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Philosophy and the Law of Torts

When accidents occur and people suffer injuries, who ought to bear the loss? Tort law offers a complex set of rules to answer this question, but until now philosophers have offered little by way of analysis of these rules.

In eight essays commissioned for this volume, leading legal theorists examine the philosophical foundations of tort law. Among the questions they address are the following: How are the notions at the core of tort practice (such as responsibility, fault, negligence, due care, and duty to repair) to be understood? Is an explanation based on a conception of justice feasible? How are concerns of distributive and corrective justice related? What amounts to an adequate explanation of tort law?

This collection will be of interest to professionals and advanced students working in philosophy of law, social theory, political theory, and law, as well as anyone seeking a better understanding of tort law.

Gerald J. Postema is Cary C. Boshamer Professor of Philosophy and Professor of Law at The University of North Carolina at Chapel Hill. He is the author of *Bentham and the Common Law Tradition* (1986) and the editor of *Jeremy Bentham: Moral and Legal Philosophy* (2001) and *Racism and the Law: The Legacy and Lessons of Plessy* (1997).

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Contents

	<i>page</i>
<i>Contributors</i>	<i>ix</i>
1 Introduction: Search for an Explanatory Theory of Torts GERALD J. POSTEMA	1
2 A Social Contract Conception of the Tort Law of Accidents GREGORY C. KEATING	22
3 Responsibility for Outcomes, Risk, and the Law of Torts STEPHEN R. PERRY	72
4 The Significance of Doing and Suffering MARTIN STONE	131
5 Tort Law and Tort Theory: Preliminary Reflections on Method JULES COLEMAN	183
6 Corrective Justice in an Age of Mass Torts ARTHUR RIPSTEIN AND BENJAMIN C. ZIPURSKY	214
7 Economics, Moral Philosophy, and the Positive Analysis of Tort Law MARK GEISTFELD	250
8 Pluralism in Tort and Accident Law: Towards a Reasonable Accommodation BRUCE CHAPMAN	276
<i>References</i>	323
<i>Index</i>	335

Contributors

BRUCE CHAPMAN, Professor of Law, University of Toronto

JULES COLEMAN, John A. Garver Professor of Jurisprudence and
Philosophy, Yale University

MARK GEISTFELD, Professor of Law, New York University School of Law

GREGORY C. KEATING, Professor of Law, University of Southern California

STEPHEN R. PERRY, John J. O'Brien Professor of Law and Professor of
Philosophy, University of Pennsylvania

GERALD J. POSTEMA, Cary C. Boshamer Professor of Philosophy and
Professor of Law, University of North Carolina at Chapel Hill

ARTHUR RIPSTEIN, Professor of Law and Philosophy, University of Toronto

MARTIN STONE, Professor of Law, Duke University

BENJAMIN C. ZIPURSKY, Associate Professor of Law, Fordham University