

PUBLIC NUISANCE

In *Public Nuisance*, Linda Mullenix describes the landscape of 21st century mass tort litigation involving public harms – including lead paint, opioids, firearms, e-cigarettes, climate change, and environmental pollution – and the novel theory of public nuisance that lawyers and local governments have used to receive compensation from those who have created public nuisances. The book surveys conflicting judicial decisions rooted in common law and statutory interpretation and evaluates the competing arguments for and against the expansion of public nuisance law. Mullenix argues that the development of public nuisance theory is part of the historical arc of mass tort litigation and suggests a middle approach to new public nuisance law, namely, that we should embrace the common law and legislated public nuisance statutes.

Linda S. Mullenix is the Rita and Morris Atlas Chair in Advocacy at the University of Texas School of Law. She holds a Ph.D. in political theory from Columbia University and a J.D. from Georgetown University Law Center. Professor Mullenix has served as a U.S. Supreme Court Fellow; a scholar-in-residence at the Rockefeller Foundation Bellagio, Italy; and the Fulbright Senior Distinguished Chair in Law, in Trento, Italy. She is an elected Life Member of the American Law Institute, the Texas Bar Foundation, and the American Bar Foundation.

Public Nuisance

THE NEW MASS TORT FRONTIER

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The University of Texas at Austin



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For my next generations, children and grandchildren

Robert, Joyce, Jack, Laura, William, Amy, Chris, Ben, Ned,
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Professor Linda S. Mullenix