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Volume 36

Number 2 *Symposia—Honor thy Mother & Father: Symposium on the Legal Aspects of Elder Abuse and Second Remedies Forum: Restitution*

Article 5

1-1-2003

Introduction—Second Remedies Discussion Forum: Restitution

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Recommended Citation

David F. Partlett & Russell L. Weaver, *Introduction—Second Remedies Discussion Forum: Restitution*, 36 Loy. L.A. L. Rev. 777 (2003).

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SECOND REMEDIES DISCUSSION FORUM: RESTITUTION

On April 26–27, 2002, Washington & Lee University School of Law and the University of Louisville’s Louis D. Brandeis School of Law co-hosted the *Second Remedies Discussion Forum*. The purpose of the forum was to bring together a small group of prominent remedies scholars to discuss topics of common interest. Like the first forum, this one attracted scholars from far and wide, including Europe, the Middle East, Canada and, of course, the United States.

The topic for this year’s conference was “restitution.” The original *Restatement of the Law of Restitution* was published in 1937. Now, after nearly seven decades, the *Restatement (Second) of Restitution* is about to be published. Under the capable guidance of Professor Andrew Kull (a participant at the forum), that project is nearing conclusion. As a result, the forum provided an opportunity for remedies scholars to discuss and debate the issues under consideration by the ALI drafters, and to do so with input from prominent remedies scholars from around the world.

The papers published here were submitted prior to the forum and formed the basis for the discussions. Since these were “discussion papers,” rather than traditional law review articles, they are more informal and conversational than traditional articles. Nevertheless, they provide interesting insights into modern remedial issues. In addition, since restitution scholarship has received more attention outside the United States in recent years (than in the United States), the addition of foreign scholars provided an interesting addition to the discussions.

