

QUESTION 1

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| <ul style="list-style-type: none"> <input type="checkbox"/> Overview <input type="checkbox"/> Claim for fraud? <input type="checkbox"/> Negligent Misrepresentation <input type="checkbox"/> Other Elements of CPA claim
 <input type="checkbox"/> What is "Unfair or Deceptive"? <input type="checkbox"/> <i>Charles of the Ritz</i>: credulous <input type="checkbox"/> AA could easily meet this standard <input type="checkbox"/> Has Evergreen adopted <i>Cliffdale</i>? <input type="checkbox"/> (1) Consumer acting reasonably <input type="checkbox"/> (2) Representation likely to mislead <input type="checkbox"/> (3) Consumer suffered damage <input type="checkbox"/> (1) AA was acting reasonably <input type="checkbox"/> (2) BS exaggerated health benefits <input type="checkbox"/> (3) AA suffered pecuniary damage <input type="checkbox"/> Are BS' practices unfair? | <ul style="list-style-type: none"> <input type="checkbox"/> Are Learned Professions Excluded? <input type="checkbox"/> <i>Macedo</i> standard: already regulated <input type="checkbox"/> <i>Karlin</i> standard: no reason to exclude <input type="checkbox"/> Is <i>Karlin</i> distinguishable? <input type="checkbox"/> <i>Demopolis</i>: "entrepreneurial" aspects <input type="checkbox"/> AA would meet <i>Demopolis</i> standard <input type="checkbox"/> <input type="checkbox"/> Remedies <input type="checkbox"/> Recovery of actual damages <input type="checkbox"/> How much was unnecessary <input type="checkbox"/> Are exemplary damages available? <input type="checkbox"/> Is emotional harm recoverable? <input type="checkbox"/> Attorney fees <input type="checkbox"/> Injunctive relief <input type="checkbox"/> Injunction has settlement value |
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QUESTION 2

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| <ul style="list-style-type: none"> <input type="checkbox"/> Overview <input type="checkbox"/> ECOA: Equal Credit Opportunity Act <input type="checkbox"/> Prohibited Categories <input type="checkbox"/> Marital status? <input type="checkbox"/> Age <input type="checkbox"/> <input type="checkbox"/> Discrimination re Marital status <input type="checkbox"/> Was lien requirement discrim? <input type="checkbox"/> Bank may have legitimate reason <input type="checkbox"/> <input type="checkbox"/> Age Discrimination <input type="checkbox"/> Statement reflected animus <input type="checkbox"/> Did it cause differential treatment? <input type="checkbox"/> If so, no need for statistics <input type="checkbox"/> Similarity to <i>Cooley</i> case <input type="checkbox"/> Did adverse action precede / follow? | <ul style="list-style-type: none"> <input type="checkbox"/> Was age inquiry legitimate? <input type="checkbox"/> 15 USC 1691(a)(1) permits use <input type="checkbox"/> Age may be part of credit scoring <input type="checkbox"/> Was "still incomplete" adequate notice? <input type="checkbox"/> <input type="checkbox"/> Will discovery produce more evidence? <input type="checkbox"/> <input type="checkbox"/> Remedies <input type="checkbox"/> Actual damages <input type="checkbox"/> punitive damages up to \$10K <input type="checkbox"/> Equitable relief <input type="checkbox"/> Attorney fees <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> |
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