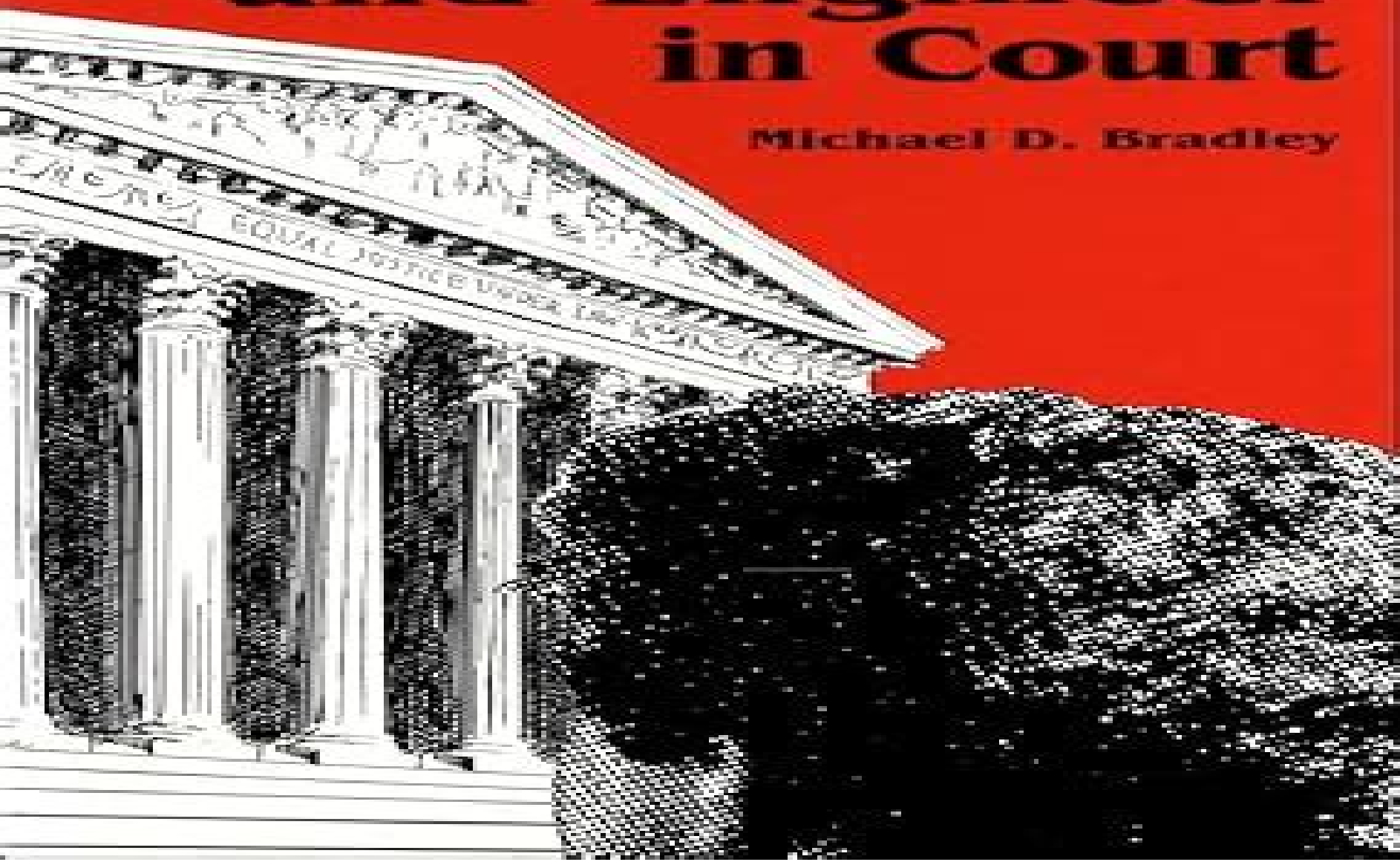


The Scientist and Engineer in Court

Michael D. Bradley



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The Scientist and Engineer in Court Michael D. Bradley, 1983 Published by the American Geophysical Union as part of the Water Resources Monograph Series Volume 8 The gavel goes down the witness is called and sworn in Will you tell the truth the whole truth and nothing but the truth so help you God Every court day scientists and engineers take this oath yet few know the duties of an expert witness and fewer still know the procedures in a lawsuit Unprepared for the courtroom they watch a drama unfold without benefit of the plot Ball 1975 Courtrooms swirl with costume and ceremony Jury judge and spectators assume roles audience director trier of the facts And the lawyers Lawyers are the key dramatis personae Protagonist and antagonist confront one another as lawyers argue their clients cases in the courtroom They object endlessly They cross examine opposing witnesses mercilessly They speak an opaque jargon of laches remittitur and stare decisis They speak Latin ab initio in pari causa lex loci actus They speak old French estoppel fee simple voire dire And they speak law speak abuse of discretion clearly erroneous malice aforethought Mellinkoff 1963 They call contrary versions of the same story true They plead for understanding and compassion They mix independent variables called facts and a dependent variable called law into an argumentative gruel for court consumption Then it s over and the judge delivers his or her opinion One lawyer calls it the decision of the decade a magnificent example of benign reasoned law The other darkly threatens to appeal all the way to the Supreme Court if necessary to relieve an onerous and oppressive injustice All of this is fascinating theatre but to the unprepared scientist or engineer the drama has none of the charm and all of the clarity of a Japanese Noh play

Forensic Engineering ,1991 **The Atom and the Fault** Richard L. Meehan, 1984 With wit and thoughtful compassion Richard Meehan presents one of the most perplexing of contemporary moral predicaments one that arises in every attempt to assess potentially hazardous technologies He focuses on the longrunning controversy over suspected earthquake faults near the nation s first corporately owned nuclear test reactor at Vallecitos California and uses this account of the politics of expertise to probe the nature of scientific truth and its relationship to the determination of public safety At Vallecitos Meehan points out the opinions of the experts were radically divided Where one group saw clear and ominous evidence of an earthquake fault in trenches dug at this showpiece site others saw only the mark of an ancient landslide How did these experts arrive at their opinions Were they simply representing corporate as opposed to environmentalist points of view And how are the public regulatory agencies charged with deciding such issues supposed to balance these seemingly irreconcilable opinions The Atom and the Fault explores these crucial questions as the issue of the earthquake safety of nuclear power plants continues to grow into a struggle encompassing government regulatory bodies public utilities private industry engineers geologists and citizen activists It paints candid portraits of the principal expert players clarifies the difficult and often delicate interplay of honesty and loyalties among them and lucidly explains the technical issues and viewpoints involved As a professional participant in several environmental controversies in which so called scientific facts

were represented by opposing points of view Meehan is uniquely qualified to tell this tale He is a consultant to industry government agencies and law firms specializing in forecasting and damage assessment related to earthquakes and land failures and an adjunct professor in the Values Technology Science and Society program at Stanford University His first book *Getting Sued and Other Tales of the Engineering Life* was published by The MIT Press in 1981 *Groundwater Hydraulics* Joseph Rosenshein, 1984 Published by the American Geophysical Union as part of the Water Resources Monograph Series Volume 9 John Ferris's research has covered a broad range of hydrologic problems in groundwater including pollution storage recharge and pumping of groundwater drainage design hydraulics of aquifer systems saltwater encroachment and application of geophysics to groundwater development These contributions have been made as a researcher and teacher of national and international renown during a career that has lasted more than four decades During these four decades the methodologies for application of hydraulics to solving groundwater problems have continued to evolve and improve The development of aquifer test techniques and analytical solutions been commonplace in the 1950's 1960's and early 1970's have increasingly been supplemented by the use of numerical methods and automated parameter estimation techniques

Groundwater Modeling by the Finite Element Method J. D. Istok, 1989 Published by the American Geophysical Union as part of the Water Resources Monograph Series Volume 13 The finite element method is now widely used to solve a variety of important problems in the field of groundwater hydrology Thus a clear understanding of the method is essential to scientists and engineers working in this field The goal of this book is to provide the reader with the basic skills needed to use the finite element method to solve real world problems Examples are used throughout the text to illustrate each step in the solution process Bowker's Law Books and Serials in Print, 1995 **A Review of Scientific Information on Issues**

Related to the Use and Management of Water Resources in the Pacific Northwest, 2004 **Selected Water Resources Abstracts**, 1991 *The Scientist and Engineer in Court* Michael D. Bradley, 1991-01-08 Published by the American Geophysical Union as part of the Water Resources Monograph Series Volume 8 The gavel goes down the witness is called and sworn in Will you tell the truth the whole truth and nothing but the truth so help you God Every court day scientists and engineers take this oath yet few know the duties of an expert witness and fewer still know the procedures in a lawsuit Unprepared for the courtroom they watch a drama unfold without benefit of the plot Ball 1975 Courtrooms swirl with costume and ceremony Jury judge and spectators assume roles audience director trier of the facts And the lawyers Lawyers are the key dramatis personae Protagonist and antagonist confront one another as lawyers argue their clients cases in the courtroom They object endlessly They cross examine opposing witnesses mercilessly They speak an opaque jargon of laches remittitur and stare decisis They speak Latin ab initio in pari causa lex loci actus They speak old French estoppel fee simple voire dire And they speak law speak abuse of discretion clearly erroneous malice aforethought Mellinkoff 1963 They call contrary versions of the same story true They plead for understanding and compassion They mix independent variables called

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Against the Grain ,1998 **The Scientist and Engineer in Court** Michael D. Bradley,1991-01-08 Published by the American Geophysical Union as part of the Water Resources Monograph Series Volume 8 The gavel goes down the witness is called and sworn in Will you tell the truth the whole truth and nothing but the truth so help you God Every court day scientists and engineers take this oath yet few know the duties of an expert witness and fewer still know the procedures in a lawsuit Unprepared for the courtroom they watch a drama unfold without benefit of the plot Ball 1975 Courtrooms swirl with costume and ceremony Jury judge and spectators assume roles audience director trier of the facts And the lawyers Lawyers are the key dramatis personae Protagonist and antagonist confront one another as lawyers argue their clients cases in the courtroom They object endlessly They cross examine opposing witnesses mercilessly They speak an opaque jargon of laches remittitur and stare decisis They speak Latin ab initio in pari causa lex loci actus They speak old French estoppel fee simple voire dire And they speak law speak abuse of discretion clearly erroneous malice aforethought Mellinkoff 1963 They call contrary versions of the same story true They plead for understanding and compassion They mix independent variables called facts and a dependent variable called law into an argumentative gruel for court consumption Then it s over and the judge delivers his or her opinion One lawyer calls it the decision of the decade a magnificent example of benign reasoned law The other darkly threatens to appeal all the way to the Supreme Court if necessary to relieve an onerous and oppressive injustice All of this is fascinating theatre but to the unprepared scientist or engineer the drama has none of the charm and all of the clarity of a Japanese Noh play

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