Contents

	FOREWORD	
	Richard A. Epstein	xi
	Preface	xvii
I.	Introduction	1
II.	THE FRAMERS OF THE CONSTITUTION V. JUDGE BORK	7
III.	THE MAJORITARIAN MYTH	25
IV.	MORALITY AND CONSTITUTIONAL LAW	39
V.	PRINCIPLED JUDICIAL ACTIVISM	49
VI.	THE AGENDA OF PRINCIPLED ACTIVISM	59
VII.	LIBERTY AND COMMUNITY	87
/III.	Conclusion	93
	Postscript: A Debate on Judicial Activism Stephen Macedo Gary L. McDowell	97