



# Modern American Remedies: Cases and Materials (Aspen Casebooks)

*Alice McKean Young Regents Chair in Law Douglas Laycock*

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This classroom-tested casebook provides a thorough and accessible examination of the overarching policy themes and principles behind remedies law. **Modern American Remedies: Cases and Materials, Fourth Edition**, doesn't hide the ball students are given the information they need to participate in classroom discussions that will broaden their understanding.

**Among the features that make this text a success:**

- A **strong and logical organization** based on remedies categories and concepts, with daily teaching units of roughly equal length, each exploring a central theme.
- A **balanced presentation** of public and private law.
- **Explanations of basic law and economics** that provide necessary background without dominating the primary themes of the book.
- **Memorable cases and well written notes.**
- **An excellent Teacher's Manual** that includes daily teaching units, suggested assignment sheets for a variety of courses from one hour to five hours, and suggestions for teaching the cases.

**The carefully edited Fourth Edition features:**

- **New cases**, including:
  - o *In re September 11th Litigation* (S.D.N.Y. 2008) (on the measure of damages for the destruction of the World Trade Center)
  - o *In re Trans World Airlines* (2d Cir. 1998) (on liquidated damages)
  - o *Oden v. Chemung County Industrial Development Agency* (N.Y. 1995) (on modern statutes modifying the collateral source rule)
  - o *Arbino v. Johnson & Johnson* (Ohio 2007) (on the constitutionality of damage caps)
  - o *Whitlock v. Hilander Foods* (Ill. App. 1999) (on undue hardship)
  - o *Almurbati v. Bush* (D.D.C. 2005) (on the ripeness of perceived threats to transfer Guantanamo prisoners to countries where they would be tortured)
  - o *Pepsico v Redmond* (7th Cir. 1995) (on prophylactic injunctions)
  - o *Horne v. Flores* (U.S. 2009) (on modification of injunctions)
  - o *eBay v. MercExchange LLC* (U.S. 2006) (on the prerequisites to an injunction, or on undue hardship, depending on the point of view)
  - o *Winter v. Natural Resources Defense Council* (U.S. 2008) (on preliminary injunctions)
  - o *Exxon Shipping Co. v. Baker* (U.S. 2008) (on the federal common law standard for measuring punitive damages)
  - o *Philip Morris USA v. Williams* (U.S. 2007) (on the constitutional limits on punitive damages)
  - o *Van de Kamp v. Goldstein* (U.S. 2009) (on prosecutorial immunity)
  - o And more in later chapters

- Substantial reworking of Chapter 8, on restitution, in light of the Restatement (Third) of Restitution and Unjust EnrichmentA thorough updating of Notes throughout and of the Teacher s Manual
- Modern American Remedies: Cases and Materials, Fourth Edition, offers students a clear, logical approach to the study of Remedies while offering instructors a flexible approach to teaching it.

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