

Tort Law is  
Our Law!

Share it for the Holidays...



Winter 2018  
Catalogue



# AMERICAN MUSEUM of TORT LAW

Holiday shopping that celebrates the Law!

Tort law and trial by jury go together like the Holidays and presents. What better gift for your staff, or family and friends, than something from the American Museum of Tort Law – the Museum that celebrates the importance of trial by jury, and tort law – the branch of law that protects us all from dangerous products, and wrongful conduct.

We are pleased to invite you to look inside, where you'll find gifts for everyone – the lawyer, your ace legal staff, the would-be lawyer, or anyone who appreciates good reads, fun items, intriguing art and especially our system of law – the greatest legal system in the world.

*Rick Newman*

Richard L. Newman, Esq.  
Executive Director

Happy Holidays, 2018!



Supreme Court Justice Stephen Breyer  
with Rick Newman



Executive Director Rick Newman

**THE NEW YORKER**  
"The museum's mission is to restore the idea that personal-injury law is not a way to line the pockets of a few lucky lawyers but rather a way to hold the powerful to account. As presented by the museum, personal-injury law may be the only way to hold a corporation accountable to the people it has harmed."

**POLITICO**  
"Fun, creative, visually stunning and provocative."

**The New York Times**  
"The museum... features some of the most groundbreaking cases of the late 20th century."

**Forbes**

"This nonprofit, educational institution aims to make people aware of tort law's pivotal role in the protection of personal freedom and safety, and celebrates the historical and contemporary achievements of the civil justice system."

**The Boston Globe**  
"...informative at any speed."

**The Washington Post**  
The American Museum of Tort Law reminds visitors how unhealthy American lives were not so long ago, before Nader's efforts. Dangerous Dalkon Shields in women's bodies, choking toys, asbestos and secondhand cigarette smoke everywhere.



"The Museum... will be of vital importance to our citizenry"  
~ Justice Sandra Day O'Connor



Wearables—show  
your support...  
and start an education  
with a conversation!



An AMTL Shirt is not just clothing or a show of support, it's a sure-fire conversation starter...

What's Tort Law?  
Why a flaming car?  
Who are Brown and Kendall?

You're going to find out once you start wearing these shirts!

- Museum Logo T-Shirt \$20  
Black and white image of the Museum, with our name in white over a teal background.  
Gildan 100% Cotton. Made in the U.S.A.
- Flaming Pinto Logo T-Shirt - Short Sleeve \$22  
Just like the first edition shirt, but better! Royal Apparel.  
100% cotton. Made in the U.S.A.
- Flaming Pinto Logo T-Shirt - Long Sleeve \$28  
NEW! Long sleeved combed cotton t-shirts with flaming Pinto Museum Logo  
on the front and "the long arm of the law" graphic running down right sleeve.  
100% cotton. Made in the U.S.A



Phil Donahue (right), the celebrated talk show host and an early Founder, visited the Museum and conducted an interview with Yale Law Professor Akhil Reed Amar.  
September 17th, 2017



Attorneys Jan Schlichtman ("A Civil Action") and Mitchell Garabedian ("Spotlight") with Ralph Nader



Pulitzer Prize-winning political cartoonist, Museum artist and Founder Matt Wuerker





Unsafe At Any Speed \$100  
by Ralph Nader ~ Autographed

50th Anniversary, commemorative edition of the classic—signed by the author. Published in 1965, it is Ralph's first book. And it was the book that launched the modern consumer movement. Hardcover (1965).

Autographed

Tort Law is grossly underutilized. There are millions of people with wrongful injuries every year, yet a tiny fraction ever reach the legal arena of tort remedies.  
~ Ralph Nader



Black Lung ~ Anatomy of a Public Health Disaster \$18  
by Alan Derickson

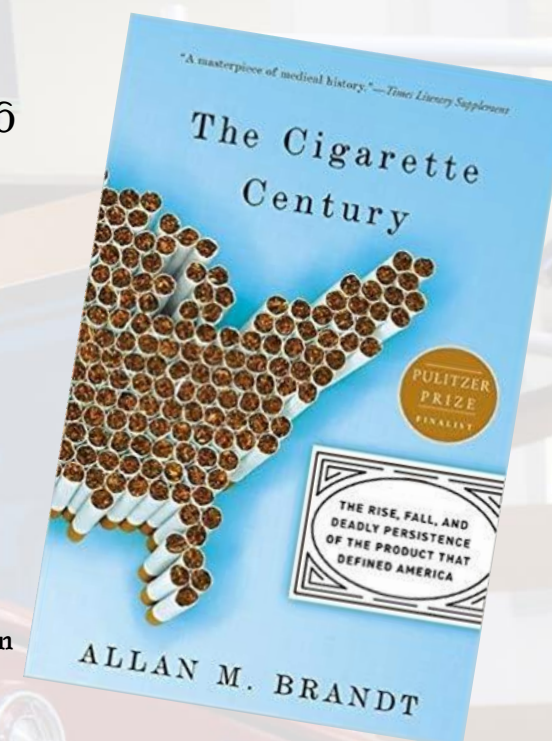
In the definitive history of a twentieth-century public health disaster, Alan Derickson recounts how, for decades after methods of prevention were known, hundreds of thousands of American miners suffered and died from black lung, a respiratory illness caused by the inhalation of coal mine dust. The combined failure of government, medicine, and industry to halt the spread of this disease, and even to acknowledge its existence, resulted in a national tragedy, the effects of which are still being felt. Hardcover (1998).

## Tort Law Saves Lives

Disclosures and verdicts from trials lead to nation-wide improvements to worker, product and public health and safety, to our environment, to civil rights, and to so much more!

The Cigarette Century \$36  
by Allan M. Brandt

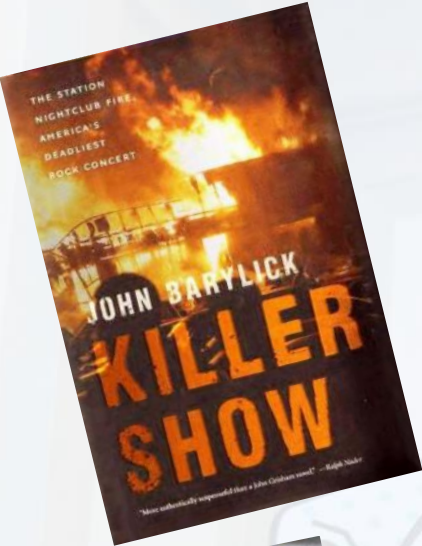
The invention of mass marketing led to cigarettes being emblazoned in advertising and on film, deeply tied to modern notions of glamour and sex appeal. It is hard to find a photo of Humphrey Bogart or Lauren Bacall without a cigarette. No product has been so heavily promoted or has become so deeply entrenched in American consciousness. And no product has received such sustained scientific scrutiny. The development of new medical knowledge demonstrating the dire harms of smoking ultimately shaped the evolution of evidence-based medicine. In response, the tobacco industry engineered a campaign of scientific disinformation seeking to delay, disrupt, and suppress these studies. Using a massive archive of previously secret documents, historian Allan Brandt shows how the industry pioneered these campaigns, particularly using special interest lobbying and largesse to elude regulation. But even as the cultural dominance of the cigarette has waned and consumption has fallen dramatically in the U.S., Big Tobacco remains securely positioned to expand into new global markets. The implications for the future are vast: 100 million people died of smoking-related diseases in the 20th century; in the next 100 years, we expect 1 billion deaths worldwide. Hardcover (2009).





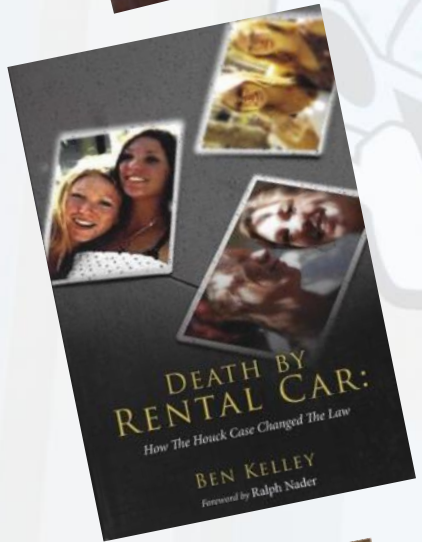
# Tragedy, outrage, tort law... Justice!

The power of tort law: not just compensation for victims, but disclosure of the most egregious wrongdoing, stopping it in its tracks, and deterrence for the future...



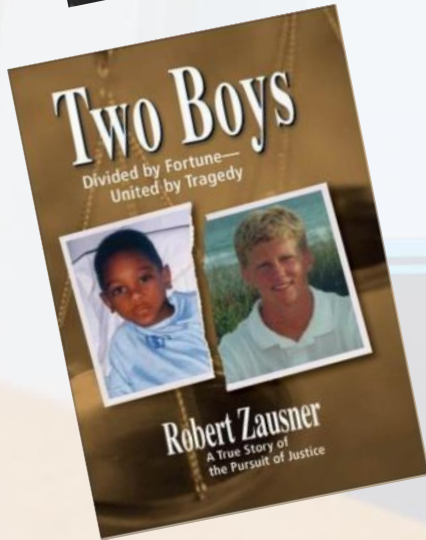
**Killer Show** \$25  
by John Barylick ~ Autographed

On February 20, 2003, the fourth-deadliest club fire in U.S. history occurred at a roadhouse in West Warwick, Rhode Island, called "The Station". In less than five minutes, 96 people were burned alive and 200 more were injured, many catastrophically. The final death toll topped out, three months later, at the eerily unlikely round number of 100. Paperback (2015).



**Death By Rental Car** \$12  
by Ben Kelley

After sisters Raechel and Jacqueline Houck died in a fiery crash while driving a Chrysler PT Cruiser belonging to Enterprise Rent-A-Car, their parents were shocked to learn that the car was under recall at the time for a flawed power steering hose. A small plaintiffs' law firm, Grassini & Wrinkle, agreed to take their case, filing suit against Daimler Chrysler and Enterprise in June 2005. This is an insider's view of the six-year court battle between the Houcks and the two corporate defendants, who attempted to blame the crash on the sisters. With a foreword by Ralph Nader, this book uncovers the shocking truth about defective rental cars, deadly malfeasance, and the failure of public policy to close loopholes that allow companies to put profits ahead of consumer safety. Paperback (2015).



**Two Boys** \$28  
by Robert Zausner

The true story of two very different boys who lived within an hour's drive of one another, yet existed in completely separate worlds. They had one thing in common, each became the random victim of a terrible tragedy. Hardcover (2007).

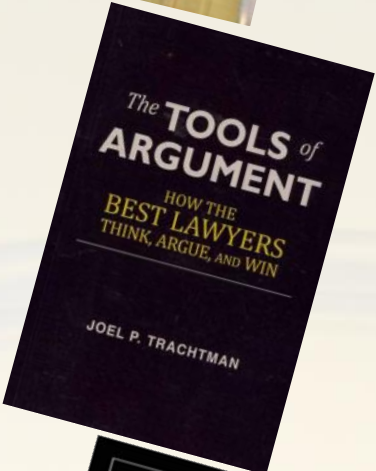
**Floored! Real-Life Stories from a Slip and Fall Expert Witness** \$20  
by Russell J. Kendzior

Rather than debate the truth behind slip, trip and fall litigation, Russell J. Kendzior sets the record straight and provides the reader with a behind the curtain view of the people filing these lawsuits and the companies being sued. This book is a great resource that explains what can be done to prevent the injury, and thus the lawsuit, through the eyes of a safety expert and stories of real-world victims. Paperback (2017).



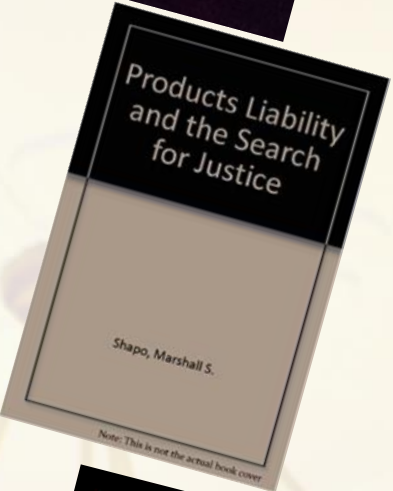
**The Tools of Argument** \$13  
by Joel P. Trachtman

Presents in plain and lucid terms the powerful tools of argument that have been honed through the ages in the discipline of law. If you are a law student or a new lawyer, a business professional or a government official, this book will boost your analytical thinking, your foundational legal knowledge, and your confidence as you win arguments for your clients, your organizations or yourself. Joel Trachtman is Professor of International Law at The Fletcher School of Law and Diplomacy at Tufts University. A world-renowned scholar of international economic law, he has published 7 books and more than 80 academic articles. Before entering academia, he practiced international business law for 9 years. Paperback (2013).



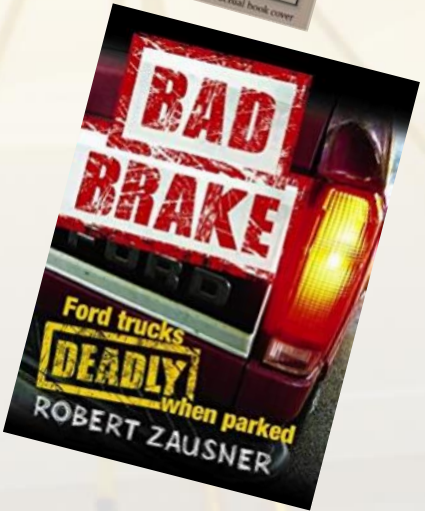
**Products Liability and the Search for Justice** \$22  
by Marshall S. Shapo

"[A] wide-ranging exploration of the doctrine, theories, and policies underlying modern products liability law. It reviews many important cases in this area. Shapo assesses economic and empirical studies and reviews the recent scholarly ~ and not so scholarly ~ criticisms of products liability law. He also evaluates legislative and administrative proposals for reform... The book is clear, well written, and easy to read. [Shapo] clarifies difficult concepts without oversimplifying them." ~ Trial Magazine Hardcover (1993).



**Bad Brake: Ford Trucks, Deadly When Parked** \$25  
By Robert Zausner

The Ford Motor Company rejected the notion of a hazardous defect in the parking brake of the world's best-selling motor vehicle. It denied responsibility. But when some of the victims' families grew suspicious and hired attorneys to investigate, the truth was revealed. Paperback (2011).







# Thinking Caps...

Museum Logo Baseball Cap \$25

Museum Flaming Pinto Baseball Cap \$25

One size fits all. In White, Navy or Khaki.

AMTL has you covered.







## NEW YORK

1932 T.J. Hooper et al. v.  
Northern Barge Corp. et al.

Barges towed by tugboats sank during a storm. The tugboats did not have working radio receivers capable of receiving a storm warning. In a case brought by the barge owners against the tugboat owners, the court held that a defendant might be liable even though he/she complied with industry custom, if a reasonable person would have taken the additional precautions. This rule has also been applied in ordinary negligence cases.

## What our Museum visitors are saying:

“Wow! Eye-opening experience!” ~ Beth S.

“*Transformative! Thank you.*” ~ Tammy C.

“*Excellent and entertaining, educational and engaging displays.*”  
~ Frank G.

“*Perhaps the most important museum we have!*” ~ Susan K.



“*Opened my eyes to the importance of torts and their ability to affect change.*” ~ Christina

“*Rekindled my desire to make a difference.*” ~ Roberta A.

“*Spending an hour at the Museum of Tort Law is a crash course in consumer and worker protection law that every American citizen should take.*” ~ Anonymous.



Ralph Nader with  
Columbia Law Students

A retired High Court Jurist from Mumbai visited, and at the conclusion of the tour told us: “I know what you are trying to do... you’re bringing the law to the people!”

## Why a Museum about Tort Law?

It’s a phrase most people never use ~ “tort law.” Yet, tort law is the law that stands between us and powerful wrongdoers. It is the law of wrongful injuries. In this country, anyone who has been wrongfully injured by the conduct of another ~ including powerful corporations ~ can take the wrongdoer to court, and there, seek justice before a jury.

Tort law can let anyone who has been wrongfully injured fight on equal terms with the wrongdoer, and provides that a jury of everyday citizens, not bureaucrats, or self-proclaimed experts, will decide what is fair.

So tort law (and trial by jury) benefit all of us. Bad behavior is regulated, and products are made safer, because of the courage of wrongfully injured people, and the wisdom of juries.

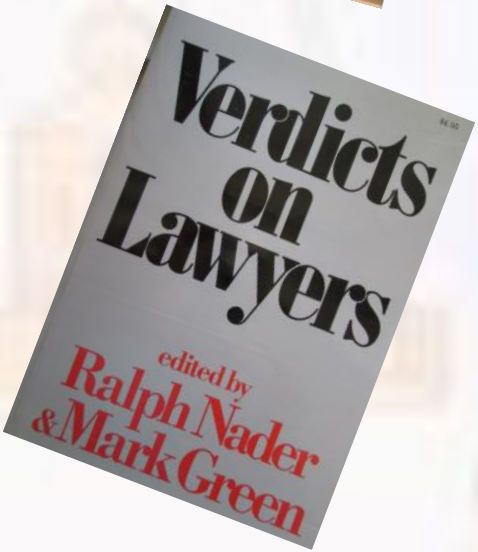
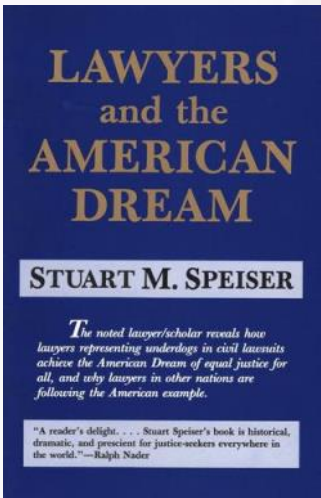
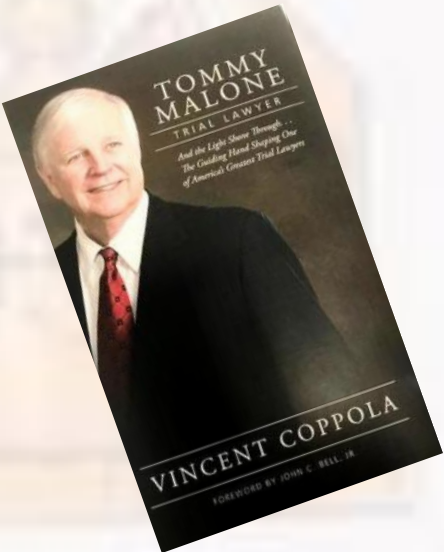
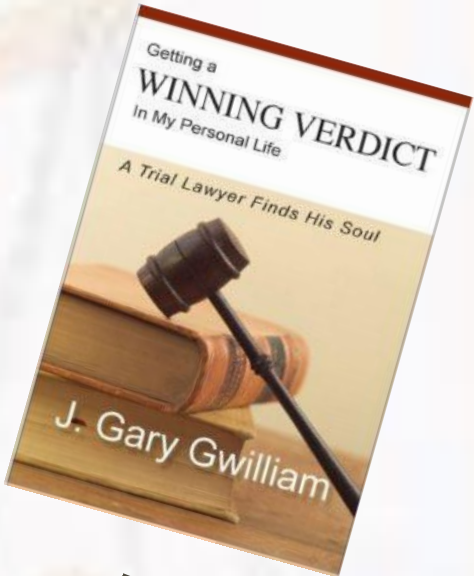
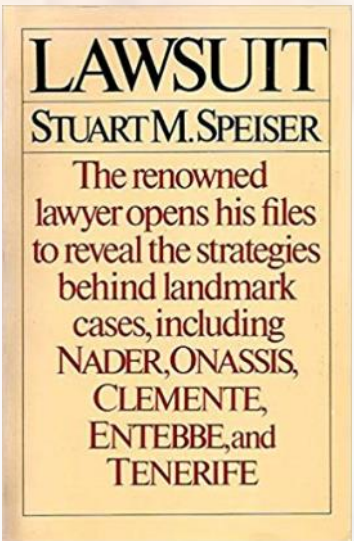
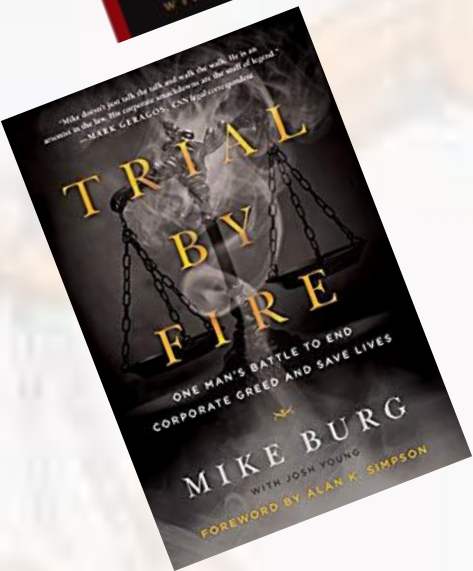
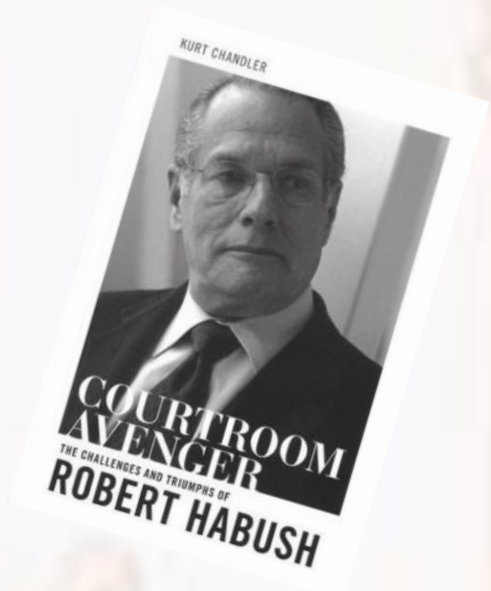
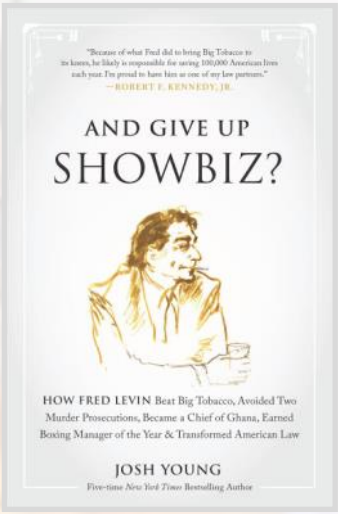
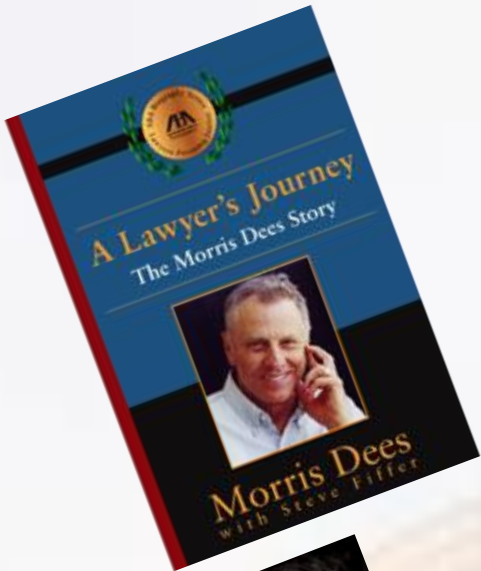
The books and gifts in this catalogue, show, in engrossing ways, the benefits of our system of law.





# Readers think, thinkers Read

Compelling stories of advocates and the pursuit of justice...



A Lawyer’s Journey ~ The Morris Dees Story \$15  
by Morris Dees

Morris Dees dramatically chronicles the significant events that led him to the front lines of the civil rights struggle and his ongoing crusade against hate groups. This is the story of the courageous and often lonely journey of a skilled and controversial trial lawyer whose career has paralleled a nation's struggle to ensure freedom and equality of all its citizens. Paperback (2003).

And Give Up Showbiz? How Fred Levin Beat Big Tobacco, Avoided Two Murder Prosecutions, Became a Chief of Ghana, Earned Boxing Manager of the Year & Transformed American Law \$20  
by Josh Young

In the early '90s, Big Tobacco was making a killing. There was no entity more powerful, and national tobacco-related deaths numbered in the hundreds of thousands each year. The economic loss from smoking-related illnesses was billions of dollars. And yet, Big Tobacco had never paid a nickel in court - until one Southern, small-town lawyer figured out how Florida could sue Big Tobacco to reimburse the state for health care costs. The end result? Beyond the \$13 billion settlement, hundreds of thousands of American lives have been, and will continue to be, saved. Hardcover (2014).

Courtroom Avenger: Robert Habush \$22  
by Kurt Chandler

In this new addition to the acclaimed American Bar Association's Lawyer Biography Series, author Kurt Chandler paints a profile of prolific Wisconsin trial lawyer Robert Habush, of Habush Habush and Rottier. For over 50 years, Habush has represented the Davids of the world against Goliath interests. This is his story. Hardcover (2014).

Trial By Fire ~ One Man's Battle to End Corporate Greed and Save Lives \$24  
by Mike Burg

Mike Burg is unwavering in standing up for the weary, the weak, and the downtrodden, taking on a gas company and winning dramatic changes to a city's pipelines to save thousands of lives; fighting drug companies over Fen-Phen, Yaz, Zyprexa, and Pradaxa; waging an eight-year battle against UBS Warburg for ripping off investors with junk mortgages; and taking sweeping action against 28 California wineries to stop selling arsenic-laden wine. A true powerhouse for justice. Hardcover (2016).

Lawsuit \$20  
by Stuart M. Speiser

Mr. Speiser blends historical research with his own unique personal experience to produce the first history of tort litigation. He describes contingent fees, jury trials and entrepreneur-lawyers as “the trinity of torts,” and explains why this trinity gives the individual greater protection than any other legal system. Hardcover (1980).

Getting a Winning Verdict in My Personal Life \$15  
by J. Gary Gwilliam ~ Autographed

This Best Books finalist (USA Book News) is a true adventure of one lawyer's unflinching truth, the whole truth and nothing but the truth. A journey from the bottom of alcoholic despair to sober, soulful leadership in his profession and personal life. Hardcover (2007).

Tommy Malone, Trial Lawyer \$30  
by Vincent Coppola

And the light shone through... the guiding hand shaping one of America's Greatest Trial Lawyers. Hardcover (2018).

Lawyers and the American Dream \$14  
by Stuart M. Speiser

The noted lawyer/scholar reveals how lawyers representing underdogs in civil lawsuits achieve the American Dream of equal justice for all, and why lawyers in other nations are following the American example. Paperback (1993).

Verdicts on Lawyers \$10  
edited by Ralph Nader and Mark Green ~ Autographed by Ralph Nader

An overview of the legal profession by consummate consumer advocates. Dedicated to “law students who pursue justice as their highest calling”. Paperback (1977).





## MASSACHUSETTS

1850 Brown v. Kendall

George Kendall tried to stop two dogs from fighting by striking at them with a four-foot stick. When he raised the stick, he accidentally struck George Brown in the eye. The court determined that Mr. Kendall could not be held liable unless he acted carelessly or with the intent to do harm. This decision was one of the first and most important to recognize fault as the basis for liability in tort in the United States.

Excerpt From "Suing for Justice" by Ralph Nader - *Harper's Magazine* April, 2016

As a law student at Harvard in the 1950s, I heard a professor joke that at the school they contract the law of torts in the morning and distort the law of contracts in the afternoon. We students were supposed to chuckle accordingly. We had been taught that tort law and contract law were the twin pillars of our country's privately invoked legal system, but my fellow law students and I could not then have foreseen how weakened these twin pillars would become.

The story of how tort law originally evolved from its roots in medieval England is a story of millions of actors and judicial decisions that proceeded in small but steady advances. These advances embodied the democratic principles on which our country was founded and together make up a revolutionary process of personal-conflict resolution.

Tort law allows an individual who believes that he or she has been wrongfully injured in person or property to retain an attorney on a contingency fee, paid only if the plaintiff prevails. After a lawsuit has been filed, and has survived a defendant's motion to dismiss, the plaintiff's attorney may compel the defendant, be it a person, a corporation, or a city's police department, to disclose factual information regarding the claim. State and federal procedures urge the contending parties to exchange all relevant information beforehand in an attempt to encourage settlements and expedite any eventual trial. The court proceedings, should there be any, are open to the press and the public. Verbatim transcripts of the trial testimony are made. In pursuit of what is called "truthful evidence," attorneys for both sides can vigorously cross-examine witnesses. Settlement can occur at any time, but if one does not occur, the trial jury is responsible for returning a verdict and assessing damages. The judge has the authority, though it is rarely invoked, to reduce or increase the damages if he or she thinks the jury is way off base. The losing party can then appeal, again in open court. The media can track the proceedings from start to finish. No decisions by the other two branches of government come close to being so clearly refereed, so open, and so subject to public review.

Ninety-three years ago, Roscoe Pound, then dean of the Harvard Law School, remarked that "law must be stable and yet it cannot stand still..."



# Get Mugged!

(It's a Tort)

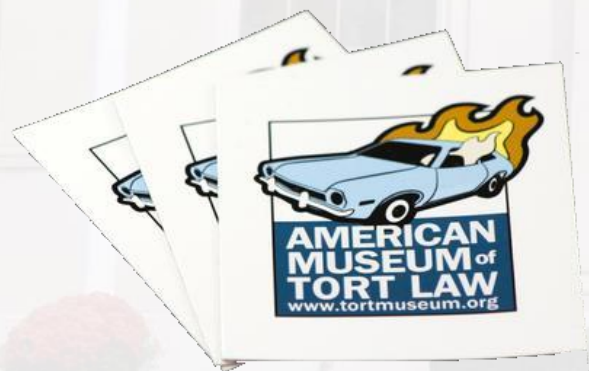


# Objets T'ort

Extraordinaire

Mugs!  
Made in America mug, produced by a Connecticut company. 11 ounces.

Daubert v. Merrell Dow Mug	\$14
Featuring an illustration by Matt Wuerker!	
Flaming Pinto Mug	\$14
Many Pinto Mug	\$14



Flaming Pinto Magnets \$3

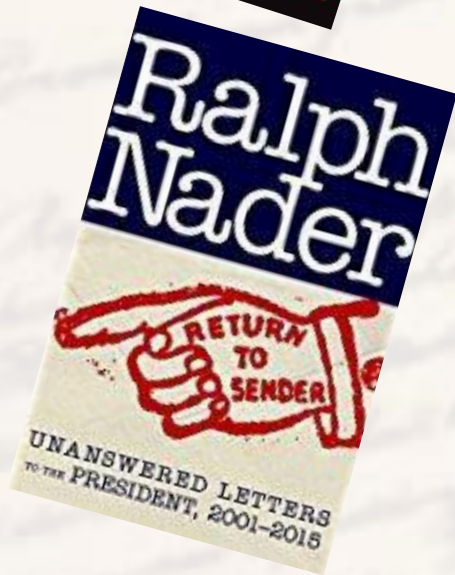
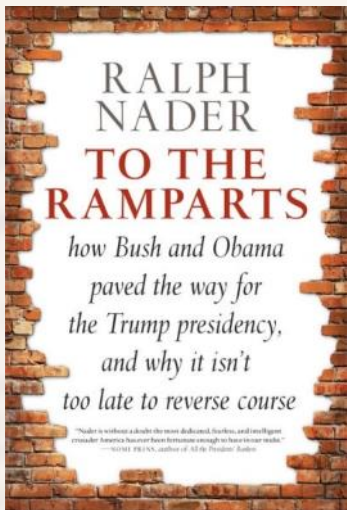
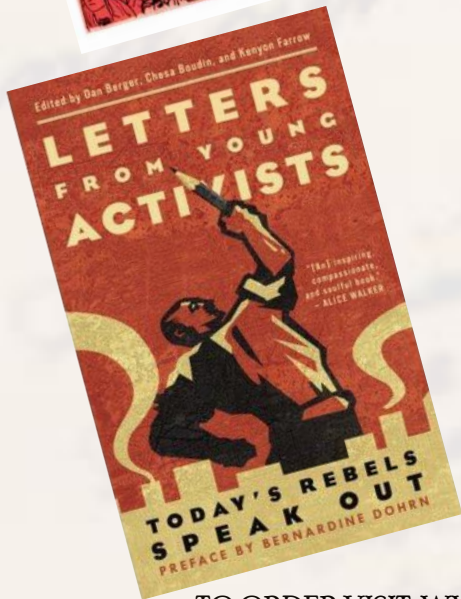
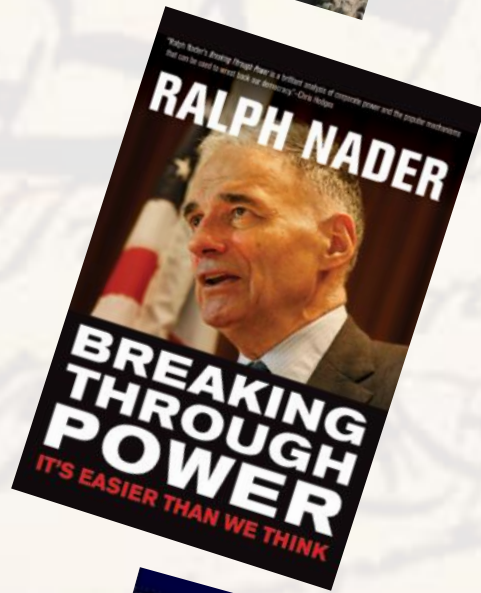
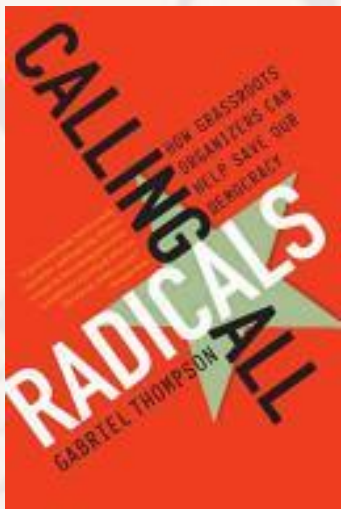
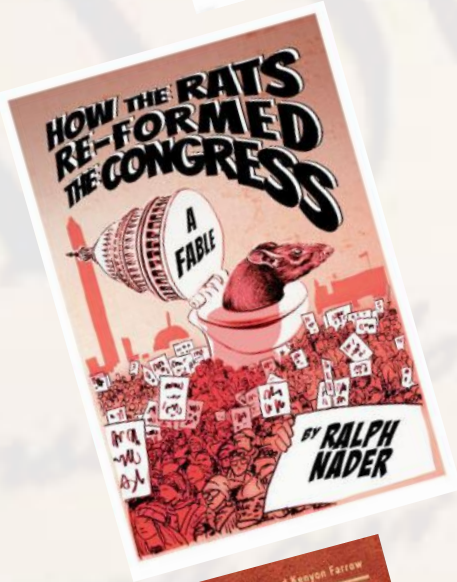
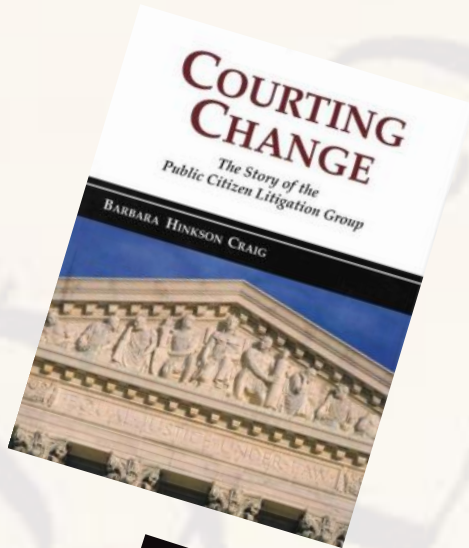
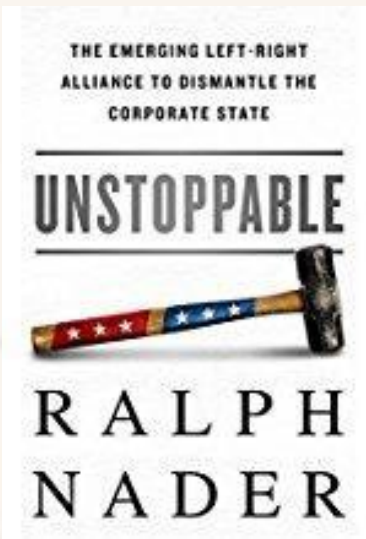
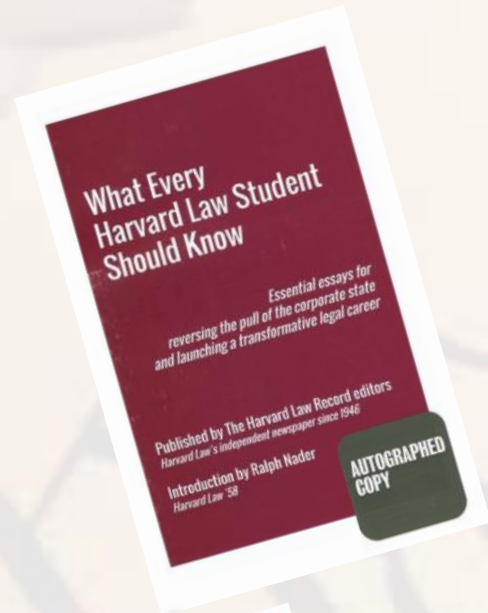


Collectible Pin ~ Watch out for sharp points!	
The Flaming Pinto	\$2
The Law Works	\$2
Bookmarks:	
Pintos	\$1
Daubert v. Merrell Dow	\$1
Brown v. Kendall	\$1
AMTL Lanyard ~ Hang with us!	\$3



“Boldness has Genius, Power, and Magic in it...” – Goethe

Writings for *action* to change the world!

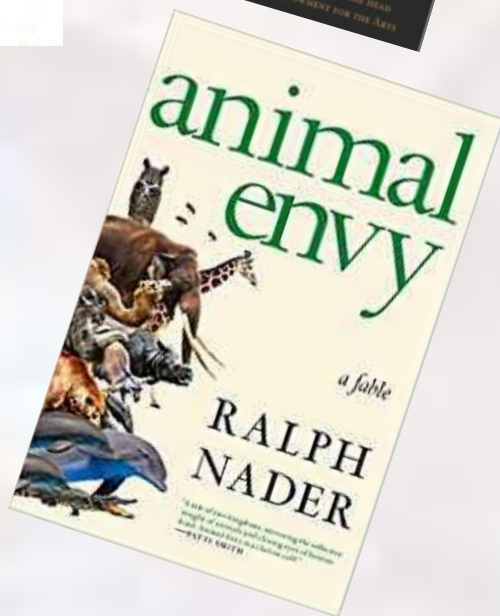


What Every Harvard Law Student Should Know Autographed by Ralph Nader Essential essays for reversing the pull of the corporate state and launching a transformative legal career. Paperback (2015).	\$10
Unstoppable by Ralph Nader ~ Autographed The emerging Left-Right Alliance to Dismantle the Corporate State. Hardcover (2014).	\$26
Courting Change: The Story of the Public Citizen Litigation Group by Barbara Hinkson Craig In its first fifteen years, the Litigation Group's lawyers took the stage for some of the period's most momentous legal and political battles. In an afterword, Alan Morrison writes of the Litigation Group's work in the ensuing years. Paperback (2004).	\$15
How the Rats Re-Formed the Congress by Ralph Nader ~ Autographed A fable about rats that invade Congress, "from the bottom up" ~ and how the rat invasion triggers a populist revolt. It's an inspiring story about an aroused and mobilized citizenry which can and should restore our democracy and give the country back to all of us. Paperback (2018).	\$20
Calling All Radicals by Gabriel Thompson How Grassroots Organizers Can Help Save Our Democracy. Paperback (2007).	\$15
Breaking Through Power by Ralph Nader ~ Autographed Ralph Nader draws from a lifetime waging-and often winning-David vs. Goliath battles against big corporations and the United States government. In this succinct, Tom Paine-style wake-up call, he makes an inspired case about how the nation can ~ and must ~ be democratically managed by communities guided by the U.S. Constitution, not by the dictates of big businesses and the wealthy few. Paperback (2016).	\$15
Letters From Young Activists Who will lead America in the years to come? Letters from Young Activists introduces America's bold, exciting, new generation of activists. These diverse authors challenge the common misconception that today's young people are apathetic, shallow, and materialistic. In letters addressed to their parents, to past generations, to each other, to the youth of tomorrow and to their future selves, each author articulates his or her vision for the world as they work towards racial, economic, gender, environmental and global justice. Paperback (2005).	\$10
To The Ramparts how Bush and Obama paved the way for the Trump presidency, and why it isn't too late to reverse course by Ralph Nader ~ Autographed Ralph Nader shows how previous administrations allowed unchecked corporate power to lead us to the criminality of Trump. Hardcover (2018).	\$25
Unanswered Letters to the President, 2001-2015 by Ralph Nader ~ Autographed "Another triumphant look into the legendary prowess of Ralph Nader. We can't count on Washington, but we can always count on Ralph Nader to speak for the rest of us." ~ RoseAnn DeMoro, Executive Director of National Nurses United. Hardcover (2015).	\$25



# Great reads for kids, parents and everyone...

“The only true aging is the erosion of one’s ideals...”



Washington D.C. History for Kids: The Making of a Capitol City  
by Richard Panchyk ~ Autographed \$17

The rich and fascinating history: from the British attack in 1814, the Civil War’s front lines, the assassinations of two presidents, the building of national monuments, to the struggle to overcome the city’s shameful racial segregation. Includes a time line, online resources, and 21 engaging hands-on activities. Paperback (2016).

Boston History for Kids  
by Richard Panchyk ~ Autographed \$17

Spanning 400 years, from witch hunts to an unexpected earthquake, from the Tea Party to the Great Fire, from the Civil War to the present, the colorful lives of Bostonians both famous and infamous are chronicled. Paperback (2018).

It Happened in the Kitchen: Recipes for Food and Thought  
by Rose B. Nader and Nathra Nader ~ Autographed by Ralph Nader \$10

Wisdom and experiences about the rearing of children for self-confidence, independent judgment and caring for others. With easy to prepare nutritious and delicious recipes low in fat and salt, high in fiber and easy on the budget. Paperback (1991).

Starting Small, Making it Big  
An Entrepreneur’s Journey to Billion-Dollar Philanthropist.  
by Bill Cummings \$15

Bill’s journey offers not only keen insights, cautionary observations, and the pioneering thinking that produced great prosperity, a multibillion-dollar enterprise, and unparalleled philanthropy, but it also offers a new and engrossing twist on the classic American success story. Paperback (2018).

Command Performance  
by Jane Alexander \$15

The witty, no-holds-barred memoir of acclaimed actress Jane Alexander who became head of the National Endowment for the Arts. Paperback (2007).

American Blessings \$13  
This collection of stirring quotations, lyrics and poems, illustrated with American folk art, reflects the unique cultural and intellectual heritage shared by our dynamic diverse society. A beautiful large format pictorial heartfelt and insightful celebration. Hardcover (1994).

Animal Envy ~ a fable  
by Ralph Nader ~ Autographed \$25

One of Ralph Nader’s best takes on our world today. A tale of two kingdoms, mirroring the reflective insight of animals and closing eyes of human kind. “Animal Envy is a clarion call!” ~ Patti Smith Hardcover (2016).



# Posters!

Precedent-setting case illustrations from the Museum with descriptions on the back.  
11 x 17 inches

Daubert v. Merrell Dow \$17

T.J. Hooper et al. v. Northern Barge Corp. et al. \$17

Brown v. Kendall \$17

Beautifully illustrated by Pulitzer Prize-winning political cartoonist Matt Wuerker, we've been told by law students that these precedent-setting cases would have been far easier to grasp if Matt's artwork appeared in their textbooks!

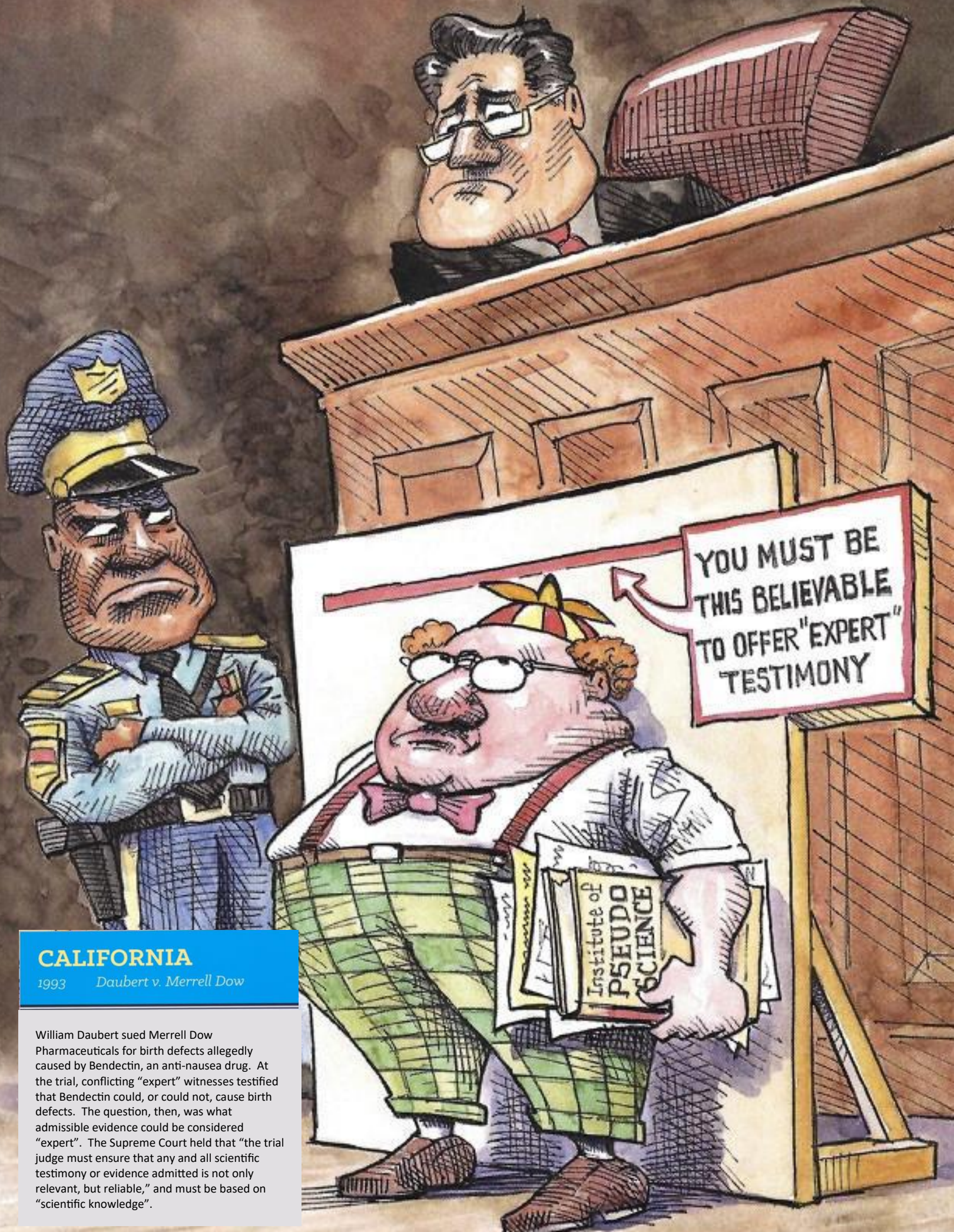
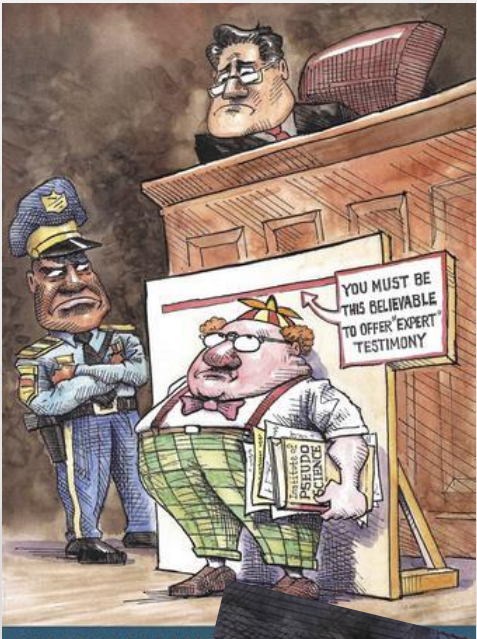
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Daubert \$1

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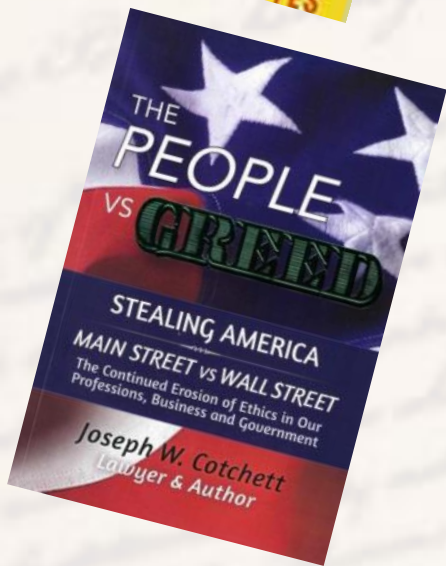
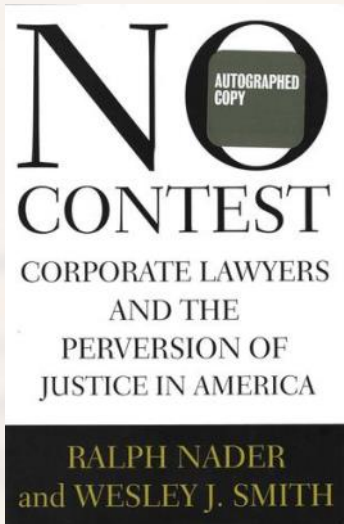
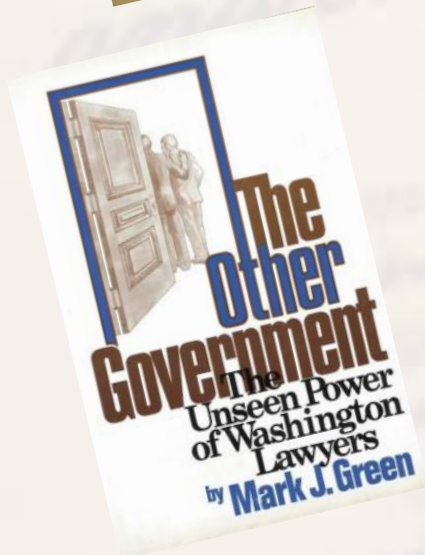
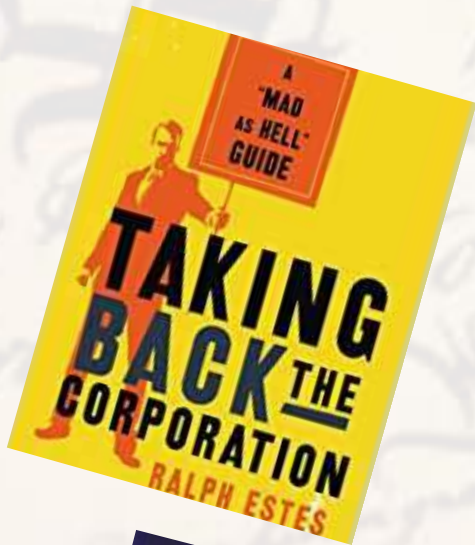
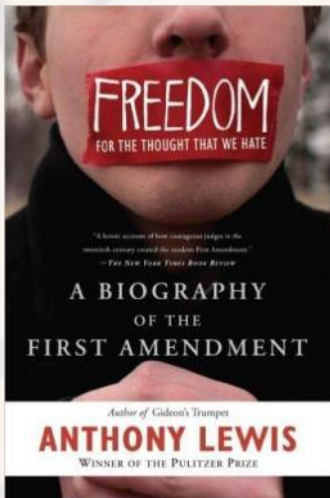
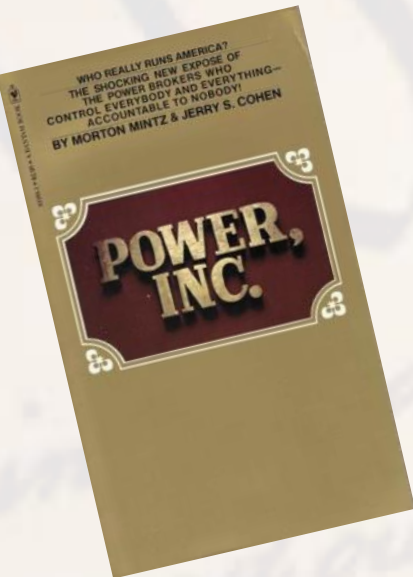
## CALIFORNIA

1993 Daubert v. Merrell Dow

William Daubert sued Merrell Dow Pharmaceuticals for birth defects allegedly caused by Bendectin, an anti-nausea drug. At the trial, conflicting "expert" witnesses testified that Bendectin could, or could not, cause birth defects. The question, then, was what admissible evidence could be considered "expert". The Supreme Court held that "the trial judge must ensure that any and all scientific testimony or evidence admitted is not only relevant, but reliable," and must be based on "scientific knowledge".



# America defined... and the enemies of Justice and Democracy...



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The literally revolutionary document that started our country, a continuing inspiration in the pursuit of ideals of liberty and justice. Copy of the original handwritten text and signatures on antiqued paper, with typewritten text on the reverse. 18 X 23 inches - suitable for framing, shipped in a postal tube.

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by Morton Mintz and Jerry S. Cohen  
Public and Private Rulers and How to Make Them Accountable. Paperback (1977).

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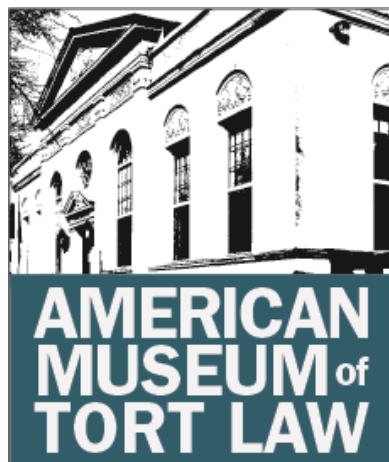
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