

# QUESTIONS & ANSWERS: **Remedies**

*Multiple Choice and Short Answer*

By

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## PREFACE

Most courses in law school focus on one substantive area of law — tort law or contract law — and explore how that body of law applies to various factual settings. The study of Remedies provides students with a unique opportunity to study the law from a trans-substantive perspective. By integrating the various substantive areas of law, Remedies allows students to focus on the commonalities of judicial relief across the board. In Remedies, students also consider how legal theories from several substantive areas of law can apply to a single transaction or dispute and how those differing legal theories may produce different outcomes in a given case. Remedies also provides students with an opportunity to observe how the law impacts the everyday lives of the parties to litigation by focusing on what relief the parties will take from the case — the “bottom line.” Finally, through the study of Remedies, students can gain insight into the value that society places on various personal rights and interests. Remedies explores questions about which losses we choose to compensate as well as the manner in which we compensate and value those losses. The answers to these questions reflect on the value we place on the underlying rights and interests that have been harmed.

This book is designed to guide students through the study of this multi-faceted area of the law. It can be used to assist in preparation for a final exam. However, students will also find it useful to assist in understanding core topics and issues during the course of the semester.

To this end, the first part of the book is divided into separate chapters. Each chapter concerns one specific Remedies topic. The topics covered in these chapters represent the core topics covered by most leading Remedies casebooks. Each of these chapters provides multiple choice and short answer questions covering the main issues surrounding the specified topic. The questions are designed to highlight common areas of misunderstanding. The corresponding answers and explanations are intended to dispel common misconceptions and strengthen understanding and comprehension of troublesome areas.

The second part of the book consists of a practice final exam. The practice final exam, like the individual chapters, consists of multiple choice and short answer questions. However, unlike the first part of the book, the topic or topics covered by a question are not expressly identified. Additionally, the questions are not organized by topic but rather appear in a randomly selected order. Finally, some of the questions raise issues pertaining to multiple topics.

We hope that students will find this book to be useful and that students will find the study of Remedies to be both fascinating and thought-provoking. Finally, we wish to thank Soni Schuman for her invaluable assistance in helping us prepare the manuscript and our families for their support and patience during the completion of this project.

Rachel M. Janutis  
Tracy A. Thomas  
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## TABLE OF CONTENTS

	<b>Page</b>
ABOUT THE AUTHORS .....	iii
PREFACE .....	v
QUESTIONS .....	1
Topic 1: Introduction to Remedies .....	3
Topic 2: Compensatory Damages .....	5
Topic 3: Contract Damages .....	9
Topic 4: Damages for Bodily Injury and Death .....	15
Topic 5: Property Damages .....	21
Topic 6: Punitive Damages .....	25
Topic 7: Qualifying for Injunctions .....	29
Topic 8: Injunctions .....	33
Topic 9: Temporary and Preliminary Injunctions .....	37
Topic 10: Contempt .....	41
Topic 11: Unjust Enrichment .....	45
Topic 12: Equitable Restitution .....	49
Topic 13: Declaratory Judgment .....	53
Topic 14: Remedial Defenses .....	57
Topic 15: Attorney Fees .....	61
PRACTICE FINAL EXAM: QUESTIONS .....	65
ANSWERS .....	83
Topic 1: Introduction to Remedies .....	85
Topic 2: Compensatory Damages .....	87
Topic 3: Contract Damages .....	91
Topic 4: Damages for Bodily Injury and Death .....	99
Topic 5: Property Damages .....	105
Topic 6: Punitive Damages .....	111
Topic 7: Qualifying for Injunctions .....	115
Topic 8: Injunctions .....	119

Topic 9:	Temporary and Preliminary Injunctions .....	123
Topic 10:	Contempt .....	127
Topic 11:	Unjust Enrichment .....	131
Topic 12:	Equitable Restitution .....	137
Topic 13:	Declaratory Judgments .....	143
Topic 14:	Remedial Defenses .....	147
Topic 15:	Attorney Fees .....	151
PRACTICE FINAL EXAM: ANSWERS .....		155
INDEX .....		175