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Empirical Methods In Law Casebook Series

Jonathan Morgan



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A Casebook on Labour Law Ewan McGaughey, 2018-11-29 A Casebook on Labour Law supports every university labour or employment law course in the UK set within European Union and international law It covers history and theory contract and rights participation equality and job security It also has chapters on essential topics for modern labour policy the right to vote for company boards in work councils and pension funds and laws to achieve full employment by ending underpaid underemployment Each chapter summarises further reading from noteworthy books and journals and follows a unified conceptual structure This aims to transcend historic divisions between common law or statute private or public and national or international law The book invites the reader to engage in the economic and social evidence about labour law s empirical consequences and political principles

Interdisciplinary Research for Sustainable Business Beate Sjøfjell, Roseanne Russell, Maja Van der Velden, 2022-10-26 This volume brings together contributions from women business scholars from a range of disciplines and countries The starting point was a collaborative research meeting organised by Daughters of Themis International Network of Female Business Scholars in June 2017 The volume highlights the difficulties and the possibilities that lie in working together across disciplines with the aim of achieving corporate sustainability The volume is written from the perspective of women business scholars thereby offering outside viewpoints in fields that still are very much dominated by men and fresh insights and innovate ideas In three main parts the authors address the need for interdisciplinarity in research to identify ways to ensure the contribution of business to sustainability showcasing a number of theoretical and applied approaches for researching sustainable business The volume s introductory chapter situates the volume in discourses of sustainability and corporate sustainability It presents the Daughters of Themis Network and provides a short description of the successive eleven chapters In Part I Reflections contributors discuss the significance of interdisciplinary research how to work across disciplines as well as the challenges of doing so In Part II Theory contributors discuss theoretical and methodological aspects of interdisciplinary research Part III presents the Practice of interdisciplinary research In the introductory chapter the editors reflect on the insights that can be drawn out of the contributions and discuss the potential for future developments of interdisciplinary research for sustainability as well as how interdisciplinary research can be communicated The book is intended for business scholars and will particularly appeal to those working in law accountancy and finance management and organization studies

The Analysis of Legal Cases Flora Di Donato, 2019-07-04 This book examines the roles played by narrative and culture in the construction of legal cases and their resolution It is articulated in two parts Part I recalls epistemological turns in legal thinking as it moves from theory to practice in order to show how facts are constructed within the legal process By combining interdisciplinary paradigms and methods the work analyses the evolution of facts from their expression by the client to their translation within the lawyer client relationship and the subsequent decision of the judge focusing on the dynamic activity of narrative construction among the key actors client

lawyer and judge Part II expands the scientific framework toward a law and culture oriented perspective illustrating how legal stories come about in the fabric of the authentic dimensions of everyday life The book stresses the capacity of laypeople who in this activity are equated with clients to shape the law dealing not just with formal rules but also with implicit or customary rules in given contexts By including the illustration of cases concerning vulnerable clients it lays the foundations for developing a socio clinical research programme whose aims including enabling lay and expert actors to meet for the purposes of improving forms of collective narrations and generating more just legal systems *American Legal Realism and Empirical Social Science* John Henry Schlegel, 2000-11-09 John Henry Schlegel recovers a largely ignored aspect of American Legal Realism a movement in legal thought in the 1920s and 1930s that sought to bring the modern notion of empirical science into the study and teaching of law In this book he explores individual Realist scholars efforts to challenge the received notion that the study of law was primarily a matter of learning rules and how to manipulate them He argues that empirical research was integral to Legal Realism and he explores why this kind of research did not finally become a part of American law school curricula Schlegel reviews the work of several prominent Realists but concentrates on the writings of Walter Wheeler Cook Underhill Moore and Charles E Clark He reveals how their interest in empirical research was a product of their personal and professional circumstances and demonstrates the influence of John Dewey s ideas on the expression of that interest According to Schlegel competing understandings of the role of empirical inquiry contributed to the slow decline of this kind of research by professors of law Originally published in 1995 A UNC Press Enduring Edition UNC Press Enduring Editions use the latest in digital technology to make available again books from our distinguished backlist that were previously out of print These editions are published unaltered from the original and are presented in affordable paperback formats bringing readers both historical and cultural value **Interim Report on the Administrative Law, Process and Procedure Project for the 21st Century** United States. Congress. House. Committee on the Judiciary. Subcommittee on Commercial and Administrative Law, 2007 *Books in Series, 1876-1949* R.R. Bowker Company, 1982 The Evolving Role of Statistical Assessments as Evidence in the Courts Stephen E. Fienberg, 2012-12-06 With increasing frequency the proof of facts in legal proceedings entails the use of quantitative methods Judges lawyers statisticians social scientists and many others involved in judicial processes must address issues such as the evaluation and interpretation of quantitative evidence the ethical and professional obligations of expert witnesses and the roles of court appointed witnesses The Panel on Statistical Assessments as Evidence in the Courts was convened to help clarify these issues and provide some guidance in addressing the difficulties encountered in the use of quantitative assessments in legal proceedings This report is the culmination of more than three years of research and deliberation In it we address a variety of issues that arise in federal and state court proceedings when statistical assessments such as quantitative descriptions causal inferences and predictions of events based on earlier occurrences are presented as evidence We appraise the forms in which such assessments are

presented aspects of their admission into evidence and the response to and evaluation of them by judges and juries

Contract Law Minimalism Jonathan Morgan, 2013-11-07 Commercial contract law is in every sense optional given the choice between legal systems and law and arbitration. Its doctrines are in fact virtually all default rules. Contract Law Minimalism advances the thesis that commercial parties prefer a minimalist law that sets out to enforce what they have decided but does nothing else. The limited capacity of the legal process is the key to this minimalist stance. This book considers evidence that such minimalism is indeed what commercial parties choose to govern their transactions. It critically engages with alternative schools of thought that call for active regulation of contracts to promote either economic efficiency or the trust and co-operation necessary for relational contracting. The book also necessarily argues against the view that private law should be understood non-instrumentally, whether through promissory morality, corrective justice, taxonomic rationality or otherwise. It sketches a restatement of English contract law in line with the thesis.

EU Competition Law and Pharmaceuticals Wolf Sauter, Marcel Canoy, Jotte Mulder, 2022-11-15 This timely book discusses the application of the EU competition rules to pharmaceuticals, covering the prohibitions on anticompetitive agreements and abuse of dominance and merger control. It carefully considers the balance between competition and innovation as well as between competition and regulation and concludes that competition and regulation are not alternatives but complementary and that novel ways of taking into account risk and real innovation through competition assessments have been developed.

Jurisdiction and Cross-Border Collective Redress Alexia Pato, 2019-07-11 In recent decades the rise in cross-border law violations has harmed numerous victims around the globe. The damages are often dispersed and low level. As a result the private enforcement gap has deepened and collective redress represents an interesting procedural instrument that is able to provide effective access to justice. This book analyses thoroughly the dominant collective redress models adopted in the EU. Data from 13 Member States has been catalogued and categorised. The research mainly focuses on the consumer law field but frequent references to financial and data protection related cases are made. The dominant collective redress models are then studied from a private international law perspective. In particular the book highlights the current mismatch between collective redress on the one hand and rules on international jurisdiction on the other. Additionally it notes that barriers to cross-border litigation remain significant for victims and their representatives. The unprecedented empirical study included in this book confirms that statement. Observing that EU measures have not satisfactorily lowered those barriers the author proposes the creation of a new head of jurisdiction for cases of international collective redress. This book will be of interest to private international law scholars, researchers, students, legal practitioners, judges and policy makers. It is a reference point for those with an interest in cross-border collective redress in particular and private international law in general.

Law Books Published, 1991

The UN Convention on the Rights of Persons with Disabilities Ilias Bantekas, Michael Ashley Stein, Dimitris Anastasiou, 2018-10-25 This treatise is a detailed article by article examination of the United Nations

Convention on the Rights of Persons with Disabilities CRPD Each article of the CRPD contains a methodical analysis of the preparatory works followed by an exhaustive examination of the contents of each article based on case law and concluding observations from the CRPD Committee judgments from national and international courts and tribunals pertinent UN and other reports the key literature on the article under review The volume features commentary from a broad range of scholars across a variety of disciplines in order to provide a comprehensive study of the legal psychological education sociological and other aspects of the CPRD This encyclopaedic commentary on the CRPD effectively covers all the issues arising from international disability law and practice and will be an ideal resource for all working in the field **Poole's Casebook on**

Contract Law Robert Merkin, Severine Saintier, 2019 All the cases you need together with the tools to understand them Now updated by Professor Robert Merkin and Dr Severine Saintier Poole's Casebook on Contract Law takes a uniquely supportive approach to give you the confidence to engage with and analyse judgments Poole's Casebook on Contract Law Robert Merkin QC, Robert M. Merkin, Séverine Saintier, 2021 All the cases you need together with the tools to understand them Poole's Casebook on Contract Law takes a uniquely supportive approach to give students the confidence to engage with and analyse judgments **Public Policy and Statistics** Sally C. Morton, John E. Rolph, 2000-05-19 A critical yet constructive

description of the rich analytical techniques and substantive applications that typify how statistical thinking has been applied at the RAND Corporation over the past two decades Case studies of public policy problems are useful for teaching because they are familiar almost everyone knows something about health insurance global warming and capital punishment to name but a few of the applications covered in this casebook Each case study has a common format that describes the policy questions the statistical questions and the successful and the unsuccessful analytic strategies Readers should be familiar with basic statistical concepts including sampling and regression While designed for statistics courses in areas ranging from economics to health policy to the law at both the advanced undergraduate and graduate levels empirical researchers and policy makers will also find this casebook informative Catalog of Copyright Entries. Third Series Library of Congress. Copyright Office, 1977

Handbook of Psychology, Forensic Psychology Irving B. Weiner, Randy K. Otto, 2012-10-23 Psychology is of interest to academics from many fields as well as to the thousands of academic and clinical psychologists and general public who can't help but be interested in learning more about why humans think and behave as they do This award winning twelve volume reference covers every aspect of the ever fascinating discipline of psychology and represents the most current knowledge in the field This ten year revision now covers discoveries based in neuroscience clinical psychology's new interest in evidence based practice and mindfulness and new findings in social developmental and forensic psychology **A Casebook of Ethical Challenges in Neuropsychology** Shane S. Bush, 2004-11-23 The American

Psychological Association published a revision of the Ethical Principles of Psychologists and Code of Conduct in 2002 This text a companion to the 2002 text Ethical Issues in Clinical Neuropsychology by Bush and Drexler presents the reader with

common ethical challenges in neuropsychology This text examines the differences between the 1992 and 2002 APA Ethics Codes as they relate to neuropsychological activities The authors present cases and discuss ethical issues related to neuropsychological practice with a variety of patient populations and in a variety of clinical settings In addition ethical issues in neuropsychological research and test development are examined The text also includes chapters on emerging and particularly challenging aspects of neuropsychological practice such as the assessment of response validity and the use of information technology and telecommunications Through the use of case illustrations the authors examine ethical issues in neuropsychology and the new Ethics Code offering a practical approach for understanding and promoting ethical neuropsychological practice

Responsibilities of the Non-State Actor in Armed Conflict and the Market Place

Noemi Gal-Or,Cedric Ryngaert,Math Noortmann,2015-05-12 The central question of this pioneer work on the responsibility of non state actors NSAs and the consequences thereof is To whom are such actors in particular armed opposition groups and business corporations accountable for their actions in armed conflict and in peace times Does responsibility in international law apply to these NSAs qua groups While much has been written about NSAs rights and participation in the global theatre as well as the responsibility of the state and international organisations for wrongful acts by NSAs scant attention has been paid to questions of NSA organizational responsibility in spite of their potential to wreak international havoc This volume offers innovative insights into this unexplored territory by analyzing responsibility questions from both theoretical and empirical perspectives

Improperly Obtained Evidence in Anglo-American and Continental Law Dimitrios Giannouloupoulos,2019-02-21 This is the first book to offer an extensive cosmopolitan cross cultural insight into the perennial controversy over the use of improperly obtained evidence in criminal trials It challenges the conventional view that exclusionary rules are idiosyncratic of Anglo American law and highlights the constitutionalisation and internationalisation of criminal evidence and procedure as a cause of rapprochement or divergence beyond the Anglo American and Continental law divide Analysis focuses on confessional evidence and evidence obtained by search and seizure telephone interceptions and other means of electronic surveillance The laws of England and Wales France Greece and the United States are systematically compared and contrasted throughout this study but where appropriate analysis extends to other Anglo American and Continental legal systems The book reviews exclusionary rules vis vis the operation of judicial discretion and explores the normative justifications that underpin them It attempts to reinvigorate the idea of excluding evidence to protect constitutional or human rights the rights thesis arguing that there is significant scope for Anglo American and Continental legal systems to place a renewed emphasis on it particularly in relation to confessional evidence obtained in violation of custodial interrogation rights we can locate an emerging rapprochement and unique potential for European Court of Human Rights jurisprudence to build consensus in this respect In marked contrast remaining divergence with regard to evidence obtained by privacy violations means there is little momentum to adopt a reinvigorated rights thesis more widely Longlisted

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