

Index

AMENDMENT OF COMPLAINT

Generally, **2:127**
Motion to
Addition of
 Cause of action, **2:129**
 Claims, **2:130**
 Defendant, **2:131**
 concealed information, **2:133**
 medical malpractice, **2:132**
 Defendant, new, **2:134**
 Defendants, additional, **2:135**
 Misnomer and additional
 defendants, **2:135**
Generally, **2:128**
Plaintiff's memorandum in sup-
port, leave, **2:137**
Addition of
 claim for wrongful death,
 2:139
 party, **2:138**
Statement of reasons in support of,
 2:136
Substitute
 Administrator for deceased
 plaintiff, **2:141**
 Party plaintiff, assented to,
 2:143
 Representative for deceased
 plaintiff, **2:142**
Substituted, **2:144**
Withdraw plaintiffs', assented to,
amended complaint and rein-
state plaintiffs' initial com-
plaint, **2:140**
Substituted complaint, **2:142**

ARBITRATION

Negotiation and settlement, this index

CASE PREPARATION

Generally, **1:1 to 1:56**
Absence from employment, request
for dates of, **1:23**

CASE PREPARATION—Cont'd

Abstract of hospital records, request
for, **1:17**
Accident report, request for, **1:24**
Authorization to release information,
generally, **1:14**
Birth history, **1:6**
Client questionnaire, **1:2**
Client social media letter, **1:3**
Consumer Product Information, this
 index
Contingent fee agreement, **1:11**
Defendant information checklist, **1:7**
Expert witness
 Elevator, inspection protocol, **1:45**
Expert Witness, this index
Family medical history checklist, **1:5**
Hospital records, request for, **1:17**,
 1:18
Lien checklist, **1:8**
Medical authorization form, **1:12**
Medical bills, request for, **1:21**
Medical records and bills, authority
 and request for, **1:22**
Medical records and bills, authoriza-
tion and request for, **1:15**
OSHA report, request for, **1:27**
Pain questionnaire, **1:4**
Personal injury data
 Generally, **1:13 to 1:29**
 Absence from employment,
 request for dates of, **1:23**
 Abstract of hospital records,
 request for, **1:17**
 Accident report, request for, **1:24**
 Authorization to release informa-
 tion, generally, **1:14**
 Hospital records, request for, **1:17**,
 1:18
 Medical records and bills, author-
 ity and request for, **1:22**
 Medical records and bills, authori-
 zation and request for, **1:15**

CASE PREPARATION—Cont'd

- Personal injury data—Cont'd
 - OSHA report, request for, **1:27**
 - Physician records, request for, **1:19**
 - Physician report, request for, **1:20**
 - Playground safety checklist, **1:29**
 - Preservation of evidence, request for, **1:25**
 - Products liability checklist, **1:28**
 - School records, authority to release information, **1:16**
 - Vehicle regulatory agency report, request for, **1:26**
- Physician records, request for, **1:19**
- Physician report, request for, **1:20**
- Playground safety checklist, **1:29**
- Prenatal history, **1:6**
- Preservation of evidence, request for, **1:25**
- Products liability checklist, **1:9, 1:28**
- Questionnaires
 - Client questionnaire, **1:2**
 - Pain questionnaire, **1:4**
- Referral attorney checklist, **1:10**
- School records, authority to release information, **1:16**
- Statutory Notices, this index
- Vehicle regulatory agency report, request for, **1:26**

CLASS ACTIONS

- Generally, **2:150**
- Brief in support of motion for class certification, **2:153**
- Class certification, motion for, **2:152**
- Complaint, **2:151**

CLIENT INTERVIEW

- Case preparation, this index

CLOSING ARGUMENTS

- Trial, this index

COLLECTION OF ASSETS

- Post-trial matters, this index

COMPLAINTS

- Amendment of complaint, this index
- Assault and battery, **2:107, 2:108**
- Choice of forum, **2:1**
- Consortium, loss of, **2:115**

COMPLAINTS—Cont'd

- Federal diversity jurisdiction, **2:124**
- Fraud and misrepresentation in home sale, **2:113**
- Libel, **2:114**
- Long arm statute, **2:125**
- Massachusetts Commission Against Discrimination (MCAD), **2:95**
- Medical Malpractice, this index
- Negligence, this index
- Pain and suffering, **2:126**
- Premises Liability, this index
- Products Liability, this index
- Requisites, **2:2**
- Sexual harassment, **2:123**

CONFIDENTIALITY

- Examination of witness
- Opposition to motion to compel non-party's testimony in breach of, **6:149**
- Pre-trial preparation, **5:18**
- Pre-trial preparation, parties, **5:19**

CONSTRUCTION SITE

- Negligence, complaint, **2:72**
- Unsafe work equipment, **2:76**
- Vehicle accident, **2:74**
- Wrongful death, **2:75**

CONSUMER PRODUCT INFORMATION

- Case preparation
 - Generally, **1:46**
 - Request for
 - Enforcement actions, **1:51**
 - Freedom of Information Act, **1:52**
 - Information, **1:47**
 - Product defect notification, **1:50**
 - Summary of meetings, **1:49**
 - Victim identification, **1:48**
- Case preparation, generally, **1:45**

CROSS-EXAMINATION

- Trail, this index

DEPOSITIONS

- Generally, **3:117**

INDEX

DEPOSITIONS—Cont'd

- Audiovisual deposition, motion to take
- Reconsideration to allow, opposition, **3:151**
- Commission to take deposition out of state, **3:152**
- Issuance take out-of-state deposition, motion for, **3:145**
- Letter rogatory
 - Application for, to take deposition outside state, **3:140**
 - Out-of-state school, **3:143**
 - School representative, **3:142**
 - Take deposition outside state, **3:141**
- Motion for sanctions for violations of Rule 30, **3:146**
- Motion to require simultaneous exchange of information, **3:139**
- Condition of taking deposition, **3:139**
- Notice of
 - Car seat manufacturer, **3:123**
 - City, **3:128**
 - Construction company, **3:136**
 - Department of corrections, **3:129**
 - Fabric company, **3:118**
 - Gas dryer
 - Installer, **3:125**
 - Manufacturer, **3:124**
 - Gas service company, **3:132**
 - Hospital, **3:131, 3:134**
 - Medical device, **3:119**
 - Pallet jack, **3:127**
 - Plumbing, heating service company, **3:135**
 - Police Department, **3:130**
 - Premises liability, **3:120**
 - Container, **3:121**
 - Products liability, **3:122**
 - Transit authority, **3:126**
 - Travel service, **3:133**
- Opposition to motion for reconsideration of motion for leave to take, expert, **3:147**
- Opposition to motion to take expert depositions, **3:148**

DEPOSITIONS—Cont'd

- Plaintiff's opposition to motion for leave to depose plaintiff's expert, **3:149**
- Renotice of, **3:137**
- Renotice of deposition
 - Health club, **3:138**
- Sanctions for violations, motion for, **3:146**
- Stipulations at outset, **3:144**

DIRECTED VERDICT

- Trial, this index

DIRECT EXAMINATION

- Trial, this index

DISCOVERY MOTIONS

- Generally, **3:278**
- Bar taking of deposition immediately before scheduled date of trial, order for, **3:380**
- Compel, motions to
 - Compliance with records subpoena, **3:311**
 - Continued deposition testimony and allow computer forensic inspection, **3:281**
- Defendant, plaintiff's memorandum reply to, plaintiff's motion for order compelling information and documents, **3:327**
- Deposition, **3:279**
 - Non-party witness, **3:280**
- Document production
 - Committee minutes, **3:296**
 - Criminal files, **3:295**
 - Documents identified at deposition, **3:299**
- Hospital standards and procedures, **3:297**
- Memorandum in support, **3:300**
- Privilege, **3:298**
- Product design, development and testing, other complaints, **3:294**
- Information and documents, **3:301**
- Additional documents identified by witnesses in deposition, **3:303**

DISCOVERY MOTIONS—Cont'd

Compel, motions to—Cont'd

- Information and documents, 3:301
 - Cont'd
 - Incomplete responses, 3:302
 - Other accidents, 3:304
- Inspection, 3:306
- Inspection, responses to interrogatories, and requests for production of documents, 3:307
- Interrogatory answers, 3:282
 - Jurisdiction
 - supporting memorandum, 3:287
 - Prior lawsuits
 - brief in support of, 3:285
 - Prior medical malpractice lawsuits
 - brief in support of, 3:286
 - Product labeling and alteration
 - brief in support of, 3:283
 - Product testing and inspection
 - brief in support of, 3:284
 - Interrogatory answers and document production, 3:288
 - Medical malpractice, 3:289
 - Other complaints, 3:293
 - Product alteration, packaging, testing, and investigation, 3:292
 - Substantially similar products, 3:291
 - Successor liability and time frame of requests, 3:290
 - Opposition to
 - Access IME, 3:323
 - Access inspection of car, 3:322
 - Access psychiatric examination, 3:324
 - Access to social media accounts, 3:321
 - Attendance at medical examination, partial, 3:330
 - Compel physical and/or mental examination, 3:329
 - Memorandum, physical examination outside presence of plaintiff's counsel, 3:331

DISCOVERY MOTIONS—Cont'd

Compel, motions to—Cont'd

- Opposition to—Cont'd
- Opposition to motion to compel psychological evaluation records, 3:334
- Proposed protocol for Rule 35 examination of plaintiff child, 3:325
 - memorandum, 3:326
- Psychiatric treatment records, 3:332
- Records from state department of protective and regulatory services, 3:328
- Statutorily protected medical records, limited, 3:333
- Opposition to, document production, 3:315
 - Department of children and families records, 3:319
 - products liability, 3:320
- Reciprocal discovery, 3:318
- Work product, 3:316
- Work product doctrine, products liability, 3:317
- Payment of expenses, 3:314
- Privilege log, 3:305
- Production of deponent, 3:312
- Production of financial information, 3:310
- Production of photographs, 3:309
- Recording and or transcript, 3:313
- Supplemental discovery responses, 3:308
- Conduct further disassembly of subject product, memorandum in support of, 3:386
- Default, motions to, 3:357
 - Continued failure to produce documents, 3:358
 - Brief in support, 3:359
- Defendant's assented, to vacate default judgment, 3:365
- Failure to plead or defend, 3:361
- Failure to produce as promised, 3:357
- Failure to produce documents, memorandum and order

INDEX

DISCOVERY MOTIONS—Cont'd

Default, motions to, **3:357**—Cont'd
allowing motion, **3:366**
Memorandum in support of entry
of judgment motion, **3:360**
Opposition to
 Remove default, **3:363**
 brief in, **3:364**
 Spoliation, **3:362**
Defer factual discovery until after
case management conference,
3:385
Depose nonparty law firm and
attorney, subpoena to, **3:390**
Depose pre-trial jail detainee, **3:394**
Enlarge time to respond to discovery
request, **3:378**
Expedited pretrial order, plaintiff's
objection to, **3:384**
Extend factual discovery deadline
due to entry of new defendant,
3:400
Issuance of letters rogatory, **3:388**
Joint motion, to be relieved from
complying with current
discovery schedule and to
suspend trial date due to crimi-
nal prosecution of key witness,
3:396
Jury view, **3:398**
Non-destructive analysis of product,
3:387
Obtain district attorney's file, memo-
randum, **3:381**
Opposition to
 Allowing destructive testing, **3:401**
 Confidentiality order, memoran-
 dum in, **3:372**
 Further discovery of expert wit-
 nesses, and to continue trial,
3:397
 Medical exam by non-physician,
3:393
 Perform tests, plaintiffs', **3:377**
 Stay discovery, **3:391**
 Stay discovery, Rule 12, limited,
3:392
 Strike admission requests, **3:374**

DISCOVERY MOTIONS—Cont'd

Order requiring district attorney to
make files available, **3:382**
Plaintiffs', extend Rule 35 protocol
deadlines, **3:371**
Preclude evidence of litigation costs,
3:395
Premises inspection, **3:399**
Protective orders, for, **3:335**
 Deposition locale, **3:335**
 Minor, **3:336**
 Mental health, **3:337**
 Opposition to, **3:339**
 Confidentiality, **3:345**
 Department of children and fam-
 ily records, **3:347**
 Deposition locale
 memorandum in support,
3:340
 Deposition locale, **3:339**
 Doctor, **3:346**
 Expert witness, **3:348**
 Name, information of rape
 victim in prior civil action
 in premises liability case,
3:343
 Non-party doctor witness, **3:349**
 Statement of reasons, **3:350**
 Testimony, preservation of,
3:341
 11th hour delay tactic, **3:344**
 Undue hardship, **3:342**
 Stipulated
 Protected and proprietary infor-
 mation, **3:351**
 Telephone depositions of out-of-
 state plaintiffs, **3:338**
Quash, motions to
 Depositions after discovery
 deadline, emergency, **3:355**
 Opposition to
 Protective order, **3:353**
 Subpoena and for protective
 order
 expert witness deposition,
3:354
 Subpoena and deposition notice
 Pathology slides, **3:356**

DISCOVERY MOTIONS—Cont'd

- Quash, motions to—Cont'd
 - Subpoena and for protective order, privileged information, memorandum, **3:352**
- Revoke stipulation limiting damages, **3:389**
- Sanctions, motions for, **3:367**
 - Attend previously scheduled depositions, refusal to, **3:368**
 - Comply with deposition subpoenas, refusal to, **3:368**
 - Failure to produce medical records, **3:369**
 - Noncompliance with court's discovery orders, **3:370**
- Shorten time to answer interrogatories, **3:379**
- Strike and for further answers to interrogatories, **3:373**
- Strike exhibit due to public records exception, **3:376**
- Strike liability reference in medical records, **3:375**
- Substitute experts, plaintiff's emergency, **3:383**

DISMISSAL

- Negotiation and settlement, this index

EMPLOYMENT

- Absence from employment, case preparation, request for dates, **1:23**
- Corporates, product identification
 - Cross examination, witness, **6:148**
- Employee negligence, verdict questions, **6:189**
- Trial briefs, former employee of defendant, deposition testimony, **6:32**
 - Admissibility of evidence, **6:33**

EXAMINATION OF WITNESS

- Confidentiality, opposition to motion to compel non-party's testimony, breach of, **6:149**
- Cross examination
 - Corporate employee, product identification, **6:148**

EXAMINATION OF WITNESS

—Cont'd

- Cross-examination
 - Merchandise manager of defendant, **6:147**
 - Officer of defendant, **6:146**
 - Technical expert for defendant, **6:144**
- Direct examination
 - Incorporator of defendant, **6:142**
 - Plaintiff's physician, **6:141**
 - Plaintiff's technical expert, **6:140**
- Direct examination, plaintiff, **6:138**
- Expert witnesses
 - Causation and admissibility of testimony, memorandum of law, **6:152**
- Expert witnesses, opposition to motion to call, out of order, **6:150**
- Trial
 - Generally, **6:137**

EXPERT WITNESS

- Admissibility of evidence, trial briefs, **6:27**
- Case preparation
 - Generally, **1:36**
- Elevator, inspection protocol, **1:45**
- Gas line fire, affidavit, **1:44**
- Liability expert, disclosure of, **1:43**
- Medical treatment, expert evaluation of, **1:38**
 - Amputation, **1:39**
 - Failure to warn and instruct on use of prescription drugs, **1:40**
- Prescription drugs, opinion regarding failure to warn and instruct, **1:40**
- Qualification checklist, **1:37**
- Stairway ladder, report regarding defect, **1:42**
- Deposition, opposition to motion to take, **3:148**
- Examination of witness
 - Causation and admissibility of testimony, memorandum of law, **6:152**

INDEX

EXPERT WITNESS—Cont'd

Examination of witness—Cont'd
 Defendant's medical expert, cross-examination, **6:145**
 Defendant's technical expert, cross-examination, **6:144**
Exclusion, opposition to motion for, **6:151**
Out of order, opposition to motion to call, **6:150**
Exclusion of expert testimony, **6:53**
Exclusion of expert testimony, no foundation, not relevant, **6:53**
Unreliable, **6:54**
 Inadmissible hearsay, **6:57**
 Memorandum, **6:56**
 Standard of care, **6:55**
Exclusion of testimony, discovery, **6:51**
 Memorandum in support, **6:52**
Gas line fire, affidavit, **1:44**
Liability expert, disclosure of, **1:43**
Limit expert testimony to matters in original expert report, **6:58**
Medical expert, cross-examination, **6:156**
Medical treatment, expert evaluation of
 Amputation, **1:39**
 Failure to warn and instruct on use of prescription drugs, **1:40**
Medical treatment, expert evaluation of, **1:38**
Memorandum
 Exclusion of, opposition to motion In limine motions, **6:119**
Opposition to motion, exclusion of testimony
 In limine motions, **6:121**
Opposition to motion to exclude
 In limine motions, **6:118**
Plaintiff's expert disclosure, opposition to motion to strike from pretrial memorandum
 Limit testimony appropriate 30B disclosures, **5:90**
Plaintiff's opposition to motion for leave to depose plaintiff's expert, **3:149**

EXPERT WITNESS—Cont'd

Prescription drugs, opinion regarding failure to warn and instruct, **1:40**
Pretrial memorandum
 Daubert motion, opposition to motion to exclude expert opinion that defendant caused plaintiff harm, **5:75**
 Motion in limine to exclude and for Rule 104(a) hearing, opposition to, **5:74**
 Plaintiff's expert disclosure, opposition to motion to strike, limit testimony appropriate 30B disclosures, **5:90**
Qualification checklist, **1:37**
Retrial memorandum
 Harm to plaintiff, opposition to Daubert motion to exclude expert opinion that defendant caused, **5:75**
Stairway ladder, report regarding defect, **1:42**
Technical expert
 Precomplaint report, **1:41**
Technical expert, plaintiff's Direct examination, **6:140**

FEDERAL AVIATION AGENCY PERSONNEL

Claims against united states
 Negligence complaint, **2:149**

FEDERAL TORT CLAIMS ACT

Claims against united states
 Actions under, **2:146**

FORMAL DISCOVERY

Generally, **3:1**
Automobiles
 Checklist, injury, **3:6**
Checklists
 Generally, **3:2**
 Automobile injury, **3:6**
 Medical malpractice, **3:4**
 Premises liability, **3:5**
 Products liability, **3:3**
Depositions, this index
Fed. R. Civ. P. Rule 26, initial disclosures under, **3:7**

FORMAL DISCOVERY—Cont'd

- Initial disclosures under Fed. R. Civ. P. Rule 26
- Joint scheduling order, elevator company, **3:8**
- Interrogatories, this index
- Joint scheduling order, **3:10**
- Joint statement pursuant to local rule 16.1(D), **3:9**
- Medical malpractice, checklist, **3:4**
- Motions
 - Compel. Motions to Compel, below
 - Default motion, above
 - Depositions, this index
 - Motions to compel, below
 - Protective orders, below
 - Sanctions, below
 - Stay of discovery, below
 - Strike, motion to, below
 - Summary judgment, below
- Motions to compel
 - Depositions, this index
 - Interrogatories, this index
- Negligence, this index
- Premises Liability, this index
- Products Liability, this index
- Protective orders
 - Depositions, this index

FORUM NON CONVENIENS

- Motions to dismiss, pleading, **2:158**

FREEDOM OF INFORMATION ACT

- Consumer product information, for case preparation
- Request, **1:52**

FRIVOLOUS LAWSUIT

- Sanctions, motion for Pleadings, **2:185**

GROSS NEGLIGENCE

- Negligence, this index

ILLUSTRATIVE APPELLATE REVIEW

- Application for further appellate review, **8:6**

ILLUSTRATIVE APPELLATE

REVIEW—Cont'd

- Brief of plaintiff
 - Generally, **8:1**
 - Appellate
 - Collateral source income, **8:5**
 - Collateral source income, **8:5**
 - Evidence and instructions, **8:1**
 - Negligence and unincorporated associations, **8:3**
 - Spoliation, jury instructions, evidence, **8:4**
 - Summary judgment, **8:2**
 - Interlocutory appeals
 - Generally, **8:7**
 - Motion and memorandum, **8:7**
 - Oral argument, request, **8:9**
 - Order, **8:8**
 - Negligence and unincorporated associations, brief of plaintiff, **8:3**
 - Spoliation, brief of plaintiff, **8:4**
 - Summary judgment, brief of plaintiff, **8:2**
- Unincorporated associations, brief of plaintiff, **8:3**

IN LIMINE MOTIONS

- Generally, **6:37**
- Admissibility of defendant's insurance coverage, **6:70**
- Admission of day in the life video, **6:73**
- Collateral source benefits
 - Exclusion of expert testimony, no foundation, not relevant
 - Unreliable memorandum, **6:56**
 - Prohibiting evidence of, **6:39**
- Collateral source benefits, preventing Generally, **6:38**
- Economic testimony, **6:54**
- Evidence of product testing, **6:76, 6:78**
- Exclude admissibility of tax returns, **6:66**
- Exclusion of certain facts, **6:41**
- Immigrant status, **6:42**

INDEX

IN LIMINE MOTIONS—Cont'd

- Exclusion of certain facts, **6:41**
 - Cont'd
- Lack of testing plaintiff for HIV by other physicians, **6:44**
- Manner in which plaintiff became infected with HIV, **6:43**
- Exclusion of evidence, criminal activity, **6:75, 6:77**
- Exclusion of evidence associated with inspection, **6:71**
- Exclusion of evidence of OUI conviction, **6:74**
- Exclusion of evidence of subsequent remedial measures, **6:91**
- Exclusion of expert testimony, no foundation, not relevant, **6:53**
 - Inadmissible hearsay, **6:57**
 - Unreliable, **6:54**
 - Standard of care, **6:55**
- Exclusion of expert testimony discovery, **6:51**
- Exclusion of expert testimony discovery, memorandum in support, **6:52**
- Exclusion of expert witness, **6:90**
- Exclusion of medical records, **6:96**
- Exclusion of settlement and other claims, **6:59**
- Exclusion of work orders and patents, **6:69**
- Exclusions of irrelevant evidence in plaintiff's possession subsequent to occurrence, **6:45**
- Exclusions of negative evidence, **6:46**
- Exclusions of police report and opinion, hearsay, **6:47**
- Exclusions of statistics, **6:48**
- Expert witnesses
 - Generally, **6:60 to 6:65**
- Limit expert testimony, to matters in original expert report, **6:58**
- Marital difficulties, **6:94**
- Negligence
 - Precluding evidence regarding comparative, **6:79**
- Negligence, regarding comparative, precluding evidence and arguments, **6:79**

IN LIMINE MOTIONS—Cont'd

- Opposition to motion
 - Generally, **6:97**
- Alcohol and drug consumption and history, **6:108**
- Codes and regulations, **6:109**
- Conscious pain and suffering, dismissal of claims, **6:112**
- Drug and alcohol history, **6:108**
- Economic testimony, **6:101**
- Evidence of life expectancy, conscious pain and suffering, **6:111**
- Evidence of other accidents, **6:103**
- Evidence of product recall, **6:106**
- Exclusion of evidence
 - Related to gas check, **6:120**
- Exclusion of expert testimony, **6:121**
- Exclusion of expert witness, **6:118**
 - Memorandum, **6:119**
- General size and position in marketplace, evidence as to, **6:122**
- Hospital executive committee memorandum, **6:107**
- Investigation report, public or business record, **6:110**
- Medical records, **6:100**
- Pain-and-suffering, **6:104**
- Photographs, **6:105**
- Preclude duplicative expert testimony, **6:117**
- Pre-occurrence advertising, **6:98**
- Product performance report, **6:102**
- Psychiatric treatment, **6:99**
- Punitive damages, net worth, **6:114**
- Subsequent remedial measures, **6:115**
- Warnings, **6:113**
- Photographs
 - Opposition to motion, **6:105**
- Precluding admission of decedent's statement, **6:82**
- Precluding communications with attorneys, **6:93**
- Precluding evidence, alcohol and drug consumption, **6:62**

IN LIMINE MOTIONS—Cont'd

- Precluding evidence, bad character, **6:60**
- Precluding evidence, number of children in home, **6:89**
- Precluding evidence and arguments regarding comparative negligence, **6:79**
- Precluding evidence from alleged online document, purported release, **6:88**
- Precluding evidence of defendant's bankruptcy or financial health, **6:85**
- Precluding evidence of gratuitous medical services, **6:65**
- Precluding evidence of post-incident employment discipline, **6:83**
- Precluding evidence of prior criminal record, **6:64**
- Precluding evidence of standard of care, **6:95**
- Precluding hearsay testimony, **6:87**
- Precluding introduction of previous attorney's letter into evidence, **6:50**
- Precluding open and obvious defense, **6:84**
- Precluding reference to former defendants and settlements, **6:68**
- Precluding reference to prior claims, **6:72**
- Precluding reference to prior settlements, **6:63**
- Precluding state and town police department records, **6:81**
- Precluding statements in fire department report, **6:80**
- Prohibiting evidence, accident reconstruction expert, **6:67**
- Prohibiting evidence, contributory negligence and intervening cause, **6:61**
- Prohibiting evidence of settlement, **6:40**
- Settlements
 - Collateral source benefits, prohibiting evidence, **6:40**
- Strike deposition testimony, **6:86, 6:92**

IN LIMINE MOTIONS—Cont'd

- Undisclosed medical opinion, **6:49**

INSTRUCTIONS TO JURY

- Negligence, this index
- Products Liability, this index
- Trial, this index

INSURANCE

- In Limine Motions, this index
- Negotiation and Settlement, this index
- Voir dire, interests, **6:131**

INTERLOCUTORY APPEALS

- Appeal and Review, this index

INTERROGATORIES

- Generally, **3:11**
- Age discrimination, **3:83**
- Assets, **3:82**
- Authoritativeness of medical research materials, **3:105**
- Circumstances of
 - Automobile collision, **3:103**
 - Ship collision, **3:104**
- Contributory negligence or assumption of risk, **3:96**
- Control and maintenance of
 - Electric power lines and poles, **3:100**
 - Store entrance, **3:102**
- Corporate successor liability, **3:111**
- Damages from automobile collision, **3:114**
- Defendant's account of incident, **3:90**
- Discrimination
 - Age, **3:83**
 - Workplace, **3:84**
 - Wrongful discharge, **3:85**
- Discrimination and wrongful discharge, **3:85**
- Excerpts from, **3:88 to 3:116**
- Existence of liability insurance, **3:97**
- Experts to be called as witnesses, **3:112**
- Foam insulation installer liability, **3:110**
- History of
 - Complaints, **3:91**

INDEX

INTERROGATORIES—Cont'd
History of—Cont'd
 Medical malpractice actions, prior, 3:93
 Prior litigation, 3:92
 Jurisdiction, 3:116
 Knowledge of conditions, 3:94
 Landlord liability; injury caused by stove, 3:106
 Maintenance of parking lot, 3:101
 Municipality and contractor liability; death of child on public playground, 3:108
 Negligence
 Factory accident, 3:64
 Physical condition and health of defendant, 3:89
 Presence of safety devices on industrial machine, 3:98
 Products Liability, this index
 Receipt of required notice, 3:88
 Repair and maintenance of equipment, 3:99
 Sexual harassment, 3:86
 Skylight installer liability, 3:109
 Trust, 3:115
 Use of experts, 3:113
 Vehicle owner liability; injury caused by operator, 3:107
 Witnesses and reports, 3:95
 Workplace discrimination, 3:84
 Wrongful termination, 3:87

LEAD POISONING PREVENTION AND CONTROL ACT
Statutory Violations, this index

LETTER ROGATORY
Depositions, this index

LETTERS OF CREDIT
Collection of assets, opposition to motion to substitute for supersedeas bond, 7:23

LIBEL
Complaint, 2:114

LIENS
Case preparation, checklist, 1:8

LIFE EXPECTANCY
Evidence of, in limine motions, opposition to, 6:111

LONG ARM STATUTE
Complaint, 2:125

MARINE CORPS PERSONNEL
Claims against united states
 Negligence complaint, 2:148

MARKETING
Defect, products liability, instructions to jury, 6:177

MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION (MCAD)
Complaint, 2:95
Default motion, pleadings, 2:181

MASSACHUSETTS TORT CLAIMS ACT
Motions to dismiss, pleading, 2:165

MEDIATION
Negotiation and Settlement, this index

MEDICAL DEVICES
Products Liability, this index

MEDICAL MALPRACTICE
Anesthesiologist, complaint, 2:119
Baby, loss of, complaint due to negligence, 2:86
Calculation of damages, instructions to jury, 6:180
Collection of assets
 Post judgment
 Interrogatories in aid of execution of judgment, 7:32
 Requests for production of documents in aid of execution of judgment, 7:32
Complaint due to negligence
 Drug error
 Death, 2:88
Complaints
 Anesthesiologist, 2:119
 Health plan, 2:118

MEDICAL MALPRACTICE

—Cont'd

- Complaints—Cont'd
 - Hospitals
 - Generally, 2:116
 - Birth injury, 2:117
 - Physicians, 2:120
- Complaints due to negligence
 - Baby, loss of, 2:86
 - Drug error, 2:87
 - Failure to inform and failure to follow up, 2:89
- Complaints due to negligence
 - Generally, 2:84
 - Punitive damages, 2:85
- Consent, trial briefs, 6:7
- Discovery, checklist, 3:4
- Drug error, complaint due to negligence, 2:87
 - Death, 2:88
- Failure to inform and failure to follow up, complaint due to negligence, 2:89
- HIV, trial briefs, 6:6
- Instructions to jury, 6:179
- Interrogatories
 - Generally, 3:42
- Punitive damages, complaint due to negligence, 2:85
- Statutory notices, notice of intent to file action, 1:35
- Subsequent medical treatment resulting in additional injury, trial briefs, 6:14
- Trial briefs
 - Generally, 6:4
 - Consent, 6:7
- Voir dire, 6:132

MEDICAL RECORDS AND BILLS

- Admissibility of evidence, trial briefs, 6:28
- Case preparation, 1:22
 - Authorization to release, 1:15
 - Request for, 1:21
- Opposition to motion
 - In limine motions, 6:100, 6:116

MEDICAL SERVICES AND TREATMENT

- Case preparation
 - Expert witnesses, evaluation, 1:38

MEDICAL TREATISES

- Admissibility of evidence, trial briefs, 6:29

MILITARY CLAIMS ACT

- Claims against united states
 - Actions under, 2:145

MORTALITY LIFE TABLES

- Admissibility of evidence, trial briefs, 6:17

MOTIONS RELATED TO SERVICE, PLEADING

- Affidavit, in compliance with Rule 4(f), 2:173
- Defendant, identity unknown, 2:172
- Foreign country
 - Extension of time, 2:171
- Memorandum in support of plaintiff, for issuance of order nunc pro tunc approving service on defendant by registered mail, 2:174
 - Alternative, to allow plaintiffs to re-serve, 2:174

MOTIONS TO DISMISS, PLEADING

- Opposition
 - Generally, 2:154
 - Complaint, amended, 2:169
 - Facts substantiate plaintiff's claim, 2:162
 - Forum non conveniens, 2:158
 - Death from negligent automobile servicing, 2:159
 - Service, untimely, 2:160
 - Jurisdiction, lack of, 2:154
 - Discovery, 2:157
 - Long arm statute, 2:155
 - Personal, 2:156
 - Mass. Tort Claims Act, 2:165

INDEX

**MOTIONS TO DISMISS,
PLEADING—Cont'd**
Opposition—Cont'd
 Motion to dismiss, Cross motion to
 strike exhibit in defendant's,
 2:161
 Particularity sufficient, **2:163**
 Plaintiffs' memorandum in sup-
 port, **2:170**
 Recreational use statute, **2:166**
 Rule 14 complaint, **2:168**
 Wrongful termination, **2:164**

NEGATIVE EVIDENCE
In limine motions, exclusions, **6:46**

NEGLIGENCE
Agency, vicarious liability, thin skull
 theory
 Instructions to jury, **6:167**
Airplane lease, complaint of, **2:68**
Automobile
 Operation, **2:110**
Birth defects, drug-related, com-
 plaint, **2:111**
Bus, operation of
 Summary judgment, for pre-trial
 preparation, **5:32**
Camp, negligent supervision
 Complaint, **2:62**
City employee, complaint, **2:57**
Common carriers
 Complaint, **2:109**
Common carriers collision, trial
 briefs, **6:13**
Complaints
 Airplane, lease, **2:68**
 Birth defects, drug-related, **2:111**
 Bus operation, **2:53**
 Camp, negligent supervision, **2:62**
 City employee, **2:57**
 Common carrier, **2:109**
 Construction site, **2:72**
 Maintenance of, **2:73**
 Unsafe work equipment, **2:76**
 Vehicle accident, **2:74**
 Wrongful death, **2:75**
Cooking school, **2:65**
Day care, **2:66**

NEGLIGENCE—Cont'd
Complaints—Cont'd
 Dog bite, **2:58**
 Dram shop, **2:92**
 Wrongful death, **2:93**
 Electrocution at job site, **2:69**
 Gas line, explosion due to
 improper marking, **2:71**
 Gas line, maintenance of, **2:80**
 Gross negligence, **2:121**
 Punitive damages, **2:121**
 Successor liability, **2:122**
 Hazardous material, storage, **2:59**
 Health club, **2:79**
 Horse farm, **2:81**
 Housing, uninhabitable, **2:55**
 Industrial accident, **2:56**
 Laboratory work, chemicals
 accident, **2:83**
 Lead Poisoning Prevention and
 Control Act, **2:94**
 Motor vehicle
 Ownership, **2:77**
 vicarious liability, **2:78**
 Motor vehicle, operation of, **2:52**
 Negligent entrustment, **2:54**
 Negligent supervision, **2:112**
 Camp, **2:62**
 Minor by parent, **2:64**
 Nursing home, **2:60**
 Rest home, **2:61**
 Swimming pool, **2:63**
 Nursing home, negligent supervi-
 sion, **2:60**
 Propane gas explosion, **2:70**
 Psychiatric facility, **2:67**
 Punitive damages, gross
 negligence, **2:121**
 Soccer association, **2:82**
 Successor liability, gross
 negligence, **2:122**
 Swimming pool, negligent supervi-
 sion, **2:63**
 Construction site
 Maintenance of, **2:73**
 Unsafe work equipment, **2:76**
 Vehicle accident, **2:74**
 Wrongful death, **2:75**

NEGLIGENCE—Cont'd

- Construction site, complaint, **2:72**
- Cooking school, negligent, complaint, **2:65**
- Corporations
 - Duty of care, instructions to jury, **6:165**
- Day care
 - Complaint, **2:66**
- Dog bite
 - Complaint, **2:58**
- Dram shop
 - Complaints, **2:92**
- Dram shop, wrongful death
 - Complaints, **2:93**
- Electrocution at job site, complaint, **2:69**
- Gas line, maintenance of, complaint, **2:80**
- Gas lines
 - Explosion due to improper marking, complaint, **2:71**
- Hazardous material, storage, complaint, **2:59**
- Health club
 - Complaint, **2:79**
 - Mediation
 - Negotiation and settlement, **4:28**
- Horse farm
 - Complaint, **2:81**
- Housing, uninhabitable, complaint, **2:55**
- Industrial accidents
 - Complaint, **2:56**
- Instructions to jury
 - Vehicle collision, **6:168**
- Instructions to jury
 - Duty of care, **6:164**
- Interrogatories
 - Accident
 - Horse farm, **3:75**
 - Appliance, **3:79**
 - Construction site, maintenance of, **3:57**
 - Hole, **3:58**
 - Electric company, **3:77**
 - Factory accident, **3:64**
 - Gas line fire service, **3:81**

NEGLIGENCE—Cont'd

- Interrogatories—Cont'd
 - Health club, **3:78**
 - Medical emergency at soccer association sponsored tournament, **3:76**
 - Medical malpractice
 - Health plan, **3:56**
 - Physician, **3:48**
 - Abortion, **3:53**
 - Infectious Disease/HIV, **3:49**
 - Infectious Disease/HIV, second set, **3:50**
 - Motor vehicle, operation of, **3:61**
 - Registered owner, **3:62**
 - Negligent supervision by
 - Camp, **3:67**
 - swimming pool, **3:69**
 - City, **3:71**
 - Day care, **3:70**
 - Department of corrections, **3:72**
 - Hospital, **3:73**
 - Police department, **3:74**
 - School facility, **3:68**
 - Negligent supervision of
 - Sex offender parolee, **3:65**
 - Slip and fall, **3:66**
 - Statutory violation of Lead Poisoning Prevention and Control Act, **3:59**
 - Travel service for high school trip, **3:80**
- Interrogatories
 - Chiropractic, **3:55**
 - Construction site, maintenance of, **3:57**
 - Hole, **3:58**
 - Industrial accident, **3:63**
 - Medical malpractice
 - Dentist, **3:54**
 - Hospital, **3:47**
 - Physician, **3:48**
 - Abortion, **3:53**
 - Cervical cancer treatment, **3:52**
 - Failure to inform and diagnose, **3:51**
 - Infectious Disease/HIV, **3:49**

INDEX

NEGLIGENCE—Cont'd

- Interrogatories—Cont'd
 - Statutory violation of dram shop laws, **3:60**
- Laboratory work, chemicals accident, complaint, **2:83**
- Land owner, duty of care, instructions to jury, **6:166**
- Lead Poisoning Prevention and Control Act
 - Complaints, **2:94**
- Live electrical wire, instructions to jury, **6:169**
- Mediation, negotiation and settlement, **4:23**
- Medical malpractice
 - Hospital, **3:47**
- Medical malpractice, subsequent medical treatment resulting in additional injury
 - Trial briefs, **6:14**
- Minor by parent, negligent supervision, **2:64**
- Motor vehicles
 - Bus operation, **2:53**
 - Operation of, **2:52**
 - Ownership, complaints
 - Vicarious liability, **2:78**
- Negligent entrustment, complaint, **2:54**
- Negotiation and settlement
 - Mediation
 - Construction sites, maintenance, **4:26**
- Nursing home, negligent supervision, complaint, **2:60**
- Prohibiting evidence pertaining to contributory negligence, intervening cause
 - Limine motions, **6:61**
- Propane gas explosion, complaint, **2:70**
- Psychiatric facility, complaint, **2:67**
- Punitive damages, gross negligence, complaint, **2:121**
- Requests for admissions
 - Dog bite, **3:271**
 - Dram shop, **3:277**
 - Electric utility, **3:269**

NEGLIGENCE—Cont'd

- Requests for admissions—Cont'd
 - Gas explosion; City, **3:274**
 - Hospital, **3:268**
 - Industrial accident, **3:270**
 - Industrial explosion, **3:273**
 - Medical malpractice, **3:267**
 - Motor vehicle accident, **3:272**
 - Property manager; swimming pool death, **3:276**
 - Property owner; defective smoke alarm, **3:275**
- Requests to produce
 - Accident
 - Factory, **3:211**
 - Horse farm, **3:224**
 - Industrial, **3:210**
 - Appliance, **3:227**
 - Bus by transit authority, operation of, **3:208**
 - Associates, **3:209**
 - Chiropractic malpractice, **3:203**
 - Dram shop, **3:205**
 - Electric company, **3:226**
 - Electric utility, **3:206**
 - Fall at construction site, **3:215**
 - Gas equipment and services, **3:229**
 - Gas line fire service, **3:228**
 - Health club, **3:230**
 - Lead poisoning, **3:204**
 - Medical emergency at soccer association sponsored tournament, **3:225**
 - Medical malpractice
 - Abortion, **3:200**
 - Dentist, **3:197**
 - Failure to diagnose, **3:201**
 - Health plan, **3:198**
 - Hospital, **3:199**
 - Physician, **3:194**
 - Physician's failure to diagnose
 - Infectious disease/HIV, **3:202**
 - Plastic surgeon, **3:196**
 - Surgeon, **3:195**
 - Motor vehicle, operation of, **3:207**
 - Negligent maintenance of construction site, **3:214**

NEGLIGENCE—Cont'd

Requests to produce—Cont'd
 Negligent supervision at
 Camp swimming pool, 3:219
 Daycare center, 3:220
 School facility, 3:216
 Negligent supervision by
 City, 3:221
 Hospital, 3:222
 Police department, 3:223
 Travel service for high school
 trip, 3:217
 Second request, 3:218
 Negligent supervision of sex
 offender parolee, 3:212
 Slip and fall, 3:213
 Rest home, negligent supervision,
 2:61
 Soccer associations
 Complaint, 2:82
 Statutory violation of
 Dram shop laws, 3:60
 Lead Poisoning Prevention and
 Control Act, 3:59
 Successor liability, gross negligence,
 complaint, 2:122
 Swimming pool, negligent supervi-
 sion
 Complaint, 2:63
 Trial briefs, 6:12
 Faulty wiring, improper carpet
 installation, 6:12
 Verdicts, special verdict questions,
 6:187

NEGLIGENT ENTRUSTMENT

 Complaint, 2:54

NEGLIGENT SUPERVISION

 Negligence, this index

**NEGOTIATION AND
SETTLEMENT**

 Generally, 4:1
 Acceptance of offer, authorization,
 4:12
 Agreement to release some
 defendants while reserving
 rights against other defendant,
 4:13

NEGOTIATION AND

SETTLEMENT—Cont'd

 Approval of settlement
 Joint petition for approval, 4:17
 Minor, opposition to motion for
 reconsideration of modified
 motion concerning petition
 for, 4:18
 Plaintiff's assented to motion for
 approval, 4:15
 Products liability, 4:16
 Arbitration, motor vehicle accident,
 4:30
 Burn victims
 Psychiatrist's report on future of
 victim, 4:3
 Dismissal, 4:31 to 4:33
 Notice, 4:32
 Stipulation, 4:31
 Tolling agreement, 4:33
 Economist's report on replacement
 costs, 4:2
 Enforcement of settlement, motion
 to, 4:19
 Insurance
 Settlement letter, 4:8
 Joint petition for approval of settle-
 ment, 4:17
 Mediation
 Generally, 4:20
 Construction site, negligent main-
 tenance of, 4:26
 Continuance of trial, motion for,
 dispute, 4:29
 Discrimination, 4:25
 Harassment, 4:25
 Health club, negligence, 4:28
 Negligence, 4:23
 Negligence, health club, 4:28
 Nursing home, negligent supervi-
 sion, 4:24
 Retaliation, 4:25
 Snow tube, defective, 4:22
 Swimming pool, negligent supervi-
 sion, 4:27
 Truck lift gate, defective, 4:21
 Wood burning stove, defective,
 4:20

INDEX

NEGOTIATION AND SETTLEMENT—Cont'd
Minor, opposition to motion for reconsideration of modified motion concerning petition for approval of settlement, **4:18**
Notice
 Dismissal, **4:32**
Psychiatrist's report on future of burn victim, **4:3**
Rejection of offer, authorization, **4:11**
Settlement
 Generally, **4:4**
 Letter, **4:5**
 Damages exceed insurance coverage, **4:7**
 Insurance company, **4:8**
 Narrative, **4:9**
 Releasing one of multiple defendants, **4:6**
 Unfair business practice, notice to insurer, **4:10**
 Memorandum of, **4:14**
 Stipulation, dismissal, **4:31**
 Tolling agreement, dismissal, **4:33**

NEW TRIAL
Motion and memorandum
 Damages, **7:8**
Trial, this index

NOTICE
Motion for order, pleadings, **2:186**

NURSING HOMES
Mediation, negligent supervision
 Negotiation and settlement, **4:24**
Negligent supervision, complaint, **2:60**

OFFER OF PROOF
Chiropractic malpractice, **5:10**
Pre-trial preparation, **5:9**

OPENING STATEMENT
Trial, this index

ORAL ARGUMENT
Appeal and review, interlocutory appeal, **8:9**

PAIN AND SUFFERING
Complaint, **2:126**
Dismissal of claims, in limine motions, opposition to, **6:112**
In limine motions, opposition to, **6:104**

PAIN QUESTIONNAIRE
Case preparation, **1:4**

PARTICULARITY
Motions to dismiss, pleading, **2:163**

PERSONAL INJURY DATA
Case preparation, this index

PHOTOGRAPHS
Admissibility of evidence, trial briefs, **6:21**

PHYSICIANS AND SURGEONS
Case preparation
 Records, request for, **1:19**
 Reports, **1:20**

PLAYGROUNDS
Case preparation, checklist, **1:29**
Equipment, products liability, complaint, **2:33**

PLEADING RELATED MOTIONS
Affirmative defenses, to strike, **2:182**
Attachment, motion for attachment and accompanying affidavit, **2:176**
Automatic stay, for relief from, **2:179**
Compel joinder of parties needed for just adjudication, **2:175**
Consolidation for purposes of discovery only and to revise tracking orders, joint, **2:187**
Default motion, MCAD, **2:181**
Frivolous lawsuit, sanctions for, **2:185**
Notice, order of, **2:186**
Opposition to
 Sequestration of plaintiff's spouse, during deposition, **2:184**
 Venue change, **2:183**
Pro hac vice, motion for admission to practice, **2:178**

PLEADING RELATED MOTIONS

—Cont'd

Remand of action from federal district court to state trial court, motion and memorandum, 2:177
Transfer order, to revoke, 2:180

POST-TRIAL MATTERS

Motions

Generally, 7:1
Amend judgment, 7:13
Clarification of judgment, 7:15
Memorandum to alter or amend judgment, 7:14
New trial, 7:5
Memorandum, motion, 7:6
additur, 7:7
damages, 7:8
Opposition to, 7:9
Opposition to, notwithstanding the verdict, 7:2
Memorandum, 7:3
grounds, 7:4
Opposition to motion to stay mandate, 7:16
New trial, 7:5
Motion and memorandum
Additur, 7:7
Damages, 7:8
Opposition to motion, 7:9
Corporation, 7:11
Supporting brief, 7:12
Wrongful death, 7:10
Supporting brief, opposition to motion, 7:12

PRELIMINARY INJUNCTION

Pre-trial memorandum, support, 5:81
Pre-trial preparation, motion, 5:15

PREMISES LIABILITY

Assault due to security breach, complaint, 2:45
Complaints
Generally, 2:45
Assault due to security breach, 2:45
Apartment building, 2:46
Restaurant, 2:45
Electrical system, defective, 2:50

PREMISES LIABILITY—Cont'd

Complaints—Cont'd
Hotel, wrongful death, 2:47
Product liability, 2:51
Slip and fall, 2:49, 2:106
Storage of merchandise, dangerous, 2:49
Consumer Protection Act demand letter, for case preparation, 1:33
Defective store design, trial briefs, 6:16
Discovery
Checklist, 3:5
Electrical system, defective, complaint, 2:50
Hotel, wrongful death
Complaint, 2:47
Instructions to jury, 6:181
Interrogatories
Generally, 3:42
Container, 3:43
Dangerous storage of merchandise, 3:44
Pallet jack, operation of, 3:46
Wrongful death at hotel, 3:45
Product liability, 2:51
Requests for admissions, 3:262
Container, 3:263
Franchisor liability for rape and murder on franchisee's premises, 3:264
Hazardous stacking of products, 3:265
Wrongful death at hotel, 3:266
Requests to produce
Apartment complex, 3:193
Hazardous storage of merchandise, 3:190
Hospital, 3:188
Inadequate building security, 3:189
Operation of pallet jack, 3:192
Structural soundness, 3:187
Wrongful death at hotel, 3:191
Slip and fall, complaints, 2:49, 2:106
Storage of merchandise, dangerous
Complaint, 2:49

PRENATAL HISTORY

Case preparation, 1:6

INDEX

PRESCRIPTION DRUGS

Expert witnesses, opinion regarding failure to warn and instruct, **1:40**
Products liability, trial briefs, **6:10**

PRESERVATION OF EVIDENCE

Case preparation, **1:25**
Pre-trial preparation, joint agreement, **5:26**

PRETRIAL MEMORANDA AND MOTIONS

Pretrial preparation, this index

PRE-TRIAL PREPARATION

Generally, **5:1 to 5:26**
Automatic stay, memorandum in support of motion for relief, pursuant to Rule 26, **5:17**
Bifurcation
 Brief in opposition to motion, **5:3**
 Plaintiff's exclusion from courtroom, **5:4**
 Plaintiff's opposition to motion for, **5:3, 5:4**
Choice of law, motion in opposition to, **5:13**
Civil litigation anniversary fee, motion to waive or stay, **5:22**
Confidentiality agreement, **5:18**
Confidentiality agreement, parties, **5:19**
Consolidation of cases, motion for, **5:20**
Continuance of trial, motion for, **5:14**
Expert testimony
 Brief in support of motion to preclude, **5:2**
 Reports, filing of, **5:5**
Guardian ad litem
 Motion for appointment, **5:6**
 Order for appointment, **5:7**
In camera review of documents, motion for, **5:21**
Medical malpractice tribunal
 Continuance, motion for, **5:25**
 Opposition to defendant's request, **5:24**
Memoranda and motions
 Generally, **5:51**

PRE-TRIAL PREPARATION

—Cont'd

Memoranda and motions—Cont'd
 Age discrimination, emergency motion to voluntarily dismiss all federal law claims, **5:61**
 Attorney's fees
 Court authorization of fee division, application for, **5:58**
 Petition for allowance in excess of limitations set forth in rule, **5:57**
 Automatic stay
 Motion for relief and for expedited determination, and to limit service, **5:68**
 Stipulation of relief from stay regarding personal injury claim, **5:86**
 Bond, emergency motion to reduce, **5:71**
 Bond, emergency motion to waive or reduce, **5:70, 5:82**
 Civil litigation fee, motion to waive, **5:69**
 Continuance of trial, emergency motion, **5:64, 5:76**
 Costs, opposition to compel parties to share, **5:82**
 Daubert motion, opposition to motion to exclude expert opinion that defendant caused plaintiff harm, **5:75**
 Destruction of evidence, motion for sanctions, **5:59**
 Doctor, motion to quash subpoena of, **5:76**
 Exhibits, memorandum in support of opposition to motion to strike, **5:87**
 Expert opinion, opposition to motion in limine to exclude and for Rule 104(a) hearing, **5:74, 5:85**
 Habeas corpus, petition for writ of, **5:60**
 Harm to plaintiff, opposition to Daubert motion to exclude expert opinion that defendant caused, **5:75**

PRE-TRIAL PREPARATION

—Cont'd

- Memoranda and motions—Cont'd
 - Joint memorandum
 - Multiple defendants, **5:55**
 - Joint memorandum, multiple defendants
 - Product liability, **5:56**
 - Liquor and entertainment license, real estate attachment, **5:80, 5:91**
 - Medical malpractice, **5:54**
 - Medical malpractice tribunal
 - Demand, motion to strike, **5:72**
 - Findings, opposition to motion to vacate and to substitute panel physician, **5:73**
 - Plaintiff's expert disclosure, opposition to motion to strike from pretrial memorandum
 - Limit testimony appropriate 30B disclosures, **5:90**
 - Plaintiffs memorandum, **5:52**
 - Plaintiffs memorandum, vehicle, **5:53**
 - Preclude expert testimony, opposition to, **5:91**
 - Preliminary injunction, memorandum in support of, **5:81**
 - Real estate attachment
 - Liquor and entertainment license, motion and supporting affidavit, **5:80, 5:91**
 - Motion and memorandum for approval, **5:79**
 - Remand, motion to
 - Generally, **5:63**
 - Procedural defect, **5:84**
 - Supporting memorandum, **5:83**
 - Remand of case back to state superior court, motion, **5:78**
 - Sanctions, Rule 11 motion, **5:67**
 - Stay of proceedings pending issuance of transfer order, opposition to motion, **5:89**
 - Strike expert report and preclude expert testimony, opposition to, **5:92**
 - Subpoena, **5:77**

PRE-TRIAL PREPARATION

—Cont'd

- Memoranda and motions—Cont'd
 - Temporary restraining order, memorandum in support of, **5:81**
 - Tracking order deadlines, motion to enlarge, **5:62**
 - Trial procedures, motion to adopt, **5:65**
 - Venue, motion for transfer, **5:85**
 - Venue, opposition to motion for transfer, **5:66**
- Motion and supporting affidavit for real estate attachment, **5:8**
- Offer of proof, **5:9**
- Offer of proof, chiropractic malpractice, **5:10**
- Preliminary injunction, motion for, **5:15**
- Preservation of evidence, joint agreement, **5:26**
- Real estate attachment, motion and supporting affidavit, **5:8**
- Seal, motion to file documents under, **5:23**
- Set off, memorandum in support of position the defendant's damages are not entitled to, **5:16**
- Speedy trial, motion for, **5:11**
- Speedy trial, motion for, elderly plaintiff, **5:12**
- Summary judgment
 - Contractor control over work and proximate cause, **5:48**
 - Dram shop, joint opposition to motion, plaintiff, **5:49**
 - Expert in support of motion, opposition to motion to strike affidavits of plaintiff, **5:50**
- Memorandum in opposition, **5:48**
- Motion for
 - Good samaritan affirmative defense, **5:44**
- Opposition to
 - Negligent oversight, liability of parent company, **5:42**
- Opposition to motion for, **5:27**
 - Attorney's affidavit, **5:36**

INDEX

PRE-TRIAL PREPARATION

—Cont'd

- Summary judgment—Cont'd
 - Opposition to motion for, 5:27
 - Cont'd
 - City's right to control and ambiguous release, 5:43
 - Dual persona doctrine, 5:38
 - Gas equipment and services, 5:33
 - Government tort claims action, 5:28
 - Government tort claims action, opposition to motion, 5:28
 - Jurisdiction, 5:34
 - failure to comply with rules, 5:35
 - Manufacturer, 5:31
 - statement of reasons, 5:31
 - Manufacturer, opposition to motion and statement of reasons, 5:31
 - Memorandum, 5:48
 - Memorandum, partial, 5:47
 - Negligent operation of bus, 5:32
 - Playground maintenance, negligence, 5:39
 - Product liability, 5:29
 - manufacturer, 5:30
 - Products liability, 5:40
 - Spoliation of evidence, 5:41
 - Statement of reasons, 5:30
 - Successor corporation, liability of, 5:37
 - Opposition to partial summary judgment, statement of reasons, 5:46
 - Partial summary judgment, opposition to, 5:45

PRODUCTS LIABILITY

- Air rifle
 - Complaint, 2:30
- Back injury, damages, trial brief, 6:36
- Bale handling
 - Interrogatories, 3:40
- Basketball net, complaint, 2:36

PRODUCTS LIABILITY—Cont'd

- Bathrobe, flammable, complaint, 2:42
- Bath seat
 - Interrogatories, 3:34
- Bath seats
 - Complaint, 2:35
- Bicycles
 - Complaint, 2:25
 - Interrogatories, 3:31
- Birth control pills, complaint, 2:7
- Book, complaint, 2:5
- Bungee cord, interrogatories, 3:38
- Burn injury, damages, trial brief, 6:35
- Cargo door, motor vehicle
 - manufacturer, interrogatories, 3:27
- Car seat manufacturer
 - Interrogatories, 3:37
- Case preparation, checklist, 1:9, 1:28
- Chemical hose, complaint, 2:44
- Coffee urn
 - Interrogatories, 3:39
- Complaints
 - Generally, 2:98
 - Air rifle, 2:30
 - Basketball net, 2:36
 - Bathrobe, flammable, 2:42
 - Bath seat, 2:35
 - Bicycle, 2:25
 - Pedals, 2:26
 - Birth control pills, 2:7
 - Book, 2:5
 - Dietary supplement, 2:40
 - Dog food can, 2:20
 - Drain cleaner, 2:18
 - Drugs, 2:8
 - Weight loss, 2:9
 - Electronic monitoring device, 2:14
 - Elevator, 2:22
 - Exercise equipment, 2:31
 - Flammable fabrics, 2:98
 - Gun, 2:37
 - Helium tank, 2:11
 - Herbal supplement, 2:38
 - Household product, 2:17
 - Industrial machine, 2:6

PRODUCTS LIABILITY—Cont'd

Complaints—Cont'd
Intrauterine contraceptive device (IUD), 2:100
Iron, 2:43
Jet ski, 2:19
Lawn mower, 2:41
Machine, 2:101
Medical device, 2:27
Mobile home, gas leak, 2:99
Motor vehicles, 2:15
 Car seat manufacturer, 2:16
Playground equipment, 2:33
Premises liability, 2:44
Safety glasses, 2:28
Snowmobile, 2:23
Snow tube, 2:32
Swimming pool, above ground, 2:29
Toaster, 2:12
Tool, 2:21
Toy, 2:3
 Ingestion, 2:4
Truck cab, 2:10
Uniform, flammable, 2:24
Water heater, 2:39
Wooden plank, 2:13
Corporate admissions, instructions to jury, 6:176
Defective medical device
 Interrogatories, 3:35
Design defect, instructions to jury, 6:171
Dewiring system
 Interrogatories, 3:40
Directed verdict, opposition to motion, 6:157
Disposable cigarette lighter manufacturer, interrogatories, 3:25
Dog food can, complaint, 2:20
Drain cleaner
 Complaint, 2:18
Drug manufacturer
 Interrogatories, 3:17
Electronic monitoring device manufacturer
 Interrogatories, 3:28

PRODUCTS LIABILITY—Cont'd

Electronic monitoring devices
 Complaint, 2:14
Elevator company
 Interrogatories, 3:41
Elevators
 Complaint, 2:22
Exercise equipment
 Complaint, 2:31
Exercise equipment manufacturer
 Interrogatories, 3:29
Failure to warn, instructions to jury, 6:174
Flammable fabrics
 Complaint, 2:98
Formal discovery
 Checklist, 3:3
Gas company
 Interrogatories, 3:19
Gas explosion, trial briefs, 6:8
Guns
 Complaint, 2:37
 Interrogatories, 3:32
Helium tank, complaint, 2:11
Herbal supplements
 Complaint, 2:38
Household product, 2:17
Industrial machines
 Complaint, 2:6
 Interrogatories, 3:12
Ingestion, toys
 Complaint, 2:4
Instructions to jury
 Marketing defect, 6:177
 Toy, 6:175
 Warnings and instructions, 6:173
Interrogatories
 Generally, 3:11
 Air gun manufacturer, 3:16
 Bale handling, 3:40
 Bath seat, 3:34
 Bicycle, 3:31
 Bungee cord, 3:38
 Cargo door, motor vehicle manufacturer, 3:27
 Car seat manufacturer, 3:37
 Coffee urn, 3:39
 Defective medical device, 3:35

INDEX

PRODUCTS LIABILITY—Cont'd

Interrogatories—Cont'd
 Dewiring system, 3:40
 Disposable cigarette lighter
 manufacturer, 3:25
 Drug manufacturer, 3:17
 Electronic monitoring device
 manufacturer, 3:28
 Elevator company, 3:41
 Exercise equipment manufacturer,
 3:29
 Fabrics manufacturer, 3:18
 Gas company, 3:19
 Gun, 3:32
 Industrial container, 3:22
 Industrial machine manufacturer,
 3:12, 3:30
 Industrial product manufacturer,
 3:21
 Machine manufacturer, 3:24
 Motor vehicle manufacturer
 Cargo door, 3:27
 Passenger seat, 3:27
 Transmission system, 3:26
 Passenger seat, motor vehicle
 manufacturer, 3:27
 Sledding tube, 3:15
 Smoke alarm manufacturer, 3:23
 Sneakers, 3:36
 Stove company, 3:20
 Swimming pool manufacturer,
 3:14
 Toy manufacturer, 3:13
 Transmission system, motor vehi-
 cle manufacturer, 3:26
 Weight loss drug, 3:33
Intrauterine contraceptive devices
 Complaint, 2:100
Iron, complaint, 2:43
Jet ski, complaint, 2:19
Lawn mower, complaint, 2:41
Machines
 Complaint, 2:101
 Interrogatories, 3:24
Medical devices
 Complaint, 2:27
Mobile homes
 Complaint, gas leak, 2:99

PRODUCTS LIABILITY—Cont'd

Passenger seat, motor vehicle
 manufacturer, interrogatories,
 3:27
Pedals, bicycle
 Complaint, 2:27
Playground equipment, complaint,
 2:33
Premises liability, complaint, 2:44
Prescription drugs, trial briefs, 6:10
Product research and testing, instruc-
 tions to jury, 6:172
Requests for admissions
 Appliance
 Corporation, 3:260
 Manufacturer, 3:261
 Bath seat, 3:254
 Defective car
 Door latch, 3:258
 Seat, 3:259
 Defective medical device, 3:256
 Herbal supplement, 3:255
Industrial
 Container, 3:250
 Product, 3:249
Inflatable rock wall, 3:257
Manufacturer
 Bicycle, 3:248
 Fabric, 3:241
 Household drain cleaner, 3:243
 Mobile home, 3:240
 Motor vehicle, 3:246
 Smoke alarm, 3:244
 Swimming pool, 3:239
 Swimming pool filter, 3:245
 Tool, 3:247
 Toy, 3:237
 documents, 3:238
 Water heater control, 3:242
 Propane tank, 3:251
 Snow tube, 3:252
 Wood chipper, 3:253
Requests to produce, 3:154
 Bale handling, dewiring system,
 3:186
 Bath seat, 3:181
 Company
 Elevator, 3:174

PRODUCTS LIABILITY—Cont'd

Requests to produce, 3:154—Cont'd
Company—Cont'd
 Gas, 3:173
 Tobacco, 3:166
Industrial container, 3:177
Inflatable rock wall, 3:183
 Photograph, 3:184
Intrauterine contraceptive device (IUD), 3:154, 3:155
Manufacturer
 Air gun, 3:171
 Airplane, 3:156
 Automobile, 3:162, 3:163
 seat belt, 3:162
 Car seat, 3:164
 Second request, 3:165
 Drain cleaner, 3:169
 Electric blanket, 3:160
 Electronic monitoring device, 3:167
 Exercise equipment, 3:175
 Gun, 3:179
 Industrial machine, 3:176
 Pajama, 3:178
 Punch press, 3:159
 Sledding tubes, 3:158
 Snowmobile, 3:157
 Swimming pool, 3:170
 Toy, 3:168
 Water heater control, 3:161
Product advertising material, 3:172
Sneakers, 3:182
 Weight loss drug, 3:180
Safety glasses, complaint, 2:28
Sledding tubes
 Interrogatories, 3:15
Smoke alarms
 Interrogatories, 3:23
Smoke detector, trial briefs, 6:11
Sneakers
 Interrogatories, 3:36
Snowmobiles
 Complaint, 2:23
Snow tubes
 Complaint, 2:32
Stove company, interrogatories, 3:20

PRODUCTS LIABILITY—Cont'd

Swimming pools
 Complaint, 2:29
 Interrogatories, 3:14
Toaster, complaint, 2:12
Tools
 Complaint, 2:21
Toys
 Complaint, 2:3
 Interrogatories, 3:12, 3:13
Transmission system, motor vehicle manufacturer, interrogatories, 3:26
Trial briefs, 6:8
 Back injury, damages, 6:36
 Burn injury, damages, 6:35
 Damages
 Back injury, 6:36
 Burn injury, 6:35
 Gas explosion, 6:8
 Motor vehicle, 6:9
 Prescription drugs, 6:10
 Smoke detector, 6:11
Uniform, flammable, complaint, 2:24
Voir dire, attitudes toward legislation, reform, 6:133
Water heaters
 Complaint, 2:39
Weight loss drugs
 Interrogatories, 3:33
Wooden plank, complaint, 2:13

PRO HAC VICE

Admission to practice, motion for pleading, 2:178

PROPANE GAS EXPLOSION

Negligence, complaint, 2:70

PSYCHIATRIC FACILITY

Negligence, complaint, 2:67

PUNITIVE DAMAGES

Gross negligence, complaint, 2:121
Medical malpractice, complaint due to negligence, 2:85

REAL ESTATE ATTACHMENT

Pre-trial preparation, motion and supporting affidavit, 5:8

INDEX

RECALL

In limine motions, opposition to, **6:106**

REFERRAL ATTORNEY

Case preparation, checklist, **1:10**

REMAND

Collection of assets, motion, **7:30**
Federal district court to state trial court, motion and memorandum, pleading, **2:177**

REQUEST FOR ADMISSIONS

Generally, **3:236**
Negligence, this index
Premises liability, this index
Products liability, this index

REQUESTS TO PROCEDURE

Generally, **3:153**
Discrimination
Age, **3:231**
Workplace, **3:232**
Discrimination and constructive discharge, **3:234**
Negligence, this index
Premises liability, this index
Products liability, this index
Sexual harassment, **3:233**
Subpoena requiring production of documents, **3:235**

RESEARCH AND TESTING

Products liability, instructions to jury, **6:172**
Test reports, admissibility of evidence, trial briefs, **6:20**

SECURITY BREACH

Assault due to, premises liability, complaint, **2:45**
Apartment building, **2:46**
Restaurant, **2:45**

SEQUESTRATION

Deposition, opposition to motion for sequestration of plaintiff's spouse during, pleadings, **2:184**

SET OFF

Pre-trial preparation, memorandum in support of position the defendant's damages are not entitled to set off, **5:16**

SETTLEMENT

Negotiation and settlement, this index

SEXUAL HARASSMENT

Complaint, **2:123**
Requests to procedure, **3:233**

SLIP AND FALL

Premises liability, complaints, **2:49**, **2:106**

SMOKE DETECTOR

Products liability, trial briefs, **6:10**, **6:11**

SOCIAL MEDIA ACCOUNTS

Case preparation, **1:3**

SPECIFIC COMPLAINTS

Complaints, this index

SPEEDY TRIAL

Pre-trial preparation, motion, **5:11**
Pre-trial preparation, motion, elderly plaintiff, **5:12**

SPOLIATION OF EVIDENCE

Appeal and review, brief of plaintiff, **8:4**
Consumer Protection Act, demand letter under
Statutory notice for case preparation, **1:34**

STAIRWAY LADDER

Expert witnesses, report regarding defect, **1:42**

STATISTICS

In limine motions, exclusions, **6:48**

STATUTORY NOTICES

Case preparation
Medical malpractice, notice of intent to file action, **1:35**
Case preparation
Generally, **1:30**

STATUTORY NOTICES—Cont'd

Case preparation—Cont'd
Consumer Protection Act demand letter
Evidence, destruction of, 1:34
Lead Poisoning Prevention and Control Act, 1:32
Premises liability, 1:33
Security breach, 1:33
Lead Poisoning Prevention and Control Act, 1:32
Warranty, notice of breach, 1:31
Consumer Protection Act demand letter
Premises liability, case preparation, 1:33
Security breach, case preparation, 1:33
Premises liability, Consumer Protection Act demand letter, for case preparation, 1:33
Security breach, Consumer Protection Act demand letter, for case preparation, 1:33

STAYS

Pre-trial memorandum, pending issuance of transfer order, opposition to motion, 5:89

STIPULATIONS

Negotiation and settlement, dismissal, 4:31

STOVE COMPANY

Products liability, interrogatories, 3:20

STRICT LIABILITY

Verdicts, special verdict questions, 6:186

STRIKE DEPOSITION

TESTIMONY

In limine motions, 6:92

SUCCESSOR CORPORATIONS

Gross negligence, complaint, 2:122

SUMMARY JUDGMENT

Appeal and review, brief of plaintiff, 8:2

Pretrial preparation, this index

SWIMMING POOLS

Mediation, negligent supervision
Negotiation and settlement, 4:27

TECHNICAL ARTICLES

Admissibility of evidence, trial briefs, 6:23

TEMPORARY RESTRAINING ORDER

Pre-trial memorandum, support, 5:81

THIN SKULL THEORY

Jury instructions, trials, 6:167

TOASTER

Products liability, complaint, 2:12

TOLLING AGREEMENT

Negotiation and settlement, dismissal, 4:33

TRACKING ORDER

Pre-trial memorandum, deadlines, motion to enlarge, 5:62

TRANSFER ORDER

Motion to revoke, pleadings, 2:180

TRANSMISSION SYSTEM

Products liability, motor vehicle manufacturer, interrogatories, 3:26

TRIAL

Generally, 6:1

Closing arguments

Generally, 6:153 to 6:155

Products liability, swimming pool, 6:155

Products liability, toy, 6:154

Collection of assets

Generally, 7:17

Attorney's fees and costs

Opposition to motion, 7:29

Reimbursement of expenses, motion to compel, 7:28

Clarification of court order that defendant's of costs paid by prior counsel plaintiff, 7:27

Default judgment, motion for entry and assessment of damages,

INDEX

TRIAL—Cont'd

Collection of assets—Cont'd
pursuant to Rules 54 and 55,
7:20
Enforcement of payment of judgment, motion, **7:22**
Execution pending review of certiorari, opposition to application to stay, **7:24**
Letter of credit, opposition to motion to substitute for supersedeas bond, **7:23**
Minor, petition for approval of settlement on behalf of, **7:19**
Opposition to motion
 Award of costs, **7:18**
Post judgment
 Interrogatories in aid of execution of judgment, **7:31**
Post judgment
 Requests for production of documents in aid of execution of judgment
 medical negligence, **7:33**
Remand, motion, **7:30**
Remittitur
 Motion to, plaintiff and defendant's reply and surreply, **7:25**
 Opposition to motion, **7:26**
Tribunal bond, opposition to motion for recovery, **7:21**
Demonstrative evidence, **6:3**
Directed verdict
 Generally, **6:156**
 Judgment as a matter of law, motion, **6:158**
Products liability case, opposition to motion, **6:157**
Examination of witness
 Generally, **6:137**
 Cross-examination, **6:144**
 Corporate employee, product identification, **6:148**
 Cross examination, corporate employee, product identification, **6:148**
 Cross-examination, medical expert for defendant, **6:145**

TRIAL—Cont'd

Examination of witness—Cont'd
 Cross-examination, merchandise manager of defendant, **6:147**
 Cross-examination, officer of defendant, **6:146**
 Cross-examination, technical expert for defendant, **6:144**
 Direct examination, incorporator of defendant, **6:142**
 Direct examination, officer of defendant, **6:143**
 Direct examination, plaintiff, **6:138**
 Direct examination, plaintiff's physician, **6:141**
 Direct examination, plaintiff's technical expert, **6:140**
 Direct examination, plaintiff's witness, **6:139**
Memorandum of law regarding causation and the admissibility of expert's testimony, **6:152**
Opposition to motion to
 Call expert witness out of order, **6:150**
 Compel non-party's testimony in breach of confidentiality, **6:149**
 Exclude expert testimony, **6:151**
Jury instruction
 Generally, **6:159, 6:160**
 Burden of proof, **6:163**
 Damages, **6:178**
 Deposition testimony, **6:182**
 Intervening and superseding causes, objection to, **6:183**
 Medical malpractice, **6:179**
 Medical malpractice, calculation of damages, **6:180**
 Negligence
 Agency, vicarious liability, thin skull theory, **6:167**
 Corporations, **6:165**
 Duty of care, **6:164**
 land owner, **6:166**
 Electrical wire, live, **6:169**
 Vehicle collision, **6:168**

TRIAL—Cont'd

Jury instruction—Cont'd
 Premises liability, **6:181**
 Products liability, **6:170**
 Corporate admissions, **6:176**
 Design defect, **6:171**
 Failure to warn, **6:174**
 Marketing defect, **6:177**
 Product research and testing,
 6:172
 Toy, **6:175**
 Warnings and instructions,
 6:173
 Warranty, breach of, **6:162**
 Witness, **6:161**
Opening statement
 Generally, **6:135**
 Products liability, **6:136**
Products liability
 Closing arguments, swimming
 pool, **6:155**
 Closing arguments, toy, **6:154**
 Opening statement, **6:136**
Verdicts
 Generally, **6:184**
 Employee negligence
 Questions, **6:189**
 Interlocutory injunction, motion
 for, to hold fines in escrow,
 6:190
 Opposition to insurance company's
 motion to intervene, plaintiff,
 6:191
 Questions, **6:188**
 Employee negligence, **6:189**
 Special questions, **6:185**
 Negligence, **6:187**
 Strict liability, **6:186**
 Strict liability, special verdict ques-
 tions, **6:186**
 Warranty, **6:2**

TRIAL BRIEFS

Generally, **6:4**
Admissibility of evidence
 Admissibility of evidence
 Other occurrences, **6:32**
 Catalogue advertisements, **6:25**
 Damage evidence, **6:30**

TRIAL BRIEFS—Cont'd

Admissibility of evidence—Cont'd
 Deposition testimony
 Taken in connection with
 another action, **6:34**
 Deposition testimony, former
 employee of defendant, **6:33**
 Expert testimony, **6:27**
 Hospital and medical records, **6:18**
 Investigative reports, **6:22**
 Medical bills and expenses, **6:28**
 Medical treatises, **6:29**
 Mortality life tables, **6:17**
 Other products, **6:26**
 Photographs, **6:21**
 Pre and post-occurrence materials,
 6:31
 Safety standards and codes, **6:19**
 School records, **6:24**
 Technical and scientific articles,
 6:23
 Test reports, **6:20**
Admissibility of evidence, generally,
 6:17
Damages
 Back injury, **6:36**
 Burn injury, **6:35**
 Gross negligence, **6:15**
 HIV, medical malpractice, **6:6**
 Medical treatises, **6:28**
 Negligence
 Common carrier collision, **6:13**
 Faulty wiring, improper carpet
 installation, **6:12**
 Medical malpractice, subsequent
 medical treatment resulting in
 additional injury, **6:14**
 Premises liability, defective store
 design, **6:16**
TRUCK LIFT GATE
 Mediation, **4:21**
UNIFORM
 Products liability, flammable, com-
 plaint, **2:24**
**UNITED STATES, CLAIMS
 AGAINST**
 Actions under
 Federal Tort Claims Act, **2:147**

INDEX

UNITED STATES, CLAIMS AGAINST—Cont'd
Actions under—Cont'd
 Military Claims Act, **2:145**
Federal Aviation Agency personnel
 Negligence complaint, **2:149**
Federal Tort Claims Act, actions under, **2:147**
Marine Corps personnel
 Negligence complaint, **2:148**
Military Claims Act, actions under, **2:145**
Military complaint letter, **2:146**
Negligence complaint
 Federal Aviation Agency personnel, **2:149**
 Marine Corps personnel, **2:148**

VENUE
Opposition to motion for change, pleadings, **2:183**
Pre-trial memorandum, motion for transfer, **5:85**
Pre-trial memorandum, opposition to motion for transfer, **5:66**

VOIR DIRE
Generally, **6:123**
Attorney conducted voir dire, plaintiff's motion for, **6:126**
Awards of large amounts, attitudes towards, **6:129**
Cause, motion to remove juror for, **6:134**
Consumer protection attitudes, **6:130**
Examination of jurors, motion for, **6:124**
Insurance interests, **6:131**
Medical malpractice, **6:132**
Personal knowledge or bias, **6:128**

VOIR DIRE—Cont'd
Product liability reform, attitudes toward legislation, **6:133**
Proposed areas of inquiry, plaintiff's motion for, **6:127**
Request of, jury venire, motion for, **6:125**

WARNINGS AND INSTRUCTIONS
Products liability, instructions to jury, **6:173**

WARRANTIES
Instructions to jury, breach of, **6:162**
Statutory notice of breach, for case preparation, **1:31**
Trial, **6:2**
Trial briefs, **6:34**

WOOD BURNING STOVE
Mediation
 Negotiation and settlement, **4:20**
 Mediation, **4:20**

WOODEN PLANK
Products liability, complaint, **2:13**

WRONGFUL DEATH
Complaint
 Admiralty action, **2:105**
 Airplane accident, **2:104**
 Electrical wire, contact with, **2:102**
Complaint
 Railroad crossing, **2:103**
Dramshop, complaint due to negligence, **2:93**

WRONGFUL TERMINATION
Age, based on, complaint, **2:96, 2:97**
Gender, based on, complaint, **2:97**
Motions to dismiss, pleading, **2:164**

