

Table 46

Montana

2008 Overall Ranking: 38

2007 Overall Ranking: 40

Ratings on Key Elements of State Liability Systems (n=45)

		"A"	"B"	"C"	"D"	"F"	Mean Grade	Ranking Within Element
Having and Enforcing Meaningful Venue Requirements	%	7	29	36	2	4	3.4	44
Overall Treatment of Tort and Contract Litigation	%	2	36	40	7	4	3.3	36
Treatment of Class Action Suits and Mass Consolidation Suits	%	2	22	33	9	2	3.2	34
Punitive Damages	%	-	22	38	7	9	3.0	38
Timeliness of Summary Judgment or Dismissal	%	2	36	33	7	4	3.3	26
Discovery	%	2	36	38	7	2	3.3	41
Scientific and Technical Evidence	%	4	31	36	4	-	3.5	32
Non-economic Damages	%	-	33	42	9	2	3.2	34
Judges' Impartiality	%	2	38	36	7	4	3.3	41
Judges' Competence	%	2	49	31	4	-	3.6	30
Juries' Predictability	%	2	36	36	-	9	3.3	25
Juries' Fairness	%	7	36	29	4	7	3.4	33
OVERALL STATE GRADE	%	2	31	47	11	2	3.2	

OTHER ELEMENTS CRITICAL TO LIABILITY SYSTEM

TOTAL

N=7

of respondents who named each item

Political influence/interference	1
Statutory issues	1
Unfair venue selection	1
Court resources/funding/staffing	1
Values of the people	1
Lawyer/judge competency	1