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Choice of Law is Important
in Cross-Border Contracts

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CLAUSE? What does CHOICE OF

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THE CHOICE OF LAW IN
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FUNCTIONAL APPROACH The problem of choosing the appropriate law to govern an action for multistate defamation has engendered diverse judicial responses, Some courts, starting from the premise that publication

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1 in each state gives rise
to a separate cause of
action, have applied the law
of each

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Nijhoff Publ.,
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621. CHAPTER 24. MULTISTATE
CLASS ACTIONS AND CHOICE OF
LAW. ANDREW S. TULUMELLO

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GEOFFREY C. WEIEN. I.

Introduction. Multistate class actions are those implicating the substantive law of multiple jurisdictions. In a typical multistate class action, the named plaintiff purports to

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bring state law claims on behalf of non-forum-state residents. For example, a plaintiff might sue an automobile manufacturer for breaches of express and implied warranties (governed by state law),

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purporting to . . . The Quaking

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is the author of *The Quaking
Law*

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Choice of Law in Tort
Lawsuits. In tort lawsuits,
more commonly known as

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personal injury lawsuits, there can also be choice of law issues since the tort may span multiple states or involve parties from multiple states.

Accordingly, many states' choice of law rules

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regarding tort claims
provide that the
“substantive law of the
state with the . . .

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*Determining Choice of Law in
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Choice of jurisdiction and
applicable law are two

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questions that usually confront both litigants and the courts. Both have different rules guiding their application. What determines the jurisdiction of a court is different from what informs which law is

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applicable to a matter. In
multi-state tort actions, it
is a

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*PHILLIPS v EYRE AND ITS
APPLICATION TO MULTI-STATE
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Justice. by Juenger, Friedrich K. / Juenger, Karl / Juenger, Barbara. This illuminating text features a special introduction and colloquium by Professor Juenger's colleagues. A revised version of the late

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Friedrich Juenger's Hague Lectures, this "special edition" presents the most pervasive and trenchant critique of the traditional approaches to choice of law, both of the multilateralist and unilateralist kind, to

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regarding choice of law
which each have their own

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following. Also, individual courts have set their own standards. D. In addition to the matter of which state's substantive law will be applied is the issue of which State's Statute of Limitations will be applied.

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The underlying law is no less complicated in the statute of limitations area.

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The above cases are just a
taste of the precedent
available on the subject,
and underscores the
variation in disciplinary
standards in various

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jurisdictions. Offering legal advice on any legal matter where the parties and choice of law are

jurisdictions were the attorney does not hold a law license is a risky proposition.

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