

# THE REVIEW OF POLITICS

**Mill on Liberty and Morality**

***Harry M. Clor***

**Mill's Liberal Feminism**

***Jennifer Ring***

**Taking Dworkin Seriously**

***Stanley C. Brubaker***

**Equal Protection and Education in Germany**

***Hans Weiler***

**Concept of Political Community in Aristotle**

***Bernard Yack***

Vol. 47 · January, 1985 · No. 1

University of Notre Dame  
Notre Dame, Indiana

# THE REVIEW OF POLITICS

Editor  
**DONALD P. KOMMERS**

Managing Editor  
**DENNIS WM MORAN**

**Associate Editors**

**Phillip Gleason**  
**Thomas Stritch**  
**Thomas Werge**

**Book Review Editor**  
**Walter Niegorski**

**Former Editors**

**Waldemar Gurian**      **Thomas Stritch**  
**M. A. Fitzsimons**    **Frederick J. Crosson**

**Editorial Advisory Board**

**Henry J. Abraham**  
*University of Virginia*

**Penny T. Gill**  
*Mount Holyoke College*

**Charles W. Anderson**  
*University of Wisconsin-Madison*

**Gerald Garvey**  
*Princeton University*

**Shlomo Avineri**  
*Hebrew University of Jerusalem*

**Arend Lijphart**  
*University of California-San Diego*

**Walter Dean Burnham**  
*Massachusetts Institute of Technology*

**Alasdair MacIntyre**  
*Vanderbilt University*

**Robert F. Byrnes**  
*Indiana University*

**Harvey C. Mansfield, Jr.**  
*Harvard University*

**Eugeen De Jonghe**  
*Catholic University-Louvain*

**John R. Schmidhauser**  
*University of Southern California*

**Ernest L. Fortin**  
*Boston College*

**Glenn Tinder**  
*University of Massachusetts-Boston*

---

THE REVIEW OF POLITICS, without neglecting the analysis of institutions and techniques, is primarily interested in the philosophical and historical approach to political realities.

The articles in THE REVIEW OF POLITICS are indexed in the International Index to Periodicals and the Index of Catholic Periodicals and abstracted in the International Political Science Abstracts. They are abstracted and indexed in ABC POL. SCI. and HISTORICAL ABSTRACTS and Social Sciences Index.

---

Copyright 1985 by the University of Notre Dame. Published quarterly at the University of Notre Dame. Issued each January, April, July and October. Entered as second-class matter April 1, 1939, at the post office at Notre Dame, Indiana, under act of March 2, 1879. Subscriptions: Institutional, \$20.00 the year in the United States (Individual, \$15.00); foreign \$17; single copies, \$5.00. ISSN 0034-6705

# THE REVIEW OF POLITICS

**Volume XLVII  
1985**

*Editor:* Donald P. Kommers

*Managing Editor:* Dennis Wm Moran

*Issued each January, April, July and October*

Opinions expressed in the articles printed in *THE REVIEW OF POLITICS* are those of the authors alone and are not necessarily opinions held by the editors.

Subscriptions: Institutional, \$20.00 the year in the United States (Individual, \$15.00); foreign, \$17.00; single copies, \$5.00.

Entered as second-class matter, April 1, 1939, at the Post Office at Notre Dame, Indiana, under the act of March 3, 1879.

**PUBLISHED BY THE UNIVERSITY OF NOTRE DAME  
NOTRE DAME, INDIANA 46556**

## Index of Articles, 1985

|   |     |
|---|-----|
| Wayne H. Ambler, <i>Aristotle's Understanding of the Naturalness of the City</i> . . . . .  | 163 |
| M. E. Brint, <i>Jean-Jacques Rousseau and Benjamin Constant: A Dialogue of Freedom and Tyranny</i> . . . . .  | 323 |
| Stanley C. Brubaker, <i>Taking Dworkin Seriously</i> . . . . .  | 45  |
| Gregory Claeys, <i>The Lion and the Unicorn, Patriotism, and Orwell's Politics</i> . . .  | 186 |
| Harry M. Clor, <i>Mill and Millians on Liberty and Moral Character</i> . . . . .  | 3   |
| John W. Coffey, <i>The Statesmanship of Harry S Truman</i> . . . . .  | 231 |
| Fred R. Dallmayr, <i>Pragmatics and Hermeneutics</i> . . . . .  | 411 |
| Douglas J. Hoekstra, <i>Presidential Power and Presidential Purpose</i> . . . . .   | 566 |
| Donald P. Kommers, <i>The Supreme Court and the Constitution: The Continuing Debate on Judicial Review</i> . . . . .  | 113 |
| Jan Marejko, <i>World Order or World Control?</i> . . . . .   | 588 |
| Peter H. Merkl, <i>Mapping the Temporal Universe of Party Governments</i> . . . . .   | 483 |
| Eugene F. Miller, <i>The Icon of the American Republic: A Study in Political Symbolism</i> . . . . .  | 516 |
| Grant B. Mindle, <i>Machiavelli's Realism</i> . . . . .   | 212 |
| Elmer Plischke, <i>The President's Image as Diplomat in Chief</i> . . . . .   | 544 |
| Jennifer Ring, <i>Mill's The Subjection of Women: The Methodological Limits of Liberal Feminism</i> . . . . .   | 27  |
| Barry Schwartz, <i>The Icon of the American Republic: A Study in Political Symbolism</i> . . . . .  | 516 |
| Raguvveer Singh, <i>Causality, Meaning and Purpose in Politics</i> . . . . .  | 390 |
| A. Anthony Smith, <i>Kant's Political Philosophy: Rechtsstaat or Council Democracy?</i> . . . . .   | 253 |
| Brian T. Trainor, <i>The Politics of Peace: The Role of the Political Covenant in Hobbes's Leviathan</i> . . . . .  | 347 |
| Hans Weiler, <i>Equal Protection, Legitimacy, and the Legalization of Education: The Role of the Federal Constitutional Court in West Germany</i> . . . . . | 66  |
| Joel D. Wolfe, <i>A Defense of Participatory Democracy</i> . . . . .  | 370 |
| Bernard Yack, <i>Community and Conflict in Aristotle's Political Philosophy</i> . . . . .   | 92  |

## Index of Book Reviews, 1985

|  |     |
|--|-----|
| Allen, James Sloan, <i>The Romance of Commerce and Culture Capitalism, Modernism, and the Chicago-Crusade for Cultural Reform</i> (Steven D. Lavine) . . . . . | 139 |
| Aspinwall, Bernard, <i>Portable Utopia, Glasgow and the United States, 1820-1920</i> (Vincent P. DeSantis) . . . . .   | 157 |
| Banfield, Edward C., <i>The Democratic Muse: Visual Arts and the Public Interest</i> (James Sloan Allen) . . . . .   | 445 |
| Blumenberg, Hans, <i>The Legitimacy of the Modern Age</i> (Frederick J. Crosson)   | 625 |
| Borbet, David Vaughn, <i>The Presidency of Lyndon B. Johnson</i> (Robert E. Burns) . . . . .   | 136 |
| Braunthal, Gerard, <i>The West German Social Democrats, 1969-1982: Profile of a Party in Power</i> (Peter H. Merkl) . . . . .                                  | 457 |

|  |     |
|--|-----|
| Cohen, Bernard L., <i>Before It's Too Late: A Scientist's Case for Nuclear Energy</i> (John Lucey) . . . . .                           | 290 |
| Cohen, Jean L., <i>Class and Civil Society: The Limits of Marxian Critical Theory</i> (Patrick Murray and Jean Schuler) . . . . .      | 142 |
| Dent, N. J. H., <i>The Moral Psychology of the Virtues</i> (Alasdair MacIntyre) . . . . .  | 436 |
| Drell, Sidney D., <i>Facing the Threat of Nuclear Weapons</i> (Joseph M. Siracusa) . . . . .   | 292 |
| Dupre, Louis, <i>Marx's Social Critique of Culture</i> (R. Bruce Douglass) . . . . .   | 470 |
| Elias, Julius A., <i>Plato's Defense of Poetry</i> (Janet E. Smith) . . . . .  | 473 |
| Epstein, David F., <i>The Political Theory of "The Federalist"</i> (George W. Carey) . . . . .   | 307 |
| Felix, David, <i>Marx as Politician</i> (James M. Rhodes) . . . . .  | 146 |
| Finnis, John, <i>Fundamentals of Ethics</i> (S. B. Drury) . . . . .  | 432 |
| Fishkin, James S., <i>Justice, Equal Opportunity, and the Family</i> (David Lewis Schefer) . . . . .                                   | 612 |
| Furet, François, <i>In the Workshop of History</i> (André Goddu) . . . . .   | 637 |
| Garay, Ronald, <i>Congressional Television: A Legislative History</i> (Robert Schmuhl) . . . . .                                       | 448 |
| Glover, Jonathan, <i>What Sort of People Should There Be?</i> (S. B. Drury) . . . . .  | 285 |
| Harrington, Michael, <i>The Politics at God's Funeral</i> (Henry C. Johnson, Jr.) . . . . .  | 282 |
| Hinchman, Lewis P., <i>Hegel's Critique of the Enlightenment</i> (Steven B. Smith) . . . . .   | 464 |
| Hulliang, Mark, <i>Citizen Machiavelli</i> (Harvey C. Mansfield, Jr.) . . . . .  | 298 |
| James, Joseph B., <i>The Ratification of the Fourteenth Amendment</i> (David Fellman) . . . . .  | 134 |
| Jonas, Hans, <i>The Imperative of Responsibility</i> (Victor Ferkiss) . . . . .  | 288 |
| Kateb, George, <i>Hannah Arendt: Politics, Conscience, Evil</i> (Gordon J. Tolle) . . . . .  | 309 |
| Kertesz, Stephen D., <i>Between Russia and the West: Hungary and the Illusion of Peacemaking 1945-1947</i> (Eugene Davidson) . . . . . | 462 |
| Klehr, Harvey, <i>The Heyday of American Communism: The Depression Decade</i> (James Gilbert Ryan) . . . . .                           | 451 |
| Lang, Gladys Engle, and Lang, Kurt, <i>Politics and Television Re-Viewed</i> (Robert Schmuhl) . . . . .                                | 448 |
| Liebman, Charles S., and Don-Yehiya, Eliezer, <i>Religion and Politics in Israel</i> (Jonathan S. Woocher) . . . . .                   | 314 |
| Light, Paul C., <i>Vice-Presidential Power: Advice and Influence in the White House</i> (Dale Vinyard) . . . . .                       | 138 |
| Logan, George M., <i>The Meaning of More's "Utopia"</i> (Thomas I. White) . . . . .  | 154 |
| Mitias, Michael H., <i>Moral Foundation of the State in Hegel's Philosophy of Right</i> (Michael Allen Gillespie) . . . . .            | 468 |
| Neuhaus, Richard John, <i>The Naked Public Square: Religion and Democracy in America</i> (John S. Coleman, S.J.) . . . . .             | 130 |
| Newmyer, R. Kent, <i>Supreme Court Justice Joseph Story: Statesman of the Old Republic</i> (David Fellman) . . . . .                   | 628 |
| Oakeshott, Michael, <i>On History and Other Essays</i> (Steven B. Smith) . . . . .   | 150 |
| Polsby, Nelson W., <i>Political Innovation in America: The Politics of Policy Initiation</i> (Edgar Litt) . . . . .                    | 132 |

|   |     |
|---|-----|
| Power, Susan M., <i>Before the Convention: Religion and the Founders</i> (John A. Gueguen).....                                   | 303 |
| Pessen, Edward, <i>The Log Cabin Myth: The Social Background of Presidents</i> (Burdett A. Loomis).....                           | 316 |
| Ricci, David M., <i>The Tragedy of Political Science: Politics, Scholarship, and Democracy</i> (Dante Germino).....               | 464 |
| Riemer, Neal, <i>The Future of the Democratic Revolution: Toward a More Prophetic Politics</i> (Robert B. Thigpen).....           | 441 |
| Rosen, Stanley, <i>Plato's Sophist</i> (James L. Wisner).....   | 296 |
| Schacht, Richard, <i>Nietzsche</i> (Nancy Love).....  | 631 |
| Schutte, Ofelia, <i>Beyond Nihilism: Nietzsche Without Masks</i> (Nancy Love)....   | 631 |
| Schwartz, Joel, <i>The Sexual Politics of Jean-Jacques Rousseau</i> (Penny A. Weiss)  | 300 |
| Semmel, Bernard, <i>John Stuart Mill and the Pursuit of Virtue</i> (Harry M. Clor)  | 617 |
| Smith, Bruce James, <i>Politics and Remembrance: Republican Themes in Machiavelli, Burke, and Tocqueville</i> .....               | 622 |
| Spalding, Karen, <i>Huarochiri: An Andean Society Under Inca and Spanish Rule</i> (Fredrick B. Pike).....                         | 454 |
| Thaxon, Ralph, <i>China Turned Rightside Up: Revolutionary Legitimacy in the Peasant World</i> (Peter R. Moody, Jr.).....         | 459 |
| Walasky, Paul W., <i>'And So We Come to Rome': The Political Perspective of St. Luke</i> (James Tunstead Burtchaell, C.S.C.)..... | 438 |
| Ward, James F., <i>Language, Form and Inquiry: Arthur F. Bentley's Philosophy of Social Science</i> (William I. Buscemi).....     | 294 |
| Wildavsky, Aaron, <i>The Nursing Father: Moses as a Political Leader</i> (Joseph Blenkinsopp).....                                | 312 |
| Wilson, Stephen G., <i>Luke and the Law</i> (James Tunstead Burtchaell, C.S.C.).....  | 438 |

# THE REVIEW OF POLITICS

Published Quarterly by the University of Notre Dame, Indiana

Vol. 47

January 1985

No. 1

HARRY M. CLOR

Mill and Millians on Liberty and Moral Character . . . . . 3

JENNIFER RING

Mill's *The Subjection of Women*: The Methodological  
Limits of Liberal Feminism . . . . . 27

STANLEY C. BRUBAKER

Taking Dworkin Seriously . . . . . 45

HANS WEILER

Equal Protection, Legitimacy, and the Legalization of  
Education: The Role of the Federal Constitutional Court in  
West Germany . . . . . 66

BERNARD YACK

Community and Conflict in Aristotle's Political Philosophy . . 92

*Review Article:*

Donald P. Kommers: *The Supreme Court and the Constitution:  
The Continuing Debate on Judicial Review* . . . . . 113

*Reviews:*

John A. Coleman, S.J.: *Religion in the Public Square* . . . . . 130  
Edgar Litt: *Reform in the Public Square* . . . . . 132  
David Fellman: *A Disputed Foundation* . . . . . 134  
Robert E. Burns: *The Presidency of the "Great Society"* . . . . . 136  
Dale Vingard: *The Emerging Vice-Presidency* . . . . . 138  
Steven D. Lavine: *The Marketing of Culture* . . . . . 139  
Patrick Murray and Jeanne Schuler: *Marx's Failure as Theorist* . . . . . 142  
James M. Rhodes: *Marx as Nihilistic Superman* . . . . . 146  
Steven B. Smith: *The Character of Historical Understanding* . . . . . 150  
Thomas I. White: *The Maze of More's "Utopia"* . . . . . 154  
Vincent P. DeSantis: *Utopia for the New World* . . . . . 157

## Contributors to This Issue

HARRY M. CLOR is Professor of Political Science in Kenyon College, Gambier, Ohio. JENNIFER RING teaches political theory and feminism at Stanford in the Political Science Department and the Feminist Studies Program. STANLEY C. BRUBAKER is Assistant Professor of Political Science in Colgate University. HANS WEILER is Professor of Political Science in Stanford University. BERNARD YACK is Assistant Professor of Politics in Princeton University. DONALD P. KOMMERS is Professor of Government and Editor of *The Review of Politics*.

JOHN A. COLEMAN, S.J., is Associate Professor of Religion and Society, the Graduate Theological Union, Berkeley. EDGAR LITT teaches political science in the University of Connecticut. DAVID FELLMAN is Vilas Professor of Political Science Emeritus in the University of Wisconsin, Madison. DALE VINYARD is Professor of Political Science in Wayne State University. ROBERT E. BURNS is a member of the Department of History in the University of Notre Dame. STEVEN D. LAVINE is Assistant Director for the Humanities in the Rockefeller Foundation. PATRICK MURRAY and JEANNE SCHULER are members of the philosophy faculty in Creighton University. JAMES M. RHODES teaches political science in Marquette University. STEVEN B. SMITH teaches political theory in Yale University. THOMAS J. WHITE is a member of the Philosophy and Religion faculty in Upsala College. VINCENT P. DESANTIS is Professor Emeritus in Notre Dame's Department of History.

### INSTRUCTIONS TO CONTRIBUTORS

All manuscripts should be submitted in QUADRUPLICATE to *The Review of Politics*, Box B, Notre Dame, IN 46556. If the return of the manuscript is desired, a stamped, self-addressed envelope should be enclosed. All typewritten material should be double-spaced, including notes and quotations; photocopies of a good quality are acceptable. *The Review* follows the *Chicago Manual of Style* for standards of citation, punctuation and other editorial considerations. The normal length of manuscripts published is 25-30 pages. Longer manuscripts will be evaluated in light of the limited printing space available. Since manuscripts are evaluated anonymously they should not bear the author's name or institutional affiliation. Submissions should be sent with an ABSTRACT of 100-150 words. All correspondence regarding book reviews should be sent to Mr. Walter Niegorski at the above address.