



RDL

REDE BRASILEIRA
DIREITO E LITERATURA

**MEMORIAL- EDITORIAL:
JOSÉ CALVO GONZÁLEZ (1956-2020)**

This is not a standard issue introduction editorial, as we are all in grief. In is a memorial-editorial, written in name of all the people who had the honor of knowing Dr. José Calvo González, Professor of Theory and Philosophy of Law, who unfortunately left us on June 23, 2020.

Pepe, or Pepe Calvo, as he was affectionately called, had become an icon of studies and research in Law and Literature in the last decades. He was the idealizer of the *Literary Culture of Law*, a movement he dedicated himself to since the early 1990's, when he began to deepen his investigations on legal interpretation, based on contributions from critical theories and narrativism.

His vast theoretical production includes important books, collections, chapters, scientific papers and other writings, not to mention his hundreds of conference lectures – never repeated! – in several countries. He also kept, since 2006, his well-known blog, *Iurisdictio-Lex Malacitana*, where he posted regularly, giving updates for a whole community of followers from around the planet, since a time when social networks were not even popular. Throughout his scholar career, for over 40 years, he gave courses, seminars, oriented theses, was part of countless doctoral boards, in Europe and in Latin America.

Pepe was acknowledged world-wide, and undoubtedly enters the canon of the greatest jurists of the twenty-first century, considering the authenticity and the prestige of his contributions in the field of theory and philosophy of Law. He was surely the most important reference we had in Law and Literature. That is because his thought transcends the classic discussions of North America, and, simultaneously, pushes the training and

the development of movements that are based on their own legal and literary traditions.

Among many virtues, the highest degree of erudition was one of the characteristics of his production. Not to mention how seriously he developed his intellectual activities and his enormous investigative capacity, which made it possible for him to find the Law where it apparently lacks.

Pepe was addicted to reading. He loved visiting second-hand bookshops, and always found time to visit them around the world. Doing so, he never stopped discovering new things, which made him develop new and instigating researches, as he easily interchanged around knowledge areas. He was always doing research and articulating new projects. Up until his last days, he worked relentlessly.

Among us, for example, he found true literary relics, which stimulated several investigations about the Literary Culture of Law in Brazil. In his last article published here in this journal, he recovered the literature of Francisco de Oliveira e Silva (1897-1989), with an admonition that we still needed to advance on the historical research regarding the Brazilian pioneers of Law and Literature. It is important to acknowledge and register here that Pepe also played a fundamental role in our history, as he always stimulated the Brazilian Network of Law and Literature to reach for the sky. With him we learned many things, discussed many things, and now we are sure we drank together less times than we should have.

May he rest in peace, together with the late Luis Alberto Warat, Luiz Carlos Cancellier de Olivo, Dino del Pino and Thiago Fabres de Carvalho, sure that his work has always been – and will continue to be – inspiration for all of us. Continuing his legacy and honoring his memory are our commitments, and challenges for his disciples Felipe Navarro Martinez and Maria Pina Fersini, who are aware they can always count on us.

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In this issue of *ANAMORPHOSIS*, the *ARTICLES* session is composed of thirteen scientific papers, four of which are written by foreign researchers, and nine are by Brazilian authors.

Oscar Enrique Torres Rodríguez, of Université Saint-Louis (Belgium), adopts pragmatic argumentation to address the matching, mismatching and re-matching of literal interpretation in the legal and literary spheres.

Hilda Helena Soares Bentes, of Universidade Católica de Petrópolis (UCP), raises questions related to truth, fiction and justice, from her reading of the novel *The Devils of Loudun*, by Aldous Huxley.

Alberto Vespaziani, of Università del Molise (UNIMOL / Italy), focuses on the classic *The tale of tales*, claiming that, for condensing values and archetypes from the collective unconsciousness, fables are relevant narratological devices for the literary culture of Law.

Katya Kozicky and Luis Gustavo Cardoso, both of Universidade Federal do Paraná (UFPR), linking Carlos Santiago Nino to Jorge Luis Borges, analyze the poem *El Golem* to investigate verbal realism.

Douglas Antônio Rocha Pinheiro, of Universidade de Brasília (UnB), highlights literary categories, based on the short story *Minority Report*. He explores the characteristics of constitutionalism and examines the institutional and social circuits of power.

Gonzalo Ana Dobratinich, of Universidad de Buenos Aires (UBA/Argentina), uses contributions from the works of Jorge Luis Borges to elucidate the legal-philosophical analysis of the paradigm concept in law.

Luana Mathias Souto, of Pontifícia Universidade Católica de Minas Gerais (PUC Minas), focuses on the analysis of women's reproductive rights, in the Brazilian context, combining contributions from the law, philosophy and literature.

Arthur Emanuel Leal Abreu and Alexandre de Castro Coura, both of Faculdade de Direito de Vitória (FDV), find the concept of civil disobedience in *Harry Potter and the Order of the Phoenix*, in a dialogue established with the writings of R. Dworkin and J. Habermas.

Daniel Nicory do Prado and Hermano de Oliveira Santos, both of Universidade Federal da Bahia (UFBA), discuss the Kafkaesque characteristics in the Brazilian Criminal Justice, based on elements from the short story *An Imperial Message*.

Joice Graciele Nielsson and André Giovane de Castro, both of Universidade Regional do Noroeste do Estado do Rio Grande do Sul (UNIJUÍ), delve into the obstacles to female emancipation, based on mechanisms identified in the short story *Marido*, by the Portuguese writer Lídia Jorge.

Eduardo de Carvalho Rêgo, of Complexo de Ensino Superior de Santa Catarina (CESUSC), resorts to the fates of the main characters in the novels *O crime do padre Amaro* and *O primo Basílio* to analyze the paradoxical capacity of the law to promote injustice through its correct application.

Gabrielle Bezerra Sales Sarlet, of Pontifícia Universidade Católica do Rio Grande do Sul (PUCRS), and Adriana Dornelles Farias, of Laureate International Universities (UniRitter), based on their reading of the short story *Purple Hibiscus*, by Chimamanda Ngozi Adichie, analyze the difficult discussion about family and domestic violence in society.

Lastly, Manuel de J. Jiménez Moreno, of Universidad Nacional Autónoma de México (UNAM/Mexico), finds two burlesque poems from the Mexican poetic tradition in order to trace a genealogy of civic and political poetry in that country.

In the INTERVIEW, section, Peter Brooks (Yale University/USA) talks about the challenges and benefits of connecting Law and Literature. He also recalls his biography and his academic production so far, and makes us think about the importance of Human Sciences in society, by taking us on a trip through the history of French and English novel production.

We thank our authors, as well as the reviewers, who, anonymously, participated in the selection of papers. We also thank the translators, and the editorial team. Without the commitment and collaboration of all, this journal – the first fully multilingual Brazilian publication in the multidisciplinary area of Law, Language and Literature – would not be possible.

May the texts published here serve to open new possibilities for research in law and literature, at the most diverse education levels (undergraduate, master's and doctorate). These are our sincere wishes.

Enjoy!

Prof. Dr. André Karam Trindade
Prof. Dr. Henriete Karam
Editors-in-chief