

# Symposium: It's All in the Game: A Nonfoundationalist Account of Law and Adjudication, by Allan Hutchinson

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Introduction



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## Symposium: It's All in the Game: A Nonfoundationalist Account of Law and Adjudication, by Allan Hutchinson

### **Abstract**

In this issue, the Osgoode Hall Law Journal presents a special symposium of review-essays on Allan Hutchinson's book, *It's All in the Game: A Non-foundationalist Account of Law and Adjudication*. A member of the faculty of Osgoode Hall Law School since 1978, Professor Hutchinson is well known internationally for his rich and provocative contributions to the literature of Critical Legal Studies. In numerous books, articles, and essays, he has challenged us to think harder about a wide span of issues in tort, constitutional law, jurisprudence, professional responsibility, judicial independence, law and post-modernism, and other fields. The review-essays that follow are written by three leading legal theorists from Canada (Richard Devlin), Australia (David Fraser), and the United States (Frank Michelman). They reconfirm Hutchinson's reputation for generating powerful theoretical insight, engaging wordplay, and lively intellectual controversy. They also mark a significant evolution in his work toward a more complex view of law's indeterminacy and the practice and politics of judging.

# SYMPOSIUM<sup>o</sup>

## It's All in the Game: A Nonfoundationalist Account of Law and Adjudication

BY ALLAN HUTCHINSON

(Durham, N.C.: Duke University Press, 2000) xii + 374 pages.

In this issue, the Osgoode Hall Law Journal presents a special symposium of review-essays on Allan Hutchinson's book, *It's All in the Game: A Nonfoundationalist Account of Law and Adjudication*. A member of the faculty of Osgoode Hall Law School since 1978, Professor Hutchinson is well known internationally for his rich and provocative contributions to the literature of Critical Legal Studies. In numerous books, articles, and essays, he has challenged us to think harder about a wide span of issues in tort, constitutional law, jurisprudence, professional responsibility, judicial independence, law and post-modernism, and other fields. The review-essays that follow are written by three leading legal theorists from Canada (Richard Devlin), Australia (David Fraser), and the United States (Frank Michelman). They reconfirm Hutchinson's reputation for generating powerful theoretical insight, engaging wordplay, and lively intellectual controversy. They also mark a significant evolution in his work toward a more complex view of law's indeterminacy and the practice and politics of judging.

Each of the reviewers has gone well beyond a simple reaction to Hutchinson's book. They have enthusiastically taken up our invitation to raise their own questions and insights about adjudication, law, and society. We are delighted to offer you a vibrant and thoughtful conversation among legal theorists from three jurisdictions. Enjoy.

Dans ce volume, la Revue Juridique d'Osgoode Hall offre un symposium spécial de dissertations au sujet du livre d'Allan Hutchinson intitulé "It's All in the Game: A Nonfoundationalist Account of Law and Adjudication." Membre du corps professoral d'Osgoode Hall Law School depuis 1978, le professeur Hutchinson est renommé pour ses contributions provocantes dans le domaine de la littérature du mouvement critique du droit. Dans ses nombreux livres, articles et essais, il nous invite de s'interroger au sujet des thèmes entourant la responsabilité civile délictuelle, le droit constitutionnel, la philosophie du droit, la responsabilité professionnelle, l'indépendance judiciaire, le droit et postmodernisme, entre autres. Les dissertations qui suivent furent rédigés par trois experts dans le domaine de la philosophie du droit—Richard Devlin (Canada), David Fraser (Australie) et Frank Michelman (États-Unis). Ceux-ci confirment que le professeur Hutchinson peut susciter à la fois un aperçu théorique puissant, des jeux de mots engageants et une polémique intellectuelle animée. Ces dissertations font voir l'évolution significative de son oeuvre, qui progresse vers une idéologie plus complexe de l'incertitude du droit, ainsi que les pratiques et politiques qui peuvent être attribuées aux jugements.

Chacun des trois auteurs ont exprimé beaucoup plus qu'une simple réaction au livre du professeur Hutchinson. Ils ont accepté l'offre lancée par la Revue juridique d'Osgoode Hall de soulever leurs propres questions et remarques en matière de jugements, du droit et de la société. Nous sommes fiers d'offrir une conversation réfléchiée et stimulante avec ces experts.

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