CHAPTER ONE

Foundations of American Legal Realism
...The prophecies of what the courts will do in fact, and nothing more pretentious, are what I mean by the law.

Oliver Wendell Holmes, Jr. 1

I use the phrase "the law" in the sense of sequences of external facts and their concrete legal consequences through the concrete operation of governmental machinery.

Joseph W. Bingham 2

...Law defines a relation not always between fixed points, but often, indeed oftenest, between points of varying position. The acts and situations to be regulated have a motion of their own. There is change whether we will it or not.

Benjamin Nathan Cardozo 3

