

# Punitive Damages in Financial Injury Jury Verdicts

## *Executive Summary*

Erik Moller  
Nicholas M. Pace  
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*The Institute for Civil Justice*



RAND

# Punitive Damages In Financial Injury Jury Verdicts

**United States. Congress. Senate.  
Committee on the Judiciary**



## **Punitive Damages In Financial Injury Jury Verdicts:**

**Punitive Damages in Financial Injury Jury Verdicts** Erik Moller, Nicholas Michael Pace, Stephen J. Carroll, 1997 This report provides the technical details of an Institute for Civil Justice analysis of trends and patterns in punitive damage awards in financial injury cases in selected jurisdictions during the period 1985 through 1994 The jurisdictions include all state trial courts of general jurisdiction in the states of California and New York Cook County Illinois Chicago the St Louis Missouri metropolitan area and Harris County Texas Houston These data are supplemented by information obtained from the Administrative Office of the Alabama Courts for verdicts reached in that state s trial courts of general jurisdiction during the period 1992 to 1997 The study also estimates what percentage of the financial injury punitive awards in the database would have been affected by caps of various sizes and how the caps would have affected the total amount of punitive damages awarded in such cases

**Punitive Damages in Financial Injury Jury Verdicts** Erik Moller, Nicholas Michael Pace, Stephen J. Carroll, 1997 This report provides the technical details of an Institute for Civil Justice analysis of trends and patterns in punitive damage awards in financial injury cases in selected jurisdictions during the period 1985 1994

**Punitive Damages in Financial Injury Jury Verdicts** Stephen J. Carroll, 1997 This publication contains the written statement of Stephen Carroll delivered on June 24 1997 to the Judiciary Committee of the United States Senate The statement is based on a RAND Institute for Civil Justice study of punitive damages in financial injury cases The author summarizes RAND estimates of the frequency and size of punitive damage awards in financial injury cases He also presents estimates of what percentage of the financial injury punitive awards in the study s database would have been affected by caps of various sizes and how the caps would have affected the total amount of punitive damages awarded in such cases

*Punitive Damages in Financial Injury Cases, the Rand Report* United States. Congress. Senate. Committee on the Judiciary, 1997

Fairness in Punitive Damages Awards Act United States. Congress. Senate. Committee on the Judiciary, 1999

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**United States Reports, V. 554, Cases Adjudged in the Supreme Court at October Term, 2007, June 16 Through October 3, 2008, End of Term** Supreme Court (U S ), 2013-04-04

*Reports of Cases Argued and Adjudged in the Supreme Court of the United States* United States. Supreme Court, 2013

**Research Brief.**

**Punitive Damage Awards in Financial Injury Verdicts** , 1997 Personal injury disputes for example those concerning asbestos or medical devices have dominated the long running debate over tort reform and punitive damages However prior ICJ studies established that almost half of all punitive damage awards were made in cases in which the damages were financial in nature rather than personal Moreover these financial injury verdicts are far more likely to include an award of punitive damages While punitive damages are awarded in less than 4 percent of all civil jury verdicts there is a 1 in 7 chance of a punitive award in disputes arising from contractual or commercial relationships including for example disputes

stemming from insurance or employment contracts or from unfair business practices Report of the Advisory Committee on Civil Rules and the Working Group on Mass Torts to the Chief Justice of the United States and to the Judicial Conference of the United States Judicial Conference of the United States. Advisory Committee on Civil Rules, Judicial Conference of the United States. Working Group on Mass Torts, 1999 *Potential Congressional Responses to the Supreme Court's Decision in State Farm Mutual Automobile Ins. V. Campbell* United States. Congress. House. Committee on the Judiciary. Subcommittee on the Constitution, 2003

**Report of the Advisory Committee on Civil Rules and the Working Group on Mass Torts to the Chief Justice of the United States and to the Judicial Conference of the United States** Judicial Conference of the United States. Working Group on Mass Torts, 1999 *Research Handbook on the Economics of Torts* Jennifer Arlen, 2013-11-29 Focusing on issues of vital importance to those seeking to understand and reform the tort system this volume takes a multi disciplinary approach including theoretical economic analysis empirical analysis socio economic analysis and behavioral anal

**The Jury Under Fire** Brian H. Bornstein, Edie Greene, 2017-01-23 Although the jury is often referred to as one of the bulwarks of the American justice system it regularly comes under attack Recent changes to trial procedures such as reducing jury size allowing non unanimous verdicts and rewriting jury instructions in plain English were designed to promote greater efficiency and adherence to the law Other changes such as capping damages and replacing jurors with judges as arbiters in complex trials seem designed to restrict the role of laypeople in trial outcomes Whether these innovations are implemented to facilitate the administration of justice or due to the belief that juries have excessive power and make irrational decisions they raise a host of questions about their effects on juries judgments and about justice Policymakers sometimes make incorrect assumptions about jury behavior with the result that some reform efforts have had surprising and unintended consequences The Jury Under Fire reviews a number of controversial beliefs about juries as well as the implications of these views for jury reform It reviews up to date research on both criminal and civil juries that uses a variety of research methodologies simulations archival analyses field studies and juror interviews Each chapter focuses on a mistaken assumption or myth about jurors or juries critiques these myths and then uses social science research findings to suggest appropriate reforms Chapters discuss the experience of serving as a juror jury selection and jury size and the impact of evidence from eyewitnesses experts confessions and juvenile offenders The book also covers the process of deciding damages and punishment and the role of emotions in jurors decision making and it compares jurors and judges decisions Finally it reviews a broad range of efforts to reform the jury including the most promising reforms that have a solid backing in research Featuring highly visible trials to illustrate key points The Jury Under Fire will interest researchers in psychology and the law practicing attorneys and policymakers as well as students and trainees in these areas Bottom Line Medicine Richard K. Stanzak, 2006 An exposé of the medical and pharmaceutical communities Bottom Line confirms your fear that you may be receiving substandard medical care A critical care nurse and former pharmaceutical research scientist Stanzak has

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1873     *Punitive Damages* J. Hudgins,1998-10     **The Fairness in Asbestos Injury Resolution Act of 2003** United  
States. Congress. Senate. Committee on the Judiciary,2003

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