

# Determining Damages

THE PSYCHOLOGY OF JURY AWARDS



Edie Greene  
Brian H. Bornstein

# Determining Damages The Psychology Of Jury Awards

**Richard L. Wiener, Brian H. Bornstein**



## **Determining Damages The Psychology Of Jury Awards:**

*Determining Damages* Edie Greene, 2009 This book examines whether jurors are able to assess damages in a fair and predictable manner Jury decisions about damages have been deemed biased capricious unreliable hostile to corporate defendants excessively generous and out of control The authors provide an empirical analysis of the ways that juries determine damage awards They show that in many respects jurors charged with the complex task of compensating the injured and punishing the wrongdoers do a commendable job of it When jury decisions diverge from what we expect the difficulty of the decision making context may be as much to blame as any moral or intellectual failings on the part of individual jurors The authors discuss the factors that influence damage assessment such as the identity of the plaintiff defendant and jurors themselves the severity and nature of the injury and the conduct of the litigants They also examine the different reasoning processes that jurors use to determine what they believe are just awards The book culminates with a discussion that considers whether our jury system should be reformed The authors detailed analysis suggests that the system itself may contribute more to unpredictable and unfounded decisions than does a juror s ability to be fair and reasonable PsycINFO Database Record c 2004 APA all rights reserved

## **The Handbook of Forensic Psychology** Irving B.

Weiner, Allen K. Hess, 2006-04-20 This is a fully revised and updated version of the top academic work in forensic psychology Focussed mainly on the practical aspects of forensics this volume provides all readers need to know to be effective practitioners Detailed sections cover both civil and criminal forensic practice forensic report writing treating mental illness in the incarcerated and ethical issues Contributors are the best known and most respected practitioners in the field from the US and Canada All chapters are completely revised from the previous edition including 6 which have new authors Forensic psychology is one of the fastest growing specialties in the field Its practitioners are able to avoid managed care and structured settings and they often focus on assessment rather than long term treatment of clients With the growing public interest in all things forensic most graduate programs in psychology have added at least one course in forensic psychology over the past few years and more established professionals are entering the field every day *The Jury Under Fire* Brian H. Bornstein, Edie Greene, 2017 *The Jury Under Fire* reviews a number of controversial beliefs about juries that have persisted in recent years as well as the implications of these views for jury reform efforts Each chapter focuses on a mistaken assumption or myth about jurors or juries critiques the myth and then uses social science research findings to suggest appropriate reforms

## **Handbook of Trial Consulting** Richard L. Wiener, Brian H. Bornstein, 2011-05-06

This volume will be a handbook that treats trial consulting as applied psychology The purpose of the volume will be to collect the viewpoints of leaders in the field of psychology and law who apply the discipline s theoretical models methods and ethics to assist litigators to try cases in the most effective way possible As a whole the collection of chapters will describe the theory business and mechanics of trial consulting for those interested in learning and practicing the profession However it will do so from the

perspective of organized theories of jury decision making In other words the work of juror researchers will inform the recommendations and suggestions in the handbook The volume consists of six sections each pertaining to a different topic Multiple chapters with different authors will cover each topic The topics and corresponding seven sections will be 1 An Introduction to the Theory and Psychology of Jury Decision Making 2 Applied Research Methodologies for Trial Consultants 3 Education and Ethical Considerations for Trial Consultants 4 Preparing and Cross Examining Witnesses 5 Technology and Demonstrative Evidence at Trial and 6 Special Topics in Trial Consulting Each section will begin with the editors short introduction reviewing that section and explaining its goals objectives and content Separate individuals recognized as leaders in their areas will write the remaining chapters in each section These individuals come from the fields of both psychology and law and represent viewpoints on these topics from a practice oriented perspective but a perspective that is emerges from research results They are affiliated with a number of academic institutions including University of Nebraska John Jay College of Criminal Justice University of Texas University of Chicago Simon Fraser University and private law firms

Behavioral Law and Economics Eyal Zamir,Doron Teichman,2018-06-05 In the past few decades economic analysis of law has been challenged by a growing body of experimental and empirical studies that attest to prevalent and systematic deviations from the assumptions of economic rationality While the findings on bounded rationality and heuristics and biases were initially perceived as antithetical to standard economic and legal economic analysis over time they have been largely integrated into mainstream economic analysis including economic analysis of law Moreover the impact of behavioral insights has long since transcended purely economic analysis of law in recent years the behavioral movement has become one of the most influential developments in legal scholarship in general Behavioral Law and Economics offers a state of the art overview of the field Eyal Zamir and Doron Teichman survey the entire body of psychological research that lies at the basis of behavioral analysis of law and critically evaluate the core methodological questions of this area of research Following this the book discusses the fundamental normative questions stemming from the psychological findings on bounded rationality and explores their implications for setting the law s goals and designing the means to attain them The book then provides a systematic and critical examination of the contributions of behavioral studies to all major fields of law including property contracts consumer protection torts corporate securities regulation antitrust administrative constitutional international criminal and evidence law as well as to the behavior of key players in the legal arena litigants and judicial decision makers

The Routledge International Handbook of Legal and Investigative Psychology Ray Bull,Iris Blandón-Gitlin,2019-09-11 The Routledge International Handbook of Legal and Investigative Psychology explores contemporary topics in psychological science applying them to investigative and legal procedures Written by recognized scholars from around the globe this book brings together current research emerging trends and cutting edge debates in a single comprehensive and authoritative volume Drawing from both research and practice this handbook highlights many important issues such as how to investigate and

prosecute rape the value of emotional affect in homicide investigations and factors affecting jurors and suspects decision making By considering current research the authors inform both legal and investigative professionals of findings that are of direct relevance to them and the steps that can be taken to improve efficiency This collection will inform investigative and legal professionals advanced psychology students academics researchers and policy makers It will also be of great interest to researchers from other disciplines including criminology policing and law **Journal of Forensic Economics** ,2002

*The American Psychologist* ,2008-02 Includes proceedings of the 54th 55th annual meetings of the association 1946 47 and proceedings of meetings of various regional psychological associations **Social Psychology of Punishment of**

**Crime** Margit Oswald,Steffen Bienenck,Jorg Hupfeld-Heinemann,2009-04-20 In recent years research interest has increased both in the needs of punishment by the public and in the psychological processes underlying decisions on sentencing This comprehensive look at the social psychology of punishment focuses on recent advances and presents new findings based on the authors own empirical research Chapters explore the application of social psychology and social cognitive theories to decision making in the context of punishments by judges and the punitiveness of laymen The book also highlights the different legal systems in the UK US and Europe discussing how attitudes to punishment can change in the context of cultural and social development **American Juries** Neil Vidmar,Valerie P. Hans,2007 This monumental and

comprehensive volume reviews more than 50 years of empirical research on civil and criminal juries and returns a verdict that strongly supports the jury system Montana Law Review ,2009 *Philip Morris USA V. Williams (2007)*. United

States. Supreme Court,2007 **Encyclopedia of Psychology and Law** Brian L. Cutler,2007-12-21 The Encyclopedia of Psychology and Law addresses the interface of psychology and law and draws from the related discipline of criminal justice These two volumes represent an outstanding collection of entries describing a wide array of contemporary and historical psychology and law topics With more than 400 entries this comprehensive resource is perfect to fill the substantial gap in the holdings of academic professional and personal libraries on this topic Key Themes Criminal Competencies Criminal Responsibility Death Penalty Education and Professional Development Forensic Assessment in Civil and Criminal Cases Juvenile Offenders Mental Health Law Police and Investigative Psychology Psychological and Forensic Assessment Instruments Psychology of Criminal Behavior Sentencing and Incarceration Symptoms and Disorders Relevant to Forensic Assessment Trial Processes Violence Risk Assessment The Encyclopedia of Psychology and Law allows individual students scientists and practitioners to keep abreast of the growing knowledge base outside their individual areas of expertise making it a must have resource for any academic library *Scientific Jury Selection* Joel D. Lieberman,Bruce Dennis Sales,2007 Given the importance of trial consultants to the modern day practice of law Scientific Jury Selection is designed to be informative for psychologists other professionals interested in trial consulting e g sociologists communication experts marketing researchers psychiatrists and social workers and attorneys The authors provide a thorough review of the most

common techniques used to select jurors and a critical social science based evaluation of the ultimate effectiveness of these methods The nature and mechanics of the voir dire process the use of community surveys and the influence of demographic factors on scientific jury selection are among the many topics given a close examination by the two authors who are pioneers in the field Psychologists and other social scientists as well as practicing trial consultants who read the book will gain a better understanding of the current state of research relevant to scientific jury selection emerging trends and areas in which new research needs to be conducted to advance the field Attorneys who read the book will be better positioned to decide whether to hire consultants to assist in future litigation and if so what types of services these consultants should provide

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The book delves into Determining Damages The Psychology Of Jury Awards. Determining Damages The Psychology Of Jury Awards is an essential topic that needs to be grasped by everyone, from students and scholars to the general public. The book will furnish comprehensive and in-depth insights into Determining Damages The Psychology Of Jury Awards, encompassing both the fundamentals and more intricate discussions.

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    - Chapter 4: Determining Damages The Psychology Of Jury Awards in Specific Contexts
    - Chapter 5: Conclusion
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