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.(Brigham 1996, 29-50)

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(Baumgartner 1999 :)

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(Mohammad Masud, Brinkley Messick and David Powers 1996)

Smart 1989, 1990, :)

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Kandiyoti 1988, 1991, :)

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Afshar 1985, Haeri 1989, 1992, Afkhami and Friedl 1994,)

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Judith Tucker, In the House of the Law: Gender and Islamic Law)

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Susan Hirsch, Pronouncing and)

.(Persevering: Gender and the Discourses of Disputing in an African Islamic Court 1998, 33

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- K. Abrams, Hearing the call of stories, in California Law Review 79 (1991), 971-1054.
- M. Afkhami and E. Friedl (eds.), In the eye of the storm. Women in post-revolutionary Iran, London 1994.
- H. Afshar, The legal, social, and political position of women in Iran, in *International Journal of the Sociology of Law* 13 (1985), 47–60.
- A. Altman, Critical legal studies. A liberal critique, Princeton, N.J. 1990.
- M. P. Baumgartner (ed.), The social organization of law, San Diego 1999.
- D. Black, The behavior of law, New York 1976.
- -----, Sociological justice, New York 1989.
- -----, The social structure of right and wrong, San Diego 1993.
- J. Brigham, The constitution of interests. Beyond the politics of rights, New York 1996.
- R. Delgado, Storytelling for oppositionists and others. A plea for narrative, in Michigan Law Review 87 (1989), 2411-41.
- J. Elkins (ed.), Pedagogy of narrative. A symposium, in Journal of Legal Education 40 (1990), 1-250.
- P. Ewick and S. Silbey, The common place of law, Chicago 1998.
- M. Fineman, The neutered mother, the sexual family, and other twentieth century tragedies, New York 1995.
- M. Fineman and N. Thomadsen (eds.), The boundaries of law. Feminism and legal theory, London 1991.
- B. Fleury-Steiner, Narratives of the death sentence. Toward a theory of legal narrativity, in *Law and Society Review* 36 (2002), 549–76.
- D. M. Frankford, Social structure of right and wrong. Normativity without agents, in *Law and Social Inquiry* 20 (1995), 787–828.
- F. Göçek and S. Balaghi (eds.), Reconstructing gender in the Middle East. Tradition, identity, and power, New York 1994.
- S. Haeri, Law of desire. Temporary marriage in Shi'i Iran, Syracuse, N.Y. 1989.
- —, Temporary marriage and the state in Iran. An Islamic discourse on female sexuality, in *Social Research* 59 (1992), 201–23.
- W. B. Hallaq, Was the gate of ijtihad closed? in International Journal of Middle East Studies 16 (1984), 3-41.
- —, Ijtihad in Sunni legal theory. A developmental account, in M. K. Masud, B. Messick, and D. S. Powers (eds.), *Islamic legal interpretation. Muftis and their fatwas*, Cambridge, Mass. 1996, 33–43.
- —, The quest for origins or doctrine? Islamic legal studies as colonialist discourse, in UCLA Journal of Islamic and Near Eastern Languages 2 (2002/3), 1–45.
- S. F. Hirsch, Pronouncing and persevering. Gender and the discourses of disputing in an African Islamic court, Chicago 1998.
- D. Kandiyoti, Bargaining with patriarchy, in Gender and Society 2:3 (1988), 274-90.
- —, Women, Islam and the state, Philadelphia 1991.
- —, Gendering the Middle East. Emerging perspectives, New York 1996.
- D. Kandiyoti and A. Saktanber, Fragments of culture. The everyday in modern Turkey, New Brunswick, N.J. 2002.
- C. MacKinnon, Feminism unmodified. Discourses on life and law, Cambridge, Mass. 1987.
- -----, Toward a feminist theory of the state, Cambridge, Mass. 1989.
- ----, Only words, Cambridge, Mass. 1993.
- M. K. Masud, B. Messick, and D. S. Powers (eds.), *Islamic legal interpretation. Muftis and their fatwas*, Cambridge, Mass. 1996.
- F. Mernissi, Beyond the veil. Male-female dynamics in a modern Muslim society, Bloomington, Ind. 1987 (rev. ed.).
 —, The veil and the male elite. A feminist interpretation of women's rights in Islam, trans. M. J. Lakeland, New York 1991.
 - —, The harem within, New York 1995.
- S. E. Merry, Getting justice and getting even. Legal consciousness among working-class Americans, Chicago 1990.
- E. Moosa, The poetics and politics of law after empire. Reading women's rights in the contestations of law, in UCLA Journal of Islamic and Near Eastern Law 1 (2001/2), 1–46.
- T. Oberweis and M. Musheno, Knowing rights. State actor's stories of power, identity, and morality, Aldershot, U.K. 2001.
- C. Smart, Feminism and the power of law, London 1989.

—, Law's truth. Women's experience, in R. Graycar (ed.), *Dissenting opinions. Feminist explorations in law and society*, Sydney 1990, 1–20.

—, Law, crime and sexuality. Essays in feminism, Thousand Oaks 1995.

J. Tucker, In the house of the law. Gender and Islamic law in Ottoman Syria and Palestine, Berkeley 1998.

James B. White, *When words lose their meaning. Constitutions and reconstitutions of language, character, and community,* Chicago 1984.

- , *The legal imagination*, Chicago 1973, abridged ed. 1985.
- -----, The edge of meaning, Chicago 2001.
- M. C. Zilfi (ed.), Women in the Ottoman Empire. Middle Eastern women in the early modern era, Leiden 1997.

(Kathleen M. Moore)

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