

BIBLIOGRAPHY:  
WORKS BY GARY T. SCHWARTZ

ARTICLES AND CHAPTERS

- American Tort Law and the (Supposed) Economic Loss Rule*, in PURE ECONOMIC LOSS IN EUROPE 249 (Mauro Bussani & Vernon Valentine Palmer eds., forthcoming Apr. 2003).
- Empiricism and Tort Law*, 2002 U. ILL. L. REV. (forthcoming 2002).
- Feminist Approaches to Tort Law*, 2 THEORETICAL INQUIRIES L. 175 (2001).
- Auto No-Fault and First-Party Insurance: Advantages and Problems*, 73 S. CAL. L. REV. 611 (2000).
- Cigarette Litigation's Offspring: Assessing Tort Issues Related to Guns, Alcohol & Other Controversial Products in Light of the Tobacco Wars*, 27 PEPP. L. REV. 751 (2000).
- Contribution, ENCYCLOPEDIA OF THE AMERICAN CONSTITUTION (Leonard W. Levy & Kenneth L. Karst eds., 2d ed. 2000).
- Cardozo as Tort Lawmaker*, 49 DEPAUL L. REV. 305 (1999).
- Tobacco, Liability, and Viscusi*, 29 CUMB. L. REV. 555 (1999).
- Insurance, Deterrence and Liability*, in 2 THE NEW PALGRAVE DICTIONARY OF ECONOMICS AND THE LAW 335 (Peter Newman ed., 1998).
- Rylands v. Fletcher, Negligence, and Strict Liability*, in THE LAW OF OBLIGATIONS: ESSAYS IN CELEBRATION OF JOHN FLEMING (Peter Cane & Jane Stapleton eds., 1998).
- Medical Malpractice, Tort, Contract, and Managed Care*, 1998 U. ILL. L. REV. 885.
- The Nature of the New Restatement*, KAN. J.L. & PUB. POL'Y, Fall 1998, at 43.
- Mixed Theories of Tort Law: Affirming Both Deterrence and Corrective Justice*, 75 TEX. L. REV. 1801 (1997).
- Assessing the Adequacy of State Products Liability Lawmaking*, YALE L. & POL'Y REV., Symposium Issue 1996, at 359.
- Considering the Proper Federal Role in American Tort Law*, 38 ARIZ. L. REV. 917 (1996).
- The Economic Loss Doctrine in American Tort Law: Assessing the Recent Experience*, in CIVIL LIABILITY FOR PURE ECONOMIC LOSS 103 (Efstathios K. Banakas ed., 1996).
- Proposals for Reforming Pain and Suffering Awards*, in REFORMING THE CIVIL JUSTICE SYSTEM 416 (Larry Kramer ed., 1996).

- The Hidden and Fundamental Issue of Employer Vicarious Liability*, 69 S. CAL. L. REV. 1739 (1996).
- Weaver v. Ward*, 74 TEX. L. REV. 1271 (1996).
- Reality in the Economic Analysis of Tort Law: Does Tort Law Really Deter?*, 42 UCLA L. REV. 377 (1994).
- Mass Torts and Punitive Damages: A Comment*, 39 VILL. L. REV. 415 (1994).
- A National Health Care Program: What Its Effect Would Be on American Tort Law and Malpractice Law*, 79 CORNELL L. REV. 1339 (1994).
- The A.L.I. Reporters' Study*, 15 U. HAW. L. REV. 529 (1993).
- Tobacco Liability in the Courts*, in *SMOKING POLICY: LAW, POLITICS, AND CULTURE* 131 (Robert L. Rabin & Stephen D. Sugarman eds., 1993).
- Waste, Fraud, and Abuse in Workers' Compensation: The Recent California Experience*, 52 MD. L. REV. 983 (1993).
- The Beginning and the Possible End of the Rise of Modern American Tort Law*, 26 GA. L. REV. 601 (1992).
- Explaining and Justifying a Limited Tort of False Light Invasion of Privacy*, 41 CASE W. RES. L. REV. 885 (1991).
- The Myth of the Ford Pinto Case*, 43 RUTGERS L. REV. 1013 (1991).
- Product Liability and Medical Malpractice in Comparative Context*, in *THE LIABILITY MAZE: THE IMPACT OF LIABILITY LAW ON SAFETY AND INNOVATION* 28 (Peter W. Huber & Robert E. Litan eds., 1991).
- Reviewing and Revising Dillon's Rule*, 67 CHI.-KENT L. REV. 1025 (1991).
- The Ethics and the Economics of Tort Liability Insurance*, 75 CORNELL L. REV. 313 (1990).
- Browning Ferris: The Supreme Court's Emerging Majorities*, 40 ALA. L. REV. 1237 (1989).
- The Character of Early American Tort Law*, 36 UCLA L. REV. 641 (1989).
- A Proposal for Tort Reform: Reformulating Uninsured Motorist Plans*, 48 OHIO ST. L.J. 419 (1987).
- Economic Loss in American Tort Law: The Examples of J'Aire and of Products Liability*, 23 SAN DIEGO L. REV. 37 (1986).
- The Advantages of Tort*, in *PERSONAL COMPENSATION FOR INJURY IN AUSTRALIA* 70, 171 (Attorney General's Department of Australia ed., 1985).
- Directions in Contemporary Products Liability Scholarship*, 14 J. LEGAL STUD. 763 (1985).
- Tort Scholarship*, 73 CAL. L. REV. 548 (1985).
- New Products, Old Products, Evolving Law, Retroactive Law*, 58 N.Y.U. L. REV. 796 (1983).
- Deterrence and Punishment in the Common Law of Punitive Damages: A Comment*, 56 S. CAL. L. REV. 133 (1982).
- Remembering Don*, 29 UCLA L. REV. 767 (1982).

- Tort Law and the Economy in Nineteenth-Century America: A Reinterpretation*, 90 YALE L.J. 1717 (1981).
- The Vitality of Negligence and the Ethics of Strict Liability*, 15 GA. L. REV. 963 (1981).
- Economics, Wealth Distribution, and Justice*, 1979 WIS. L. REV. 799.
- Understanding Products Liability*, 67 CAL. L. REV. 435 (1979).
- Contributory and Comparative Negligence: A Reappraisal*, 87 YALE L.J. 697 (1978).
- Talking About Taking*, 87 YALE L.J. 1295 (1978) (reviewing BRUCE A. ACKERMAN, *PRIVATE PROPERTY AND THE CONSTITUTION* (1977)) (James E. Krier coauthor).
- Urban Freeways and the Interstate System*, 49 S. CAL. L. REV. 406 (1976).
- The Logic of Home Rule and the Private Law Exception*, 20 UCLA L. REV. 671 (1973).
- Book Review, 19 UCLA L. REV. 148 (1971) (reviewing EDWARD C. BANFIELD, *THE UNHEAVENLY CITY: THE NATURE AND FUTURE OF OUR URBAN CRISIS* (1970)).
- Book Review, 84 HARV. L. REV. 516 (1970) (reviewing FRANK I. MICHELMAN & TERRANCE SANDALOW, *MATERIALS ON GOVERNMENT IN URBAN AREAS: CASES, COMMENTS, QUESTIONS* (1970)).
- Case Comment, *Due Process of Law—In General—Fair Housing Act Is Constitutional But Commission's Power to Issue "Appropriate" Orders Is Too Broad: Colorado Anti-Discrimination Comm'n v. Case*, 77 HARV. L. REV. 553 (1964).

## OTHER

- Reporter, RESTATEMENT (THIRD) OF TORTS: LIABILITY FOR PHYSICAL HARM (BASIC PRINCIPLES) (Tentative Draft No. 1, 2001).

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