

SUMMER '95 MID-TERM—CHECKLIST

QUESTION 1

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|--|---|
| <input type="checkbox"/> Overview | <input type="checkbox"/> wrongful death statute |
| <input type="checkbox"/> Claim v. Hospital/Doctor? | <input type="checkbox"/> what are "just damages" |
| <input type="checkbox"/> Claim v. Mfr | <input type="checkbox"/> lost wages |
| <input type="checkbox"/> Negligence claim | <input type="checkbox"/> pain and suffering |
| <input type="checkbox"/> standard of reasonable care | <input type="checkbox"/> measured by <i>his</i> damages, or hers? |
| <input type="checkbox"/> definition of reasonable care | <input type="checkbox"/> Age something of a problem |
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| <input type="checkbox"/> proximate cause | <input type="checkbox"/> |
| <input type="checkbox"/> but-for cause | <input type="checkbox"/> |
| <input type="checkbox"/> alternative liability | |
| <input type="checkbox"/> <i>Summers v. Tice</i> | |
| <input type="checkbox"/> legal cause would be easy | |

QUESTION 2

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|---|---|
| <input type="checkbox"/> Overview | <input type="checkbox"/> Claim v. landowner |
| <input type="checkbox"/> Claim v. Hawkins | <input type="checkbox"/> nuisance? |
| <input type="checkbox"/> how did it start? | <input type="checkbox"/> "escape" of gas / invasion |
| <input type="checkbox"/> was there negligence? | <input type="checkbox"/> reasonable expectations |
| <input type="checkbox"/> negligence defined |
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| <input type="checkbox"/> safety policies? | <input type="checkbox"/> proximate cause defined |
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 | <input type="checkbox"/> but-for cause |
| <input type="checkbox"/> custom of the industry | <input type="checkbox"/> legal cause |
| <input type="checkbox"/> Vicarious Liability | <input type="checkbox"/> superseding tortfeasor problem for owner |
| <input type="checkbox"/> potential violation of § 14-50 |
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| <input type="checkbox"/> negligence per se rules | <input type="checkbox"/> was the "chain of causation" broken? |
| <input type="checkbox"/> Thief can't be found | <input type="checkbox"/> foreseeability |
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| <input type="checkbox"/> Claim v. NYPCO | <input type="checkbox"/> damages |
| <input type="checkbox"/> Negligence - not likely | <input type="checkbox"/> cost to repair v. diminution in market value |
| <input type="checkbox"/> abnormally dangerous activity |
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| <input type="checkbox"/> Restatement criteria | <input type="checkbox"/> |
| <input type="checkbox"/> Application of criteria | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |

Exam Number _____