## Contents

Introduction  

I  **Economics**  
1  The Law and Economics Movement:  
   From Bentham to Becker  
2  The Speech Market  
3  Normative Law and Economics:  
   From Utilitarianism to Pragmatism  

II  **History**  
4  Law's Dependence on the Past  
5  Historicism in Legal Scholarship:  
   Ackerman and Kahn  
6  Savigny, Holmes, and the Law and  
   Economics of Possession
III Psychology

7 Emotion in Law 225
8 Behavioral Law and Economics 252
9 Social Norms, with a Note on Religion 288

IV Epistemology

10 Testimony 319
11 The Principles of Evidence and the Critique of Adversarial Procedure 336
12 The Rules of Evidence 380

V Empiricism

13 Counting, Especially Citations 411

Acknowledgments 443
Index 447