

## Dedication: David Daube

This book of essays is dedicated to the memory of David Daube (1909–1999), a scholar of Roman and biblical law. Three happy events brought this book to life. The first was a lecture by Lord Rodger of Earlsferry on Daube's life and work. The international law firm of CMS Cameron McKenna had generously offered to sponsor a series of annual law lectures at the University of Aberdeen, each lecture dedicated to a jurist associated with the University. Lord Rodger's was the first to be given in the series, and is presented in this book in the manner it was delivered.

The jurists who gathered for Lord Rodger's lecture participated in a civil law colloquium on the following day: this was the second happy event. Articles based on some of the papers given at the colloquium are presented in this book.

The third happy event, simultaneous with the lecture and colloquium, was the announcement by Daube's family that they wished his papers and books to go to the University of Aberdeen. This gift means a great deal to the University and the community of scholars who will use it. With this book we honor the Daube family.

Daube was born in Freiburg-im-Breisgau in 1909. He completed a doctoral thesis at Göttingen in 1932, but because he was a Jew the degree was withheld from him. In 1933 he emigrated to Britain and studied in Cambridge, which awarded him a PhD in 1935. He remained there as a lecturer. In 1951 he took up the Chair of Jurisprudence at the University of Aberdeen. In 1955 he took up the Regius Chair of Civil Law at the University of Oxford. In 1970 he emigrated to the United States and became a professor of law at the School of Law (Boalt Hall), University of California at Berkeley, where he taught until 1994. He died in 1999.

Bibliographies of Daube's work have appeared in various sources. The most complete bibliography to date is titled "David Daube Bibliography," and was prepared for the meeting of the Biblical Law Section of the Society for Biblical Literature in Denver, Colorado, in November 2001. Other bibliographies may be found in these works:

- C. M. Carmichael (ed.), *Essays on Law and Religion [The Berkeley and Oxford Symposia in Honour of David Daube]* (Berkeley, 1993).

- C. M. Carmichael (ed.), *Collected Works of David Daube: Talmudic Law* [*Studies in Comparative Legal History*, vol. 1] (Berkeley, 1992).
- B. S. Jackson (ed.), *Studies in Jewish Legal History* [*Journal of Jewish Studies*, special number] (London, 1974).
- A. Watson (ed.), *Daube Noster: Essays in Legal History for David Daube* (Edinburgh, 1974).

Daube's work has been republished in various collections:

- C. Carmichael (ed.), *Collected Works of David Daube: Biblical Law and Literature* [*Studies in Comparative Legal History*, vol. 3] (Berkeley, 2003).
- C. Carmichael (ed.), *Collected Works of David Daube: New Testament Judaism* [*Studies in Comparative Legal History*, vol. 2] (Berkeley, 2000).
- C. M. Carmichael (ed.), *Collected Works of David Daube: Talmudic Law* [*Studies in Comparative Legal History*, vol. 1] (Berkeley, 1992).
- D. Cohen and D. Simon (edd.), *David Daube: Collected Studies in Roman Law* [*Ius Commune. Studien zur Europäischen Rechtsgeschichte*, vol. 54] (Frankfurt am Main, 1991), 2 vols.

One further volume of *Collected Works*, edited by Calum Carmichael, is in preparation. Accounts of Daube's life and work, tributes, and obituaries, are in the following:

- C. Carmichael, *Ideas and the Man: Remembering David Daube* (Frankfurt am Main, 2004).
- P. Birks, "In memoriam: David Daube," 50 *IVRA* 359 (1999).
- M. T. Fögen, "David Daube. 8. Februar 1909 – 24 Februar 1999," 1999 *Rechtshistorisches Journal* 214.
- A. Rodger, "David Daube (8.2.1909 – 24.2.1999)," 118 *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte, romanistische Abteilung* xiv (2001).
- K. Vanden Heuvel, "Professor David Daube: A Tribute," 87 *California Law Review* 1051 (1999) (with contributions by Laurent Mayali and John Noonan, Jr.).

There are further tributes on the Berkeley website devoted to Daube.

*Ernest Metzger*