

Syllabus for 100.404 John Locke
Gilman 330E Email jmarsha2@jhu.edu

Professor John Marshall

This is a **seminar-style** class, based on discussions of assigned readings and papers. There will be **No** lectures and **No** exams. The syllabus is approximate; it may be adjusted as term goes along.

Requirements: There are **NO** mid-term or final exams. Attendance at and participation in discussion in seminars is required. You need to write **one short paper (3-4pp)** in (or by) week eight. You should meet with me to discuss this paper and will have the opportunity to do a rewrite. You are required at (or by) the end of term to write **one final 6-10 page paper, or two smaller 3-4pp papers**. You should meet with me to discuss these in outline or draft. Suggested Paper topics for papers, based on class readings, will be provided; I am also happy to work with you to design an individual paper topic of most interest to you.

Grading: Attendance and Participation: 40%. Short Paper one: 20%. End of term paper(s): 40%.

Required Purchases:

John Locke, Two Treatises of Government, ed M. Goldie (Everyman 0460873563)
John Locke, Some Thoughts Concerning Education and Of the Conduct of the Understanding, ed R. Grant, (Hackett 0872203344)

Books that will be loaned to you as an individual copy for you for the semester:
John Locke, A Letter Concerning Toleration (Hackett 9789815145607)
Jeremy Waldron, God, Locke and Equality (Cambridge 978052180571)
John Marshall, Locke, Toleration and early enlightenment culture (Cambridge 9780521129572)

Everything else below will be available online in the library/ through Blackboard

Week One: Some Significantly “Lockean” American texts and American constitutionalism: Locke and America I

Tuesday Aug 31: Introduction

Th Sept 2: The Declaration of Independence (1776) [with parentheses next to bold text indicating passages in Jefferson’s original draft changed or deleted by Franklin and Adams during drafting, or by Congress, with the material outside the parentheses indicating the text adopted in Congress, and bold text with no parentheses indicating the material added by Congress], [George Mason], A Declaration of Rights, (Virginia 1776); [James Madison], Memorial and Remonstrance against religious assessments (1785); The Virginia Statute for religious freedom (1786), The Pennsylvania Constitution (1790), Article 9; The First Amendment (1789/1791); James Madison, “Essay on Property”(1792)

Week Two: Locke against Patriarchal Absolutism: the seventeenth century absolutist argument by Sir Robert Filmer to which Locke replied.

Tuesday September 7: Robert Filmer, Patriarcha

Th September 9: Locke, "First Treatise" from Locke, Two Treatises of Government (Everyman 0460873563).

Week Three: Locke's arguments for natural rights, rights of resistance, limited government, property, and popular sovereignty in the Two Treatises

Tu September 14 **and** Th Sept 16: Locke, Two Treatises of Government (Everyman 0460873563).

Week Four: Locke, Equality, and God

Tu September 21, Jeremy Waldron, God, Locke and Equality (Cambridge 978052180571), c 1, 3, 4

Th September 23, continued, c5, 6.

Week Five: Locke and Toleration I: The Letter Concerning Toleration

Tuesday September 28: Locke, Letter Concerning Toleration

Thursday September 30: Jeremy Waldron, God, Locke and Equality, c7; Denis Lacorne 'Should we tolerate the enemies of tolerance?' in his The Limits of tolerance, (Columbia 2019), pp 197-217.

Week Six: Locke and toleration II: Locke in historical context.

Tu October 5 and Wed October 7:

John Marshall, Locke, Toleration and early enlightenment culture (Cambridge 9780521129572), **selections**.

Week Seven: Locke and Toleration III: the concept and limits of 'toleration'.

Tu October 12: Stanley Fish, 'Mission Impossible: Settling the Just Bounds between Church and State', Columbia Law Review, (Dec 1997), pp2255-2333.

Th October 14: Jeremy Waldron, 'Toleration and Calumny' in idem, The Harm in Hate Speech, (Harvard 2012), pp 204-233; Teresa Bejan, 'John Locke on Toleration: (In)Civility and the Quest for concord', History of Political Thought 37:3 (2016), 556-587.

Week Eight:

Tu October 19 and Th October 21: **No classes.** Write a draft of your first short paper (3-4pp), due by Friday Oct 22.

Week Nine: Locke and Education.

Tu October 26 **and** Th October 28: Locke Some Thoughts Concerning Education, ed R. Grant, (Hackett 0872203344), pp3-161.

Week Ten: Locke and the Conduct of the Understanding/ and beginning of Locke and colonialism (or Locke and America II):

Tu Nov 2: Locke, Of the Conduct of the Understanding (published in above book, pp163-227); Locke, Essay Concerning Human Understanding; BK IV, chapter xx.

Th Nov 4: {Locke and others} Fundamental Constitutions of the Carolinas (from Locke Political Writings ed. Mark Goldie, pp 210-232; James Farr, "So Vile and Miserable an Estate: The Problem of Slavery in Locke's Political Thought", Political Theory (1986), 263-89; Jeremy Waldron, God, Locke and Equality, pp 197-206.

Week Eleven: Locke, colonialism, constitutionalism, indigenous people, and slavery: (or Locke and America III).

Tu November 9: Barbara Arneil, Locke and America, (Oxford 1996), c5-7; Vicki Hsueh, Hybrid Constitutions, (Duke 2010), pp 55-82.

Th Nov 11: David Armitage "John Locke, Carolina, and the Two Treatises of Government", Political Theory (October 2004), 602-27; Brad Hinshelwood, "The Carolinian Contexts of John Locke's theory of slavery", Political Theory (2013), 562-90

Week Twelve: Locke and Feminism; Locke and the English Poor; Locke and Slavery II

Tu November 16: Teresa Brennan and Carole Pateman, "Mere Auxiliaries of the Commonwealth: Women and the Origins of Liberalism", Political Studies, 27:2 (1979), pp 183-200; Melissa Butler, "Early Liberal Roots of Feminism: John Locke and the Attack on Patriarchy", American Political Science Review, 72:1, (1978), pp 135-50.

Th Nov 18: Locke, 'An Essay on the Poor Law' from Locke: Political Essays, ed M. Goldie, pp 182-98; Nancy Hirschmann, "Intersectionality before intersectionality was Cool: the importance of class to Feminist Interpretations of Locke" in Hirschmann and McClure, Feminist Interpretations of Locke, (Penn State 2007), pp 155-86; John Marshall, "London, Locke and 1690s Provisions for the poor in context: Beggars, Spinners and Slaves" in Politics, Religion and Ideas in Seventeenth and Eighteenth Century Britain ed Justin Champion et al (Boydell 2019), pp181-200.

Week Thirteen: THANKSGIVING BREAK

Tu November 23 and Th November 25: **No** classes: Thanksgiving week.

Week Fourteen: Lockeianism and America: Douglass and Mills on the Declaration of Independence/ Final general discussion

Tu November 30: The Declaration of Independence revisited: Frederick Douglass, "What to the slave is the 4th of July?", Oration July 4 1852; Charles Mills "Whose fourth of July: Frederick Douglass and original intent" in Mills, Blackness Visible: Essays on Philosophy and Race (Cornell 1998), pp 167-200.

Th December 2: Final General Discussion of Locke's thought:
Are there Lockeian arguments that you want to adopt, to adapt and go beyond, or to reject altogether? What are *your* most fundamental principles for a *just* polity, and why?

Paper Two Due: December 20, 2021