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Valpy, Abraham John. The Pamphleteer, n° VIII, 1814. | Contre l'application du pilori.

Auteur : Foucault, Michel

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1814. n° viii. p 533-550 Contre l'appréciation du pifon.

536

1/ - Au moins, il fait accompagné d'un peu de physionomie ou de quelques éclairs; et le rouge est à la mode. Mais tout "bavard" pain est no longer abhorré par le juge; however it may be inflicted by the multitude; and the emotions it is intended to excite in the audience are usually those of shame and confusion. "It rises like a spirit apart forever as something polluted and abominated."

It is not so well our criminal audience; and it does not allow you no entrance.

Or un véritable G. pifori s'en moque, et déclare

538.

ce qu'il sait de l'assassin, ni servir, mais de réformer. Le pifon "remarque au juge) Ayez l'air... " To take a man near to crime; to expose him to the critical opinion of the world; to send him back into the walks of men impelled with a mark of indelible infamy, cut off from the society... " "the glory is the punishment of reformed, though the infamy is born of sin and crime frequently changes between them"

539-40

2/ But I have in sole. "I give not without warning, without claim Ayez sur. culture & sonde mon gout & ma science



541

4/ No "that all ranks should be inferior to each other

similar punishment is certainly the most intense of retributive maxims. It is no manifest that the circumstances of the party must determine the punishment because what to one is sport to another is death! [The 14th Amendment requires that "no State shall deprive any person of life, liberty or property without due process of law"]

542 3. Let us suppose you ~~are~~ have to make a decision in a trial in one point on an accusation of unright. It will be easier & simpler, but "a witness appeal from the judgment of the court to another tribunal... In short, the judge vacates the anguish chair of justice to the mob, to the vicious and unruly, to the very class whom he rewards every period by denouncing." But is your omniscience & your reason [consciousness?]

544. 4. A people must assesser ("jury") : the community gives up to the jury of the populace to be selected until he is nearly expiring." See punishment in his plain description.

546 Or - executioner who do you notice is guilty? "to control the unbridled millions of man, to take from individuals the power of revenge, to render punishment the determinate effect of firm and inflexible treatment."

- agreement in people is "inherent in" "Foucault, we educate them ~~with~~ for revolution and carnage. ... The hounds, which have learned to throw bricks, and spit on criminals, may exercise the same discipline on the judges, if they should be so unwise as to incur their displeasure."

"The just measure must work "amidst the drunken acclamations and internal reverie of the court and most beloved of our species!" (548.)