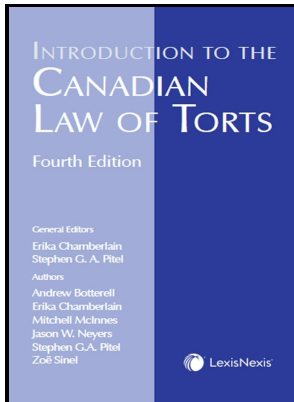


New developments in tort theories

Washington State Trial Lawyers Association - Rethinking Actual Causation in Tort Law



Description: -

- Negligence, Comparative.
Malpractice -- Washington (State)
Torts -- Washington (State)New developments in tort theories

- Law and practice seriesNew developments in tort theories
Notes: Materials for seminar held at Olympic Hotel, Seattle, March 13, 1976.

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tort

Further, whether judicial rulemaking within tort law is desirable has been the subject of longstanding debate. From E we can work backward to the earlier time t at which C occurs, adding to S all prior events that are causes of E. Scholars who have become mired in the morality-versus-efficiency debate have missed the opportunity to theorize tort at a higher level of generality.

Are Federal Contractors Immune from Tort Suits Just Because the Government Is?

Moreover, the Article concludes, understanding tort liability as an expression of particular community values might prevent the constitutional override of injury verdicts arising from protected behavior such as gun ownership or speech. On appeal, that decision was reversed.

Yale Law Journal

Coleman acknowledged the significance of the market as a mechanism for stabilizing society but contended that it was best sustained by contract law, leaving tort the body of law concerned with repairing wrongful losses.

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The answer to this question will generally be more accurate, and therefore better allow peaceful private ordering of interpersonal relationships, if it is the result of an on-the-ground calculus rather than a top-down, one-size-fits-all rule given by the state. Zipursky, The Oxford Introduction to U.

Conflict of laws

Barnard 1964 1 All ER 367 From the above mentioned cases it is clear that the law of tort is steadily expanding and that the idea of its being in a set of pigeon-holes seems to be untenable. This Part illustrates how an explicit tort toggle would operate given that intentional, negligent, and strict-liability injuries arise in both local and national communities.

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