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Principles of Products Liability

2006
the varied doctrines disputes competing conceptions of liability and responsibility and leading cases in this area are all discussed in this book unlike other books in this subject area this title fully develops the underlying concepts and then repeatedly shows how the important doctrines can be understood in terms of a few basic principles the book also provides insights into the processes of the common law while locating products liability within tort law more generally the book will be of interest both for the specialized study of products liability and the more general study of tort law

**Products Liability and the Reasonably Safe Product**

1978

an erudite and provocative work stapleton product liability will be of keen interest to students and teachers on courses in tort product liability consumer law ec law and the philosophical foundations of the common law

**Product Liability**

1994-02

this hornbook delves into the expanding field of products liability law it focuses on the major issues of products liability law addressing them in a clear comprehensive manner the book starts out with introductory discussions on the nature
and history of the law in the United States and abroad it proceeds with detailed inquiries into the theories of liability product defectiveness causation and defenses the book ends with a focus on selected issues including punitive damages

**Products Liability Law**

2005

A book which looks at the nature of product liability in general and the relationship it has with other manufacturers liability in contract and tort. It then provides detailed country-by-country surveys from 15 jurisdictions which analyze the national law and practice in relation to the theories which liability is based on the definition of defect obligations to warn or recall defective products. Defences, available remedies, available quantum limitations, or disclaimers, statutes of limitation, corporate successors, insurance, and risk management, and the role of the courts and forum shopping.

**Products Liability**

1974

Product liability is a recognized authority in the field and covers the product liability laws through which manufacturers, retailers, and others may be held liable to compensate persons who are
injured or who incur financial loss when the products which they manufacture or sell are defective or not fit for their purpose. Product defects may originate in the production process be one of design or be grounded in a failure to issue an adequate warning or directions for safe use and practitioners advising business clients or claimants will find this book provides all the necessary information for practitioners to manage a product liability claim. This new edition has been fully updated to take account of 10 years of development in case law and regulation and the increasing impact of cross border and transnational sale of goods. The Court of Justice of the European Union handed down major rulings concerning the product liability directive which affect the application of the directive and national arrangements and Fairgrieve and Goldberg examines this in detail for any legal practitioner operating in areas which require knowledge of European product liability law. An understanding of the impact of recent developments is essential and this work is an essential resource for practitioners working on product liability, sale of goods, personal injury, and negligence. The work provides comprehensive coverage of the law of negligence as it applies to product liability, of the strict liability provisions of the Consumer Protection Act 1987 and of the EU’s Product Liability Directive on which the Act is based. Although the majority of cases involve pharmaceuticals and medical devices, in recent English cases the allegedly defective products have been as diverse as a child’s buggy, an all terrain vehicle, and even a coffee cup. Many cases are brought as group actions and the book examines the rights of those who are injured by defective products as well as considering the perspective of the law as it has developed in the UK.
edition contains detailed discussion of case law from other jurisdictions including the usa australia new zealand canada france and germany the coverage in the work is complemented by a full analysis of issues which arise in transnational litigation involving problems of jurisdiction and the choice of laws

**International Product Liability**

1993

this book examines the law of product liability from a comparative perspective with the european directive on product liability enacted over 20 years ago this publication analyses the state of product liability in a number of key jurisdictions including both western european countries and new member states account is also taken of developments further afield including the united states and japan distinguished contributors including a high court judge european commission official leading litigators and academics provide individual country reports and a number of integrated comparative studies the book is designed for practical use by legal practitioners academics students and others interested in the area of contract tort civil procedure and multi party litigation in particular practitioners will find the country reports an essential reference point

**Product Liability**
a proliferation of lawsuits involving sport utility vehicles defective tires medical devices and drugs and asbestos abounds public attention to products liability cases is at an all time high and awards routinely run into the millions of dollars when developing a strategy in this high stakes world attorneys can't afford to have anything other than the best information and insight into this evolving area of law lawyers need practical tools to assess a products liability case's potential and build their approach and shapo on the law of products liability provides the tools to give you the winning edge through a holistic analysis of the law and its principal developments as witnessed in hundreds of cases this treatise gives litigators a wide variety of perspectives on potential strategies and the tools to support those strategies with persuasive arguments this authoritative two volume work will enable you to assess products liability case potential and build sound litigation strategies dig deep into products liability law to build creative approaches to litigation craft a winning case and reap the greatest reward for your clients find the tools and information to support strategies with persuasive arguments both federal and state courts contribute a rich mix of decisions to products liability law which covers both consumer products and occupational hazards this indispensable resource for the products liability practitioner helps you prepare your case is the product defective who is liable what is the manufacturer's responsibility who can be sued what kind of awards may be realized how might this be defended shapo on the law of products liability also includes coverage of asbestos litigation
Product Liability in Comparative Perspective

2005-10-27

this examination of western european legal systems demonstrates how tort law has adapted to meet new market conditions

Shapo on the Law of Products Liability

2012-10-22

this volume examines the evolution of central european product liability systems with particular reference to the effect of the implementation of the product liability directive in the context of the recent enlargement of the eu this book also provides a comparison of how product liability law has evolved in the socialist states comparing it to developments taking place in the west using
product liability law this study offers a valuable insight into the necessary features and requirements of the harmonization of laws between the eu and post socialist europe predominantly legal in scope it also takes account of the importance of extra legal elements in law reform as such this book will be a valuable resource for those interested in european law as well as those working in the area of consumer and product liability law

The Development of Product Liability

2014-07-31

where products develop ever more rapidly the law may face difficulties in responding accordingly to new security threats which may arise in the field of product liability an extraordinary need for legal development has thus been perceived with legislators and judges feeling compelled to find new solutions and to look across borders for these in the detailed reports in this book the world tort law society proves that it is in an ideal position to examine the most significant concepts the report on north america studies the special regime for product liability from its origin in the case law of the us the european report is centred around the eu product liability directive with its merits and faults and the influence of these two systems as well as new answers are shown in the reports on asia russia and four key jurisdictions in the rest of the world similar questions are discussed worldwide how can a strict liability regime for products be justified and can it be justified in
all cases how does the special regime relate to
general rules of tort law should services be
subject to a similar regime the members of the
society seek to provoke thought for solutions to
these pervasive problems in this spirit the
volume’s comparative conclusions invite
discussion and the book includes four responses
to that call from eminent tort lawyers from
different legal backgrounds

**Product Liability Law in Transition**

2016-04-08

products liability law second edition by
prolific tort scholar mark geistfeld represents
the next generation of casebooks on products
liability earlier texts focused on the relative
merits of strict liability and negligence
embodied in the apparently competing liability
frameworks of the consumer expectations test in
the restatement second of torts and the risk
utility test in the restatement third of torts
the majority of courts however have incorporated
the risk utility test into the framework of
consumer expectations by providing balanced
coverage of both consumer expectations and the
risk utility test the casebook keeps pace with
ongoing developments in the case law and moves
beyond the battles that largely defined products
liability in the twentieth century in addition
to teaching students how liability rules protect
consumer expectations via comprehensive
application of the risk utility test this
innovative casebook underscores the importance
of doctrinal history the psychology of
evaluating product risks and the role of products liability in the modern regulatory state students will learn how courts have applied established doctrines to novel problems ranging from the relevance of scientific evidence in toxic tort cases to the distribution of defective products on the amazon online marketplace to further illustrate this dynamic the casebook has twenty nine problems with associated analysis involving the liability issues likely to be raised by the emerging technology of autonomous vehicles finally the casebook reinforces students knowledge of fundamental tort principles while developing specialized expertise and a deeper understanding of the torts process new to the second edition a dozen new main cases updating older case law providing coverage of new issues not addressed in the first edition and or improving upon the analysis provided by the associated case in the first edition retention of the majority of main cases from the first edition with revisions to the ensuing notes incorporating relevant case law developments a reorganized and updated chapter covering the controversy over the relative merits of the consumer expectations and risk utility tests comprehensive discussion of the tort version of the implied warranty the genesis of the consumer expectations test and its relation to product malfunctions and the risk utility test a new chapter addressing the existence of the tort duty and identifying the difference between patent dangers and patent defects reorganization of the chapter on factual causation emphasizing the continuity of evidentiary problems running across different types of cases ranging from the heeding presumption in warning cases to market share liability to proof of both general and specific causation in toxic tort cases professors and
students will benefit from classroom tested materials taught for over 20 years by an award winning professor interesting cases that illustrate both the traditional and contemporary character of products liability litigation cases are followed by extensive notes each chapter addressing doctrinal issues concludes with problems on autonomous vehicles the full set of 29 problems provides students with the necessary background for understanding liability issues posed by this emerging technology each problem is followed by the author’s analysis of the associated issues cross referenced to the relevant casebook material

**The Law of Products Liability**

1994

after your casebook casenote legal briefs will be your most important reference source for the entire semester it is the most popular legal briefs series available with over 140 titles and is relied on by thousands of students for its expert case summaries comprehensive analysis of concurrences and dissents as well as of the majority opinion in the briefs casenote legal briefs features keyed to specific casebooks by title author most current briefs available redesigned for greater student accessibility sample brief with element descriptions called out redesigned chapter opener provides rule of law and page number for each brief quick course outline chart included with major titles revised glossary in dictionary format
PRODUCT LIABILITY

2017-11-07

originally published in 2001 product liability law insurance is a highly partical reference work that covers all facets of product liability it looks at partical applications of the law and gives expert advice on how to operate in given situations offering guidelines on how to avoid product liability problems and what to do in practice if things do go wrong

Products Liability Law

2021-10-07

this major text provides comprehensive coverage of the law of negligence and strict liability provisions as it has developed in the uk and also contains detailed discussion of case law from other jurisdictions including the usa australia new zealand canada france and germany complete with detailed authoritative discussions of issues arising in transnational litigation this book provides all the necessary information for lawyers to achieve fast effective solutions for their clients while also highlighting preventative measures

Products Liability

2008-02-01
drawing on liability insurance trends and litigation patterns viscusi shows that the products liability crisis is has been developing for decades he argues that the principal causes have been the expansion of the doctrine of design defect the emergence of mass toxic torts and an increase in lawsuits involving hazard warnings

**Product Liability**

2020-11-25

first published in 1999 routledge is an imprint of taylor francis an informa company

**Products Liability and Safety**

1996

from the initial client interview through every step in building the case this book provides hundreds of valuable ideas and tactics from the perspective of both plaintiffs and defendants counsel

**Product Liability**

2004
Product liability is a contentious issue. Proponents argue that American tort law promotes product safety. Manufacturers contend that lawsuits chill new product development. Product liability and innovation provides an overview and an engineering perspective on the product liability system. The volume offers studies of selected industries exploring the effect of product liability on corporate product development decisions and on the creative opportunities and day-to-day work of engineers. The volume addresses the potential liability of the parts or materials supplier and discusses the impact of liability on the availability of insurance. It looks at junk science in the courtroom and analyzes opportunities to incorporate into product design what we know about human behavior and risk. The book also looks at current efforts at tort reform and compares U.S. injury claims handling with that of other countries. This volume will be important to policymakers, industrialists, attorneys, product engineers, and individuals concerned about the impact of product liability on the industrial future.

Reforming Products Liability

1991

Product liability is a topic of increasing commercial and social importance. This book provides a definitive statement of UK product liability law. Central to this is consideration of the strict liability provisions found in Part I of the Consumer Protection Act 1987 and the closely related regulatory rules on product
safety other aspects include contractual particularly sale of goods law and negligence liability both of which play an important role in product liability litigation the book also considers the legal aspects of product liability insurance and important procedural matters such as the possibility for class actions and jurisdiction and choice of law questions this book is a comprehensive and authoritative exposition of product liability law

**Economic Analysis of Tort and Products Liability Law**

1998

henderson and twerski draw on their unique position as reporters for the new restatement of products liability third to create an extremely effective coursebook products liability problems and process third edition blends theory and litigation to reflect the current status and future directions of products liability appropriate for a two or three credit course this revision offers problems of exceptional quality the new restatement is expertly woven into the third edition along with coverage of such important current issues as failure to warn allocation of liability within the commercial chain of distribution corporate law s limits on liability federalism design in addition users will find new cases and problems throughout the book products liability problems and process third edition is easily adapted to your specific course needs optional problems let you decide which areas to emphasize henderson and twerski know what works in the classroom and they ve
spared no effort to reflect that knowledge in their outstanding revision be sure to adopt their new edition

**Product Liability**

2016-02-28

products liability law is often confusing because it is in a state of constant flux as it confronts a number of challenges some such challenges are well known such as the battle over the comparative merits of the second and third restatements of torts other equally important challenges have however been overlooked by other texts such as the growing use of bankruptcy protection laws to limit the consequences of supplying defective products as in the recent bailout supported cases of general motors and chrysler and this book sets out to rectify such omissions while other books leave the reader to sink or swim in a swamp of apparently contradictory doctrine products liability law cases commentary and conundra lays out from the beginning the five elements common to all products liability claims it then builds on this foundation by tackling each new area of the law in a lucid and reader friendly manner while explaining how each doctrine relates to the politico economic and historical context in which the law operates supplementing the text with numerous original flowcharts tables and other diagrams as well as asking thoughtful questions along the way this book charts a careful and comprehensible course through the often tempestuous battleground of products liability law
Products Liability and the Food Consumer

1972-07-31

fast reliable source on products liability this authoritative summary shows how a rule is applied and its rationale addresses procedure and strategy questions and discusses common sense issues in addition this text covers the definition and scope of products liability causes of action damages remedies jurisdiction production and design defects inadequate warnings and instructions misrepresentation and problems of proof

Product Liability and Innovation

1994-02-01

products liability a managerial approach is a specially created text and case book meant for the advanced undergraduate student of business and for the mba student involved in any way in the business of creating selling or financing products or in managing these activities the authors have developed a unique text that combines knowledge gained from many functional areas of business most notably marketing management finance and business law and places this knowledge in the context of modern products liability law and theory the chapters are arranged so that the student will think about products liability from both a theoretical and practical basis coverage begins with a discussion of the nature of product defects in
the manufacturing design and marketing of products the discussion then moves to negligence breach of warranty fraud and the core theories of liability all leading to the creation of a modern theory of products liability strict liability in tort it then concludes by discussing the scope of liability in product cases defenses available in product cases and theories of damages in product cases as a tool for managers the text contains appendices with practical information clear examples and major traditional cases explaining and expanding upon the text materials the authors have provided relevant case questions as well as problems that will help the students process the materials in a straightforward manner while the text contains traditional legal analysis cases it is meant to be a practical guide for students of business who are charged with managerial decision making in fields that include pharmaceuticals marketing and sales management finance and hospital administration we hope that we have met our objective of proving a hands on managerial approach to this most relevant topical area in this second edition of the text

The Law of Product Liability

2000

european union citizens are injured each year while using products product liability law can contribute to preventing such damage by the way in which liability requirements in the context of warnings are framed and applied underlying these warning issues are a number of legal presumptions about how humans behave and
interact with products and with their warnings. Primarily, liability law presumes that warnings can be effective in modifying user behavior. Relative to this is the manner in which courts or litigants evaluate product warnings in European product liability law. To rule more consistently and effectively in warning issues, a solution resides in the use of guidelines in European product liability laws that are based on empirical evidence on how humans interact with warnings. This book undertakes a behavioral approach towards the topic of warnings and product liability. Insights from cognitive psychology and ergonomics are essential for a thorough legal analysis of warnings as they can shed light on people's abilities and limitations with regard to processing warning information as well as on how the design of products can contribute to preventing accidents.

Understanding Products Liability Law

2006

Products liability in the automobile industry was first published in 1960. This is a study of the products liability of automobile manufacturers. The legal and economic basis of this liability, its meaning to business management, and measures which could be taken for refinement of the concept the phrase products liability refers to the legal responsibility of sellers to compensate buyers for losses suffered because of defects in the goods purchased. The author traces the
development of modern products liability with primary reference to the automobile industry he discusses or cites every american court decisions dealing with products liability of manufacturers of automobiles or automobile accessories or analogous goods such as tractors farm implements trucks tires or engines he points out that court decisions in automobile cases have been second only to those in food cases in formulating principles of products liability this work offers the first complete appraisal of the automobile cases and of products liability in the automobile industry in general provides a statement of the managerial implications of products liability and for the first time relates the principles of products liability to an industry's overall economic structure the conclusions are significant to wide areas of law economics business and sociology and are of special importance to the insurance industry

Products Liability

1997

Product Liability: Prevention, Practice and Process in Europe and the United States

1989
Products Liability Law
2012

Report on Product Liability Insurance Ratemaking
1980

Products Liability
2002

Designing Safer Products
1985

Product Liability
1988
Products Liability in a Nutshell
2005

Products Liability
2018-11-11

Products Liability
1988

Products Liability and Reliability
1967

Warnings and Product Liability
2012
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