



Nerve Exhaustion

By -

RareBooksClub. Paperback. Book Condition: New. This item is printed on demand. Paperback. 78 pages. Original publisher: Miami Beach, FL : Strategem, Inc. , 2002 OCLC Number: (OCoLC)50031295 Subject: Disability evaluation -- Law and legislation -- United States. Excerpt: . . . 34 look at the disability decision process. Federal courts are in principle the best assurance we have that a citizen will be treated fairly. But over the years the theoretical advantage of judicial oversight has become more limited in practice. District judges increasingly review disability cases not by themselves, but through established surrogates: magistrate judges take evidence, decide 35 on summary judgment, or remand to the agency. In FY 1999, magistrates decided over 36 40 percent of disability cases. While the use of magistrate judges is well accepted in this and other contexts, 37 they are in fact Article I rather than Article III deciders. They are often called upon to perform routine matters (like overseeing discovery disputes) or to make decisions in situations with repetitive fact patterns, like SSA disability cases. They are in effect administrative deciders within the Article III system. Indeed, in terms of selection 33 See id. at Tables B1 and C-4. 34..



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