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BANISHING FEAR FROM THE SKIES: A STATUTORY PROPOSAL

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Aerial hijacking poses a serious threat to safe innocent passage throughout the international community. Any attempt at a solution must be on the international level, but the treaties entered into force thus far fail to address several of the crucial legal issues. After he identifies these deficiencies, the author presents his proposal for developing a successful statutory attack on hijacking.

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The author analyzes the conceptual bases of two rules applied in antitrust litigation: the first allows an individual to sue for an antitrust violation despite his participation in the scheme, while the second requires the plaintiff to pay for the goods he acquired from the defendant although the sales were part of the scheme. The author asserts that the rules are inconsistent with the purpose of antitrust law and, as a reform, offers a new approach to the private attorney general concept.

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Medical malpractice claims are more than an insignificant concern for both the medical and legal professions, particularly in terms of the proof problems presented. The authors suggest that by videotaping surgery, malpractice claims could be handled more justly and efficiently, and they investigate the feasibility of videotaping surgery.

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