

GALILEO'S REVENGE

*Junk
Science
in the
Courtroom*

PETER W. HUBER

Author of LIABILITY

Galileos Revenge Junk Science In The Courtroom

Jack B. Weinstein



Galileos Revenge Junk Science In The Courtroom:

Galileo's Revenge Peter W. Huber, 1993-03-24 A scathing indictment of the growing role of junk science in our courtrooms Peter W Huber shows how time and again lawyers have used and the courts have accepted spurious claims by so called expert witnesses to win astronomical judgments that have bankrupted companies driven doctors out of practice and deprived us all of superior technologies and effective life saving therapies **Galileo's Revenge** Peter W.

Huber, 1991-10-17 *Mystics Galileo's Revenge* documents this peculiarly American phenomenon showing how ancient rules of evidence do not discriminate between serious science and junk **Expert Evidence and Scientific Proof in Criminal**

Trials Paul Roberts, 2017-07-05 Forensic science evidence and expert witness testimony play an increasingly prominent role in modern criminal proceedings Science produces powerful evidence of criminal offending but has also courted controversy and sometimes contributed towards miscarriages of justice The twenty six articles and essays reproduced in this volume explore the theoretical foundations of modern scientific proof and critically consider the practical issues to which expert evidence gives rise in contemporary criminal trials The essays are prefaced by a substantial new introduction which provides an overview and incisive commentary contextualising the key debates The volume begins by placing forensic science in interdisciplinary focus with contributions from historical sociological Science and Technology Studies STS philosophical and jurisprudential perspectives This is followed by closer examination of the role of forensic science and other expert evidence in criminal proceedings exposing enduring tensions and addressing recent controversies in the relationship between science and criminal law A third set of contributions considers the practical challenges of interpreting and communicating forensic science evidence This perennial battle continues to be fought at the intersection between the logic of scientific inference and the psychology of the fact finder's common sense reasoning Finally the volume's fourth group of essays evaluates the limited success of existing procedural reforms aimed at improving the reception of expert testimony in criminal adjudication and considers future prospects for institutional renewal with a keen eye to comparative law models and experiences success stories and cautionary tales *Chemical Injury and the Courts* Linda Price King, 1999-07-15 A chemical injury can happen at

any time to anyone regardless of age background or economic status It can happen either on the job or in the home and can affect many members of a community Such an injury often does not show up immediately but develops over a long period Often however sufferers from chemical exposure are victimized not only by the chemicals but also by a legal system that seems to require complicated and expensive court action This helpful guide to chemical injury litigation offers practical strategies that clients and their attorneys can use to better serve their cases Presenting a clear blueprint of client rights and responsibilities the book will improve the standard of legal services for both individuals and communities The guide addresses in detail several important areas of chemical injury and the legal process defining problems and solutions examining available resources cultivating a knowledge of chemical related diseases and injuries and facilitating effective

attorney client relationships and case strategies Leading attorneys contribute case studies and essays offering perspectives on chemical injury and the law **Popular Culture and Law** Richard K. Sherwin, 2017-07-05 What are the consequences when law's stories and images migrate from the courtroom to the court of public opinion and from movie television and computer screens back to electronic monitors inside the courtroom itself What happens when lawyers and public relations experts market notorious legal cases and controversial policy issues as if they were just another commodity What is the appropriate relationship between law and digital culture in virtual worlds on the Internet In addressing these cutting edge issues the essays in this volume shed new light on the current status and future fate of law truth and justice in our time

Bendectin and Birth Defects Michael D. Green, 1998 Bendectin was prescribed to more than thirty five million American women from its introduction in 1956 until 1983 when it was withdrawn from the market The drug's manufacturer Merrill Dow Pharmaceuticals a major U S pharmaceutical firm joined a list of other companies whose product liabilities would result in precedent setting litigation Before it was over the Bendectin litigation would involve 2 000 claimants over a fifteen year period Michael D Green offers a comprehensive overview of the Bendectin case and highlights many of the key issues in mass toxic substances litigation comparing individual and collective forms of litigation and illustrating the misunderstandings between scientists and lawyers about the role of science in providing evidence for the legal system *The Fluoride Wars* R. Allan Freeze, Jay H. Lehr, 2009-04-29 A lively account of fluoridation and its discontents Since its first implementation in Grand Rapids Michigan in 1945 public drinking water fluoridation and its attendant conflicts controversies and conspiracy theories serve as an object lesson in American science public health and policymaking In addition to the arguments on the issue still raging today the tale of fluoridation and its discontents also resonates with such present concerns as genetically modified foods global warming response nuclear power and environmental regulation Offering the best current thinking on the issue *The Fluoride Wars* presents a witty and detailed social history of the fluoridation debate in America illuminating the intersection of science and politics in our recent past This reader friendly assessment explores the pro and anti fluoridation movements key players and important events Full of amusing and vivid anecdotes and examples this accessible recounting includes A careful and non condescending look at the hard science popular science pseudo science and junk science involved A look at fluoride issues including dosage cost financial and funding interests fluorosis and problems of risk cost benefit analysis The back and forth drama between pro and anti fluoridation factions with all its claims counterclaims insults acrimony and lawsuits Case studies of various cities and their experiences with municipal water fluoridation initiatives Fluorophobia and popular conspiracy theories involving fluoride The colorful characters in the debate including activists scientists magicians and politicians A richly and considerately told tale of American science and public life *The Fluoride Wars* offers an engrossing history to both interested general readers and specialists in public health dentistry policymaking and related fields Psychological Expertise in Court Daniel A. Krauss, 2016-04-15 Expertise in Court Perspectives on Testimony

is the second of a two volume set on the Psychology of the Courtroom The authors a renowned group of psychology and legal scholars offer definitive coverage of the use of psychological expert testimony and evidence in a variety of legal contexts They explore the controversies that surround it from questions of its admissibility to its effects on eventual juror decisions A wide range of topics are covered including system and estimator variables in eyewitness identification expert testimony on psychological syndromes the insanity defence and sexual harassment how child sexual abuse is used by the courts and recent research on false confessions They also provide a comparative analysis exploring how different types of psychological expert testimony and evidence are used by different countries legal systems All the chapters conclude by making specific recommendations for how psychological research and information could be better utilized by courts around the world

Forensic Ballistics in Court Brian J. Heard, 2013-05-13 Forensic Ballistics in Court Interpretation and Presentation of Firearms Evidence is an accessible introduction to firearms and ballistics evidence and how this is analysed and presented as evidence in a court of law The book approaches the subject in terms of the realities of case work opening with a clear and illustrated explanation of the correct nomenclature for various weapon types and their parts Ammunition is also extensively covered again with annotated illustrations Basic external and terminal ballistics wounding capabilities are likewise covered to give an overview of the subject A key aspect of the book covers the theory and philosophy behind striation matches and the associated statistics how positive matches should be peer reviewed and the importance accreditation has on this subject Gunshot residue formation and identification and the various methods used in its analysis are reviewed in depth This includes a critical examination of the pros and cons of each type of examination and the evidential weight which can be applied to each method Accessible and reader friendly introduction to firearms and ballistics Clarifies the limitations of firearms evidence Extensive use of global case studies throughout Focus on the interpretation and assessment of the weight of firearms ballistics evidence presented at court Covers the importance of witness and accused statements and their interpretation in relation to the investigation under review Includes coverage of gunshot residue collection examination and interpretation and the potential for contamination of GSR samples Includes numerous real life case studies that the author has dealt with over the past 45 years Takes an applied approach to the subject

Forensic Neuropsychology Glenn J. Larrabee, 2011-12-06 This is a scientific approach to forensic neuropsychology consistent with the Daubert ruling defining forensic expertise The text covers the scientific basis of forensic neuropsychology ethics of forensic practice pediatric brain injury and criminal competency and responsibility

Handbook of Human Factors in Litigation Y. Ian Noy, Waldemar Karwowski, 2004-12-28 Using ergonomics in forensics can help prevent the recurrence of system failures through engineering or administrative controls It can also raise the level of concern among professionals and the public regarding product workplace and service safety due to perceived exposure to liability Even with such a potentially important and broad impact f

Supreme Court Economic Review, Volume 20 Ilya Somin, Todd J. Zywicki, 2017-08-01 The Supreme Court

Economic Review is an interdisciplinary journal that seeks to provide a forum for scholarship in law and economics public choice and constitutional political economy Its approach is broad ranging and contributions employ explicit or implicit economic reasoning for the analysis of legal issues with special attention to Supreme Court decisions judicial process and institutional design

Individual Justice in Mass Tort Litigation Jack B. Weinstein, 1995 Documenting a prominent jurist's efforts a collection of case studies examines his successes with Vietnam veteran exposure to Agent Orange asbestos and DES and repetitive stress syndrome describes current legal attitudes and recommends compassionate alternatives

The International Handbook of Parental Alienation Syndrome Richard A. Gardner, S. Richard Sauber, Demosthenes Lorandos, 2006 The dramatic increase in the number of child custody disputes since the seventies has created an equally dramatic need for a standard reference work that examines the growing social problem of children who develop an irrational hatred for a parent as the result of divorce The International Handbook of Parental Alienation Syndrome Conceptual Clinical and Legal Considerations features clinical legal and research perspectives from 32 contributors representing eight countries building on the work of the late Dr Richard Gardner a pioneer in the theory practice diagnosis and treatment of Parental Alienation Syndrome PAS This unique book addresses the effects of PAS on parents and children discusses issues surrounding reconciliation between parent and alienated child and includes material published for the first time on incidence gender and false allegations of abuse in PAS Content highlights examines PAS and the roles of family members the criminal justice system and the need for public awareness and policymakers to respond to PAS Descriptive statistics on 84 cases are given and the factors affecting reconciliation between the child and target parent are listed The mild moderate and severe categories of PAS are explored and the psychological consequences of PAS indoctrination for adult children of divorce and the effects of alienation on parents are researched The role of medical reports in the development of PAS sexual abuse allegations and future predictions on the fate of PAS children are many of the clinical considerations in this book The legal issues concern PAS in American law criticisms of PAS in courts of law protecting the fundamental rights of children in families family law reform International PAS abductions and the legal requirements of experts giving evidence to courts The impact and implications of PAS are immense and no other single source provides the depth and breadth of coverage of the topic than the clinical and forensic chapters in this book

Academic Reading - Second Edition Janet Giltrow, 2002-03-21 This reader has been designed to accompany Giltrow's Academic Writing one of the key principles of which is that there is a close connection between the processes of reading and of writing academic prose Each reading is preceded by introductory commentary questions and suggestions for discussion and the book also includes a brief general introduction As with Giltrow's Academic Writing her Academic Reading is a challenging text At its core are examples of actual academic writing of the sort that students must learn to deal with daily and to write themselves As newcomers to the scholarly community students can find that community's ways of reading and writing mysterious unpredictable and intimidating Academic Reading

demystifies the scholarly genres shedding light on their discursive conventions Throughout Academic Reading respects the student writer it engages the reader's interest without ever condescending and it avoids entirely the arbitrary and the dogmatic The second edition is expanded to include twenty one selections nineteen of which come from scholarly publications and more than half of which are new to this edition **Public Health Law and Ethics** Lawrence O.

Gostin, 2010-06-02 Now revised and expanded to cover today's most pressing health threats Public Health Law and Ethics probes the legal and ethical issues at the heart of public health through an incisive selection of government reports scholarly articles and relevant court cases Companion to the internationally acclaimed text Public Health Law Power Duty Restraint this reader can also be used as a stand alone resource for students practitioners scholars and teachers It encompasses global issues that have changed the shape of public health in recent years including anthrax SARS pandemic flu biosecurity emergency preparedness and the transition from infectious to chronic diseases caused by lifestyle changes in eating and physical activity In addition to covering these new arenas it includes discussion of classic legal and ethical tensions inherent to public health practice such as how best to balance the police power of the state with individual autonomy Cutting Green Tape Roger Meiners, 2018-02-06 Hundreds of hazardous waste sites are on the Superfund National Priority List in the United States and thousands more could become eligible The Superfund has spent or ordered the spending of billions of dollars with little apparent impact on human health risks While public perception of the real or imagined hazardous nature of consumer and industrial substances has resulted in widespread attention to the issue lawsuits have proliferated with liability aimed at deep pockets instead of individual agents who may be responsible Contributors to Cutting Green Tape carefully examine the existence and severity of the toxic harms and liability problem the erosion of a clear tort legal system to settle disputes and whether a clearly defined system of property rights could be developed to reduce the dangers from toxic substances Cutting Green Tape rethinks the nature and impact of today's environmental bureaucracy Rather than continue unworkable cumbersome and often contradictory regulations Cutting Green Tape prescribes a clearer tort legal system to settle disputes and demonstrates that clearly defined environmental property rights would reduce the threat of toxic substances Among the many topics addressed are air toxins policy pollution damages and tort law risk assessment insurance and public information protecting groundwater regulation of carcinogens contracting for health and safety and toxin torts by government The book converges on a central theme when common law remedies with their burden of proof and standards of evidence are replaced by the legislatively mandated regulatory regimes described a problem emerges The bureaucratic tunnel vision described by Justice Stephen Breyer tends to take over The police powers of the state are given to bureaucratic decision makers who are limited only by the blunt instrument of political influence rather than by the need to show harm or wrongdoing in an unbiased court as the police are or by a budget on expenditures set by the Congress as most bureaus are The excesses described in the chapters thus result not from incompetence in the bureaus but from the expansive powers

granted to decision makers who are tightly focused on the narrow mission they see before them **Handbook of Forensic Science** Jim Fraser, Robin Williams, 2013-01-11 Forensic science has become increasingly important within contemporary criminal justice from criminal investigation through to courtroom deliberations and an increasing number of agencies and individuals are having to engage with its contribution to contemporary justice This Handbook aims to provide an authoritative map of the landscape of forensic science within the criminal justice system of the UK It sets out the essential features of the subject covering the disciplinary technological organizational and legislative resources that are brought together to make up contemporary forensic science practice It is the first full length publication which reviews forensic science in a wider political economic social technological and legal context identifying emerging themes on the current status and potential future of forensic science as part of the criminal justice system With contributions from many of the leading authorities in the field it will be essential reading for both students and practitioners **Forensic Neuropathology** Jan E. Leestma, Sanford Bon, 2008-10-14 Over the past 30 years as both forensic pathology and neuropathology have grown in sophistication the two specialties have forged a heightened level of interaction Reflecting the vast increase in knowledge and scientific progress in the past two decades Forensic Neuropathology Second Edition examines the new developments that have arisen since *WRONGFUL CONVICTION* John A. Humphrey, Kaitlyn M. Clarke, 2018-01-04 The magnitude of wrongful conviction is increasing across the country and around the world with individuals arrested convicted and incarcerated for extended periods of time This book provides an understanding of legal remedies organizational reforms and policy changes that have been proposed and implemented In various jurisdictions these procedures reduce the likelihood of a wrongful conviction Legal and organizational reforms and changes in criminal justice policy are considered at three key junctures of the process 1 the investigation evidence gathering and forensic analysis 2 prosecutorial decision making and 3 the judicial review and exoneration of a wrongfully convicted defendant Each chapter opens with a wrongful case vignette that illustrates the reform strategies being considered The investigatory process is studied on each case and the police process is analyzed in detail Part 1 includes the introductory chapter that provides an overview of wrongful convictions and the investigatory process routinely employed to gather evidence and identify a suspect The analysis of forensic evidence is explored including the chain of custody contamination of the evidence misinterpretation and the falsification of forensic reports Part 2 focuses on the prosecutors defense attorneys judges and juries Plea bargaining strategies coaching witnesses violations of the rules of discovery use of jailhouse snitches inadequate defense counseling lack of preparation and adequate resources are examined Part 3 analyzes the processes involved in the reversal of wrongful convictions the judicial review and obstacles encountered in the exoneration process In addition the authors provide a thorough analytical overview of the criminal justice processes involved in wrongful conviction and the reforms that are needed to prevent and reverse injustices This book is an invaluable resource for prosecutors defense attorneys judges advocates for the wrongfully convicted criminal justice

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