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Remedies Damages Equity And Restitution

Topics include compensatory damages for tangible and intangible harms, punitive damages, unjust enrichment and restitution, equitable remedies, and much more. This single-volume text unpacks major developments of the last twenty-five years for the law of remedies in the United States with citations to hundreds of cases, articles, and statutes.

Law of Remedies: Damages, Equity, Restitution (Hornbooks ...

Remedies: Damages, Equity and Restitution Fourth Edition by Robert S. Thompson (Author), John A. Sebert (Author), Leonard Gross (Author), Jr. R.J. Robertson (Author) & 1 more 2.9 out of 5 stars 3 ratings

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The first half of the book focuses on generally accepted principles and is organized around the three core types of remedy -- damages, equitable relief, and restitution. The second half of the book concentrates on the application of those general remedial principles in specific contexts and is organized around remedies for particular wrongs ...

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Handbook on the Law of Remedies : Damages - Equity ...

The third type of equitable relief is restitution. Restitution is a remedy applicable to several different types of cases: those in which the contract was avoided because of incapacity or misrepresentation, those in which the other party breached, and those in which the party seeking restitution breached. As the word implies, restitution is a restoring to one party of what he gave to the other. Therefore, only to the extent that the injured party conferred a benefit on the other party

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may ...

Equitable Remedies

In general, remedies may be legal or equitable. In legal remedies, the non-breaching party can recover monetary damages. By contrast, a party may obtain an equitable remedy when a court forces the other party to perform to its part of the contract. This is in lieu of imposing a fine.

What Are Examples of Equitable Remedies?

Restitution may be either a legal remedy or an equitable remedy, "depend[ing] upon the basis for the plaintiff's claim and the nature of the underlying remedies sought". Generally, restitution and Equitable tracing is an equitable remedy when the money or property wrongfully in the possession of defendant is traceable (i.e., can be tied to ...

Restitution - Wikipedia

remedy-the injunction. The injunction provided an effective remedy when damages were not helpful or adequate, and equity courts wielded the powerful sanction of contempt to punish those who disobeyed their injunctions. As early as 1845, Texas merged the two systems represented by the common law and equity courts.

Restitution in Texas: Civil Liability for Unjust Enrichment

The restitution legal definition depends on the laws in a given area. Restitution in criminal cases is a classification of damages that a criminal defendant may be required to pay to compensate a victim for pecuniary losses that the victim may have suffered as a result of the defendant's alleged criminal acts.

Restitution Legal Definition: Everything You Need to Know

Legal Treatises: Restitution, Remedies, & Damages Books (both print and online) that summarize or analyze an area of law. Covers scholarly and practical sources.

Restitution, Remedies, & Damages - Legal Treatises - UCI ...

equitable tracing as a remedy for unjust enrichment; The two main equitable remedies are injunctions and specific performance, and in casual legal parlance references to equitable remedies are often expressed as referring to those two remedies alone. Injunctions may be mandatory (requiring a person to do something) or prohibitory (stopping them ...

Equitable remedy - Wikipedia

REMEDIES: DAMAGES, EQUITY, AND RESTITUTION Second Edition by ROBERT S. THOMPSON, JOHN A. SEBERT, JR. and a great selection of related books, art and collectibles available now at AbeBooks.com.

Equity Restitution Damages - AbeBooks

There are many Equitable Remedies, but some of the common remedies include injunctions, specific performance, rescission, rectification, equitable estoppel, and declaratory relief. Injunctions and specific performance represent the most widely granted Equitable Remedies.

Difference Between Legal and Equitable Remedies | Compare ...

Law of Remedies: Damages, Equity, Restitution (Hornbooks) by Dan Dobbs. \$115.00. 5.0 out of 5 stars 3. Conflict of Laws: Cases, Materials, and Problems (Aspen Casebook) by Laura E. Little. \$128.79. Business Structures (American Casebook Series) by David Epstein. \$235.00. Need customer service?

Amazon.com: Customer reviews: Remedies: Damages, Equity ...

This casebook compares remedial principles in the areas of tort, contract, and property, exploring both theory and practice. The first half of the book focuses on generally accepted principles and is organized around the three core types of remedy -- damages, equitable relief, and restitution. The second half of the book concentrates on the application of those general remedial principles in specific contexts and is organized around remedies for particular wrongs -- personal injury, invasion ...

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The High Court found no trouble with the remedies of contractual damages and restitution co-existing. Particularly, they noted that restitution is a liquidated demand which, compared to an unliquidated claim for damages, may provide for easier and quicker recovery, including by way of summary damages. 19

High Court of Australia clarifies the availability of the ...

OTHER MONEY DAMAGES (alternatives to expectation damages) i) RESTITUTION DAMAGES (restores to a party the benefit conferred on the party) (1) Measured by either the reasonable value of the D obtaining that benefit from another source, or increase in the D's wealth from having received that benefit (2) If P has not substantially performed and is in breach, P not permitted to recover (a ...

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