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Property Law Joseph William Singer, 2010 Outstanding features of Property Law Rules Policies and Practices written by Professor Joseph William Singer a highly regarded authority in the field include well written notes with clear explanations of the law so students can learn complicated rules easily strong coverage of civil rights law fair housing and public accommodations law strong coverage of statutes regulations and statutory interpretation problem oriented approach applying concepts rules and doctrines to new situations one might find in practice with problems updated to be current recent cases and interesting fact situations Meticulously and thoughtfully updated and refined the Fifth Edition offers reorganized chapter sequence Part I renamed Property in a Free and Democratic Society links the estates system to the anti feudal policy and to the current consumer protection orientation of the subprime crisis reverses the order of previous Chapter 1 and Chapter 2 to begin with the easy to understand trespass material on the right to exclude and limits on the right to exclude created by common law statutes and constitutional law These chapters teach from the very beginning that property rights are limited rather than absolute that they involve social relationships not just control over things and that property law is defined by both common law and statutes all new Chapter 2 The Framework of Property Relations in a Democracy shows the connection between property law rules designed to prevent the re emergence of feudalism and regulations designed to respond to the current subprime mortgage crisis New material on subprime mortgages demonstrates how we can understand all of property law by thinking about the lessons of the subprime crisis Chapter 3 now entitled Competing Claims to Property focuses partly on how property rights in land were historically created and partly on how property claims emerge today Most important it treats these issues as involving competing claims to property new Part II entitled What Can Be Owned puts the intellectual property chapter and the chapter on property in persons renamed at the beginning of the book as an introduction to the problem of defining what can be owned material on tribal property is now integrated into a coherent treatment that addresses both the legacy of conquest and contemporary legal issues new cases among them Commonwealth v Fremont Investment Loan on subprime lending Warner Bros Entertainment Inc J K Rowling v RDR Books on the Harry Potter copyright case Wilcox v Stroub on ownership of the papers of Confederate governors of South Carolina timely updates throughout among them information on Measure 37 in Oregon and Measure 49 changes in mortgages law following the subprime crisis changes in adverse possession law in Colorado and New York fuller coverage of the Uniform Residential Landlord and Tenant Act changes in the law of same sex marriage state legislative and constitutional responses to Kelo and substantial changes in the rule against perpetuities

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Research Handbook on Property, Law and Theory Chris Bevan, 2024-08-06 This comprehensive

Research Handbook interrogates and offers historical as well as contemporary understandings of property property law and property theory Chapters locate the role of property in key theoretical debates and examine property s place in significant social contexts covering topics such as Indigenous property artificial intelligence cryptoassets property and the art world environmentalism and climate change

Pierson v. Post Angela Fernandez,2018-09-27 Offers new understandings of the famous foxhunting case Pierson v Post and its role in legal education and legal professionalization This book is meant for legal historians lawyers and law professors and students

Legal Origins and the Efficiency Dilemma Nuno Garoupa,Carlos Gómez Ligüerre,Lela Mélon,2016-12-08 Economists advise that the law should seek efficiency More recently it has been suggested that common law systems are more conducive of economic growth than code based civil law systems This book argues that there is no theory to support such statements and provides evidence that rejects a one size fits all approach Both common law and civil law systems are reviewed to debunk the relationship between the efficiency of the common law hypothesis and the alleged inferiority of codified law systems Legal Origins and the Efficiency Dilemma has six aims explaining the efficiency hypothesis of the common law since Posner s 1973 book summarizing the legal origins theory in the context of economic growth debunking their relationship discussing the meaning of common law and the problems with the efficiency hypothesis by comparing laws across English speaking jurisdictions illustrating the shortcomings of the legal origins theory with a comparative law and economics analysis and concluding there is no theory and evidence to support the economic superiority of common law systems Based on previous pieces by the authors this book expands their work by including new areas of analysis such as trusts detailing previous analysis such as French law versus common law in the areas of contract property and torts and updating for recent developments in the academic discourse This volume is of interest to academics and students who study microeconomics comparative law and foundations of law as well as legal policy analysts

Harvard Law School Catalog Harvard Law School,1998

Legal Canons Jack M Balkin,Sanford V Levinson,2000-08-01 In this collection of enlightening essays legal scholars examine what is and what ought to be canonical in the study of law Every discipline has its canon the set of standard texts approaches examples and stories that form the lingua franca of its practitioners In Legal Canons some of today s finest legal minds seek to map out the legal canon and the way in which law is taught today In order to understand how the twin ideas of canons and canonicity operate in law each essay focuses on a particular aspect from contracts and constitutional law to questions of race and gender The ascendance of law and economics feminism critical race theory and gay legal studies as well as the increasing influence of both rational actor methodology and postmodernism are all scrutinized by the leading scholars in the field A timely and comprehensive volume Legal Canons articulates the need for and means to opening the debate on canonicity in legal studies

Term Paper Resource Guide to American Indian History Patrick LeBeau,2009-03-20 Major help for American Indian History term papers has arrived to enrich and stimulate students in challenging and enjoyable ways Students from high school age to

undergraduate will be able to get a jump start on assignments with the hundreds of term paper projects and research information offered here in an easy to use format Users can quickly choose from the 100 important events spanning from the first Indian contact with European explorers in 1535 to the Native American Languages Act of 1990 Coverage includes Indian wars and treaties acts and Supreme Court decisions to founding of Indian newspapers and activist groups and key cultural events Each event entry begins with a brief summary to pique interest and then offers original and thought provoking term paper ideas in both standard and alternative formats that often incorporate the latest in electronic media such as iPod and iMovie The best in primary and secondary sources for further research are then annotated followed by vetted stable Web site suggestions and multimedia resources usually films for further viewing and listening Librarians and faculty will want to use this as well With this book the research experience is transformed and elevated Term Paper Resource Guide to American Indian History is a superb source to motivate and educate students who have a wide range of interests and talents The provided topics typify and chronicle the long turbulent history of United States and Indian interactions and the Indian experience

Cultural Sociology of Divorce Robert E. Emery, 2013-02-21 While the formal definition of divorce may be concise and straightforward legal termination of a marital union dissolving bonds of matrimony between parties the effects are anything but particularly when children are involved The Americans for Divorce Reform estimates that 40 or possibly even 50 percent of marriages will end in divorce if current trends continue Outside the U S divorce rates have markedly increased across developed countries Divorce and its effects are a significant social factor in our culture and others It might be said that a whole divorce industry has been constructed with divorce lawyers and mediators family counselors support groups etc As King Henry VIII s divorces showed divorce has not always been easy or accepted In some countries divorce is not permitted and even in Europe countries such as Spain Italy Portugal and the Republic of Ireland legalized divorce only in the latter quarter of the 20th century This multi disciplinary encyclopedia covers curricular subjects related to divorce as examined by disciplines ranging from marriage and the family to anthropology social and legal history developmental and clinical psychology and religion all through a lens of cultural sociology Features 550 signed entries A to Z fill 3 volumes 1 500 pages in print and electronic formats offering the most detailed reference work available on issues related to divorce both in the U S and globally Cross References and Further Readings guide readers to additional resources A Chronology provides students with context via a historical perspective of divorce In the electronic version the comprehensive Index combines with Cross References and thematic Reader s Guide themes to provide convenient search and browse capabilities For state and nation entries uniform entry structure combined with an abundance of statistics facilitates comparison between and across states and nations Appendices provide further annotated sources of data and statistics

The Politics Of Law David Kairys, 1998-05-09 The Politics of Law is the most widely read critique of the nature and role of the law in American society This revised edition continues the book s concrete focus on the major subjects and fields of law New essays on emerging

fields and the latest trends and cases have been added to updated versions of the now classic essays from earlier editions A unique assortment of leading scholars and practitioners in law and related disciplines political science economics sociology criminology history and literature raise basic questions about law challenging long held ideals like the separation of law from politics economics religion and culture They address such issues contextually and with a keen historical perspective as they explain and critique the law in a broad range of areas This third edition contains essays on all of the subjects covered in the first year of law school while continuing the book s tradition of accessibility to non law trained readers Insightful and powerful *The Politics of Law* makes sense of the debates about judicial restraint and the range of legal controversies so central to American public life and culture

Judicially Crafted Property Rights in Valuable Intangibles Apostolos G. Chronopoulos, 2024-08-06 Apostolos G Chronopoulos addresses the doctrinal contentions surrounding the doctrine of misappropriation while offering a comprehensive and critical review of the relevant case law that takes into consideration the rich academic commentary on the topic

Shadow Property and the Hidden Empire of Ego P. T. Babie, 2024-10-03 This book explores the nature of liberal property in the twenty first century It contains three parts The first examines how we have arrived at the liberal concept of property what many scholars call the bundle of rights metaphor of property This part argues that the liberal conception embodied in the bundle of rights metaphor is really a way of masking or hiding what property really is an exercise of ego about the way goods and resources are used Or put another way it enshrines the ability to suit personal preferences about the way things are used rather than what might better serve the common good The second part provides an important modern critique of the bundle of rights metaphor that in addition to being a collection of rights property is also about social relations that exist between people Through these social relations which are contained in law any decision that a person makes about how to use a good or resource necessarily carries implications for others While those effects can be both positive and negative we are much more familiar with the latter including most of the global challenges we face today climate change extreme weather global hunger and global poverty Taking those global challenges as its focus the final part of the book suggests possible futures of property in which it is reconceived in ways that reduce the potential for negative impacts on others

Reparations Alfred L. Brophy, 2006-09-14 Publisher Description

Current Publications in Legal and Related Fields , 2003

Property in the Margins A J van der Walt, 2009-05-29 Having its origins in the process of transformation and land reform that began to take shape in South Africa at the end of the last century this strikingly original analysis of property starts from deep inside the property regime and not from a distant or abstract perspective on property rules and practices Focusing on issues of stability and change in a transformative setting and on the role of tradition and legal culture in that context the book argues that a property regime including the system of property holdings and the rules and practices that entrench and protect them tends to insulate itself against change through the security and stability seeking tendency of tradition and legal culture including the deep assumptions about security and

stability embedded in the rights paradigm rhetoric and logic that dominate current legal culture The rights paradigm tends to stabilise the current distribution of property holdings by securing extant property holdings on the assumption that they are lawfully acquired socially important and politically and morally legitimate This function of the rights paradigm tends to resist or minimise change including change brought about by morally politically and legally legitimate and authorised reform or transformation efforts The author's goal is to gauge the lasting power of the rights paradigm by investigating its effects in the margins of property law and of society by establishing the actual efficacy and power of reformist or transformative anti eviction policies and legislation aimed at the protection of marginalised and weak land users and occupiers in areas such as landlord tenant law eviction of unlawful occupiers of land and other restrictions on the landowner's power to enforce a stronger right to exclusive possession Ultimately the book's aim is to explore the possibility of opening up theoretical space where justice inspired changes to or transformation of the extant property regime can be imagined and discussed more or less fruitfully from an unusual perspective a perspective from the margins which is valuable for any theoretical consideration or discussion of property

Property Outlaws Eduardo M. Penalver, Sonia Katyal, 2010-02-16 Property Outlaws puts forth the intriguingly counterintuitive proposition that in the case of both tangible and intellectual property law disobedience can often lead to an improvement in legal regulation The authors argue that in property law there is a tension between the competing demands of stability and dynamism but its tendency is to become static and fall out of step with the needs of society The authors employ wide ranging examples of the behaviors of property outlaws the trespasser squatter pirate or file sharer to show how specific behaviors have induced legal innovation They also delineate the similarities between the actions of property outlaws in the spheres of tangible and intellectual property An important conclusion of the book is that a dynamic between the activities of property outlaws and legal innovation should be cultivated in order to maintain this avenue of legal reform

Property Law Joseph William Singer, 2002 Joseph Singer's comprehensive Property casebook enters its Third Edition with a reputation for classroom effectiveness and social relevance Distinguished by its clear explanatory material Property Law Third Edition serves as the foundation for an enlightening and engaging course Students and instructors nationwide know they can depend on this respected casebook for a unique viewpoint that combines a socially progressive sensibility with strong ethical coverage full coverage of traditional topics such as access relation among neighbors common ownership leaseholds real estate transactions land use regulation and takings As well as nontraditional topics such as tribal property slavery body parts frozen embryos and more cases and problems approach to teaching that promotes learning and class debate extraordinarily clear explication of property rules and concepts This extensive revision features new material as well as refinements and improvements streamlined note material is more student friendly a new chapter covers intellectual property as it relates To The Internet biotechnology and new reproductive technologies new major cases include A M Records Inc v Napster Upton v JWP Businessland Desnick v ABC Inc Food Lion Dale v Boy Scouts of America and Boy Scouts

of America v Dale developments in the law such as the adoption of the Restatement Third of Property Servitudes and its effects on the law of easements covenants and equitable servitudes and likely changes To The Fair Housing Act are incorporated throughout new problems based on recent cases stimulate class discussion New Frontiers in the Philosophy of Intellectual Property Annabelle Lever,2012-07-05 Examines the justification of patents copyrights and trademarks in light of the political controversy over the TRIPS agreement *International Law from Below* Balakrishnan Rajagopal,2003-11-06 The emergence of transnational social movements as major actors in international politics as witnessed in Seattle in 1999 and elsewhere has sent shockwaves through the international system Many questions have arisen about the legitimacy coherence and efficiency of the international order in the light of the challenges posed by social movements This book offers a fundamental critique of twentieth century international law from the perspective of Third World social movements It examines in detail the growth of two key components of modern international law international institutions and human rights in the context of changing historical patterns of Third World resistance Using a historical and interdisciplinary approach Rajagopal presents compelling evidence challenging debates on the evolution of norms and institutions the meaning and nature of the Third World as well as the political economy of its involvement in the international system **Property** Jesse Dukeminier,1999 **Index to Legal Periodicals & Books** ,2004

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