

Index

ABILITY

Assault, **17:5, 26:8**

ACCIDENT

Release, **23:17**

ADMISSIONS

Insurance, **28:9**

Statement, **26:9, 27:2, 33:10**

ADVERTISING

Contracts, **15:5, 15:8**

False advertising, **15:5, 15:8**

ADVICE

Insurance, **1:4, 26:8, 27:9**

AGE

Employment discrimination, **2:11, 17:5, 21:3**

Insurance, **2:11, 17:5, 26:8**

AGENCY

Contracts, **1:1, 1:13, 1:15, 6:2, 6:16, 15:8, 17:1, 17:14, 18:6, 20:15**

Insurance, **1:1, 1:4, 1:14 to 6:14, 6:16, 17:5**

Medical malpractice, **1:15, 6:14, 6:16**

Warranties, **1:15**

AIRCRAFT

Insurance, **19:24**

ALTERATIONS

Landlord and tenant, **20:24**

AMBIGUITY

Insurance, **13:9, 17:5**

AMERICANS WITH

DISABILITIES ACT

Employment discrimination, **17:5**

ANESTHESIA

Insurance, **2:11**

ARBITRATION

Collective bargaining agreement, **2:11, 5:1, 7:4, 17:5**

Contracts, **1:1, 1:13, 1:15, 2:3, 2:4, 2:9, 3:2, 3:4, 3:5, 3:11, 4:4, 6:2, 6:5, 6:12, 6:15 to 6:17, 12:6, 15:1, 15:2, 15:4, 15:5, 15:8, 15:9, 16:1, 16:10, 16:11, 17:1 to 17:4, 17:7, 17:8, 17:14, 18:2, 18:6, 19:3, 19:6 to 19:8, 19:15, 19:18, 19:24, 19:25, 19:30, 20:15, 22:10, 26:2, 28:17, 35:6, 36:16, 38:3, 38:6, 39:3, 39:4, 39:14**

Defamation, **6:6, 17:6**

Federal arbitration act, **1:1, 2:1, 2:2, 2:8, 3:2, 3:4, 4:2, 5:6, 6:2, 6:6, 6:8, 7:3, 9:1, 11:5, 11:8, 12:2, 13:3, 13:12, 14:1, 14:4, 14:15, 15:2, 15:3, 15:8 to 16:10, 16:16, 17:1, 17:2, 17:4, 19:16, 19:24, 20:2, 21:3, 21:12, 32:2**

Stay, **3:6, 5:6, 6:1, 6:2, 6:7, 6:9, 6:10, 6:17, 13:9, 14:1, 14:2, 14:4, 14:6 to 14:9, 15:14, 15:15, 16:10, 16:15, 17:1, 17:7, 21:3, 26:2, 26:4, 28:14, 38:1**

Unfair competition, **17:14, 28:6**

ARGUMENTS OF COUNSEL

Objections, **3:16**

ARGUMENTS OF COUNSEL

—Cont'd

Pain and suffering, 22:21

ASBESTOS

Damages, 5:4

ASSAULT

False imprisonment, 1:13

Insurance, 6:6, 17:5, 26:8

School, 17:5, 26:8

ASSIGNMENT

Requirements, 26:7

ASSUMPTION OF RISK

Comparative fault, 35:2

**ATTORNEY-CLIENT
PRIVILEGE**

Insurance, 11:6

ATTORNEYS

Brokers, 20:24, 21:12

Check, 22:5, 26:2, 26:5, 27:9,
38:2

Contracts, 1:15, 3:11, 17:7, 26:2,
28:17, 36:16, 38:3, 38:6

Emotional distress, 17:5

Employment discrimination, 1:15,
2:11, 17:5

Insurance, 1:15, 2:11, 5:3, 17:5,
21:10, 22:5, 27:9, 27:10,
27:19, 32:2, 32:4, 32:7,
41:13

Punitive damages, 1:15

Real estate brokers, 20:24

Retainer agreements, 41:5

Services rendered, 21:8

Settlement, 1:10, 1:15, 3:10, 21:4,
21:12, 22:6, 23:1, 23:3, 23:7,
24:2, 24:30, 24:37, 25:6,
26:2, 26:4, 26:5, 26:7, 27:9,
27:10, 27:19, 28:4, 28:12,
28:15, 28:17, 29:2, 29:3,
29:9, 31:4, 31:6, 31:7, 32:4,
34:4, 34:5, 38:1 to 38:3,

ATTORNEYS—Cont'd

38:6, 38:20, 41:1 to 41:5,
41:9 to 41:14

BAD FAITH

Good faith, 26:8, 41:5

BANKRUPTCY

Insurance, 2:11, 27:12

BANKS

Securities, 2:1

BATTERY

Consent, 33:2

Damages, 6:6

Insurance, 6:6

Intent, 1:13

Police, 6:6

Rape, 31:4

BIDS

Requirements, 16:2, 29:1

BROKERS

Fiduciary duty, 35:2

Landlord and tenant, 20:24

Services rendered, 7:13

BURDEN OF PROOF

Contracts, 6:17, 17:3

Employment contract, 17:12

Employment discrimination, 17:3

Insurance, 6:17

Preponderance of evidence, 12:17

BUS

Emergency, 1:15

New york city transit authority,
6:18

Passengers, 6:9, 26:9

CAUSE

Generally, 14:16

CHECKS

Good faith, 28:2

CHILDREN

Battery, 1:13

INDEX

CHILDREN—Cont'd

Contracts, **1:13**
Emotional distress, **1:13**
Insurance, **6:14, 41:6**
Medical malpractice, **6:14**
Privacy, **41:3**

CIRCUMSTANTIAL EVIDENCE

Insurance, **6:17**
Intent, **6:17**

CIVIL RIGHTS

Emotional distress, **1:13, 17:5**

CLASS ACTIONS

Emotional distress, **17:5**

COLLATERAL ESTOPPEL

Res judicata and collateral estoppel, **3:20, 6:18, 27:22, 27:23**

COLLECTIVE BARGAINING

Employment contract, **17:12**

COMPROMISE

Settlement, **23:1, 23:3, 23:4, 23:6, 23:12 to 23:14, 23:21, 27:4, 27:11, 27:12, 27:22, 28:2, 28:12, 28:14, 29:2, 31:2, 31:6, 33:1, 33:3, 34:2, 34:3, 34:9, 35:2, 38:7, 41:5, 42:10**

CONDITION PRECEDENT

Contracts, **25:1, 38:6**
Insurance, **1:4, 6:6, 25:1**

CONSENT

Battery, **33:2**
Insurance, **1:15, 17:5, 21:10, 23:4, 27:4**
Landlord and tenant, **20:24**
Medical malpractice, **1:15**
Privacy, **3:20, 25:5, 33:14**

CONSIDERATION

Release, **21:8**
Settlement, **13:12, 18:10, 19:24, 22:16, 23:4, 23:7, 23:8, 23:10, 23:15, 24:4, 24:20,**

CONSIDERATION—Cont'd

24:31, 24:37, 27:5, 27:11, 27:12, 28:15, 35:3, 38:2, 38:20

CONSTRUCTION CONTRACTS

Damages, **29:1**
Delay, **29:1**
Liquidated damages, **29:1**

CONSUMER PROTECTION

Statutory, **2:11, 6:4**

CONTACT

Assault, **26:8**

CONTRACTS

Agents, **6:16**
Arbitration, **1:1, 1:13, 1:15, 2:3, 2:4, 2:9, 3:2, 3:4, 3:5, 3:11, 4:4, 6:2, 6:5, 6:12, 6:15 to 6:17, 12:6, 15:1, 15:2, 15:4, 15:5, 15:8, 15:9, 16:1, 16:10, 16:11, 17:1 to 17:4, 17:7, 17:8, 17:14, 18:2, 18:6, 19:3, 19:6 to 19:8, 19:15, 19:18, 19:24, 19:25, 19:30, 20:15, 22:10, 26:2, 28:17, 35:6, 36:16, 38:3, 38:6, 39:3, 39:4, 39:14**

Assignment, **6:2**

Attorneys, **1:15, 3:11, 17:7, 26:2, 28:17, 36:16, 38:3, 38:6**

Burden of proof, **6:17, 17:3**

Children, **1:13**

Condition precedent, **25:1, 38:6**

Consideration, **6:16, 17:3, 17:7, 19:24**

Construction contracts, **16:1, 16:10, 19:25, 29:1, 36:4, 36:16**

Contracting parties, **3:2, 19:24, 39:4, 39:14, 39:16**

Credit card agreements, **1:15, 15:1**

Damages, **1:15, 2:3, 3:4, 6:16, 15:8, 17:2, 19:18, 19:24, 29:1, 35:6, 39:14**

CONTRACTS—Cont'd

Elements, **6:16, 39:4, 39:14, 39:15**
 Emotional distress, **1:13**
 Employment contract, **17:7**
 Enforcement, **1:13, 2:3, 6:17, 15:2, 15:4, 16:10, 16:11, 17:1 to 18:2, 19:3, 19:15, 19:24, 42:13**
 Generally, **12:6, 16:1, 24:33, 29:1, 39:16**
 Good faith, **1:15, 26:2, 39:4**
 Guarantees, **1:13**
 Intent, **1:13, 3:2, 6:2, 6:15, 6:17, 15:2, 15:9, 16:10, 17:1, 17:2**
 Interest, **1:13, 1:15, 3:4, 17:1, 17:7, 17:8, 20:15, 26:2, 35:6, 39:3**
 Leases, **20:15**
 Liquidated damages, **29:1**
 Medical malpractice, **1:15, 6:15, 6:16**
 Meeting of minds, **6:5**
 Mutual assent, **6:16**
 Options, **1:1, 1:15, 6:2, 6:5, 17:14, 26:2, 35:6**
 Parties to contracts, **18:6**
 Partnership, **17:7, 20:15, 35:6**
 Performance, **1:15, 3:4, 17:7, 19:24, 19:30, 36:4, 39:4, 39:15**
 Price, **29:1, 39:3, 39:14**
 Punitive damages, **1:15, 2:3, 3:4, 17:2, 19:18, 35:6**
 Questions of law and fact, **16:11**
 Read, **1:15, 15:9, 17:3, 17:7**
 Release, **42:13**
 Reliance, **12:6, 17:2**
 Settlement, **1:13, 1:15, 19:24, 19:25, 24:33, 26:2, 28:17, 35:6, 38:3, 38:6**
 Specific performance, **1:15**
 Statute of limitations, **3:4, 17:2**
 Termination of, **17:7, 19:6**
 Third parties, **18:2, 26:2**

CONTRACTS—Cont'd

Third party beneficiaries, **6:15**
 Unconscionability, **3:4, 6:2, 6:16, 15:1, 15:4, 15:5, 17:2, 17:7**
 Unfair competition, **17:14**
 Waiver and estoppel, **6:17**
 Warranties, **1:15**

CONTROL

Schools, **28:1**

COPYRIGHT

Infringement, **18:2, 18:5**
 Unfair competition, **28:6**

CREDIT

Emotional distress, **1:13, 6:6, 17:5**

DAMAGES

Battery, **6:6**
 Construction contracts, **29:1**
 Contracts, **1:15, 2:3, 3:4, 6:16, 15:8, 17:2, 19:18, 19:24, 29:1, 35:6, 39:14**
 Defamation, **6:6, 17:6**
 Emotional distress, **5:4, 6:6, 17:5, 17:6, 26:8**
 Insurance, **1:15, 2:11, 5:3, 6:6, 6:16, 14:34, 17:5, 19:24, 23:4, 26:8, 27:4, 27:19**
 Interest, **1:15, 3:4, 11:9, 14:23, 21:12, 26:8, 34:8, 35:5, 35:6**
 Interference with contract, **17:6**
 Medical malpractice, **1:15, 2:1, 6:16**
 Opportunities, **21:3**
 Personal injury, **22:13, 24:29**
 Privacy, **17:6, 35:6**
 Profits, **35:4**
 Punitive damages, **1:15, 2:1, 2:3, 3:4, 4:12, 5:4, 11:1, 13:10, 14:17, 14:23, 17:2, 17:6, 17:20, 19:16, 19:18, 20:10, 21:2, 35:5, 35:6**
 Release, **6:6, 21:11, 21:12, 29:9**
 Termination of employment, **21:3**

INDEX

DAMAGES—Cont'd

Treble damages, 2:11, 3:4, 5:3,
6:6, 6:16, 19:18

DEATH

Wrongful death, 2:5, 6:12, 26:3,
32:5

DEFAMATION

Arbitration, 6:6, 17:6
Benefits, 6:6
Business, 17:6
Credit, 6:6
Damages, 6:6, 17:6
Defenses, 6:6
Employment, 6:6, 17:6
Group, 6:6
Indictment, 6:6
Insurance, 6:6
Parties, 6:6
Police, 6:6
Punitive damages, 17:6
State, 6:6
Will, 6:6, 17:6

DEFENSES

Defamation, 6:6
Emotional distress, 6:6
Insurance, 6:6, 6:17, 19:24, 20:2
Usurious contract, 2:5

DEFINITIONS

Accident, 22:1
Consideration, 21:8
Customer, 21:8
Employee, 26:7

DELAY

Construction contracts, 29:1
Insurance, 6:6, 6:17, 26:8, 27:12,
27:15, 41:13
Laches, 6:6
Medical malpractice, 10:12

DEMONSTRATIVE EVIDENCE

Types of, 12:12

DEPOSITIONS

Insurance, 11:4, 11:6, 19:19,
21:10, 28:8, 41:13

DEVELOPMENT

Children, 41:6, 41:8

DIRECT EVIDENCE

Circumstantial evidence, 6:17

DISCLOSURE

Brokers, 20:9, 21:12
Expert testimony, 12:12
Spouse, 34:5, 41:6

DISCRIMINATION

Employment discrimination, 1:15,
2:11, 6:16, 17:3, 17:5, 21:3
Housing, 17:1
Punitive damages, 1:15, 2:3, 17:2,
19:18

DISSOLUTION OF MARRIAGE

Divorce, 31:8

DIVORCE

Forgiveness, 41:3
Generally, 41:1
Mental illness, 41:8

E-MAIL

Emotional distress, 17:5

EARNINGS

Future earnings, 42:3

EMERGENCY

Hospitals, 37:5
Medical malpractice, 1:15

EMOTIONAL DISTRESS

Assault, 1:13, 6:6, 17:5, 26:8
Battery, 1:13, 6:6
Contracts, 1:13
Defamation, 6:6, 17:6
Insurance, 6:6, 17:5, 26:8
Negligent infliction of emotional
distress, 17:6
Parents, 1:13

EMOTIONAL DISTRESS

—Cont'd

Pregnancy, 17:5
Privacy, 17:6
Third person, 26:8

EMPLOYMENT CONTRACT

Burden of proof, 17:12
Business, 17:6, 17:7
Damages, 17:6
Good faith, 17:6
Interest, 17:7
Interference with contract, 17:6
Punitive damages, 17:6

EMPLOYMENT

DISCRIMINATION

Age discrimination, 2:11, 17:5, 21:3
Americans with disabilities act, 17:5
Arbitration, 1:15, 2:11, 6:16, 17:3, 17:5, 21:3
Attorneys, 1:15, 2:11, 17:5
Burden of proof, 17:3
Compensation, 1:15, 17:3
Complaint, 6:16, 17:5
Equal pay, 21:3
Federal preemption, 17:5
Harassment, 1:15, 17:3, 17:5, 21:3
Hardship, 6:16
Independent contractors, 17:5
Intent, 2:11, 17:5, 21:3
Physicians, 2:11
Pregnancy, 2:11, 17:5
Punitive damages, 1:15
Qualifications, 21:3
Remedies, 2:11, 6:16, 17:5, 21:3
Sex discrimination, 17:5
Statute of limitations, 21:3
Summary judgment, 17:5
Title vii, 2:11, 17:5

ENGINEER

Expert testimony, 20:24

EQUITABLE ESTOPPEL

Contracts, 3:4, 6:15
Statute of limitations, 3:4, 19:16
Successor in interest, 3:4

EQUITY

Punitive damages, 2:3, 17:2, 19:16

ESTOPPEL

Waiver and estoppel, 6:17

EVIDENCE

Admissions, 27:2, 33:10
Burden of proof, 6:9, 6:17, 12:17, 17:3, 18:10
Circumstantial evidence, 6:17
Clear and convincing evidence, 14:18
Design, 12:12, 16:3
Direct evidence, 6:17
Exhibits, 3:10, 10:5, 11:3, 11:11, 12:6, 12:14, 12:19 to 14:21, 19:32, 21:11, 22:13, 22:20, 24:29, 35:4
Federal rules of evidence, 17:11
Hearsay, 3:16, 11:9, 12:6, 12:14, 22:10
Malpractice, 6:15, 6:16, 10:12, 26:8, 27:9
Parol evidence, 17:5, 27:20
Rebuttal evidence, 12:15

EXPERIENCE

Children, 26:6, 41:8, 41:11

FEDERAL COURTS

Battery, 1:13
Jurisdiction, 2:1, 2:5, 6:12, 14:2, 14:32, 16:10, 16:11, 17:19, 19:17, 19:18, 20:2, 38:2
Punitive damages, 2:1, 19:16, 19:18
Treble damages, 19:18

FEDERAL PREEMPTION

Employment discrimination, 17:5

INDEX

FIDUCIARY DUTY

Brokers, 35:2
Investments, 35:2
Profits, 35:2

FIGHT

School, 26:8, 41:7

FIRE

Fire insurance, 27:10, 27:19

FORCE

Battery, 1:13

FOREIGN COMMERCE

Interstate and foreign commerce,
17:2, 19:16

FORGIVENESS

Divorce, 41:3

GOOD FAITH

Checks, 28:2
Contracts, 1:15, 26:2, 39:4
Conversion, 17:6
Defamation, 17:6
Employment contract, 17:6
Employment discrimination, 1:15
Insurance, 1:15, 22:16, 24:31,
26:8, 27:4, 41:6
Interference with contract, 17:6
Privacy, 17:6

HARASSMENT

Emotional distress, 1:13, 17:5,
26:8
Employment discrimination, 1:15,
17:3, 17:5, 21:3
School, 17:5, 26:8

HARDSHIP

Employment discrimination, 6:16

HEALTH

Insurance, 1:14, 1:15, 2:11, 6:15,
11:4, 19:19, 26:8, 27:21,
41:6
Punitive damages, 1:15, 5:4, 17:2
Wrongful death, 2:5

HEALTH INSURANCE

Insurance, 1:15, 26:8

HEARING

Release, 21:8, 21:11, 21:12, 26:7,
35:7, 42:13

HIRING

Employment discrimination, 1:15

HOSPITALS

Emergency, 37:5
Medical malpractice, 2:1

HOUSING

Discrimination, 17:1

INCAPACITY

Insurance, 19:24

INDICTMENT

Defamation, 6:6

INSURANCE

Admissions, 28:9
Age, 2:11, 17:5, 26:8
Ambiguity, 13:9, 17:5
Anesthesia, 2:11
Attorneys, 1:15, 2:11, 5:3, 17:5,
21:10, 22:5, 27:9, 27:10,
27:19, 32:2, 32:4, 32:7,
41:13
Automobile insurance, 32:2
Burden of proof, 6:17
Children, 6:14, 41:6
Circumstantial evidence, 6:17
Condition precedent, 1:4, 6:6,
25:1
Damages, 1:15, 2:11, 5:3, 6:6,
6:16, 14:34, 17:5, 19:24,
23:4, 26:8, 27:4, 27:19
Defamation, 6:6
Defenses, 6:6, 6:17, 19:24, 20:2
Delay, 6:6, 6:17, 26:8, 27:12,
27:15, 41:13
Depositions, 11:4, 11:6, 19:19,
21:10, 28:8, 41:13
Emotional distress, 6:6, 17:5, 26:8

INSURANCE—Cont'd

Fire insurance, 27:10, 27:19
 Fraud, 5:3, 14:28, 27:4, 27:12
 Good faith, 1:15, 22:16, 24:31, 26:8, 27:4, 41:6
 Health, 1:14, 1:15, 2:11, 6:15, 11:4, 19:19, 26:8, 27:21, 41:6
 Health insurance, 1:15, 26:8
 Intent, 2:11, 3:2, 6:15, 6:17, 13:9, 17:5, 26:8, 27:21
 Interest, 1:15, 13:13, 14:28, 26:3, 26:8, 27:9, 28:9, 41:6, 41:13
 Investigation, 17:5, 24:31, 27:12
 Judgment, 2:11, 13:12, 13:13, 14:28, 17:5, 19:24, 26:8, 27:9, 27:21, 41:13
 Mail, 17:5, 21:10
 Medical malpractice, 1:15, 6:14 to 6:16, 32:5
 Misrepresentation, 5:3, 26:8
 Negotiations, 1:4, 26:3, 26:8, 27:4, 27:9, 27:12, 41:6
 Parent, 6:14
 Physicians, 2:11
 Pleading, 26:3
 Preemption, 2:11, 17:5
 Privileges, 27:10
 Privity, 13:12, 13:13
 Property insurance, 6:14
 Punitive damages, 1:15
 Reinsurance, 5:6, 13:9
 Release, 6:6, 27:21
 Reliance, 17:5
 Rescission, 3:2, 27:4
 Service of process, 19:19
 Settlement, 1:4, 1:15, 13:12, 19:24, 22:16, 23:4, 24:31, 26:8, 27:4, 27:9, 27:10, 27:12, 27:15, 27:17, 27:19, 27:21, 28:9, 32:4 to 32:6, 41:6, 41:13
 Silence, 17:5
 Spouses, 41:6

INSURANCE—Cont'd

Statutes, 1:15, 6:17, 11:6, 14:28, 14:34, 17:5, 19:19, 21:10, 27:9, 27:10, 27:19
 Third party beneficiaries, 6:15
 Title insurance, 20:2, 20:21
 Underwriters, 19:24
 Uninsured, 32:2
 Warranty, 1:15, 6:14
 Work product, 27:9

INTENT

Assault, 1:13, 17:1, 17:5, 21:3, 26:8
 Battery, 1:13
 Circumstantial evidence, 6:17
 Conversion, 19:16
 Emotional distress, 1:13, 17:5, 26:8
 Insurance, 2:11, 3:2, 6:15, 6:17, 13:9, 17:5, 26:8, 27:21

INTEREST

Contracts, 1:13, 1:15, 3:4, 17:1, 17:7, 17:8, 20:15, 26:2, 35:6, 39:3
 Employment contract, 17:7
 Insurance, 1:15, 13:13, 14:28, 26:3, 26:8, 27:9, 28:9, 41:6, 41:13
 Privacy, 3:6, 3:20, 10:13, 10:14, 12:8, 30:25, 35:6, 40:4
 Punitive damages, 1:15, 3:4, 14:23, 35:5, 35:6
 Wrongful death, 26:3

INTERFERENCE WITH CONTRACT

Breach, 17:6
 Damages, 17:6
 Good faith, 17:6

INTERROGATORIES

Depositions, 11:5, 11:6, 19:2, 19:28, 21:10, 38:6, 38:14

INDEX

INVESTIGATION

Insurance, 17:5, 24:31, 27:12

INVESTMENTS

Fiduciary duty, 35:2

JUDGMENT

Insurance, 2:11, 13:12, 13:13,
14:28, 17:5, 19:24, 26:8,
27:9, 27:21, 41:13

JURISDICTION

Punitive damages, 2:1, 2:3, 19:18

JURY TRIAL

Waiver, 3:4, 6:16, 17:5

JUSTIFICATION

Insurance, 5:3

LABOR UNIONS

Collective bargaining, 1:15
Medical malpractice, 1:15

LACHES

Insurance, 6:6

LANDLORD AND TENANT

Alterations, 20:24
Attorneys, 20:24
Brokers, 20:24
Consent, 20:24
Interest, 20:24
Market value, 20:24
Possession, 20:24
Renewal, 20:24
Use, 20:24

LEASES

Brokers, 20:24
Landlord and tenant, 20:24
Rent, 20:15, 20:24

LIFE INSURANCE

Warranty, 6:14

LIMITED PARTNERSHIP

Agreement, 6:14, 35:6

LIQUIDATED DAMAGES

Construction contracts, 29:1
Contracts, 29:1
Generally, 29:1
Specific performance, 20:10

MAIL

Insurance, 17:5, 21:10

MALPRACTICE

Evidence, 6:15, 6:16, 10:12, 26:8,
27:9
Fraud, 3:20
Medical malpractice, 1:15, 2:1,
2:6, 6:14 to 6:16, 10:12, 32:5
Res judicata and collateral estop-
pel, 3:20

MARKET VALUE

Landlord and tenant, 20:24

MEDICAL MALPRACTICE

Agency, 1:15, 6:14, 6:16
Automobile, 6:15, 32:5
Children, 6:14
Confidentiality, 1:15
Consent, 1:15
Contracts, 1:15, 6:15, 6:16
Damages, 1:15, 2:1, 6:16
Elements, 6:16
Emergency, 1:15
Employer and employee, 1:15
Hospitals, 2:1
Insurance, 1:15, 6:14 to 6:16,
32:5
Intent, 6:15
Labor unions, 1:15
Payment, 1:15
Personal injury, 32:5
Punitive damages, 1:15, 2:1
Wrongful death, 32:5

MEETING OF MINDS

Contracts, 6:5

MISREPRESENTATION

Negligent misrepresentation, **2:5, 6:3**

MISTAKE

Insurance, **26:8**

Mutual mistake, **27:5, 27:20**

MOTOR VEHICLES

Bus, **1:15**

Employees, **1:15**

Punitive damages, **1:15**

Registration, **1:15**

MUTUAL ASSENT

Contracts, **6:16**

NEGLIGENCE

Assumption of risk, **35:2**

Gross negligence, **34:2**

Land, **2:5**

Proximate cause, **22:23**

NEGOTIATIONS

Insurance, **1:4, 26:3, 26:8, 27:4, 27:9, 27:12, 41:6**

NURSES

Hospitals, **37:5**

NURSING HOMES

Emotional distress, **1:13**

OPINION

Defamation, **6:6**

OPPORTUNITY

Divorce, **41:12**

OPTIONS

Defined, **1:5, 1:8, 10:12, 24:14, 26:2, 30:1**

Generally, **1:11, 22:24, 24:10, 41:15**

PAIN AND SUFFERING

Arguments of counsel, **22:21**

PAROL EVIDENCE

Insurance, **17:5**

PARTIES

Defamation, **6:6**

PARTNERSHIP

Agreements, **2:5, 6:10, 6:14, 11:2, 17:7, 20:15, 27:12**

Medical malpractice, **6:14**

Privacy, **35:6**

PATENTS

Infringement, **18:2, 18:3, 18:5**

PERFORMANCE

Contracts, **1:15, 3:4, 17:7, 19:24, 19:30, 36:4, 39:4, 39:15**

PERJURY

Fraud, **14:19**

PLEADINGS

Insurance, **13:12, 13:13**

POLICE

Battery, **6:6**

Defamation, **6:6**

POSSESSION

Landlord and tenant, **20:24**

PREEMPTION

Federal preemption, **17:5**

PREGNANCY

Emotional distress, **17:5**

Employment discrimination, **2:11, 17:5**

PREJUDICE

Insurance, **6:17, 13:12, 14:21, 27:12, 27:15, 27:19**

PRICE

Contracts, **29:1, 39:3, 39:14**

PRIVACY

Children, **41:3**

Consent, **3:20, 25:5, 33:14**

Damages, **17:6, 35:6**

Emotional distress, **17:6**

Partnership, **35:6**

INDEX

PRIVACY—Cont'd

Punitive damages, 17:6, 35:6

PRIVITY

Insurance, 13:12, 13:13

PROBATE

Insurance, 41:13

PROVISIONAL REMEDIES

Attachment, 3:6, 19:31, 28:17

PROXIMATE CAUSE

Negligence, 22:23

PSYCHOLOGIST

Malpractice, 26:8, 27:18

PUBLIC

Punitive damages, 2:1, 3:4, 11:1,
14:23, 17:2, 19:18, 21:2

PUBLIC INTEREST

Privacy, 3:20

PUNITIVE DAMAGES

Amount, 5:4, 21:2, 35:6

Compensatory damages, 14:17,
17:20, 20:10

Contracts, 1:15, 2:3, 3:4, 17:2,
19:18, 35:6

Defamation, 17:6

Discrimination, 1:15, 2:3, 17:2,
19:18

Emotional distress, 5:4, 17:6

Employment discrimination, 1:15

Equity, 2:3, 17:2, 19:16

Insurance, 1:15

Jurisdiction, 2:1, 2:3, 19:18

Medical malpractice, 1:15, 2:1

Privacy, 17:6, 35:6

Treble damages, 3:4, 19:18

QUALIFICATIONS

Employment discrimination, 21:3

QUESTIONS OF LAW AND

FACT

Contracts, 16:11

RAPE

Battery, 31:4

RATIFICATION

Brokers, 35:2

REAL ESTATE BROKERS

Brokers, 20:9, 20:24

RECESS

Court, 24:31

RECORDS

Insurance, 11:6, 19:19, 27:9, 41:6

Medical records, 22:14, 22:21,
24:27

Public records, 27:9

REGULATIONS

Rules and regulations, 1:13, 30:19

RELEASE

Consideration, 21:8

Contracts, 42:13

Damages, 6:6, 21:11, 21:12, 29:9

Fraud, 21:12, 27:20

Insurance, 6:6, 27:21

Mutual mistake, 27:20

Waiver, 6:6

RELIANCE

Contracts, 12:6, 17:2

Fraud, 17:2

Insurance, 17:5

RENEWAL

Landlord and tenant, 20:24

RENT

Landlord and tenant, 20:24

REPETITION

Depositions, 12:10

RESCISSION

Insurance, 3:2, 27:4

Mutual mistake, 27:20

RESEARCH

Emotional distress, 1:13, 17:5

RESTAURANTS

Battery, **6:6**

SALES

Consequential damages, **21:3**

Statute of limitations, **21:3**

SANCTIONS

Damages, **1:15, 3:4, 5:4, 5:5**

SCHOOLS

Custody, **27:9**

Insurance, **1:20, 27:9**

Malpractice, **27:9**

Notice, **18:12**

SECURITIES

Fiduciary duty, **35:2**

SERVICE OF PROCESS

Insurance, **19:19**

SERVICES

Services rendered, **7:13, 21:8**

Wrongful death, **6:12**

SERVICES RENDERED

Brokers, **7:13**

SETTLEMENT

Consideration, **13:12, 18:10, 19:24, 22:16, 23:4, 23:7, 23:8, 23:10, 23:15, 24:4, 24:20, 24:31, 24:37, 27:5, 27:11, 27:12, 28:15, 35:3, 38:2, 38:20**

Contracts, **1:13, 1:15, 19:24, 19:25, 24:33, 26:2, 28:17, 35:6, 38:3, 38:6**

Emotional distress, **1:13, 26:8**

Insurance, **1:4, 1:15, 13:12, 19:24, 22:16, 23:4, 24:31, 26:8, 27:4, 27:9, 27:10, 27:12, 27:15, 27:17, 27:19, 27:21, 28:9, 32:4 to 32:6, 41:6, 41:13**

Stipulation, **18:10, 22:24, 41:1, 41:5, 41:9**

SEX DISCRIMINATION

Employment discrimination, **17:5**

SEXUAL ASSAULT

Battery, **1:13**

School, **17:5, 26:8**

SEXUAL HARASSMENT

Emotional distress, **1:13, 17:5, 26:8**

Employment discrimination, **1:15, 17:5, 21:3**

SILENCE

Insurance, **17:5**

SPECIFICATIONS

Plans and specifications, **12:12, 20:15**

SPOUSES

Insurance, **41:6**

STANDARD OF PROOF

Burden of proof, **12:17**

STATE

Defamation, **6:6**

STATEMENTS

Admissions, **27:2, 33:13**

STATUTE OF LIMITATIONS

Assault, **21:3**

Contracts, **3:4, 17:2**

Employment discrimination, **21:3**

Equitable estoppel, **3:4, 19:16**

Tolling, **17:13**

STATUTES

Violation of, **3:4, 6:3, 12:6, 17:1, 17:5, 17:7, 27:19, 41:11**

STIPULATION

Settlement, **18:10, 22:24, 41:1, 41:5, 41:9**

STRIKES

Economic duress, **34:13**

INDEX

SUBLETTING

Landlord and tenant, **20:24**

SUBPOENA

Witnesses, **11:3, 11:4, 11:6, 12:6, 19:19, 20:14, 21:10**

SUPERVISION

Children, **1:13**

SUPPORT

Wrongful death, **2:5**

TELEPHONE

Emotional distress, **5:4**

Privacy, **10:13**

TERMINATION OF EMPLOYMENT

Employment contract, **17:7**

THINK

Cause, **2:11, 24:13**

THIRD PARTIES

Contract, **17:9, 18:1, 18:2**

THREATS

Assault, **21:3, 26:8**

Emotional distress, **26:8**

TIME

Contracts, **1:15, 3:4, 3:11, 6:2, 6:17, 15:8, 17:2, 17:7, 19:7, 19:8, 19:30, 25:1, 26:2, 29:1, 35:6, 36:4, 36:16, 39:4, 39:14 to 39:16**

Statute of limitations, **3:4, 11:7, 14:31, 17:2, 21:3**

TITLE VII

Employment discrimination, **2:11, 17:5**

TRADE

Defamation, **6:6**

TRAINING

Medical malpractice, **1:15**

TRANSIT AUTHORITY

New york city transit authority, **6:18**

TREBLE DAMAGES

Federal courts, **19:18**

Fraud, **5:3**

UNEMPLOYMENT

Insurance, **13:12**

UNFAIR COMPETITION

Copyright, **28:6**

USE

Landlord and tenant, **20:24**

VEHICLES

Motor vehicles, **1:15**

VERDICTS

General, **22:5**

Types of, **23:5**

WAIVER AND ESTOPPEL

Contracts, **6:17**

Insurance, **6:17**

WARRANTIES

Damages, **1:15**

Insurance, **1:15**

Services, **1:15**

WITNESSES

Compensation, **5:5**

Cross examination, **21:11**

Insurance, **11:4, 11:6, 19:19, 21:10, 28:8**

Travel, **5:5, 12:1, 19:19**

WORDS

Definitions, **26:7**

WORK PRODUCT

Insurance, **27:9**

WRONGFUL DEATH

Health, **2:5**

Interest, **26:3**

Medical malpractice, **32:5**

WRONGFUL DEATH—Cont'd

Services, **6:12**

Support, **2:5**

WRONGFUL DISCHARGE

Employment contract, **17:6**