



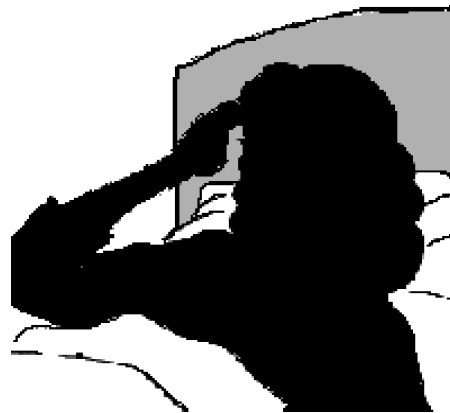
Spotlight On Justice



“CAPS” DISCRIMINATE AGAINST WOMEN

University of Buffalo Law Professor Lucinda Finley wrote in a recent study:

“[C]ertain injuries that happen primarily to women are compensated predominantly or almost exclusively through noneconomic loss damages. These injuries include sexual or reproductive harm, pregnancy loss, and sexual assault injuries.



“[J]uries consistently award women more in noneconomic loss damages than men.... [A]ny cap on noneconomic loss damages will deprive women of a much greater proportion and amount of a jury award than men. Noneconomic loss damage caps therefore amount to a form of discrimination against women and contribute to unequal access to justice or fair compensation for women.”

Source:

Lucinda M. Finley, “The Hidden Victims Of Tort Reform: Women, Children, And The Elderly”, 53 EMORY L.J. 1263, Summer 2004.

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