



# Judge and Jury: American Tort Law on Trial

*Eric Helland, Alexander Tabarrok*

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Is the U.S. tort system in crisis? CBS television's *60 Minutes* has said the tort system metes out "jackpot justice," and *Newsweek* has called America a "Lawsuit Hell." Other observers of the legal system, however, argue that the tort crisis is a myth. Although both sides of the debate rely primarily on anecdote and the selective use of evidence, a sound diagnosis of the tort system requires a rigorous analysis of hard data, not a retelling of sensationalistic sound bites.

In *Judge and Jury: American Tort Law on Trial*, economists Eric Helland and Alexander Tabarrok present their study of tens of thousands of tort cases from across the United States. The result is the most complete picture of the U.S. system of civil justice to date. Examining three of the key players of the tort system (juries, judges, and lawyers), Helland and Tabarrok conclude that the tort system is badly broken in some respects but functions surprisingly well in others.

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