

# Errors, Lies, and

# **LIBEL.**

**Peter E. Kane**

With a Foreword by Elmer Gertz

# Errors Lies And Libel

**Joacim Rocklöv**



## Errors Lies And Libel:

**Errors, Lies, and Libel** Peter E. Kane, 1992 Peter E Kane takes a critical look at the development of the present law through a discussion of seventeen landmark libel cases One of the many points Kane clarifies is the important distinction between an error and a lie when judging whether someone is guilty of libel For example in the series of events that led to *Goldwater vs Ginzburg* Ralph Ginzburg publisher of fact magazine compiled and printed in fact a montage of quotes he had collected from psychiatrists about Barry Goldwater It took five years of legal sparring for the courts to conclude that Ginzburg had deliberately published a malicious and irresponsible document and to rule in favor of Goldwater Kane closes with a discussion of current thinking on possible libel reform

**Gertz V. Robert Welch, Inc** Elmer Gertz, 1992 Elmer Gertz recalls his long battle in what legal scholars regard as the second most important libel case in legal history *Gertz v Robert Welch Inc* Gertz's ordeal began in Chicago during the violent peace demonstrations of 1968 A youth Ronald Nelson was killed by a Chicago policeman Richard Nuccio Gertz represented the Nelson family in civil suits against Nuccio and the Chicago police department After Nuccio was convicted of murder the John Birch Society published an article in its journal *American Opinion* claiming that Nuccio was framed by Communists Gertz was targeted as a prime Communist instigator After reading and studying the article Gertz filed suit against Robert Welch Inc charging that it had defamed him by publishing highly harmful lies impugning his reputation and patriotism Gertz writes in detail of his landmark case which involved two trials two reviews in the court of appeals and two battles in the Supreme Court Although the case was finally decided in April 1981 when a U S district court jury awarded him 100 000 compensatory damages and 300 000 punitive damages Gertz did not receive payment until May 1983 after Robert Welch Inc had filed two unsuccessful appeals

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