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inhaltsgabe abstract this diploma thesis analyses squeeze outs a deal where a controlling shareholder has the right to buy out minority shareholders at a fair compensation as expected the term fair can have very different meanings depending on who you ask on the one hand minority shareholders often argue perceiving the squeeze out as a legal expropriation and accordingly demand a significant squeeze out premium on the other hand controlling shareholders have the clear and simple intention to pay as little as possible when acquiring the remaining stake in the company even law often seen as the last resort leaves out a clear and definite description of the expression fair why the squeeze out compensation turned out to be the crucial point in almost all past squeeze out processes squeeze outs in the us called

freeze outs usually follow a public tender offer where a shareholder has acquired the necessary shareholding e g 90 percent and consequently obtained the right to exclude the remaining minority shareholders by paying an adequate compensation in this context the squeeze out rule providing the legal framework has the intention to make public takeovers more attractive however in the recent years more and more minority shareholders exercised their own right to challenge the proposed fair squeeze out compensation in court with the objective to improve the value of the initial squeeze out offer for example minority shareholders of the german hamburg mannheimer ag that protested against the squeeze out resolution and requested a judicial appraisal of majority shareholder s initially proposed fair squeeze out compensation in june 2002 could after a costly lawsuit that lasted two years finally more than double the amount offered under the terms of majority shareholder s original squeeze out proposal hence squeeze outs under prevailing german as well as austrian law are often seen as a free call option with exercise price equal to majority shareholder s initially proposed fair squeeze out compensation this option is almost for free since the court costs due to the appraisal are covered by the majority shareholder and minority shareholders only have to pay for their own lawyer moreover prevailing opinion assumes that the judicial appraisal can t result in a decrease of majority shareholder s initially proposed fair squeeze out compensation motivated by these lucrative facts the objective of this paper is

the paper examines the determinants of employment growth drawing on data available across a sample of caribbean countries to that end the paper analyzes estimates of the employment output elasticity and the response of employment growth to major sources of labor market determinants in the long and short run the main determinants of employment include government investment and private sector credit while the major determinants of external performance are real effective exchange rate the price of major exporting commodities the number of tourists and growth in major trading partners the paper concludes with a menu of policy recommendations and structural reforms towards sustaining high employment growth and higher living standards in the caribbean

reviled as a fascist and zealot by libertarians and liberals but praised as a great patriot and devout man of god by many conservatives john ashcroft may have been the most powerful and polarizing attorney general in our nation s history looking past such oversimplified stereotypes nancy baker offers the first in depth study of ashcroft s controversial tenure as attorney general and as domestic commander in our campaign against global terrorism addressing new concerns about challenges to civil liberties in the wake of 9 11 baker provides a critical assessment of ashcroft s impact on national life within the context of an enormous expansion of presidential power baker depicts a man who even before 9 11 was in search of a mission and then found it in the war on terror she explores how ashcroft s counterterrorism actions eroded checks on executive power arguing that the attorney general used both the formal and informal powers

of his office to expand executive and law enforcement authority and did so at the additional expense of criminal procedural rights privacy rights and government transparency baker tells how the war against terrorism the unique legal policy role of the attorney general and ashcroft s presence in that office dramatically expanded the power and impact of executive power in domestic affairs she identifies ashcroft s rhetorical tactics that set his actions at odds with the public interest such as browbeating critics and marginalizing dissent and challenges the success claimed by ashcroft and his supporters in safeguarding america by documenting the justice department s lack of effectiveness in key prosecutions she also includes an enlightening analysis of the patriot act and its implications for both civil liberties and government power by documenting the ongoing importance of ashcroft s legacy a legacy now continued by alberto gonzalez baker shows how he dramatically changed the office and disrupted our constitutional system of divided and checked powers her close scrutiny of ashcroft s actions vividly highlights the role that an attorney general can play in shaping presidential power during national crises and provides a cautionary tale for anyone eager to protect our civil liberties

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