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at its essence the law is a system of rules created and enforced through social or governmental institutions to regulate conduct ensuring order justice and predictability within a society

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rule of law the mechanism process institution practice or norm that supports the equality of all citizens before the law secures a nonarbitrary form of government and more generally prevents the arbitrary use of power

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this constitution and the laws of the united states which shall be made in pursuance thereof and all treaties made or which shall be made under the authority of the united states shall be the supreme law of the land and the judges in every state shall be bound thereby any thing in the constitution or laws of any state to the contrary

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therefore part of what is involved in the understanding of the nature of law consists in an explanation of how law differs from these similar normative domains how it interacts with them and whether its

intelligibility depends on other normative orders like morality or social conventions

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two features of this theory tie the philosophy of law to the philosophy of language one feature is methodological and the other is substantive first bentham proposes his theory as a definition of the term a law see section 6 1 below on definition as a methodology in philosophy of law

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the supremacy clause was a response to problems with the articles of confederation the articles which governed the united states from 1781 to 1789 the articles conspicuously lacked any similar provision declaring federal law to be superior to state law

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article vi explained all debts contracted and engagements entered into before the adoption of this constitution shall be as valid against the united states under this constitution as under the confederation

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the law of the united states comprises many levels 1 of codified and uncodified forms of law of which the most important is the nation s constitution which prescribes the foundation of the federal government of the united states as well as various civil liberties

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