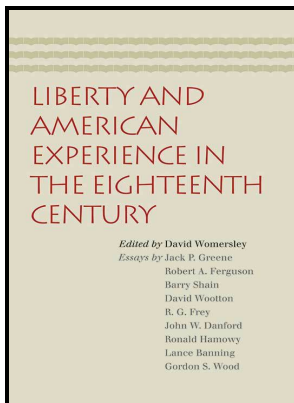


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Notes: Includes index.

This edition was published in 2000



Filesize: 10.64 MB

Tags: #Eckler #v. #Neutrogena #Corp. #: #2015 #: #California #Court #of #Appeal #Decisions #: #California #Case #Law #: #California #Law #: #US #Law #: #Justia

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Secondly, legal institutions and their procedures should be available to ordinary people to uphold their rights, settle their disputes, and protect them against abuses of public and private power.

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This option has the advantage of predictability; but its disadvantage is that it endorses a sort of Rule-of-Law- lite, which may eventually infect or supersede the conception of the Rule of Law that is supposed to be normally applicable. These goals do not exist in the future as a part of some teleological design — neither Vaihinger nor Adler believed in predestination or fatality — rather they exist subjectively or mentally here and now as strivings or ideals which affect present behavior. Charges of minor fudging go back to the days of Ptolemy, Gailileo, and Isaac Newton, but revelations of more contemporary frauds and their contamination of the scientific literature makes these far more problematic.

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He said that in such cases, we might say that what was required as a matter of law might be different from what was required as a matter of justice. Accordingly, the court affirmed the judgment.

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