegel’s Response to Contract Theory”

Daniel Salvano, University of Florida

“A Common Fate: Community and the Limits of Social Contract”

Phillip Rossi, SJ, Marquette University

“A Marxist Justification of Human Rights”

John Riser, University of Central Florida

Session 6B Philosophy and Economic Justice Room 5

Chair: Iris Young, Worcester Polytechnic Institute

“The Naturalization of Poverty”

Ruth Smith, Worcester Polytechnic Institute

“Objections to Comparable Worth”

David Ward, Widener University

Discussant: Laverne Shelton, Educational Testing Service

Session 6C Room 6

Chair and Discussant: Uma Narayan, Rutgers University

“Oppression”

William Lawson, University of Delaware

Session 6D Abortion, Feminism and Ethics

The Northwest Meeting Room (NW)

Chair: James A. Gould, University of South Florida

“Liberal Feminism and the Right to Abortion”

Michael Gass, Duke University

“An Application of an Ethics of Virtue”

Janet Smith, University Notre Dame

SATURDAY Noon-1:30 CHECK-OUT