

CONTENTS

<i>Contributors</i>	<i>page ix</i>
<i>Preface</i>	xi
INTRODUCTION	1
<i>M. Stuart Madden</i>	
SECTION I. TORT LAW IN THE NEW MILLENNIUM: PAST AS PROLOGUE	
1 TORT LAW THROUGH TIME AND CULTURE: THEMES OF ECONOMIC EFFICIENCY	11
<i>M. Stuart Madden</i>	
2 PAST AS PRELUDE: THE LEGACY OF FIVE LANDMARKS OF TWENTIETH-CENTURY INJURY LAW FOR THE FUTURE OF TORTS	52
<i>Robert L. Rabin</i>	
SECTION II. COMPENSATION AND DETERRENCE IN THE MODERN WORLD	
3 TWENTY-FIRST-CENTURY INSURANCE AND LOSS DISTRIBUTION IN TORT LAW	81
<i>Kenneth S. Abraham</i>	
4 BEYOND MASTER—SERVANT: A CRITIQUE OF VICARIOUS LIABILITY	111
<i>Jennifer H. Arlen and W. Bentley MacLeod</i>	
SECTION III. DUTY RULES, COURTS, AND TORTS	
5 THE DISINTEGRATION OF DUTY	143
<i>Ernest J. Weinrib</i>	

viii

Contents

6	MANAGING THE NEGLIGENCE CONCEPT: RESPECT FOR THE RULE OF LAW <i>James A. Henderson, Jr.</i>	187
7	REBUILDING THE CITADEL: PRIVITY, CAUSATION, AND FREEDOM OF CONTRACT <i>Richard A. Epstein</i>	228
8	CONTROLLING THE FUTURE OF THE COMMON LAW BY RESTATEMENT <i>Jane Stapleton</i>	262
9	INFORMATION SHIELDS IN TORT LAW <i>David G. Owen</i>	295
10	THE COMPLEXITY OF TORTS – THE CASE OF PUNITIVE DAMAGES <i>Guido Calabresi</i>	333
11	THE FUTURE OF PROPORTIONAL LIABILITY: THE LESSONS OF TOXIC SUBSTANCES CAUSATION <i>Michael D. Green</i>	352
SECTION IV. TORTS IN A SHRINKING WORLD		
12	CAUSATION IN PRODUCTS LIABILITY AND EXPOSURE TO TOXIC SUBSTANCES: A EUROPEAN VIEW <i>Federico Stella</i>	403
13	COLLECTIVE RIGHTS AND COLLECTIVE ACTIONS: EXAMPLES OF EUROPEAN AND LATIN AMERICAN CONTRIBUTIONS <i>Juan Carlos Henao</i>	426
	<i>Index</i>	483