

# Damages Recap

# In-Class Exercise

Oral argument: *Appealing a Punitive Damages Award*

# Two Legal Tests

## *State Farm*

Anything outside of single digit ratio of punitive to compensatory damages is presumed unreasonable.

## *BMW v. Gore*

1. Reprehensibility
2. Disparity between compensatory and punitive damages
3. Difference between punitive damages and civil penalties

# Other Remedies

Nominal damages & declaratory judgment

Equitable relief

# Outlining

# Goals for reading cases

1. Grasp the internal logic and mechanics of the case.
2. Synthesize within a broader context.

# Goals for outlining

Creating and studying an outline should help you to:

1. Spot issues on the exam
2. Resolve issues methodically and comprehensively

# Outline for damages