

Individual Justice In Mass Tort Litigation

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Class Actions for Mass Torts: Doing Individual Justice by ...

In mass tort cases involving claims for personal injury,⁹ which pose daunting problems of causation and remedy, the price of individual justice is notoriously high.⁰ Because they typically involve complex factual and legal questions, mass tort claims are exceedingly, if not prohibitively, expensive to litigate

Individual Justice in Mass Tort Litigation: Judge Jack B ...

Fruehwald: Individual Justice in Mass Tort Litigation: Judge Jack B Weinste Published by Scholarly Commons at Hofstra Law, 2002 HOFSTRA LAW REVIEW would probably govern different parties' claims³ For example, in *In re Bendectin Litigation*,⁴ the court applied Ohio law to all parties on a proximate cause issue in a drug products liability suit

Individual Justice and Collectivizing Risk-Based Claims in ...

INDIVIDUAL JUSTICE trend toward collectivization with alarm² They view the departure from the conventional process of case-by-case, particularized adjudication as sacrificing too much individual justice to expedience ³ F2d 709, 740 (4th Cir) (citing growing favor of class actions in mass-tort ...

The Challenge to the Individual Causation Requirement in ...

The Challenge to the Individual Causation Requirement in Mass Products Torts Donald G Gifford* Table a/Contents I Introduction 874 II The Instrumentalist Challenge to a Requirement of Individual Causation and the Corrective Justice Response 881 A The Instrumentalist Conception of Tort Liability and the Requirement of Individual Causation 883 B

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Individualized Justice, Mass Torts, and 'Settlement Class ...

INDIVIDUALIZED JUSTICE, MASS TORTS, AND "SETTLEMENT CLASS ACTIONS": AN INTRODUCTION Roger C Cramtont The tension between individual justice (party autonomy in an ad-versary system) and collective justice (aggregated handling of legal claims) is the basic theme of the symposium featured in this issue of the Cornell Law Review

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JACKPOT JUSTICE: VERDICT VARIABILITY AND THE MASS ...

JACKPOT JUSTICE: VERDICT VARIABILITY AND THE MASS TORT CLASS ACTION Byron G Stier* Mass tort scholars, practitioners, and judges struggle with determining the most efficient approach to adjudicate sometimes tens of thousands of cases Favoring class actions, mass tort scholars and judges have assumed that litigating any issue once is best

The Challenge to the Individual Causation Requirement in ...

Washington and Lee Law Review Volume 62|Issue 3 Article 3 Summer 6-1-2005 The Challenge to the Individual Causation Requirement in Mass Products Torts

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Rosenberg, Individual Justice and Collectivizing Risk-Based Claims in Mass-Exposure Cases, 71 NYU L REV 210 (1996) [hereinafter Individual Justice]; David Rosenberg, Of End Games and Openings in Mass Tort Cases: Lessons from a Special Master, 69 BU L REV 695 (1989)

Individual Justice In Mass Tort Litigation

individual justice in mass tort litigation Oct 01, 2020 Posted By Robin Cook Ltd TEXT ID 742032c4 Online PDF Ebook Epub Library i the rapid rise in the number of mass tort claims over the past twenty years has put a great strain on our legal system unlike a simple tort in which there is a single