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RISK Editorial Board

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RISK

Health, Safety & Environment

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Dalton G. Paxman, Kristin S. Shrader-Frechette & Thomas G. Field, Jr., *Editorial: RAPA and Risk* 95

Conference Papers

Thomas G. Field, Jr., *Which Scientist Do You Believe? Process Alternatives in Technological Controversies*
Beyond introducing these papers, Professor Field argues that those designing processes for tasks originally contemplated by the Science Court proposal should closely consider, e.g., intervening experience with alternative dispute resolution. 97

Arthur Kantrowitz, *The Separation of Facts and Values*
Dr. Kantrowitz maintains that much modern pessimism derives from failure to separate what *is* from what *ought* to be and urges that scientific conflicts be resolved as value neutrally as possible. 105

Peter W. Huber, *Coping with Phantom Risks in the Courts*
Dr. Huber describes "phantom" risks as those tending to hover indefinitely, never to crystallize. He argues that legal procedures should optimally lead to closure and eliminate unwarranted fears. 111

Kristin S. Shrader-Frechette, *Evaluating the Expertise of Experts*
Professor Shrader-Frechette maintains that a rigid distinction between risk assessment and risk management is unwise. Concerned about procedural fairness, she argues that the public should have a voice in both. 115

Sidney A. Shapiro, *Resolving Technological Controversies in Regulatory Agencies*
Professor Shapiro notes that, e.g., advisory committees may increase technical accuracy at the price of delaying already slow rule making and urges Congress and the courts to provide agencies with broad procedural discretion. 127

Itzhak Jacoby, *Resolving Medical Controversies*

Dr. Jacoby explains why emerging technologies must be evaluated expeditiously. He also argues that an approach closely following "Science Court" tenets would more uniformly guide practitioners and insurers.

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Norman L. Balmer, *Alternative Dispute Resolution in Patent Controversies*

Mr. Balmer relates how ADR allows attorneys to tailor rules to resolve disputes in light of, e.g., party relationships and internal dynamics. He notes that, for life to go on, having resolution is itself an important goal.

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Jeffrey S. Lubbers, *The Regulatory Reform Recommendations of the National Performance Review*

Of ten recommendations Mr. Lubbers discusses, several were of particular interest. These include encouraging consensus-based rule making and ADR in enforcement, as well as ranking risks and improving regulatory science.

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Dalton G. Paxman, *Congressional Risk Proposals*

Dr. Paxman relates how an ambitious environmental agenda supported by the Administration and many members of the 103d Congress was ultimately derailed. He associates this with an apparently ever-growing interest in risk assessment.

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Dorothy J. Howell, *Scientific Literacy and Environmental Policy: The Missing Prerequisite for Sound Decision Making* (Quorum Books 1992)

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