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Yale Law Journal: Volume 121, Number 3 - December 2011 Yale Law Journal, 2011-12-30 This issue of The Yale Law Journal the third issue of Volume 121 academic year 2011 2012 features articles on patent inflation and on implementing federal health care reform within a state under principles of federalism Contributors include the noted scholars Jonathan Masur and Abbe Gluck The issue also features student contributions on punitive damages in tort law taxation and common control doctrine and the proper role of the Solicitor General Ebook formatting includes linked notes and an active Table of Contents including linked Tables of Contents for individual articles and comments as well as fully linked cross references and properly presented tables Yale Law Journal: Volume 121, Number 8 - June 2012 Yale Law Journal, 2012-06-02 This issue of The Yale Law Journal the 8th issue of Volume 121 academic year 2011 2012 features articles and essays by several notable scholars Principal contributors include leading scholars in their fields Contributions includes articles by Ian Ayers on opt out provisions and an economic theory of rule altering and by James Greiner and Cassandra Pattanayak on randomized evaluation in legal assistance as well as an essay by Joshua Wright on the dichotomy between antitrust policy and consumer protection Student work explores discovery law after recent changes in pretrial dismissal standards a proposal for a fair mandatory arbitration scheme fair notice provisions and corporate purposes in light of the Craigslist eBay litigation This is Yale Law Journal: Volume 121, Number 4 - January 2012 Yale the final issue for volume 121 the June 2012 issue Law Journal: 2012-01-31 One of the world's leading law journals is available in quality ebook formats Ebook editions include active Contents for the issue and for individual articles linked footnotes linked cross references in notes and text active URLs in notes and proper digital presentation from the original printed edition This issue of The Yale Law Journal the 4th issue of Volume 121 academic year 2011 2012 features articles and essays by several notable scholars Principal contributors include Louis Kaplow on burdens of proof and their justifications Richard Schragger on democracy and debt and Anna Gelpern on quasi sovereign bankruptcy. The issue also features student contributions on guilty plea colloguys for immigrants and others and on voting rights historical lessons from the school re segregation cases Yale Law Journal: Volume 123, Number 3 -December 2013 Yale Law Journal, 2013-12-18 The December issue of The Yale Law Journal the third of Volume 123 academic year 2013 2014 features new articles and essays on law and legal theory by internationally recognized scholars Contents include Article The Interpretation Construction Distinction in Patent Law by Tun Jen Chiang Lawrence B Solum Article Agencies as Litigation Gatekeepers by David Freeman Engstrom Essay Tops Bottoms and Versatiles What Straight Views of Penetrative Preferences Could Mean for Sexuality Claims Under Price Waterhouse by Ian Ayres Richard Luedeman Review Why Protect Religious Freedom by Michael W McConnell Note The Case for Tax A Comparative Approach to Innovation Policy by Shaun P Mahaffy Quality ebook formatting includes fully linked footnotes active Table of Contents including linked Contents for individual articles active URLs in notes and properly presented tables and graphs throughout Yale Law

Journal: Volume 121, Number 6 - April 2012 Yale Law Journal, 2012-04-26 One of the world's leading law journals is available in quality ebook formats such editions include active Contents for the issue and for individual articles linked footnotes linked cross references in notes and text active URLs in notes and proper digital presentation from the original bound edition This issue of The Yale Law Journal the 6th issue of Volume 121 academic year 2011 2012 features articles and essays by several notable scholars Principal contributors include Daryl Levinson on votes and rights Michelle Wilde Anderson on dissolving cities and Patricia Bella on WikiLeaks and national security The issue also features student contributions on elected prosecutors in legal history and on execution of the mentally retarded as an issue under section 1983 civil rights law Yale Law Journal: Volume 122, Number 3 - December 2012 Yale Law Journal, 2013-01-16 One of the world's leading law journals is available in quality ebook formats This issue of The Yale Law Journal the third of Volume 122 academic year 2012 2013 features new articles and essays on law and legal theory by internationally recognized scholars Contents include John H Langbein The Disappearance of Civil Trial in the United States Daniel E Ho Fudging the Nudge Information Disclosure and Restaurant Grading Saul Levmore Ariel Porat Asymmetries and Incentives in Plea Bargaining and Evidence Production The issue also includes extensive student research on targeted killings of international outlaws Confrontation Clause jurisprudence as implemented in lower courts and the implied license doctrine of copyright law as applied to news aggregators Ebook formatting includes linked footnotes and an active Table of Contents including linked Tables of Contents for all individual articles and essays as well as active URLs in notes and extensive tables and properly presented figures and Yale Law Journal: Volume 124, Number 3 - December 2014 Yale Law Journal, 2014-12-18 The December 2014 issue of The Yale Law Journal the 3rd of academic year 2014 2015 features new articles on law and legal theory by internationally recognized scholars Contents include Article The Limits of Enumeration by Richard Primus Article Rules Against Rulification by Michael Coenen Feature Romanticizing Democracy Political Fragmentation and the Decline of American Government by Richard H Pildes Note A Full and Fair Discussion of Environmental Impacts in NEPA EISs The Case for Addressing the Impact of Substantive Regulatory Regimes by Sarah Langberg Note Civil Servant Suits by Alex Hemmer Comment Jagged Edges by Matthew Sipe Comment Essential Data by Zachary Abrahamson This quality ebook edition features linked notes active Contents active URLs in notes and proper Bluebook formatting The Dec 2014 issue is Volume Yale Law Journal, 2013-06-29 Symposium The Gideon Effect Rights Justice and Lawyers 124 Number 3 Fifty Years After Gideon v Wainwright The year 2013 marks the golden anniversary of the U S Supreme Court's landmark ruling in Gideon v Wainwright 1963 which established a constitutional right to counsel for criminal defendants A half century later there remains a compelling need for a reexamination of its legacy extensions shortfalls and long shadow over other areas of law such as immigration and custody disputes This special Symposium issue of the Yale Law Journal is in effect a new and extensive book on this important subject featuring contributions by internationally recognized legal and political

scholars It is one of the most thorough detailed and wide ranging analyses of the current standing and reach of what may be the Court's most important criminal law decision The contributors are Rebecca Aviel John H Blume Sheri Lynn Johnson Stephen B Bright Sia M Sanneh Paul D Butler Jeanne Charn Erwin Chemerinsky Gabriel J Chin Martha F Davis Ingrid V Eagly Roger A Fairfax Jr Bruce A Green M Clara Garcia Hernandez Carole J Powell Emily Hughes Kevin R Johnson Neal Kumar Katyal Nancy J King Nancy Leong Justin F Marceau Hope Metcalf Judith Resnik Pamela R Metzger David E Patton Eve Brensike Primus L Song Richardson Phillip Atiba Goff Jenny Roberts and Carol S Steiker The issue the eighth and final one of academic year 2012 2013 also includes a cumulative Index to the eight issues of Volume 122 As with previous digital editions of the Yale Law Journal available from Quid Pro Books features include active Tables of Contents including links in each Essay s own table linked footnotes and URLs and proper ebook formatting **The Affordable Care Act Decision Fritz** Allhoff, Mark Hall, 2014-02-18 Interest in NFIB v Sebelius has been extraordinarily high from as soon as the legislation was passed through lower court rulings the Supreme Court's grant of certiorari and the decision itself both for its substantive holdings and the purported behind the scene dynamics Legal blogs exploded with analysis bioethicists opined on our collective responsibilities and philosophers tackled concepts like coercion and the activity inactivity distinction This volume aims to bring together scholars from disparate fields to analyze various features of the decision It comprises over twenty essays from a range of academic disciplines namely law philosophy and political science Essays are divided into five units context and history analyzing the opinions individual liberty Medicaid and future implications Yale Law Journal: Volume 124, Number 5 - March 2015 Yale Law Journal, 2015-04-02 The contents of the March 2015 issue Volume 124 Number 5 are Articles Article III Judicial Power the Adverse Party Requirement and Non Contentious Jurisdiction by James E Pfander Daniel D Birk Beyond Diversification The Pervasive Problem of Excessive Fees and Dominated Funds in 401 k Plans by Ian Ayres Quinn Curtis The Uneasy Case for Favoring Long Term Shareholders by Jesse M Fried Deviance Aspiration and the Stories We Tell Reconciling Mass Atrocity and the Criminal Law by Saira Mohamed Notes Mitigating Jurors Racial Biases The Effects of Content and Timing of Jury Instructions by Elizabeth Ingriselli How To Eat an Elephant Corporate Group Structure of Systemically Important Financial Institutions Orderly Liquidation Authority and Single Point of Entry Resolution by Kwon Yong Jin Public Actors Private Law Local Governments Use of Covenants To Regulate Land Use by Noah M Kazis Comment Methodological Stare Decisis and Intersystemic Statutory Interpretation in the Choice of Law Context by Grace E Hart Quality ebook formatting includes fully linked footnotes and an active Table of Contents including linked Contents for all individual Articles Notes and Essays proper Bluebook formatting and active URLs in footnotes Yale Law Journal: Volume 125, Number 8 - June 2016 Yale Law Journal, 2016-07-20 **Post-Cold War Anglo-American Military Intervention** James Fiddes, 2019-10-17 Exploring case studies from the first Gulf War to the Syria crisis this book discusses different approaches to the use of international law and the role it plays in international power politics Analysis of the post Cold War overseas

military involvements of Western powers has focused on their legality and legitimacy allowing for a conflation of the concepts and distracting from the true source of international legitimacy Demonstrating compliance with international law can be helpful but it plays a secondary role to other more powerful considerations such as national interest and shared national security concerns Exploring the key drivers for decision makers this book identifies the impact of previous experience on the use of international law in the guest for legitimacy ahead of launching military action Patterns in approach and of relations between close Western allies in particular the UK and US are identified offering valuable lessons for future strategic decision making This book will appeal to scholars and students of International Relations and International Law Think Tanks focussing on International Relations and the use of force and practitioners working in the realm of foreign policy with a focus on the UN and international law will also be interested in the study and conclusions drawn Yale Law Journal: Volume 124, Number 7 - May 2015 Yale Law Journal, 2015-06-03 The contents of the May 2015 issue Volume 124 Number 7 are Articles Defining and Punishing Offenses Under Treaties Sarah H Cleveland William S Dodge Administrative Severability Clauses Charles W Tyler E Donald Elliott Notes Class Ascertainability Geoffrey C Shaw The Right To Be Rescued Disability Justice in an Age of Disaster Adrien A Weibgen Expanding Conscience Shrinking Care The Crisis in Access to Reproductive Care and the Affordable Care Act s Nondiscrimination Mandate Elizabeth B Deutsch Features Conscience Wars Complicity Based Conscience Claims in Religion and Politics Douglas NeJaime Reva B Siegel Legal Scholarship for Judges Diane P Wood Book Review The Banality of Racial Inequality Richard R W Brooks Comment Federal Sentencing Error as Loss of Chance Kate Huddleston Quality ebook formatting includes fully linked footnotes and an active Table of Contents including linked Contents for all individual Articles Notes and Essays proper Bluebook formatting and active URLs in footnotes Journal: Volume 123, Number 7 - May 2014 Yale Law Journal, 2014-05-15 The May 2014 issue of The Yale Law Journal features new articles and essays on law and legal theory by internationally recognized scholars Contents include Article Illegitimate Borders Jus Sanguinis Citizenship and the Legal Construction of Family Race and Nation by Kristin Collins Article Legitimacy and Federal Criminal Enforcement Power by Lauren M Ouziel Feature The Age of Consent by Philip C Bobbitt Review Judging Justice on Appeal by Marin K Levy Note The Growth of Litigation Finance in DOJ Whistleblower Suits Implications and Recommendations by Mathew Andrews Note Reducing Inequality on the Cheap When Legal Rule Design Should Incorporate Equity as Well as Efficiency by Zachary Liscow Note Domestic Violence Asylum After Matter of L R by Jessica Marsden Comment Beating Blackwater Using Domestic Legislation to Enforce the International Code of Conduct for Private Military Companies by Reema Shah This quality ebook edition features linked notes active Contents active URLs in notes and proper Bluebook formatting This May 2014 issue is Volume 123 Number 7 **Poverty Law and Legal Activism** Adam Gearey, 2018-06-14 Linking critical legal thinking to constitutional scholarship and a practical tradition of US lawyering that is orientated around anti-poverty activism this book offers an original revisionist account of contemporary jurisprudence

legal theory and legal activism The book argues that we need to think in terms of a much broader inheritance for critical legal thinking that derives from the social ethics of the progressive era new left understandings of creative democracy and radical theology To this end it puts jurisprudence and legal theory in touch with recent scholarship on the American left and indeed with attempts to recover the legacies of progressive era thinking the civil rights struggle and the Great Society Focusing on the theory and practice of poverty law in the period stretching from the mid 1960s to the present day the book argues that at the heart of both critical and liberal thinking is an understanding of the lawyer as an ethical actor inspired by faith or politics to appreciate the potential and limits of law in the struggle against economic inequality Political Conceptions of Human Rights Reidar Maliks, Johan Karlsson Schaffer, 2017-07-25 Human rights can be understood as moral or political This volume shows how this distinction matters for theory and practice Privacy Impact Assessment David Wright, Paul de Hert, 2012-01-31 Virtually all organisations collect use process and share personal data from their employees customers and or citizens In doing so they may be exposing themselves to risks from threats and vulnerabilities of that data being breached or compromised by negligent or wayward employees hackers the police intelligence agencies or third party service providers A recent study by the Ponemon Institute found that 70 per cent of organisations surveyed had suffered a data breach in the previous year Privacy impact assessment is a tool a process a methodology to identify assess mitigate or avoid privacy risks and in collaboration with stakeholders to identify solutions Contributors to this book privacy commissioners academics consultants practitioners industry representatives are among the world's leading PIA experts They share their experience and offer their insights to the reader in the policy and practice of PIA in Australia Canada New Zealand the United Kingdom the United States and elsewhere This book the first such on privacy impact assessment will be of interest to any organisation that collects or uses personal data and in particular to regulators policy makers privacy professionals including privacy security and information officials consultants system architects engineers and integrators compliance lawyers and marketing professionals In his Foreword surveillance studies guru Gary Marx says This state of the art book describes the most comprehensive tool yet available for policy makers to evaluate new personal data information technologies before they are introduced This book could save your organisation many thousands or even millions of euros or dollars and the damage to your organisation s reputation and to the trust of employees customers or citizens if it suffers a data breach that could have been avoided if only it had performed a privacy impact assessment beforedeploying a new technology product service or other initiative involving personal data *The Specter of Dictatorship* David M. Driesen, 2021-07-20 Reveals how the U S Supreme Court's presidentialism threatens our democracy and what to do about it Donald Trump's presidency made many Americans wonder whether our system of checks and balances would prove robust enough to withstand an onslaught from a despotic chief executive In The Specter of Dictatorship David Driesen analyzes the chief executive s role in the democratic decline of Hungary Poland and Turkey and argues that an insufficiently constrained

presidency is one of the most important systemic threats to democracy Driesen urges the U S to learn from the mistakes of these failing democracies Their experiences suggest Driesen shows that the Court must eschew its reliance on and expansion of the unitary executive theory recently endorsed by the Court and apply a less deferential approach to presidential authority invoked to protect national security and combat emergencies than it has in recent years Ultimately Driesen argues that concern about loss of democracy should play a major role in the Court's jurisprudence because loss of democracy can prove irreversible As autocracy spreads throughout the world maintaining our democracy has become an urgent matter **Ethics** Chris Bateman, 2014-09-26 Balance has no meaning for a politics that is merely the continuation of war by other means Both religious zealots and defenders of scientific fact declare a monopoly on truth and the moral law while radicals are powerless to resist since they have lost faith that ethics can be anything but arbitrary Meanwhile insane bureaucracy devastates life while nations fall into dishonor as they abandon their promises of justice If the moral law cannot save us perhaps it is time to try moral chaos Chaos Ethics collides philosophers such as Kant Nietzsche Levinas Mary Midgley Alasdair MacInytre Alain Badiou Isabelle Stengers and Bruno Latour with everything from cyberpunk science fiction and the fantasy novels of Michael Moorcock to Google gay marriage drone assassinations and the ethics of cats and dogs A strange and wondrous journey through morality viewed as a facet of imagination that offers a new perspective in which the diversity of ethics is a strength not a weakness hesitation is more noble than certainty and virtue can be expressed in both law and **Pharma** Gerald Posner, 2021-04-13 Exorbitant prices for lifesaving drugs safety recalls affecting tens of millions of chaos Americans and soaring rates of addiction and overdose on prescription opioids have caused many to lose faith in pharmaceutical companies Now Americans are demanding national reckoning with a monolithic industry In Pharma award winning journalist and New York Times best selling author Gerald Posner uncovers the real story of the Sacklers the family that became one of America's wealthiest from the success of OxyContin their blockbuster narcotic painkiller at the centure of the opioid crisis The unexpected twists and turns of the Sakler family saga are told against the startling chronicle of a powerful industry that sits at the intersection of public health and profits Pharma reveals how and why American drug companies have put earnings ahead of patients

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