

1. Record Nr.	UNINA9910454479103321
Autore	Relis Tamara
Titolo	Perceptions in litigation and mediation : lawyers, defendants, plaintiffs, and gendered parties // Tamara Relis [[electronic resource]]
Pubbl/distr/stampa	Cambridge : , : Cambridge University Press, , 2009
ISBN	1-107-19134-3 1-282-10366-0 9786612103667 0-511-51722-X 0-511-57528-9 0-511-51771-8 0-511-51507-3 0-511-51417-4 0-511-51635-5
Descrizione fisica	1 online resource (xix, 279 pages) : digital, PDF file(s)
Disciplina	347/.09
Soggetti	Mediation Dispute resolution (Law) Actions and defenses
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Title from publisher's bibliographic system (viewed on 05 Oct 2015).
Nota di bibliografia	Includes bibliographical references (p. 257-279) and index.
Nota di contenuto	Great misconceptions or disparate perceptions of plaintiffs' litigation aims? -- Voluntary versus mandatory mediation divide -- Consequences of power : legal actors versus disputants on defendants' attendance at mediation -- Actors' mediation objectives : how lawyers versus parties plan to resolve their cases short of trial -- Perceptions during mediations -- Parallel views on mediators and styles -- Conclusion : the parallel understandings and experiences in case processing and mediation.
Sommario/riassunto	Offering interdisciplinary insights from sociological, psychological and gender studies, this book addresses this question: how do professional, lay and gendered actors understand and experience case processing in litigation and mediation? Drawing on data from 131

interviews, questionnaires and observations of plaintiffs, defendants, lawyers and mediators involved in 64 fatality and medical injury cases, the book challenges dominant understandings of how formal legal processes and dispute resolution work in practice as well as the notion that disputants and their representatives broadly understand and want the same things during case processing. In juxtaposing actors' discourse on all sides of ongoing cases on issues such as expectations, needs, comprehensions of what plaintiffs seek from the legal system, objectives for resolving conflict at mediation, and perceptions of what occurs during attempts at case resolution, the findings reveal inherent problems with the core workings of the legal system.

---