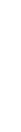


Legal Form in the Soviet Dictatorship: Evgeny Pashukanis and His Interlocutors

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Evgeny Pashukanis

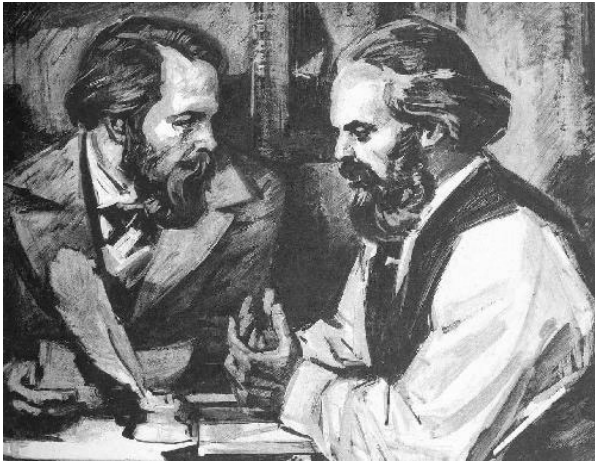
(1891 – 1937)

Pashukanis's Three Theses

- (i) **Commodity Form Thesis:**
all law regulates commodity exchange
- (ii) **Bourgeois Law Thesis:** all law is intrinsically bourgeois
- (iii) **Withering Away Thesis:** all law disappears under Communism



Pashukanis's Interlocutors



Karl Marx and
Friedrich Engels



Vladimir Lenin



Petr Stuchka



Andrey Vyshinsky

Pashukanis's Interlocutors

	Marx and Engels	Lenin	Stuchka	Pashukanis	Vyshinsky
(i) Commodity Form Thesis	○	○	○	●	○
(ii) Bourgeois Law Thesis	◐	●	◐	●	○
(iii) Withering Away Thesis	●	◐	●	●	◐

Key Takeaways

- **(i) Commodity Form Thesis** is Pashukanis's idiosyncratic invention
- **(iii) Withering Away Thesis** is shared by Pashukanis and his interlocutors
- **(ii) Bourgeois Law Thesis** is a contested site where disagreements ought to be understood through historical context

Thank you!

Anna Lukina, **Legal Form in the Soviet Dictatorship: Evgeny Pashukanis and His Interlocutors**, provisionally to be included in *Legal Form: Pashukanis and the Marxist Critique of the Law* (Cosmin Cercel, Gian Giacomo Fusco, and Przemyslaw Tacik eds.)

