

Tort Liability Under Uncertainty

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Tort Liability Under Uncertainty

Uncertainty is present in nearly every tort litigation; this book confronts the issue, at both doctrinal and policy levels. It presents and critically examines the existing doctrinal solutions of the problem and offers a number of original solutions to the problem, such as imposition of collective liability and liability for evidential damage.

Tort Liability Under Uncertainty: Porat, Ariel, Stein ...

Uncertainty is present in virtually every tort litigation. Generally,

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courts tackle the uncertainty problem by requiring the plaintiff to prove his case by the preponderance of the evidence....

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Tort Liability Under Uncertainty Ariel Porat and Alex Stein.

Provides a comprehensive and principled account of the uncertainty problem that arises in tort litigation; Critically examines the existing doctrinal solutions to the problem as evolved in England, United States, Canada, and Israel

Tort Liability Under Uncertainty - Ariel Porat; Alex Stein

...

Uncertainty is present in virtually every tort litigation. Generally, courts tackle the uncertainty problem by requiring the plaintiff to prove his case by the preponderance of the evidence. However, on numerous occasions tort plaintiffs encounter systematic difficulties in establishing their allegations against defendants.

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Liability for Uncertainty Under the evidential damage doctrine, the defendant would be responsible for evidential damage if his wrongful actions have impaired the plaintiff's

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Uncertainty is present in virtually every tort litigation. Generally, courts tackle the uncertainty problem by requiring the plaintiff to prove his case by the preponderance of the evidence. However, on numerous occasions tort plaintiffs encounter systematic difficulties in establishing their allegations against defendants.

Tort Liability Under Uncertainty by Alex Stein, Ariel ...

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tort liability under uncertainty Aug 18, 2020 Posted By Wilbur Smith Library TEXT ID 732716d6 Online PDF Ebook Epub Library liabilities are commonly the result of a legal situation called civil wrong a civil wrong is a contract breach created by damages caused to the property this chapter proposes

Tort Liability Under Uncertainty [EBOOK]

As I wrote in my book with Ariel Porat, Tort Liability Under Uncertainty, our torts system must develop systematic remedy

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for wrongful inflictions of evidentiary harm. The Florida Supreme Court's recent decision, *Saunders v. Dickens*, — So.3d — (Fla. 2014), is a case in point.

Evidential Damage: Liability for Uncertainty in Medical ...

Uncertainty is present in virtually every tort litigation. Generally, courts tackle the uncertainty problem by requiring the plaintiff to prove his case by the preponderance of the evidence. However, on numerous occasions tort plaintiffs encounter systematic difficulties in establishing their allegations against defendants.

Amazon.com: Customer reviews: Tort Liability Under Uncertainty

tort liability under uncertain causation to contemporary tort law is an important judgment in the area of tort law issued in August, 2010 by the Israeli Supreme Court. In a further hearing of *Malul*, a medical malpractice case, the court ruled on the issue of

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compensation based on probabilities in cases of uncertain causation and increased risk.⁹ Some

LIABILITY UNDER UNCERTAIN CAUSATION? FOUR TALMUDIC ANSWERS ...

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This chapter proposes a new form of liability in torts called liability for uncertainty or the evidential damage doctrine. This doctrine is capable of distinguishing cases in which the existing

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uncertainty resulted from a person's wrongful conduct and in cases in which accuracy in fact-finding is undermined by circumstances for which no person can be blamed.

Liability for Uncertainty: Making Evidential Damage ...

Tort liability rules under role-type uncertainty Jeonghyun Kima, Allan M. Feldmanb,* a Fair Competition Policy Division, Korea Information Society Development Institute, Kwachun, Kyunggi-Do 427-710, Korea b Department of Economics, Brown University, Providence, RI 02906, United States Abstract

Victim or injurer, small car or SUV: Tort liability rules ...

Tort Liability Under Uncertainty. Ariel Porat & Alex Stein. Oxford University Press UK (2001)

Ariel Porat & Alex Stein, Tort Liability Under Uncertainty

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Tort Liability under Uncertainty offers a comprehensive analysis of the liability problems that arise in connection with causally uncertain damages. The book critically discusses the American, English and Israeli case-law, along with scholarly writings that appeared across the globe, and offers a number of innovative solutions to the uncertainty problem (one of those solutions was incorporated in the Third Restatement of Torts).

JUSTICE ALEX STEIN

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Tort Liability under Uncertainty (Oxford University Press, 2001)

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(with A. Stein). Torts Vol. 1 (The Harry and Michael Sacher Institute for Legislative Research and Comparative Law, 2013)
Contributory Negligence Defense in Contract Law (The Harry and Michael Sacher Institute for Legislative Research and Comparative Law, 1997)

Ariel Porat - Wikipedia

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