

Law and History Review

Law and History Review

The purpose of *Law and History Review* is to further research and writing in the fields of the social history of law and the history of legal ideas and institutions. The Review is sent to all members of the American Society for Legal History.

Back issues of *Law and History Review* may be ordered directly from *Law and History Review*, Cambridge University Press, Journals Fulfillment Dept., 100 Brook Hill Drive, West Nyack, NY 10994-2133, USA.

Editorial Office: Department of History, University of Florida, Keene Flint Hall, Gainesville, FL 32611, USA. Elizabeth R. Dale, Editor; telephone: 352-273-3387; e-mail: edale@ufl.edu

Address all general editorial correspondence to Elizabeth R. Dale, Editor, *Law and History Review*, University of Florida, Keene Flint Hall, P.O. Box 117320, Gainesville, FL 32611, USA (tel: 352-273-3387; e-mail: edale@ufl.edu). Address books for review and correspondence regarding book reviews and reviewing on the Americas to Felice Batlan, Associate Editor, *Law and History Review*, IIT Chicago-Kent College of Law, 555 W. Adams, Room 765, Chicago, IL 60607, USA (tel.: 312-906-5341; fax: 312.906.580; email: fbatlan@kentlaw.edu). Address books for review and correspondence regarding book reviews and reviewing on the non-Americas to Will Hanley, Associate Editor, *Law and History Review*, Florida State University, Department of History, P.O. Box 3052200, Tallahassee, FL 32306, USA (tel.: 850-912-9143; fax: 850-644-6402; email: whanley@fsu.edu).

Publishing, Advertising, and Subscription Offices: Cambridge University Press, 32 Avenue of the Americas, New York, NY 10013-2473, USA. (for USA, Canada, and Mexico); or Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU, UK (for UK and elsewhere).

Law and History Review (ISSN 0738-2480) is published four times a year, in February, May, August, and November by Cambridge University Press, 32 Avenue of the Americas, New York, NY 10013-2473, USA / Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU, England for the American Society of Legal History. Annual institutional subscription rates for Volume 32 (2014) USA, Canada, and Mexico / Elsewhere are \$231 / £129 for print and electronic subscriptions. Single part: \$63 / £35. Prices include postage and insurance. *Law and History Review* and all other Cambridge journals can be found at <http://journals.cambridge.org/>.

© The American Society for Legal History, Inc. 2014. All rights reserved. No part of this publication may be reproduced in any form or by any means, photocopying, electronic, or otherwise, without permission in writing from Cambridge University Press. Policies, request forms, and contacts are available at: <http://www.cambridge.org/rights/permissions/permission.htm>.

Permission to copy (for users in the USA) is available from the Copyright Clearance Center (CCC), <http://www.copyright.com>, email: info@copyright.com.

Forwarding and return postage guaranteed, address correction requested. Postmaster: Send address changes in the USA and Canada to *Law and History Review*, Cambridge University Press, Journals Fulfillment Dept., 100 Brook Hill Drive, West Nyack, NY 10994-2133, USA. Send address changes elsewhere to *Law and History Review*, Cambridge University Press, The Edinburgh Building, Shaftesbury Road, Cambridge CB2 8RU, England.

Abstracting and Indexing Information: America: History and Life; CSA Worldwide Political Science Abstracts; Current Law Index; Current Abstracts; SocIndex; SocIndex with Full Text; TOC Premier; Scopus; Family Index; Academic OneFile; General OneFile; InfoTrac Custom; LegalTrac; Biography Index; Index to Legal Periodicals & Books; Historical Abstracts.

Law and History Review

Volume 32, Number 3

August 2014

*Published four times a year by Cambridge University Press for the
American Society for Legal History*

Editor

Elizabeth R. Dale
University of Florida
 Department of History, Levin
 College of Law
 P.O. Box 117320
 Gainesville, FL 32611
 352.273.3387
 FAX: 352.392.6927
 EMAIL: edale@ufl.edu

**Associate Editor
(Book Reviews, Americas)**

Felice Batlan
IIT Chicago-Kent College of Law
 555 W. Adams, Room 765
 Chicago, IL 50561
 312.906.5341
 FAX: 312.906.580
 EMAIL: fbaltan@kentlaw.edu

**Associate Editor
(Book Reviews, Non-Americas)**

Will Hanley
Florida State University
 Department of History
 P.O. Box 3062200
 Tallahassee, FL 32306
 850.912.9143
 FAX: 850.644.6402
 EMAIL: whanley@fsu.edu

Editorial Board

David Anderson
University of Warwick
 Constance Backhouse
University of Ottawa
 Edward J. Balleisen
Duke University
 Stuart Banner
*University of California,
 Los Angeles*
 Lauren Benton
New York University
 David Bernstein
George Mason University
 Elizabeth Borgwardt
*Washington University
 in St. Louis*
 Holly Brewer
University of Maryland
 Thomas Buoye
University of Tulsa
 Christopher Capozzola
*Massachusetts Institute
 of Technology*
 Amy Chazkel
Queens College, CUNY
 Li Chen
*University of Toronto-
 Scarborough*
 Andrew Wender Cohen
Syracuse University
 Simon Cole
University of California, Irvine

Jane Dailey
University of Chicago
 Simon Devereaux
University of Victoria
 Laura F. Edwards
Duke University
 Thomas Ginsburg
University of Chicago
 Ariela J. Gross
University of Southern California
 Sally E. Hadden
Western Michigan University
 Amalia Kessler
Stanford University
 Daniel M. Klerman
*University of Southern
 California*
 Elizabeth Kolsky
Villanova University
 Carl Landauer
General Counsel of LOYAL3
 Adriaan Lanni
Harvard University
 Kenneth F. Ledford
Case Western Reserve University
 Kenneth W. Mack
Harvard University
 Rebecca McLennan
University of California, Berkeley

Ajay Mehrota
Indiana University
 M. C. Mirow
Florida International University
 Devin Pendas
Boston College
 Linda Przybyszewski
Notre Dame
 Gautham Rao
American University
 Stephen Robertson
*Roy Rosenzweig Center for
 History and New Media*
 Richard J. Ross
*University of Illinois, Campaign-
 Urbana*
 Ruell Schiller
*University of California,
 Hastings College of Law*
 Trevor Stack
Hastings College of Law
 Kristin A. Stilt
Northwestern University
 Alexander Tsesis
Loyola University
 John Wertheimer
Davidson College
 James Q. Whitman
Yale University

Contents

Law and History Review

Vol. 32, No. 3, August 2014

Full text available at <http://journals.cambridge.org/lhr>

In This Issue

v

Articles

- The *Somerset* Effect: Parsing Lord Mansfield's Words on Slavery in Nineteenth Century America
Derek A. Webb 455
- The Transformation of Adultery in France at the End of the Middle Ages
Sara McDougall 491
- Publishing Robinson's *Reports Of Cases Argued And Determined In The High Court Of Admiralty*
John D. Gordan, III 525
- Public Opinion and the French Capital Punishment Debate of 1908
James M. Donovan 575
- Rethinking *People v. Croswell*: Alexander Hamilton and the Nature and Scope of "Common Law" in the Early Republic
Kate Elizabeth Brown 611
- Disciplining the Market: Debt Imprisonment, Public Credit, and the Construction of Commercial Personhood in Revolutionary France
Erika Vause 647
- Access to Justice: Legal Aid to the Poor at Civil Law Courts in the Eighteenth-Century Low Countries
Griet Vermeesch 683
- ### Book Reviews
- Tracing the Earliest Recorded Concepts of International Law: The Ancient Near East (2500–330 BC)*—Amnon Altman
reviewed by Seth Richardson 715
- The Justice of Constantine: Law, Communication, and Control*—John Noël Dillon
reviewed by Ari Z. Bryen 717

<i>Bigamy and Christian Identity in Late Medieval Champagne</i> — Sara McDougall	
reviewed by Claude Gauvard	719
<i>Slavery's Constitution: From Revolution to Ratification</i> —David Waldstreicher	
reviewed by James J. Gigantino II	722
<i>The Sovereign Citizen: Denaturalization and the Origins of the American Republic</i> —Patrick Weil	
reviewed by Lucy E. Salyer	724
<i>Henry Ford's War on Jews and the Legal Battle Against Hate Speech</i> —Victoria Saker Woeste	
reviewed by William E. Forbath	726
<i>How Sex Became A Civil Liberty</i> —Leigh Ann Wheeler	
reviewed by Laura Weinrib	728
<i>The Anthropology of Law</i> —Fernanda Pirie	
reviewed by Eve Darian-Smith	730