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Contracts Stewart Macaulay, John Kidwell, William C. Whitford, 2003 University of Chicago Law Review: Volume 81, Number 4 - Fall 2014 University of Chicago Law Review, 2014-12-17 The University of Chicago Law Review s 4th issue of 2014 features articles and essays from recognized legal scholars as well as extensive student research Contents include Articles The Legal Salience of Taxation by Andrew T Hayashi Tax Loss Mechanisms by Jacob Nussim Avraham Tabbach Regulating Systemic Risk in Insurance by Daniel Schwarcz Steven L Schwarcz American Constitutional Exceptionalism Revisited by Mila Versteeg Emily Zackin Comments Bursting the Speech Bubble Toward a More Fitting Perceived Affiliation Standard by Nicholas A Caselli Payments to Not Parent Noncustodial Parents as the Recipients of Child Support by Emma J Cone Roddy Too Small to Fail A New Perspective on Environmental Penalties for Small Businesses by Nicholas S Dufau Understanding Equal Sovereignty by Abigail B Molitor Widespread Uncertainty The Exclusionary Rule in Civil Removal Proceedings by Michael J O Brien Clogged Conduits A Defendant's Right to Confront His Translated Statements by Casen B Ross Integral Decisionmaking Judicial Interpretation of Predispute Arbitration Agreements Naming the National Arbitration Forum by Daniel A Sito Volume 81 Number 4 also features Review Essays by Lisa Bernstein Avery W Katz and Eyal Zamir analyzing three recent books on contract law and theory Our Word Is Our Bond Marianne Constable, 2014-06-18 Words can be misspoken misheard misunderstood or misappropriated they can be inappropriate inaccurate dangerous or wrong When speech goes wrong law often steps in as itself a speech act or series of speech acts Our Word Is Our Bond offers a nuanced approach to language and its interaction and relations with modern law Marianne Constable argues that as language modern law makes claims and hears claims of justice and injustice which can admittedly go wrong Constable proposes an alternative to understanding law as a system of rules or as fundamentally a policy making and problem solving tool Constable introduces and develops insights from Austin Cavell Reinach Nietzsche Derrida and Heidegger to show how claims of law are performative and passionate utterances or social acts that appeal implicitly to justice Our Word Is Our Bond explains that neither law nor justice are what lawyers and judges say nor what officials and scholars claim they are However inadequate our law and language may be to the world Constable argues that we know our world and name our ways of living and being in it through law and language Justice today however impossible to define and difficult to determine depends on relations we have with one another through language and on the ways in which legal speech the claims and responses that we make to one another in the name of the law acts Speech and Silence in American Law Austin Sarat, 2010-03-31 Rather than abstract philosophical discussion or yet another analysis of legal doctrine Speech and Silence in American Law seeks to situate speech and silence locating them in particular circumstances and contexts and asking how context matters in facilitating speech or demanding silence To understand speech and silence we have to inquire into their social life and examine the occasions and practices that call them forth and that give them meaning Among the questions addressed in this

book are who is authorized to speak And what are the conditions that should be attached to the speaking subject Are there occasions that call for speech and others that demand silence What is the relationship between the speech act and the speaker Taking these questions into account helps readers understand what compels speakers and what problems accompany speech without a known speaker allowing us to assess how silence speaks and how speech renders the silent more knowable **The Hastings Law Journal**, 2010** **Hastings Law Journal**, 2010-04** **Comparative Remedies for Breach of Contract** Nili Cohen, Ewan McKendrick, 2005 This book is the product of a conference entitled Comparative remedies for breach of contract which took place at the Faculty of Law Tel Aviv University between 4 and 6 June 2002 Introd

Books In Print 2004-2005 Ed Bowker Staff, Staff Bowker, Ed, 2004 Wharton's concise dictionary Ar Lakshmanan, John Jane Smith Wharton, 2009 Modern American Remedies: Cases and Materials, **American Book Publishing Record** ,2003 Empirical Scholarship, 2006 **Comparative Contract Law** Thomas Kadner Graziano, 2023-01-17 This significantly revised and expanded third edition of Comparative Contract Law brings together extracts from legislation and court practice in a way that enables students to experience comparative law in action Précis of an Action at Common Law Herbert E. Boyle, 1881 The Draft Common Frame of Reference as a "Toolbox" for Domestic Courts Marta Santos Silva, 2017-07-03 This book investigates whether national courts could and should import innovative solutions from abroad in the adjudication of complex legal disputes Special attention is paid to the concept of legally relevant damage and its importance in overcoming the deadlock created by the category of pure economic loss in the Portuguese and German tort law systems These systems are essentially based on the concept of unlawfulness Rechtswidrigkeit which limits the compensation for pure economic loss to where a protective rule is infringed These losses have nevertheless been compensated for through the extensive interpretation of rules and the appeal to near contractual devices which has been detrimental to legal certainty the equality before the law and subjects freedom of action This book explains why courts can and should take a proactive role and apply DCFR based solutions in order to compensate for every loss that is worthy of legal protection Contracts ,2003

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