

THE CLIFFORD SYMPOSIUM ON TORT LAW AND SOCIAL POLICY

In 1994, Robert A. Clifford (JD '76) endowed a faculty chair in tort law and social policy. The chair gives meaningful expression to his belief that the civil justice system serves a number of vital interests in American society. The Clifford Chair at DePaul provides a vehicle for exploration of the civil justice system in an intellectually rigorous fashion. Professor Stephan Landsman currently holds the chair.

In addition to providing support for faculty research and teaching, the endowment makes possible an annual symposium addressing a timely issue in the civil justice area. The purpose of the symposium is to bring the latest scholarship and advances in legal practice to lawyers and scholars who specialize in tort law, civil justice and related fields.

SYMPOSIUM FACULTY

Kenneth Abraham, University of Virginia School of Law

Nora Engstrom, Stanford Law School

Mark Geistfeld, New York University School of Law

Myriam Gilles, Benjamin N. Cardozo School of Law

John Goldberg, Harvard Law School

Michael Green, Wake Forest University School of Law

Gregory Keating, University of Southern California Gould School of Law

Stephan Landsman, DePaul University College of Law

Ellen Pryor, Southern Methodist University Dedman School of Law

Robert Rabin, Stanford Law School

Peter Schuck, Yale Law School

Anthony Sebok, Benjamin N. Cardozo School of Law

Catherine Sharkey, New York University School of Law

Stephen Sugarman, University of California Berkeley School of Law

Benjamin Zipursky, Fordham University School of Law

FESTSCHRIFT FOR ROBERT RABIN



Bob Rabin is one of the towering figures of American tort law.

His work has influenced the way we think about virtually all the critical questions confronted by tort scholars. His writings on the tobacco controversy, alternative compensation systems and tort theory have powerfully affected discourse on these topics. His casebook, with Franklin and Green, has served as the introduction to tort law for thousands of students.

In 2008, Bob was the recipient of the William Prosser Award for scholarship, teaching and service from the AALS Section on Torts and Compensation.

Bob also has been a great friend to the Clifford Symposium. He has appeared on the program more than a half dozen times and has contributed seminal pieces about enabling torts (49 *DePaul Law Review*), the tobacco wars (51 *DePaul Law Review*), the September 11th Compensation Fund (53 *DePaul Law Review*), and noneconomic loss (55 *DePaul Law Review*).

It is with the greatest pleasure and pride that we seek to honor our dear friend and colleague, Bob Rabin, at the 2011 Clifford Symposium on Tort Law and Social Policy.

PROGRAM

THE 17TH ANNUAL CLIFFORD SYMPOSIUM ON TORT LAW AND SOCIAL POLICY

THURSDAY, APRIL 14, 2011

- 10:00 Registration and Continental Breakfast
- 11:00 Opening Remarks
Stephan Landsman, Robert A. Clifford Professor of Tort Law and Social Policy
- 11:15 **SESSION I: REFLECTIONS ON TORT THEORY**
- Presenters:*
Mark Geistfeld
The Coherence of Compensation-Deterrence Theory in Tort Law
- John Goldberg and Benjamin Zipursky**
Legal Realism, Moral Skepticism and the Fault Principle
- Stephen Sugarman**
Why No Duty?
- Discussants:*
Michael Green
Anthony Sebok
- 12:45 Luncheon
- 2:00 **SESSION II: TORT AND THE ADMINISTRATIVE STATE**
- Presenters:*
Ellen Pryor
Enterprise Liability and Modern Workers' Compensation
- Peter Schuck**
Professor Rabin and the Administrative State
- Catherine Sharkey**
Vaccines: The Compensation Piece of the Preemption Puzzle
- Discussants:*
Nora Engstrom
Gregory Keating
- 3:30 **REMARKS BY ROBERT RABIN**
- 4:00 Concluding Remarks

FRIDAY, APRIL 15, 2011

- 9:00 Registration and Continental Breakfast
- 9:30 **SESSION III: PERSPECTIVES ON COMPENSATION SCHEMES**
- Presenters:*
Nora Engstrom
An Alternative Account of No-Fault's Demise
- Myriam Gilles**
Fund Administration as Precedent: Some Thoughts on the Gulf Coast Claims Facility
- Michael Green**
FELA: Tort or Compensation System?
- Discussants:*
Mark Geistfeld
Stephan Landsman
- 11:00 Break
- 11:15 **SESSION IV: PERSPECTIVES ON LIABILITY RULES**
- Presenters:*
Kenneth Abraham
Strict Liability in Negligence?
- Gregory Keating**
Rabin and Rylands
- Anthony Sebok**
'The Political Economy of Compensation' and the Recovery of Intangibles and Economic Harm
- Discussants:*
Catherine Sharkey
Stephen Sugarman
- 12:45 Concluding Remarks

