

PRECEDENT **INFLATION**



Susan W. Brenner

Precedent Inflation

Joacim Rocklöv



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Precedent Inflation Susan W. Brenner, 1992 Precedents are decisions judges have issued in prior cases In the common law precedents are used to determine what the outcome of present cases should be under the doctrine of stare decisis which stipulates that new cases are resolved by applying legal rules developed in the process of deciding past cases This volume postulates a relationship between the concept of legal precedent and the means that are used to make specific precedents available to the legal profession The author concentrates specifically on the effect computer databases such as lexis and westlaw will have on the use of precedent in the common law By tracing the history of law reporting Professor Brenner demonstrates how the Anglo American conception of precedent has altered over the past seven hundred years and that these alterations reflect changes in the means used to distribute precedents She explains why computers will become the primary means of disseminating precedents and describes the evolution and operation of the two on line services that provide access to precedents by means of computer terminals and modems These services lexis and westlaw are operated by private entrepreneurs in the business of providing precedents to the legal profession Arguing that such services will have a profound effect on the conception and use of precedent Brenner provides an empirical study of both services to show the effects they have already had and outlines the conception of precedent that will result from the use of computers as law reporters This she believes will be a quantitative conception in which judicial decisions will be used in a manner analogous to the use of quantitative data in scientific endeavors This study written with a brilliance often reserved for popular writing at its best is unique in its application of sociology of knowledge principles to the analysis of law reporting in its examination of citations to approximately 25 000 judicial decisions It will be of special interest to lawyers sociologists and policymakers

Interpreting Precedents D. Neil MacCormick, Robert S. Summers, 2016-12-05 This book contains a series of essays discussing the uses of precedent as a source of law and a basis for legal arguments in nine different legal systems representing a variety of legal traditions Precedent is fundamental to law yet theoretical and ideological as well as legal considerations lead to its being differently handled and rationalised in different places Out of the comparative study come the six theoretical and synoptic essays that conclude the volume

Japan's Great Stagnation and Abenomics Masazumi Wakatabe, 2015-04-23 As the global Great Recession continues policymakers economists and the public are turning to Japenses economic revitalization for answers Paul Krugman Nobel laureate in Economics once said that Japan was a full dress rehearsal for the current crisis Japan has experienced and valiantly overcome the burst of their Bubble economy financial crisis lukewarm recovery and more than a decade long deflation and stagnation to become one of the most stable economies today Japan s Great Stagnation and Abenomics reveals the striking similarities of economic events and policies between the Great Stagnation and the current Great Recession It also suggests possible dangers ahead and way outs in the future This exciting new volume is based on Wakatabe s expertise in economic history and the history of economic ideas and

argues that any policy decision is related to cultural ideology An investigation into the relationship between cultural ideology and policy helps us better understand the policy making process *The Supreme Court Compendium* Lee Epstein, Jeffrey A. Segal, Harold Joseph Spaeth, Thomas G. Walker, 2021-09-02 The Supreme Court Compendium provides historical and statistical information on the Supreme Court its institutional development caseload decision trends the background nomination and voting behavior of its justices its relationship with public governmental and other judicial bodies and its impact With over 180 tables and figures this new edition is intended to capture the full retrospective picture through the 2013 2014 term of the Roberts Court and the momentous decisions handed down within the last four years including *United States v Windsor* *National Federation of Independent Business v Sebelius* and *Shelby County v Holder* *Land and Property Law in Countries of Common Law* Oleg Igorevich Krassov ,2022 The monograph covers main aspects of the land and property law applicable in England Wales Northern Ireland British Overseas Territories Crown Dependencies some countries of the ommonwealth Caribbean the Republic of Ireland the Republic of Cyprus the Commonwealth of Australia New Zealand and island countries of Oceania the United States of America and Canada Concepts which consider legal notions land real property legal real estate meaning are analyzed Characteristics of titles to land and interests as to the land of the law landlord tenant of the concurrent ownership are given The essence of the doctrines of violating the boundaries of ownership causing private inconveniences taking possession of land by a person who does not have a title to it is revealed are considered The monograph is targeted to students graduate students and teachers of law schools employees of legislative executive and judicial authorities as well as for all those interested in land civil law and comparative legal studies

Economic World ,1926 *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 *Staff Oil Pipeline Handbook, Volume V-B, August 2014* ,2014

The Depression Decade: From New Era Through New Deal, 1929-41 Broadus Mitchell, 2017-07-05 Part of a series of detailed reference manuals on American economic history this volume traces the development and growth of American commerce from the era of the Great Depression until World War II *Comparative Reasoning in European Supreme Courts* Michal Bobek, 2013-08-08 The last two decades have witnessed an exponential growth in debates on the use of foreign law by courts Different labels have been attached to the same phenomenon judges drawing inspiration from outside of their national legal systems for solving purely domestic disputes By doing so the judges are said to engage in cross border judicial

dialogues They are creating a larger transnational community of judges This book puts similar claims to test in relation to highest national jurisdictions supreme and constitutional courts in Europe today How often and why do judges choose to draw inspiration from foreign materials in solving domestic cases The book addresses these questions from both an empirical and a theoretical angle Empirically the genuine use of comparative arguments by national highest courts in five European jurisdictions is examined England and Wales France Germany the Czech Republic and Slovakia On the basis of comparative discussion of the practice and its national theoretical underpinning in these and partially also in other European systems an overreaching theoretical framework for the current judicial use of comparative arguments is developed Drawing on the author's own past judicial experience in a national supreme court this book is a critical account of judicial engagement with foreign authority in Europe today The sober middle ground inductively conceptualized and presented in this book provides solid jurisprudential foundations for the ongoing use of comparative arguments by courts as well as its further scholarly discussion

Encyclopedia of Law and Society David S. Clark, 2007-07-10 This work will be very valuable for academic and public libraries supporting prelaw law social and cultural studies Summing Up Highly recommended Upper level undergraduates through professionals practitioners general readers CHOICE There are two aspects of scholarship about the legal systems of our day that are especially salient one being for the first time there is a fair amount of genuine research on legal systems and two that this research is increasingly global As soon as you cross a jurisdictional line even if it separates countries that are very similar you enter a different legal system It cannot be assumed that any particular rule doctrine or practice is the same in any two jurisdictions regardless of how close these jurisdictions are in terms of history and tradition The Encyclopedia of Law and Society is the largest comprehensive and international treatment of the law and society field With an Advisory Board of 62 members from 20 countries and six continents the three volumes of this state of the art resource represent interdisciplinary perspectives on law from sociology criminology cultural anthropology political science social psychology and economics By globalizing the Encyclopedia's coverage American and international law and society will be better understood within its historical and comparative context Key Features Includes more than 700 biographical entries that are historical comparative topical thematic and methodological Presents the rich diversity of European Latin American Asian African and Australasian developments for the first time in one place to reveal the truly holistic interdisciplinary virtues of law and society Examines how and why legal systems grow and change how and why they respond or fail to respond to their environment how and why they impact the life of society and how and why the life of society impacts in turn these legal systems With borders more porous than ever before this Encyclopedia reflects the paradoxical reality of modern life including legal life This valuable resource aims to present research along with the theories on which it is grounded fairly and comprehensively and is a must have for all academic libraries

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economics journals Its articles relate to active lines of economics research economic analysis of public policy issues state of the art economic thinking and directions for future research It also aims to provide material for classroom use and to address issues relating to the economics profession **The Empirical Gap in Jurisprudence** Daved Muttart,2007-01-01 Daved

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Britain),1923 The Annalist ,1915 Phraseology in Legal and Institutional Settings Stanislaw

Goźdz-Roszkowski,Gianluca Pontrandolfo,2017-08-07 This volume presents a comprehensive and up to date overview of major developments in the study of how phraseology is used in a wide range of different legal and institutional contexts This recent interest has been mainly sparked by the development of corpus linguistics research which has both demonstrated the centrality of phraseological patterns in language and provided researchers with new and powerful analytical tools However there have been relatively few empirical studies of word combinations in the domain of law and in the many different contexts where legal discourse is used This book seeks to address this gap by presenting some of the latest developments in the study of this linguistic phenomenon from corpus based and interdisciplinary perspectives The volume draws on current research in legal phraseology from a variety of perspectives translation comparative contrastive studies terminology lexicography discourse analysis and forensic linguistics It contains contributions from leading experts in the field focusing on a wide range of issues amply illustrated through in depth corpus informed analyses and case studies Most contributions to this book are multilingual featuring different legal systems and legal languages The volume will be a valuable resource for linguists interested in phraseology as well as lawyers and legal scholars translators lexicographers terminologists and students who wish to pursue research in the area A-Z Guide to Boilerplate and Commercial Clauses Mark

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