CONTENTS

Foreword by The Honorable Alberto Mora vii
List of Contributors ix
Introduction by Claire O. Finkelstein xv

PART ONE The Intellectual Roots of Sovereignty
1. Hobbes on Sovereign Authority: How the Right of Nature Becomes Sovereign Right 3
   David Gauthier

2. Sovereignty as a Right and as a Duty: Kant’s Theory of the State 21
   Jacob Weinrib

3. Sovereignty, Political Obligation, and Fairness 47
   William E. O’Brien Jr.

PART TWO Sovereignty in the Present Age: Modern Executive Authority in a Constitutional Democracy
   Charles Fried

5. Sovereignty and Executive Power 85
   Christopher W. Morris

   S.A. Lloyd

7. The Publian President in the Twenty-First Century 121
   Sanford Levinson
PART THREE  Vertical Sovereignty: Presidential Powers and National Security

8. The Imperial Presidency and the Rule of Law 145
 Claire O. Finkelstein

9. A Two-Level Account of Executive Authority 161
 Michael Skerker

10. Transparency and Executive Authority 187
 Chris Naticchia

11. Secret Tribunals and the Limits of Sovereignty 209
 Larry May

PART FOUR  Horizontal Sovereignty: International Relations and War

12. Logically Private Laws: Legislative Secrecy in “The War on Terror” 225
 Duncan MacIntosh

13. Sovereignty and Associative Obligations 253
 Aaron James

 Matthew Lister

15. Defense and Ignorance: War, Secrecy, and the Possibility of Popular Sovereignty 309
 Alexander A. Guerrero

Index 345