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focusing on whether the court used the precedent cited by the party, regardless of how the court chooses to employ the prior case. in the second analysis, we test for factors that affect litigant success by modeling whether the court uses the precedent in a manner that is congruent with a litigant's use of that precedent.

Stare Decisis As Judicial Doctrine - School Of Law

stare decisis as judicial doctrine randy j. kozel* abstract stare decisis has been called many things, among them "a principle of ... court's choice to stand by a precedent notwithstanding suspicions (or worse) about its wrongness,¹ enjoys lofty status as the emblem of a stable

judiciary.

