

SYMPOSIUM COMMENTS

INTRODUCTION

The Comments that follow are edited versions of the commentaries provided by Professors Larry Alexander, Brian Bix, Daniel Farber, Stephen Gardbaum, Peter Huang, and Brian Leiter at the February 6 and 7, 1998, Symposium on "Law and Incommensurability" held at the University of Pennsylvania Law School.

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Professor Alexander's comment, *Banishing the Bogey of Incommensurability*, is a response to the articles by Ruth Chang¹ and Lewis Kornhauser.² Professor Bix's comment is titled *Dealing with Incommensurability for Dessert and Desert* and is a response to the articles by Bruce Chapman³ and Leo Katz.⁴ Professor Farber responds to Jason Johnston⁵ and Richard Warner⁶ in *Saving Overton Park: A Comment on Environmental Values*. Professor Gardbaum comments on the articles by Gillian Hadfield⁷ and Alan Strudler⁸ in *Law, Incommensurability, and Expression*. Professor Huang writes about the *Dangers of Monetary Commensurability* in his comment, which responds to the articles by

¹ Ruth Chang, *Comparison and the Justification of Choice*, 146 U. PA. L. REV. 1569 (1998).

² Lewis A. Kornhauser, *No Best Answer?*, 146 U. PA. L. REV. 1599 (1998).

³ Bruce Chapman, *Law, Incommensurability, and Conceptually Sequenced Argument*, 146 U. PA. L. REV. 1487 (1998).

⁴ Leo Katz, *Incommensurable Choices and the Problem of Moral Ignorance*, 146 U. PA. L. REV. 1465 (1998).

⁵ Jason Scott Johnston, *Million-Dollar Mountains: Prices, Sanctions, and the Legal Regulation of Collective Social and Environmental Goods*, 146 U. PA. L. REV. 1327 (1998).

⁶ Richard Warner, *Does Incommensurability Matter? Incommensurability and Public Policy*, 146 U. PA. L. REV. 1287 (1998).

⁷ Gillian K. Hadfield, *An Expressive Theory of Contract: From Feminist Dilemmas to a Reconceptualization of Rational Choice in Contract Law*, 146 U. PA. L. REV. 1235 (1998).

⁸ Alan Strudler, *Incommensurable Goods, Rightful Lies, and the Wrongness of Fraud*, 146 U. PA. L. REV. 1529 (1998).

Matthew Adler⁹ and Richard Craswell.¹⁰ Finally, Professor Leiter responds, in *Incommensurability: Truth or Consequences?*, to the articles by Eric Posner¹¹ and Frederick Schauer.¹²

⁹ Matthew Adler, *Incommensurability and Cost-Benefit Analysis*, 146 U. PA. L. REV. 1371 (1998).

¹⁰ Richard Craswell, *Incommensurability, Welfare Economics, and the Law*, 146 U. PA. L. REV. 1419 (1998).

¹¹ Eric A. Posner, *The Strategic Basis of Principled Behavior: A Critique of the Incommensurability Thesis*, 146 U. PA. L. REV. 1185 (1998).

¹² Frederick Schauer, *Instrumental Commensurability*, 146 U. PA. L. REV. 1215 (1998).