

Index

ABSENCE

Circumstantial evidence, 4:17, 5:3
Death, 2:45, 2:56, 2:57, 4:16, 4:24,
4:30, 4:39, 4:43, 5:3, 10:30,
17:41, 18:17, 28:1, 29:3

ACCIDENT

Release, 2:8, 4:39, 5:3, 6:5, 7:22,
7:23, 7:38, 8:18, 11:20, 14:13,
16:5, 18:17, 18:20, 20:36, 24:26

ADDITIONAL INSURED

Insurance, 2:55, 22:4

ADJUSTERS

Insurance, 1:6

ADVERTISING

Contracts, 2:19, 2:57, 3:3, 18:26,
20:18
False advertising, 4:39, 19:13
Offer, 26:3
Privacy, 26:3
Products liability, 2:57, 4:39, 10:24,
12:2, 17:41, 18:26, 26:3
Unfair competition, 16:12
Warranties, 1:32, 2:19, 3:3, 4:39,
17:41, 18:2, 18:21, 20:3, 20:18,
21:5

ADVICE

Insurance, 6:9, 20:3, 22:6, 23:4

AFFIRMATIVE DEFENSES

Products liability, 4:16

AGE

Insurance, 18:10, 23:1, 24:20, 26:3,
28:1
Juror, 4:24
Wrongful death, 4:12

AGENCY

Conflict of interest, 32:2
Contracts, 5:12, 18:26
Conversion, 5:3

AGENCY—Cont'd

Insurance, 2:52, 2:55, 6:9, 17:51,
20:36, 27:3
Medical malpractice, 2:22, 32:2
Safe place to work, 1:1
Spouses, 5:3
Warranties, 2:8, 2:22, 2:52, 4:39,
17:41

AGENT ORANGE

Products liability, 4:24

AGGRAVATION

Damages, 15:6, 15:7, 18:27
Medical malpractice, 18:27

AIR BAGS

Products liability, 4:39

AIR CONDITIONING

Products liability, 6:9

AIR POLLUTION

Lead, 28:1

AIRCRAFT

Insurance, 22:6, 23:13, 26:3
Passengers, 8:4, 13:12, 26:2, 26:3

ALLERGIES

Products liability, 4:7

AMPUTATION

Release, 4:39, 5:3, 18:20

ANIMALS

Cattle, 4:39, 26:6
Children, 13:1
Control, 2:54, 4:39, 26:3, 26:6
Damages, 4:39, 19:7, 30:17
Defenses, 4:39
Dogs, 30:11
Domestic animals, 2:48, 4:39
Emotional distress, 24:15
Fraud and deceit, 4:39
Highways, 26:3

PRODUCTS LIABILITY DESIGN AND MANUFACTURING DEFECTS

ANIMALS—Cont'd

Horses, **30:10**
Negligence, **4:39, 24:15, 26:3, 30:17**
Nuisance, **24:15, 30:17**
Products liability, **4:39, 26:3**
Strict liability, **4:39, 24:15, 26:3**
Trespass, **30:17**
Vehicular collisions. at large animals,, **2:48, 13:1, 24:15, 25:6, 26:3**

APPORTIONMENT

Burden of proof, **15:7**
State, **15:7**

ARCHITECTS

Architects and engineers, **6:9**
Contractors, **6:9, 18:5**

AREA

Motor vehicles, **5:15**

ASBESTOS

Damages, **2:6, 4:43, 5:3, 10:27, 15:2, 15:6, 19:2, 19:10, 24:1, 27:5, 28:1, 29:3**
Insurance, **4:23, 6:9, 19:10, 23:1, 27:4, 28:1**
Products liability, **2:6, 4:43, 6:9, 7:4, 18:26**

ASSAULT

Firearms, **31:7**
Intent, **15:7**
Punitive damages, **19:6**
School, **31:7**

ASSIGNMENT

Requirements, **7:31, 17:4, 18:26**

ASSUMPTION OF RISK

Products liability, **4:43**
Strict liability, **4:36, 4:43**

ATTACK

Battery, **4:39**

ATTORNEYS

Check, **2:45, 6:9**
Emotional distress, **29:3**
Insurance, **1:2, 2:55, 6:9**
Punitive damages, **18:17, 29:3**
Settlement, **1:11, 2:14, 31:10**

ATTORNEYS—Cont'd

Unfair competition, **16:12**

AUTOMOBILES

Air bags, **4:39, 7:2**
Fraud and deceit, **4:39**
Motor vehicles, **5:15**
Products liability, **2:52, 2:55, 4:39, 6:9, 17:41**
Seat belts, **4:39, 7:2, 8:32**

AUTOPSY

Punitive damages, **17:41**

BANKRUPTCY

Insurance, **2:57**

BANKS

Negligence, **2:16, 4:12**

BATTERY

Consent, **4:39**
Damages, **4:39, 18:27, 19:6**
Hospitals, **4:39**
Intent, **4:39**
Medical malpractice, **4:17, 18:27**
Police, **4:39**
Punitive damages, **19:6**

BIDS

Requirements, **22:3**

BIOLOGY

Privacy, **32:2**

BIRTH

Medical malpractice, **24:18**

BLASTING

Products liability, **4:43**

BLOOD

Products liability, **2:16, 18:17, 18:27**

BOILER

Battery, **4:39**

BRAIN INJURY

Release, **18:17, 18:20**

BRAKES

Maintenance, **2:36, 2:41, 8:28, 8:36, 17:41**

INDEX

BRAND NAME

Trade name, **2:52**

BREACH OF CONTRACT

Contracts, **2:18**

BREAST IMPLANTS

Products liability, **18:17, 18:27**

BUILDINGS

Products liability, **2:55, 6:9**

BURDEN OF PROOF

Damages, **15:7, 18:24, 29:3**

Emotional distress, **29:3**

Mitigation of damages, **29:3**

Negligence, **15:7, 18:24, 29:3**

Products liability, **10:13**

Punitive damages, **29:3**

BURNS

Release, **7:22, 7:23, 8:18, 24:26, 32:2**

BUS

Emergency, **9:2, 26:3**

Passengers, **9:2, 18:17, 26:3**

Products liability, **2:18, 18:17, 26:3**

School bus, **26:3**

BYSTANDERS

Products liability, **2:18**

CANCER

Asbestosis, **5:3**

Medical malpractice, **24:18**

CANCERPHOBIA

Damages, **29:3**

CARE

Circumstantial evidence, **5:3**

CARPAL TUNNEL SYNDROME

Release, **4:39**

CATHETERS

Products liability, **4:39**

CAUSATION

Consortium, **4:39**

Expert testimony, **4:17, 4:39, 5:3, 17:41, 18:17, 29:3**

Fraud and deceit, **4:39**

CAUSATION—Cont'd

Insurance, **28:1**

Private nuisance, **31:1**

Proof, **4:39, 4:43, 5:3, 18:17, 27:6, 28:1, 29:3**

Proximate cause, **4:43, 5:3, 17:41**

Release, **4:39, 5:3, 18:17, 27:7, 31:1**

CEMENT

Products liability, **4:39**

CERTAINTY

Damages, **18:17, 29:2**

CHECKS

Damages, **2:18**

CHILDREN

Animals, **13:1**

Disability, **10:7, 30:1**

Emotional distress, **4:34, 8:33, 29:3**

Insurance, **1:2, 2:55, 22:6**

Passengers, **4:12, 13:1**

Punitive damages, **3:10, 29:2, 29:3**

Seat belts, **7:2**

Standard of care, **27:7**

Wrongful death, **4:12**

CIGARETTE LABELING AND ADVERTISING ACT

Warn, **4:39, 17:41**

CIGARETTES

Products liability, **4:12, 4:39, 17:41**

CIRCULAR SAWS

Products liability, **8:13**

CIRCUMSTANTIAL EVIDENCE

Medical malpractice, **4:17**

Pain and suffering, **5:3**

Products liability, **2:36**

CLOTHING

Damages, **3:10, 4:24**

COLLATERAL SOURCE

Damages, **2:52**

Evidence, **2:52**

Insurance, **2:52**

PRODUCTS LIABILITY DESIGN AND MANUFACTURING DEFECTS

COMMON LAW

Standard of care, 2:18, 4:39, 17:41, 24:6, 27:7

COMPARATIVE FAULT

Comparative negligence, 4:38

COMPARATIVE NEGLIGENCE

Consortium, 4:38
Proximate cause, 4:38
Strict liability, 4:38
Wrongful death, 4:38

COMPENSATORY DAMAGES

Damages, 1:28, 2:18, 8:13, 9:21, 17:41, 18:17, 19:5, 19:9, 19:10, 19:12

COMPONENT PART

Products liability, 2:18, 2:31, 2:36, 2:45, 4:20, 4:21, 6:9

COMPROMISE

Settlement, 24:15

COMPUTER

Products liability, 2:18, 18:17, 18:26, 18:27, 19:4, 20:24, 26:3
Simulations, 18:17

CONCEALMENT

Medical malpractice, 15:2
Products liability, 18:10
Punitive damages, 29:3

CONCRETE

Products liability, 2:18, 2:55, 3:2, 6:9, 18:26

CONCURRENT CAUSES

Products liability, 4:43
Proximate cause, 4:43

CONDITIONS

Brokers, 20:36

CONFLICT OF INTEREST

Agency, 32:2

CONSCIOUS INDIFFERENCE

Punitive damages, 5:3

CONSENT

Battery, 4:39
Insurance, 24:20

CONSENT—Cont'd

Medical malpractice, 2:22

CONSIDERATION

Future litigation, 2:56
Release, 2:8, 4:12, 4:39, 7:6, 8:18, 14:13, 18:17, 20:36
Settlement, 4:24, 18:26

CONSORTIUM

Damages, 4:38, 4:39
Wrongful death, 4:38, 4:39

CONSTRUCTIVE FRAUD

Defined, 2:57

CONSULTANTS

Engineers, 20:36

CONSUMER PROTECTION

Advertising, 2:19, 4:39, 17:41
Damages, 4:39, 17:41, 24:3, 27:7
Elements, 4:39, 17:41
Federal trade commission, 4:39, 17:41
Fraud and deceit, 4:39
Statutory, 4:39, 17:41

CONSUMERS

Gas companies, 27:5
Privacy, 26:3

CONTACT

Battery, 4:39, 8:2, 18:20, 18:27

CONTRACTS

Agents, 18:26
Assignment, 18:26
Breach of contract, 2:18
Consideration, 2:57, 2:58, 18:26, 20:34
Damages, 2:18, 2:57, 2:58, 18:27
Elements, 2:57, 2:61
Enforcement, 5:12, 20:29, 20:35
Foreseeability, 3:3, 3:17, 18:26
Good faith, 2:57
Guarantees, 22:4
Intent, 2:57
Interest, 2:58, 18:26, 20:31
Limitation on liability, 2:18
Liquidated damages, 2:18
Medical malpractice, 18:27

INDEX

CONTRACTS—Cont'd

Negligent misrepresentation, **2:18**
Performance, **2:18, 15:18, 20:18, 20:29**
Price, **2:57, 22:4, 24:4**
Products liability, **2:18, 2:57, 18:26, 18:27**
Punitive damages, **2:18**
Read, **2:18**
Release, **2:18**
Services contracts, **2:18**
Settlement, **18:26**
Statute of limitations, **2:18, 2:19, 18:27**
Successor corporations, **2:57, 2:58, 2:61**
Third parties, **22:4**
Warranties, **2:18, 2:19, 3:3, 18:27, 20:18, 22:4**

CONTRIBUTION

Construction, **2:45, 4:38, 7:24, 15:18**
Contracts, **15:18, 20:29**
Criminal acts, **15:9**
Insurance, **28:1**
Products liability, **2:45, 18:17**
Punitive damages, **17:33, 18:17, 28:1**
Statute of limitations, **2:45**
Statutes, **2:45, 18:17**
Strict liability, **2:45, 4:38, 18:17**
Workers compensation, **20:29, 28:1**

CONTROL

Animals, **2:54, 4:39, 26:3, 26:6**
Hospitals, **4:39, 24:10**
Motor vehicles, **2:54**
Occupational safety and health act, **1:7, 4:39, 5:3, 7:1, 8:2, 9:12, 21:6**
Private nuisance, **31:2**
Subcontractors, **1:35, 2:36, 2:56, 14:13**

CONVERSION

Control, **5:3, 7:36**
Damages, **5:3**
Employees, **5:3**
Employers, **5:3**
Punitive damages, **5:3**

COOLING

Air conditioning, **6:9**

COOPERATION

Insurance, **22:3**

COPYRIGHT

Common law, **32:2**
Fair use, **32:2**
Infringement, **32:2**
Plagiarism, **32:2**
Privacy, **32:2**
Profits, **32:2**

CORPORATIONS

Consolidation or merger, **2:58**
Products liability, **2:57, 2:59, 18:26, 20:24**
Punitive damages, **2:60**
Successor corporation, **2:57 to 2:61**

CRASH HELMETS

Motorcycles, **8:35**

CRIMINAL PENALTIES

Battery, **4:39**
Punitive damages, **17:49, 19:12, 20:23**

CROPS

Damages, **24:1, 24:3, 28:1, 30:17**

CRUISES

Passengers, **4:43**

CUSTODIAL CARE

Medical malpractice, **24:18**

CUSTOMERS

Checks, **2:18**

DAMAGES

Adequacy. excessiveness or inadequacy., **2:18, 2:45, 2:56, 3:2, 4:24, 5:3, 9:21, 17:41, 19:3, 24:3, 27:7, 29:2, 29:3, 30:17**
Aggravation, **15:6, 15:7, 18:27**
Animals, **4:39, 19:7, 30:17**
Battery, **4:39, 18:27, 19:6**
Burden of proof, **15:7, 18:24, 29:3**
Business profits, **19:4**
Businesses, **1:24, 2:18, 2:57, 24:23, 24:25, 28:1**

DAMAGES—Cont'd

Certainty, 18:17, 29:2
 Checks, 2:18
 Collateral source rule, 2:52
 Compensatory damages, 1:28, 2:18, 8:13, 9:21, 17:41, 18:17, 19:5, 19:9, 19:10, 19:12
 Consortium, 4:38, 4:39
 Contracts, 2:18, 2:57, 2:58, 18:27
 Crops, 24:1, 24:3, 28:1, 30:17
 Emotional distress, 4:38, 8:33, 15:2, 19:2, 29:3
 Fraud and deceit, 4:39, 15:2
 Hostile environment, 28:1
 Inadequacy, excessiveness or inadequacy, 2:18, 2:45, 3:2, 5:3, 19:5, 22:1, 24:3, 27:5, 27:7, 28:1
 Inflation, 4:21, 4:43, 5:3, 17:41
 Insurance, 1:24, 2:18, 2:52, 2:57, 4:30, 18:10, 19:1, 19:4, 19:5, 19:10, 20:2, 22:1, 24:23, 28:1
 Intangibles, 2:52
 Interest, 2:56, 2:58, 21:2, 27:7
 Limitation of liability, 2:18
 Loss of use, 2:18, 4:38, 19:4
 Lost profits, 2:18, 19:4, 24:1
 Market value, 19:4
 Medical malpractice, 15:2, 18:27
 Mitigation, 29:3
 Mitigation of damages, 29:3
 Negligent misrepresentation, 2:18, 4:39
 Opportunities, 4:38, 28:1, 31:8
 Overhead, 4:24, 5:3, 8:14
 Pain and suffering, 2:45, 5:3, 19:2
 Personal injuries, 1:24, 2:18, 2:45, 2:53, 4:24, 17:41, 19:7, 24:1
 Personal injury, 1:24, 2:18, 2:45, 4:38, 4:39, 4:43, 5:3, 8:33, 18:19, 18:27, 19:2, 19:3, 19:10, 22:1, 24:1, 24:23
 Products liability, 1:30, 1:33, 2:6, 2:18, 2:36, 2:45, 2:52, 2:56, 2:57, 3:2, 3:10, 4:21, 4:24, 4:30, 4:39, 4:43, 8:13, 17:41, 18:10, 18:17, 18:27, 19:3, 19:4, 21:2
 Profits, 2:18, 19:4, 24:1

DAMAGES—Cont'd

Property damage, 2:6, 2:18, 2:45, 4:38, 5:3, 7:27, 8:33, 16:5, 19:3, 24:1, 24:23, 30:17
 Public nuisance, 2:6, 24:3, 27:5, 29:2, 31:8
 Punitive damages, 2:6, 2:18, 2:52, 2:56, 2:60, 3:2, 3:10, 4:21, 5:3, 8:13, 10:27, 17:33, 17:34, 17:41, 17:49, 18:17, 19:5 to 19:12, 20:23, 21:2, 22:1, 24:3, 24:25, 28:1, 29:2, 29:3
 Release, 2:18, 4:39, 5:3, 7:27, 10:43, 16:5, 18:17, 24:1, 24:3, 27:7, 31:5
 Society and companionship, 4:38
 Trespass, 30:17
 Wrongful death, 4:38, 4:39, 5:3, 17:41

DEATH

Emotional distress, 4:38, 19:2, 29:3
 Privacy, 26:3
 Suicide, 4:43
 Workers compensation, 28:1
 Wrongful death, 4:12, 4:38, 4:39, 5:3, 17:41, 18:28, 31:7

DEDUCTIBLES

Insurance, 23:4

DEFENSES

Affirmative defenses, 4:16
 Emergency, 2:45, 4:39
 Fraud and deceit, 4:39
 Insurance, 4:16, 18:3, 18:10

DEFINITIONS

Accident, 2:45, 2:52, 3:2, 7:22, 10:28, 10:30, 20:36
 Consideration, 3:2, 4:4, 20:36
 Customer, 3:2, 7:27, 8:29, 20:36
 Disability, 2:52
 Discharge, 2:45
 Employee, 3:2
 Guarantee, 2:45
 Serious injury, 10:30
 Substantial, 8:13
 Warranty, 2:45, 7:27

INDEX

DELAY

Insurance, **24:18**
Medical malpractice, **24:18, 32:2**

DENTISTS

Malpractice, **18:27**

DEPOSITIONS

Expert testimony, **18:20**

DESIGN

Products liability, **1:31, 1:33, 2:6, 2:16, 2:18, 2:31, 2:36, 2:43, 2:45, 2:52, 2:55, 2:56, 3:2, 3:8, 3:10, 4:4, 4:5, 4:7, 4:12, 4:13, 4:16, 4:20, 4:21, 4:24, 4:30, 4:39, 4:43, 6:9, 7:4, 8:13, 10:13, 12:2, 17:41, 17:46, 18:17, 18:26, 18:28, 26:3**

DESIGNERS

Privacy, **26:3**

DESTRUCTION OF EVIDENCE

Spoilation of evidence, **18:10**

DEVELOPMENT

Children, **10:39, 11:5, 17:1, 27:5, 29:2**

DIAGNOSIS

Damages, **15:2**
Medical malpractice, **15:2**

DICTIONARY

Proximate cause, **4:43**

DIETHYLSTILBESTROL

Products liability, **4:4**

DIRECT EVIDENCE

Circumstantial evidence, **4:17, 5:3**

DISABILITY

Passengers, **18:17**
Seat belts, **18:17**

DISCLAIMER

Implied warranty of merchantability, **2:18**
Insurance, **2:18, 18:21**
Limitation of liability, **2:18**
Products liability, **2:18, 3:2**

DISCLOSURE

Expert testimony, **4:39, 18:13, 24:15, 29:3**

DISCOVERY

Products liability, **2:45, 17:41, 18:10, 18:26, 18:27, 21:2**

DISEASE

Medical causation, **5:3, 26:4, 29:2, 29:3**

DISMISSAL

Defenses, **17:41, 18:10**

DISTRIBUTORS

Fraud and deceit, **4:39**
Products liability, **2:18, 4:39, 6:9, 18:28**

DRUMS

Products liability, **4:7**

DUE CARE

Presumption of, **4:39, 5:3, 17:41, 18:10**

DUE PROCESS

Punitive damages, **19:5, 19:10, 19:12**

DUTY OF CARE

Standard of care, **24:26, 27:7**

EARNINGS

Wrongful death, **4:38**

ECONOMIC LOSS

Liquidated damages, **2:18**
Negligence, **2:18, 19:4, 24:1, 24:3, 27:6**
Products liability, **2:18, 19:3, 19:4**
Public nuisance, **24:3, 31:4**

ELECTRICITY

High voltage, **2:17**
Nuisance, **2:45**

ELEMENTS

Intent, **2:57, 4:39, 7:31, 15:7, 18:10, 21:4**
Malice, **19:6**
Purpose, **2:22, 2:45, 2:47, 2:56, 2:57, 4:39, 7:34, 7:35, 10:33, 15:7, 17:4, 17:41, 18:10, 21:4**

PRODUCTS LIABILITY DESIGN AND MANUFACTURING DEFECTS

ELEVATORS

Proximate cause, 5:3

EMERGENCY

Defenses, 2:45, 4:39

Hospitals, 4:39

Police, 4:39

Rescue, 1:24, 4:24, 20:34, 26:6

Standard of care, 4:39

EMOTIONAL DISTRESS

Animals, 24:15

Assault, 15:2

Fraud, 15:2, 29:3

Medical malpractice, 15:2

Negligent infliction of emotional distress, 19:2

Nuisance, 24:15

EMPLOYEES

Fraud, 2:22, 2:57, 15:2, 29:3, 32:2

Medical records, 4:24, 18:17

Pandemic, 24:24 to 24:26

Records, 2:57, 3:8, 4:24, 14:10, 17:4, 18:17, 20:25, 21:4, 32:2

EMPLOYERS

Conversion, 5:3

Emotional distress, 15:2

Enticing away at-will employees. stealing, inducing, enticing or luring away at-will employees,, 5:3, 15:18, 21:6

Fraud, 15:2

Inducing away at-will employees. stealing, inducing, enticing or luring away at-will employees,, 5:3, 15:18, 21:6

Limited purpose, 5:3

Luring away at-will employees. stealing, inducing, enticing or luring away at-will employees,, 5:3, 15:18, 21:6

Medical malpractice, 15:2

Negligence, 4:21, 5:3, 10:7, 15:1 to 15:3, 21:6

Punitive damages, 4:21, 5:3

Records, 17:4

Safe place to work, 1:1

Scope of employment, 15:2

EMPLOYERS—Cont'd

Seamen. negligence,, 5:3, 15:18

Vessel crew members. negligence,, 5:3, 15:18

ENGINEER

Expert testimony, 5:3, 7:4, 8:4,

17:41, 18:4, 18:10, 18:17, 18:20

Negligent misrepresentation, 2:18

ENTERTAINMENT

Assumption of risk, 4:43

EQUIPMENT

Motor vehicles, 2:54, 5:15

Products liability, 2:16, 2:18, 2:45, 2:52, 2:55 to 2:57, 3:2, 4:16, 4:24, 4:39, 8:13, 12:2, 18:17, 18:27, 18:28, 22:6

Railroads, 5:15

EQUITY

Punitive damages, 29:3

EVIDENCE

Burden of proof, 18:24, 29:3

Causation, 4:17, 4:39, 4:43, 5:3, 17:41, 18:5, 18:8, 18:17, 26:4, 27:6, 27:7, 28:1, 29:1 to 29:3

Circumstantial evidence, 2:36, 4:17, 5:3, 18:23

Design, 2:18, 2:36, 2:45, 2:52, 3:2, 3:8, 3:10, 3:19, 4:5, 4:7, 4:12, 4:13, 4:16, 4:17, 4:19 to 4:21, 4:23, 4:24, 4:27, 4:30, 4:35, 4:39, 4:43, 5:3, 7:4, 7:24, 8:4, 8:13, 8:18, 9:21, 10:5, 10:22, 14:43, 17:40, 17:41, 17:44, 17:46, 18:5, 18:8, 18:15, 18:17, 18:20, 18:26, 19:9, 20:23, 21:6, 26:2, 27:7, 28:1

Direct evidence, 4:17, 5:3

Fraud and deceit, 4:39

Limited purpose, 5:3

Malpractice, 2:18, 2:22, 4:17

Products liability, 1:36, 2:18, 2:36, 2:45, 2:52, 2:57, 3:2, 3:8, 3:10, 4:5, 4:7, 4:12, 4:13, 4:16, 4:20, 4:21, 4:24, 4:30, 4:39, 4:43, 7:4, 8:13, 10:24, 17:41, 17:46, 18:10, 18:17, 18:26, 21:2

INDEX

EVIDENCE—Cont'd

Punitive damages, 2:18, 2:52, 3:2, 3:10, 4:21, 5:3, 8:13, 10:27, 17:41, 18:17, 19:8 to 19:12, 20:23, 21:2, 28:1, 29:2, 29:3
Rebuttal evidence, 18:10
Spoliation of evidence, 18:10, 18:17

EXCLUSIONS

Insurance, 6:9, 22:3, 23:4, 27:3

EXERCISE

Assumption of risk, 4:43
Products liability, 2:18, 2:52, 2:55, 2:56, 3:2, 4:16, 4:43, 17:41, 18:26, 19:4

EXPERIENCE

Children, 3:9, 4:12, 7:2, 7:15

FAILURE TO PRODUCE

EVIDENCE

Spoliation of evidence, 18:10

FAIRNESS

Record, 26:3

FALSE ADVERTISING

Fraud and deceit, 4:39

FAMILY

Battery, 4:17, 4:39
Cause, 4:17, 4:39, 17:41, 24:20, 27:7, 29:3
Guardian, 4:39
Insurance, 2:57, 24:20, 26:3
Medical malpractice, 4:17
Services, 17:41, 26:3

FAULT

Comparative negligence, 4:28, 4:38

FEDERAL COURTS

Jurisdiction, 18:26, 27:7
Punitive damages, 19:10, 24:3, 28:1

FEDERAL HAZARDOUS SUBSTANCES ACT

Products liability, 4:39

FEDERAL INSECTICIDE

Strict products liability, 4:39

FEDERAL PREEMPTION

Fraud and deceit, 4:39
Products liability, 4:39
Strict products liability, 4:39

FEDERAL TORT CLAIMS ACT

Discretionary function, 2:56
Strict liability, 2:56
Trial, 2:56

FINANCIAL CONDITION

Insurance, 22:7, 22:8

FINDINGS

Guardian, 4:39

FINES

Criminal penalties, 1:1

FINGERNAILS

Products liability, 4:7

FIRE

Firefighters, 25:2, 27:3
Foreseeability, 3:2, 3:6, 3:10, 3:12, 3:15, 3:18, 4:3, 4:14, 4:35
Proximate cause, 10:23, 17:41

FOOD

Guardian, 4:39
Products liability, 2:55, 4:7, 4:39, 6:9, 17:41, 18:10, 22:6, 26:3

FOREIGN CORPORATIONS

Jurisdiction, 18:26

FORESEEABILITY

Contracts, 3:3, 3:17, 18:26
Duty, 2:5, 2:34, 3:1, 3:2, 3:5, 3:6, 3:8, 3:10, 3:13, 3:16, 3:19, 4:3, 4:9, 4:14, 4:20, 4:24, 4:35, 4:43, 10:6
Nurse, 4:43
Proximate cause, 4:20, 4:43
Reasonably prudent person, 3:2, 4:9
Rescue, 4:24
Suicide, 4:43

FORKLIFT

Products liability, 4:16, 4:24, 8:13

FRACTURE

Release, 4:39, 16:5, 18:20

PRODUCTS LIABILITY DESIGN AND MANUFACTURING DEFECTS

FRAUD AND DECEIT

- Animals, **4:39**
- Automobiles, **4:39**
- Battery, **4:39**
- Causation, **4:39**
- Concealment, **15:2**
- Consumer fraud, **4:39**
- Damages, **4:39, 15:2**
- Defenses, **4:39**
- Elements, **4:39**
- Evidence, **4:39**
- False advertising, **4:39**
- Federal preemption, **4:39**
- History, **4:39**
- Hospitals, **4:39**
- Medical malpractice, **15:2**
- Negligence, **4:39, 15:2**
- Omissions, **4:39**
- Opinion, **4:39**
- Products liability, **4:39**
- Release, **4:39**
- Remedies, **4:39**
- Statute, **4:39**
- Warranties, **4:39**

FURNACE

- Products liability, **4:16, 18:10**

GANGRENE

- Release, **4:39**

GAS

- Oil and gas leases, **24:13**
- Products liability, **2:18, 3:2, 4:16, 4:39, 18:10, 18:17, 26:3, 31:11**

GLOVES

- Products liability, **2:45**

GOOD FAITH

- Contracts, **2:57**
- Insurance, **2:57**

GOODWILL

- Brokers, **20:36**

GOVERNMENT

- Emotional distress, **29:3**
- Privacy, **26:3, 32:2**
- Punitive damages against, **2:56**

GROSS NEGLIGENCE

- Proximate cause, **5:3**
- Punitive damages, **3:2, 5:3, 19:5**
- Question of fact, **3:2**

GUARANTEES

- Fraud, **27:5**

GUIDANCE

- Wrongful death, **4:12**

HANDGUNS

- Products liability, **4:30**

HARVESTER

- Products liability, **4:16, 4:20, 17:46, 18:28**

HEALTH

- Insurance, **1:7, 1:9, 2:47, 2:52, 2:55, 6:9, 18:10, 21:1, 23:1, 24:18, 24:23, 27:2 to 27:4, 28:1**
- Nuisance, **2:45, 24:1, 24:3, 24:15, 24:16, 26:2, 29:2, 31:2, 31:4, 31:7, 31:10, 31:11**
- Punitive damages, **2:52, 5:3, 10:27, 21:2, 24:3, 24:25, 28:1, 29:2, 29:3**
- Wrongful death, **4:39, 5:3, 31:7**

HEALTH CARE

- Guardian, **4:39**

HEARING

- Release, **7:23, 8:18, 18:17**

HERNIA

- Release, **4:39**

HOSPITALS

- Battery, **4:39**
- Disability, **31:10**
- Emergency, **4:39**
- Medical malpractice, **2:16**
- Warranties, **2:16, 4:39**

HUMILIATION

- Emotional distress, **4:38**

HYPERTENSION

- High blood pressure, **18:17**

ICE

- Snow and ice, **24:10**

INDEX

IMMUNITY

Indemnity, 2:57

IMPLANTS

Breast implants, 2:35, 18:17, 18:27

Medical malpractice, 18:27

IMPLIED WARRANTIES

Contact lenses, 4:39

Customary, 4:39

Federal preemption, 4:39

Merchantability, 2:16, 2:18, 4:39, 18:27

Proximate cause, 2:36, 17:41

Warning, 2:18, 2:36, 4:39, 17:41

INDEMNITY

Products liability, 2:36, 2:57, 18:26

Subcontractors, 2:36

INDUSTRY STANDARDS

Products liability, 1:31, 1:33, 2:36, 2:55, 4:16, 4:20, 7:4, 18:17, 26:3

INFANTS

Children, 4:24

INFLATION

Damages, 4:21, 4:43, 5:3, 17:41

INFORMED CONSENT

Medical malpractice, 2:22

INJURIES

Personal injuries, 1:24, 2:18, 2:23, 2:42, 2:45, 2:53, 4:24, 5:13, 17:9, 17:41, 19:7, 24:1, 24:15

INSPECTION

Motor vehicles, 2:54

Products liability, 2:31, 2:45, 2:55, 4:39, 6:9, 12:2, 17:41, 18:10

INSURANCE

Additional insured, 2:55, 22:4

Adjusters, 1:6

Age, 18:10, 23:1, 24:20, 26:3, 28:1

Asbestos, 4:23, 6:9, 19:10, 23:1, 27:4, 28:1

Attorneys, 1:2, 2:55, 6:9

Children, 1:2, 2:55, 22:6

Customer lists, 2:57

INSURANCE—Cont'd

Damages, 1:24, 2:18, 2:52, 2:57, 4:30, 18:10, 19:1, 19:4, 19:5, 19:10, 20:2, 22:1, 24:23, 28:1

Deductibles, 23:4

Defenses, 4:16, 18:3, 18:10

Delay, 24:18

Disclaimer, 2:18, 18:21

Exclusions, 6:9, 22:3, 23:4, 27:3

Financial condition, 22:7, 22:8

Fraud, 2:18, 2:57

Good faith, 2:57

Health, 1:7, 1:9, 2:47, 2:52, 2:55, 6:9, 18:10, 21:1, 23:1, 24:18, 24:23, 27:2 to 27:4, 28:1

Intent, 2:57, 18:10, 26:3

Interest, 2:47, 20:36, 23:4

Inventory, 2:18, 2:57, 27:3

Investigation, 1:6, 1:24, 2:52, 18:10, 20:2, 20:3, 22:1, 22:4, 22:6, 23:4, 28:1

Judgment, 2:18, 2:52, 2:57, 4:16, 17:51, 18:10, 19:5, 22:2

Mail, 20:36

Malice, 19:5

Medical history, 18:21

Medical malpractice, 24:18

Misrepresentation, 2:18

Negligence, 2:18, 2:23, 2:37, 2:44, 2:52, 2:55, 4:16, 4:25, 6:9, 15:3, 15:4, 18:10, 19:4, 19:5, 26:3

Negotiations, 2:50

Occurrence policy, 22:1

Parent, 2:57, 20:36

Physicians, 6:9

Pollution, 27:3, 28:1

Premiums, 1:24, 22:1, 25:2, 26:3, 27:2, 28:1

Prima facie case, 4:15

Prior claims, 22:4

Property insurance, 6:9, 23:1

Punitive damages, 2:18, 2:52, 19:5, 19:10, 22:1, 28:1

Release, 2:18, 20:3, 20:36, 24:20, 27:3

Reliance, 2:37, 21:3, 25:2

Replacement cost, 1:24

Self-insurance, 1:24

INSURANCE—Cont'd

Self-insured retention, 22:3
 Settlement, 1:6, 18:3, 28:1
 Statute of limitations, 2:18, 2:52
 Statutes, 2:57, 4:16, 4:23, 6:9, 26:3
 Subrogation, 6:9, 15:3
 Underwriters, 21:1, 22:2 to 22:5,
 22:7, 23:4, 25:2
 Warranty, 2:18, 2:23, 2:55, 2:57,
 7:42, 18:21, 19:4, 21:1, 22:1
 Willful conduct, 22:1

INTANGIBLES

Damages, 2:52

INTELLIGENCE

Children, 7:6

INTENT

Assault, 15:7
 Battery, 4:39
 Definition of, 4:39, 15:7, 15:8, 32:2
 Insurance, 2:57, 18:10, 26:3
 Unfair competition, 16:6

INTENTIONAL CONDUCT

Contracts, 2:18

INTENTIONAL TORTS

Fraud and deceit, 15:2

INTEREST

Contracts, 2:58, 18:26, 20:31
 Insurance, 2:47, 20:36, 23:4
 Privacy, 26:7, 29:4, 32:2
 Products liability, 2:56, 4:4, 18:26,
 20:24, 21:2
 Property damage, 5:15
 Public nuisance, 31:1
 Punitive damages, 2:56, 21:2

INTERNET

Checklist, 15:18
 E-mail, 20:36

INTERROGATORIES

Depositions, 2:45

INTRAUTERINE DEVICES

Products liability, 4:39

INVENTORY

Insurance, 2:18, 2:57, 27:3

INVESTIGATION

Insurance, 1:6, 1:24, 2:52, 18:10,
 20:2, 20:3, 22:1, 22:4, 22:6,
 23:4, 28:1

JUDGES

Juror, 1:8

JUDGMENT

Insurance, 2:18, 2:52, 2:57, 4:16,
 17:51, 18:10, 19:5, 22:2

JURISDICTION

Federal courts, 18:26, 27:7
 Guardian, 4:39
 Joint and several liability, 27:7
 Punitive damages, 3:2

JUSTIFICATION

Contribution, 28:1
 Insurance, 4:16, 21:3, 28:1

KEROSENE

Products liability, 3:2, 4:16, 18:17

KNEE

Release, 4:39, 5:3, 18:17

LABELS

Products liability, 2:55, 3:2, 3:10,
 4:7, 4:24, 4:39, 6:9, 12:2, 17:41

LADDERS

Products liability, 2:45, 4:24

LANDFILL

Nuisance, 31:4

LAUNDRY

Products liability, 4:39

LAWNMOWER

Products liability, 4:16

LEAD

Air pollution, 28:1

LEASES

Oil and gas leases, 24:13
 Rent, 2:42

LIMITATION OF LIABILITY

Checks, 2:18
 Insurance, 2:18

INDEX

LIQUIDATED DAMAGES

Contracts, **2:18**

LOADERS

Products liability, **4:20**

LOSS OF EARNINGS

Earnings, **4:38, 18:1, 19:2**

LOSS OF PROFITS

Profits, **2:18, 19:4**

LOST PROFITS

Damages, **2:18, 19:4, 24:1**

LUMBER

Products liability, **6:9, 19:3**

MAIL

Insurance, **20:36**

MAINTENANCE

Repair and maintenance, **1:15, 13:5, 13:10, 17:4**

MALICE

Battery, **19:6**

Insurance, **19:5**

Punitive damages, **19:5, 19:6, 19:11, 29:3**

MALPRACTICE

Evidence, **2:18, 2:22, 4:17**

Fraud, **2:18, 2:22, 15:2, 32:2**

Medical malpractice, **2:16, 2:22, 4:17, 15:2, 18:27, 24:18, 32:2**

Standard of care, **2:16, 2:18**

Statute of limitations, **2:18, 18:27**

MANUFACTURING

Products liability, **1:36, 2:6, 2:18, 2:36, 2:45, 2:52, 2:55 to 2:57, 2:59, 4:4, 4:5, 4:20, 4:21, 4:24, 4:39, 4:43, 7:4, 8:13, 12:2, 17:41, 18:17, 18:26, 18:28, 21:2**

MARITIME LAW

Punitive damages, **19:5**

MARKET VALUE

Nuisance, **24:15, 31:2**

MARKETING

Fraud and deceit, **4:39**

MEDICAL CAUSATION

Diseases, **5:3, 29:2**

Negligence, **5:3, 18:17, 29:3**

Toxic substances, **29:3**

Trauma, **29:2**

MEDICAL DEVICES

Products liability, **2:18, 2:45, 2:55, 4:5, 4:12, 4:39, 17:41**

MEDICAL EXPENSES

Damages, **4:38, 5:3, 19:2**

Pain and suffering, **5:3, 19:2**

Personal injury, **4:38, 5:3, 18:1, 19:2**

MEDICAL HISTORY

Insurance, **18:21**

MEDICAL MALPRACTICE

Agency, **2:22, 32:2**

Automobile, **4:17**

Battery, **4:17, 18:27**

Birth, **24:18**

Birth defects, **24:18**

Cancer, **24:18**

Causation, **4:17**

Circumstantial evidence, **4:17**

Concealment, **15:2**

Conduct, **2:22, 32:2**

Consent, **2:22**

Consent. informed consent,, **32:2**

Contracts, **18:27**

Custodial care, **24:18**

Damages, **15:2, 18:27**

Deception, **2:22**

Dentists, **18:27**

Diagnosis, **15:2**

Drugs, **24:18**

Elements, **2:22**

Emotional distress, **15:2**

Expert testimony, **4:17**

Fraud and deceit, **15:2**

Hospitals, **2:16**

Implants, **18:27**

Informed consent, **2:22**

Insurance, **24:18**

Intent, **32:2**

Locality rule. standard of care and locality rule,, **32:2**

MEDICAL MALPRACTICE

—Cont'd

Mental health professionals.
 psychotherapists and other
 mental health professionals,,
 32:2
 Negligence, **2:16, 2:22, 4:17, 15:2,**
 18:27
 Payment, **32:2**
 Personal injury, **18:27**
 Prima facie case, **4:17**
 Products liability, **2:16, 18:27**
 Reliance, **4:17**
 Standard of care, **2:16**
 Statute of limitations, **18:27**
 Supervision, **2:22**

MEDICAL RECORDS

Expert testimony, **4:17, 4:24, 18:17**
 Medical malpractice, **4:17**

MERCHANTABILITY

Disclaimer, **2:18**

MINIVANS

Products liability, **26:3**

MISREPRESENTATION

Fraud and deceit, **4:39**
 Negligent misrepresentation, **2:13,**
 2:18, 2:38, 4:39

MITIGATION

Damages, **29:3**
 Insurance, **27:4**
 Punitive damages, **29:3**

MORALS

Public nuisance, **31:2, 31:4**

MOTOR VEHICLES

Control, **2:54**
 Inspection, **2:54**
 Railroads, **5:15**

MOTORBOATS

Products liability, **4:39**

MOTORCYCLES

Crash helmets, **8:35**

MUSIC

Privacy, **26:3**

NATURAL CONSEQUENCES

Proximate cause, **4:43**

NECK

Release, **18:20**

NEGLIGENCE

Assumption of risk, **4:36, 4:43**
 Boats, **4:39**
 Burden of proof, **15:7, 18:24, 29:3**
 Carriers, **2:55, 4:39**
 Comparative negligence, **4:28, 4:38,**
 17:43, 20:17
 Contracts, **2:18, 2:19, 2:61, 18:27**
 Contributory negligence, **4:36, 4:37,**
 4:43
 Custom, **2:18, 2:55, 3:2, 4:28, 17:41**
 Defined, **1:30, 2:5, 2:18, 2:45, 3:2,**
 3:10, 4:12, 4:16, 4:38, 4:43,
 7:38, 18:17, 24:3, 24:26, 29:3,
 31:7
 Definitions, **2:45, 2:52, 3:2, 4:4, 7:27**
 Economic loss, **2:18, 19:4, 24:1,**
 24:3, 27:6
 Emotional distress, **4:38, 15:2, 24:15,**
 29:3
 Foreseeability, **2:5, 3:1, 3:2, 3:6,**
 3:10, 3:18, 4:14, 4:20, 4:24,
 4:35, 4:43
 Fraud and deceit, **4:39, 15:2**
 Gross negligence, **3:2, 5:3, 19:5**
 History, **2:36, 2:41, 3:2, 4:39, 18:10,**
 24:1, 26:3, 27:7, 29:3, 31:7
 Insurance, **2:18, 2:23, 2:37, 2:44,**
 2:52, 2:55, 4:16, 4:25, 6:9,
 15:3, 15:4, 18:10, 19:4, 19:5,
 26:3
 Insurance companies, **2:37, 6:9**
 Land, **26:3, 27:5**
 Per se. statute, ordinance, or regula-
 tion, violation of,, **2:18, 2:45,**
 2:56, 3:2, 4:12, 4:24, 4:28,
 4:37, 5:3, 6:9, 9:21, 17:41,
 21:6, 24:3, 26:3, 27:7, 29:3,
 30:17, 31:7
 Presumptions, **3:2**
 Privacy, **26:3**
 Products liability, **1:30, 2:6, 2:16,**
 2:18, 2:36, 2:45, 2:52, 2:55,
 2:56, 3:2, 3:10, 4:4, 4:7, 4:12 to

INDEX

NEGLIGENCE—Cont'd

4:14, 4:16, 4:20, 4:21, 4:24,
4:39, 4:43, 6:9, 17:41, 17:46,
18:10, 18:17, 18:27, 19:4, 26:3
Proximate cause, 2:36, 4:20, 4:37,
4:38, 4:43, 5:3, 17:41, 31:7
Real property, 6:9
Standard of care, 2:5, 2:16, 2:18,
2:23, 4:20, 4:39, 17:41, 21:6,
24:26, 27:7
Trucks, 4:12, 5:3, 18:10, 18:17, 26:3

NEGLIGENT

MISREPRESENTATION

Damages, 2:18, 4:39
Fraud and deceit, 4:39
Punitive damages, 2:18
Standard of care, 2:18, 4:39

NEGOTIATIONS

Insurance, 2:50

NOISE

Nuisances, 31:2

NOVEL SCIENTIFIC EVIDENCE

Expert testimony, 18:17

NUISANCE

Defenses, 1:5, 2:45, 24:3, 31:11
Definitions, 2:45
Dust, 2:45
Gases, 2:45, 27:5
Health, 2:45, 24:1, 24:3, 24:15,
24:16, 26:2, 29:2, 31:2, 31:4,
31:7, 31:10, 31:11
Injunctive actions, 31:1
Landfill, 31:4
Noise, 2:45, 31:2
Odors, 30:12, 31:2
Per se, 30:12
Private nuisance, 24:16, 31:1, 31:2,
31:4, 31:9
Public nuisance, 2:6, 24:3, 27:5,
29:2, 31:1, 31:2, 31:4, 31:6 to
31:11
Punitive damages, 2:6, 24:3, 29:2
Remedies, 27:7, 31:4
Smoke, 29:2
Strict liability, 2:6, 2:45, 24:15, 31:2
Vibrations, 2:6, 2:45, 31:2

NUISANCE—Cont'd

Zoning, 31:2

OCCUPATIONAL SAFETY AND HEALTH ACT (OSHA)

Products liability, 4:39

ODORS

Nuisances, 31:2

OIL

Products liability, 2:18, 2:36, 3:2,
4:7, 4:43

OMISSIONS

Fraud and deceit, 4:39

OPENING

Public nuisance, 29:2

OPINION

Fraud and deceit, 4:39

OPTIONS

Defined, 7:8, 7:9, 9:4, 10:30, 10:32,
28:1, 32:2

OSHA

Occupational safety and health act
(osha), 4:39

PAIN AND SUFFERING

Damages, 2:45, 5:3, 19:2
Emotional distress, 19:2, 24:15

PAINT

Products liability, 2:6, 2:55, 4:13,
6:9, 7:4, 31:11

PARTIES

Defendants, 2:23, 2:52, 3:17, 4:39,
4:43, 5:3, 6:9, 18:10, 18:17,
18:26, 19:4, 23:1, 27:6, 27:7
Plaintiffs, 2:18, 2:52, 2:57, 3:17,
4:39, 4:43, 5:3, 6:9, 10:20,
17:41, 18:10, 18:17, 18:26,
19:4, 24:3, 24:11, 27:7, 31:11

PASSENGERS

Children, 4:12, 13:1
Disability, 18:17

PEDESTRIANS

Highways, 26:3
Statutes, 26:3

PERFORMANCE

Contracts, 2:18, 15:18, 20:18, 20:29

PERSONAL INJURIES

Damages, 1:24, 2:18, 2:45, 2:53, 4:24, 17:41, 19:7, 24:1

Emotional distress, 24:15

Negligent misrepresentation, 2:18

PESTICIDES

Federal insecticide, 4:39, 24:10

PHOTOGRAPHS

Battery, 18:20

PHYSICIANS

Battery, 4:39, 18:27

Insurance, 6:9

Medical malpractice, 2:16, 18:27

Surgery, 2:16, 4:39

PIPES

Products liability, 2:45, 6:9

POLICE

Battery, 4:39

Emergency, 4:39

Privacy, 26:5

Special duty, 4:39

POLLUTION

Insurance, 27:3, 28:1

POSSESSION

Vehicle, 2:22, 2:41, 17:41, 18:10

POSSIBILITY

Foreseeability, 3:16, 3:17, 3:19, 10:6, 18:26, 21:4

PREEMPTION

Federal preemption, 4:39, 10:12, 24:3, 30:5, 30:12

PREGNANCY

Medical malpractice, 24:18

Wrongful birth, 24:18

PREJUDICE

Insurance, 18:10

PREMIUMS

Insurance, 1:24, 22:1, 25:2, 26:3, 27:2, 28:1

PRESUMPTIONS

Burden of proof, 10:13

Death, 3:2

Foreseeability, 3:2

Negligence, 3:2

PRICE

Contracts, 2:57, 22:4, 24:4

PRIMA FACIE CASE

Battery, 4:17

Circumstantial evidence, 4:17

Damages, 18:24

Definition, 4:15

Medical malpractice, 4:17

Products liability, 18:26

PRIVACY

Advertising, 26:3

Enforcement, 26:2, 26:5, 32:2

History, 26:3, 32:2

Internet, 26:2, 32:2

Negligence, 26:3

Records retention, 32:2

Software, 26:2, 26:3, 26:5, 32:2

Third parties, 29:4

Tools, 26:2, 26:5, 32:2

Training, 26:3, 32:2

Video, 26:3

Voice, 26:2

PRIVATE NUISANCE

Nuisance, 24:16, 31:1, 31:2, 31:4, 31:9

PROBABILITY

Foreseeability, 3:10, 4:43, 12:2, 21:4

Proximate cause, 4:43, 5:3

PRODUCTS LIABILITY

Abnormal use, misuse, abuse or abnormal use,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3

Abuse, misuse, abuse or abnormal use,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3

Advertising, 2:57, 4:39, 10:24, 12:2, 17:41, 18:26, 26:3

Agent orange, 4:24

INDEX

PRODUCTS LIABILITY—Cont'd

Agricultural machinery and equipment. farm and agricultural machinery and equipment,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Air conditioning, 6:9
Aircraft, 2:56, 4:13, 4:20, 4:21, 4:24, 7:4, 22:6, 26:3
Ammunition. firearms, other weapons and ammunition,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Architects, 6:9
Asbestos, 2:6, 4:43, 6:9, 7:4, 18:26
Assumption of risk, 4:43
Athletic equipment. toys, games and recreation and athletic equipment and supplies,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Bailors. lessors or bailors of personal property,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Beverages. food and beverages,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Bottles. glass bottles and jars,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Breast implants, 18:17, 18:27
Buildings. houses, buildings and other structures,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Burden of proof, 10:13
Bystanders, 2:18
Catheters, 4:39
Causation, 4:39, 4:43, 17:41, 18:17, 31:11
Cigarettes, 4:12, 4:39, 17:41
Circular saws, 8:13
Circumstantial evidence, 2:36
Component parts, 2:36, 2:45, 4:21, 4:43, 6:9, 17:41
Concealment, 18:10
Concurrent causes, 4:43
Continuing duty to warn, 18:17
Contribution, 2:45, 18:17

PRODUCTS LIABILITY—Cont'd

Contributory negligence, 4:43
Crashworthiness. enhanced injuries, second accidents or collisions and crashworthiness,, 2:18, 2:45, 2:56, 3:2, 4:12, 4:24, 6:9, 17:41, 19:3, 26:3
Damages, 1:30, 1:33, 2:6, 2:18, 2:36, 2:45, 2:52, 2:56, 2:57, 3:2, 3:10, 4:21, 4:24, 4:30, 4:39, 4:43, 8:13, 17:41, 18:10, 18:17, 18:27, 19:3, 19:4, 21:2
De facto merger, 2:57
Defect, 1:33, 2:6, 2:18, 2:31, 2:36, 2:45, 2:52, 2:55, 2:57, 3:2, 4:4, 4:7, 4:12 to 4:14, 4:16, 4:20, 4:21, 4:24, 4:30, 4:39, 4:43, 6:9, 7:4, 8:13, 12:2, 17:41, 17:46, 18:10, 18:17, 19:4
Defenses, 2:45, 4:16, 4:39, 17:41, 18:10, 31:11
Design, 1:31, 1:33, 2:6, 2:16, 2:18, 2:31, 2:36, 2:43, 2:45, 2:52, 2:55, 2:56, 3:2, 3:8, 3:10, 4:4, 4:5, 4:7, 4:12, 4:13, 4:16, 4:20, 4:21, 4:24, 4:30, 4:39, 4:43, 6:9, 7:4, 8:13, 10:13, 12:2, 17:41, 17:46, 18:17, 18:26, 18:28, 26:3
Design defects, 2:36, 2:52, 2:56, 4:4, 4:21, 4:24, 4:39, 4:43
Disclaimer, 2:18, 3:2
Discovery, 2:45, 17:41, 18:10, 18:26, 18:27, 21:2
Distributor, 2:18, 2:52, 2:55, 2:57, 3:2, 4:30, 4:39, 4:43, 8:13, 17:41, 18:10, 18:26, 18:28
Drugs, 2:45, 2:55, 4:4, 4:7, 4:12, 4:16, 4:21, 4:39, 17:41
Drums, 4:7
Economic loss, 2:18, 19:3, 19:4
Electricity, 2:45, 2:52
Equipment, 2:16, 2:18, 2:45, 2:52, 2:55 to 2:57, 3:2, 4:16, 4:24, 4:39, 8:13, 12:2, 18:17, 18:27, 18:28, 22:6
Evidence, 1:36, 2:18, 2:36, 2:45, 2:52, 2:57, 3:2, 3:8, 3:10, 4:5, 4:7, 4:12, 4:13, 4:16, 4:20, 4:21, 4:24, 4:30, 4:39, 4:43,

PRODUCTS LIABILITY—Cont'd

7:4, 8:13, 10:24, 17:41, 17:46,
18:10, 18:17, 18:26, 21:2
Federal hazardous substances act,
4:39
Federal insecticide, 4:39
Federal preemption, 4:39
Federal safety appliance act, 4:39
Fertilizers. pesticides and fertilizers.,
2:18, 2:45, 2:56, 3:2, 4:12,
4:24, 6:9, 17:41, 19:3, 26:3
Fingernails, 4:7
Flammables. explosives, explosions
and inflammables., 2:18, 2:45,
3:2, 4:7, 4:12, 4:13, 4:20,
18:28, 26:3
Food, 2:55, 4:7, 4:39, 6:9, 17:41,
18:10, 22:6, 26:3
Foreseeability, 3:2, 3:8, 3:10, 4:14,
4:20, 4:24, 4:43, 7:4, 12:2,
18:26
Fraud and deceit, 4:39
Games. toys, games and recreation
and athletic equipment and sup-
plies., 2:18, 2:45, 2:56, 3:2,
4:12, 4:24, 6:9, 17:41, 19:3,
26:3
Gasoline, 4:16, 18:17, 31:11
Gloves, 2:45
Handguns, 4:30
Health care. medical and health care
equipment and supplies., 2:18,
2:45, 2:56, 3:2, 4:12, 4:24, 6:9,
17:41, 19:3, 26:3
History, 2:36, 3:2, 3:8, 4:39, 12:2,
18:10, 26:3
Implied warranties, 2:6, 2:16, 2:18,
2:36, 4:39, 17:41, 18:27
Implied warranties. warranty, breach
of., 2:18, 2:45, 2:56, 3:2, 4:12,
4:24, 6:9, 17:41, 19:3, 26:3
Indemnity, 2:36, 2:57, 18:26
Industry standards, 1:31, 1:33, 2:36,
2:55, 4:16, 4:20, 7:4, 18:17,
26:3
Inflammables. explosives, explosions
and inflammables., 2:18, 2:45,
3:2, 4:7, 4:12, 4:13, 4:20,
18:28, 26:3
Inspection and testing, 2:55

PRODUCTS LIABILITY—Cont'd

Instructions. warnings and instruc-
tions for use., 2:18, 2:45, 2:56,
3:2, 4:12, 4:24, 6:9, 17:41,
19:3, 26:3
Intrauterine devices, 4:39
Jars. glass bottles and jars., 2:18,
2:45, 3:2, 4:7, 4:12, 4:13, 4:20,
18:28, 26:3
Kerosene, 3:2, 4:16, 18:17
Knowledge, 2:6, 2:18, 2:45, 2:52,
3:2, 3:8, 3:10, 4:4, 4:5, 4:7,
4:12, 4:13, 4:16, 4:20, 4:21,
4:24, 4:30, 4:43, 7:4, 8:13,
12:2, 17:41, 17:46, 18:17,
18:27, 26:3
Labeling, 4:12, 4:39, 17:41
Ladders, 2:45, 4:24
Lawnmower, 4:16
Loaders, 4:20
Lumber, 6:9, 19:3
Medical devices, 2:18, 2:45, 2:55,
4:5, 4:12, 4:39, 17:41
Medical malpractice, 2:16, 18:27
Medicines. drugs and medicines.,
2:18, 2:45, 3:2, 4:7, 4:12, 4:13,
4:20, 18:28, 26:3
Modification of product. alteration or
modification of product., 2:18,
2:45, 3:2, 4:7, 4:12, 4:13, 4:20,
18:28, 26:3
Motorboats, 4:39
National childhood vaccine injury
act, 4:39
Negligence, 1:30, 2:6, 2:16, 2:18,
2:36, 2:45, 2:52, 2:55, 2:56,
3:2, 3:10, 4:4, 4:7, 4:12 to 4:14,
4:16, 4:20, 4:21, 4:24, 4:39,
4:43, 6:9, 17:41, 17:46, 18:10,
18:17, 18:27, 19:4, 26:3
Open and obvious danger, 4:13 to
8:13
Open and obvious dangers, 4:13
Osha regulations, 2:55, 3:2, 4:24
Packages. containers and packaging.,
2:18, 2:45, 3:2, 4:7, 4:12, 4:13,
4:20, 18:28, 26:3
Paint, 2:6, 2:55, 4:13, 6:9, 7:4, 31:11
Personal property, 2:36, 4:43, 6:9

INDEX

PRODUCTS LIABILITY—Cont'd

Power tools. tools and power tools,,
2:18, 2:45, 2:56, 3:2, 4:12,
4:24, 6:9, 17:41, 19:3, 26:3
Presses, 2:43, 2:45, 18:28
Presumptions, 3:2, 10:13
Prima facie case, 18:26
Product line exception, 2:57
Property damage, 1:36, 2:6, 2:18,
2:45, 19:3
Proximate cause, 2:36, 4:20, 4:43,
17:41
Pumps, 4:39
Punch presses, 18:28
Punitive damages, 2:6, 2:18, 2:52,
2:56, 3:2, 3:10, 4:21, 8:13,
17:41, 18:17, 21:2
Quality control. inspection and test-
ing,, 2:18, 2:45, 3:2, 4:7, 4:12,
4:13, 4:20, 18:28, 26:3
Reasonably prudent person, 3:2
Recalls, 2:55, 17:41, 21:2
Recreation equipment. toys, games
and recreation and athletic
equipment and supplies,, 2:18,
2:45, 2:56, 3:2, 4:12, 4:24, 6:9,
17:41, 19:3, 26:3
Repair, 2:16, 2:18, 2:45, 3:8, 4:21,
4:39, 4:43, 6:9, 8:13, 12:2,
17:41, 18:10, 18:28, 19:3, 19:4
Repairers, 2:45
Repetitive stress injuries, 18:27
Roofs, 6:9
Safety device, 2:31, 2:43, 2:45, 4:16,
4:21, 8:13, 17:41, 18:17
Safety equipment, 3:2, 4:39, 8:13,
18:17
Sale, 1:31, 2:6, 2:16, 2:18, 2:36,
2:45, 2:52, 2:56, 2:57, 3:2, 4:4,
4:20, 4:21, 4:39, 4:43, 6:9,
8:13, 17:41, 17:46, 18:26, 18:28
Saws, 8:13, 18:17
Scope of, 2:36, 2:45, 3:2, 4:7, 4:16,
4:24, 4:39, 6:9, 12:2, 17:41,
18:26, 20:24
Second accidents. enhanced injuries,
second accidents or collisions
and crashworthiness,, 2:18,
2:45, 3:2, 4:7, 4:12, 4:13, 4:20,
18:28, 26:3

PRODUCTS LIABILITY—Cont'd

Shoes, 2:55
Smoke detectors, 17:41
State-of-the-art, 2:45, 8:13, 26:3
Statute of limitations, 2:18, 2:45,
2:52, 17:41, 18:27
Statutes, 2:16, 2:45, 2:57, 4:16, 4:20,
4:39, 6:9, 17:41, 18:17, 18:26
to 18:28, 26:3, 31:11
Statutes of limitation, 18:27, 31:11
Strict liability, 1:30, 2:6, 2:16, 2:18,
2:31, 2:36, 2:45, 2:52, 2:55,
2:56, 3:10, 4:4, 4:7, 4:12, 4:14,
4:16, 4:20, 4:21, 4:24, 4:30,
4:39, 4:43, 6:9, 17:41, 17:46,
18:17, 18:27, 18:28, 19:4, 26:3
Strict liability in tort, 2:6, 4:16, 4:43,
17:46, 26:3
Structures. houses, buildings and
other structures,, 2:18, 2:45, 3:2,
4:7, 4:12, 4:13, 4:20, 18:28,
26:3
Substantial factor, 4:24, 4:43
Successor corporation, 2:57, 2:59,
4:21
Tanks, 26:3
Testing. inspection and testing,, 2:18,
2:45, 3:2, 4:7, 4:12, 4:13, 4:20,
18:28, 26:3
Theories, 1:30, 2:16, 2:18, 2:45,
2:56, 4:4, 4:7, 4:12, 4:16, 4:24,
4:39, 6:9, 18:17, 18:27, 19:4
Time, 1:30, 2:6, 2:18, 2:36, 2:45,
2:52, 2:55, 2:57, 3:2, 3:8, 3:10,
4:7, 4:16, 4:20, 4:21, 4:24,
4:30, 4:39, 4:43, 8:13, 17:41,
18:10, 18:17, 18:26 to 18:28,
19:4, 20:24, 26:3
Tobacco, 4:39, 17:41, 18:28
Tops, 4:39
Toxic substances, 18:27
Toxic torts. chemicals and similar
products,, 2:18, 2:45, 3:2, 4:7,
4:12, 4:13, 4:20, 18:28, 26:3
Transportation, 2:45, 4:39, 12:2,
18:17, 18:26, 26:3
Vaccine injuries, 4:39
Vaccines, 4:39, 18:10
Vehicles, 4:12, 17:41, 18:17, 26:3
Verdicts, 4:39, 6:9

PRODUCTS LIABILITY—Cont'd

Warnings, 1:33, 1:36, 2:18, 2:31, 2:45, 2:52, 2:55, 3:2, 3:10, 4:4, 4:5, 4:16, 4:21, 4:24, 4:39, 4:43, 6:9, 7:4, 8:13, 10:13, 10:24, 12:2, 17:41, 18:17, 26:3
Warranties, 2:6, 2:16, 2:18, 2:36, 2:52, 3:10, 4:39, 17:41, 18:27
Water heaters, 6:9
Weapons. firearms, other weapons and ammunition,, 2:18, 2:45, 3:2, 4:7, 4:12, 4:13, 4:20, 18:28, 26:3
Wear and tear, 4:39, 18:28
Wearing apparel. clothing and wearing apparel,, 2:18, 2:45, 3:2, 4:7, 4:12, 4:13, 4:20, 18:28, 26:3

PROFITS

Personal injury, 2:14, 2:18, 24:1

PROPERTY DAMAGE

Interest, 5:15
Market value, 24:15
Private nuisance, 24:16
Products liability, 1:36, 2:6, 2:18, 2:45, 19:3
Public nuisance, 2:6
Warranties, 2:6, 2:18, 7:27, 20:18

PROSTITUTION

Public nuisance, 31:2

PROXIMATE CAUSE

Cause in fact, 4:43
Comparative negligence, 4:38
Concurrent causes, 4:43
Contributory negligence, 4:37, 4:43
Damages, 2:36, 4:38, 4:43, 5:3, 17:41
Dictionary, 4:43
Elevators, 5:3
Fire, 10:23, 17:41
Firearm, 4:43, 31:7
Foreseeability, 4:20, 4:43
Negligence, 2:36, 4:20, 4:37, 4:38, 4:43, 5:3, 17:41, 31:7
Products liability, 2:36, 4:20, 4:43, 17:41

PROXIMATE CAUSE—Cont'd

Strict liability, 2:36, 4:20, 4:37, 4:38, 4:43, 5:3, 17:41, 31:2
Substantial factor, 4:43
Substantial factor test, 4:43
Suicide, 4:43
Testing, 2:36, 5:3
Traffic, 17:41

PUBLIC

Punitive damages, 2:6, 2:18, 10:27, 17:34, 17:41, 19:5, 19:9, 21:2, 22:1, 24:3, 24:25, 28:1, 29:2, 29:3

PUBLIC AUTHORITIES

Statute of limitations, 2:45

PUBLIC NUISANCE

Nuisance, 2:6, 24:3, 27:5, 29:2, 31:1, 31:2, 31:4, 31:6 to 31:11

PUMPS

Products liability, 4:39

PUNCH PRESSES

Products liability, 18:28

PUNISHMENT

Punitive damages, 17:34, 19:5, 19:10, 19:12

PUNITIVE DAMAGES

Accident, 2:6, 2:52, 3:2, 4:21, 5:3, 17:33, 17:34, 17:41, 18:17, 19:11, 21:2, 22:1
Amount, 2:18, 5:3, 18:17, 19:5, 19:10, 19:12, 24:3, 28:1
Assault, 19:6
Battery, 19:6
Checks, 2:18
Children, 3:10, 29:2, 29:3
Compensatory damages, 2:18, 8:13, 17:41, 18:17, 19:5, 19:9, 19:10, 19:12
Concealment, 29:3
Conduct justifying, 19:6
Conscious indifference, 5:3
Contracts, 2:18
Conversion, 5:3
Corporations, 2:60

INDEX

PUNITIVE DAMAGES—Cont'd

Criminal penalties, 17:49, 19:12, 20:23
Emotional distress, 29:3
Equity, 29:3
Evidence, 2:18, 2:52, 3:2, 3:10, 4:21, 5:3, 8:13, 10:27, 17:41, 18:17, 19:8 to 19:12, 20:23, 21:2, 28:1, 29:2, 29:3
Fines, 19:5, 28:1
Gross negligence, 3:2, 5:3, 19:5
History, 3:2, 20:23, 28:1, 29:2, 29:3
Insurance, 2:18, 2:52, 19:5, 19:10, 22:1, 28:1
Jurisdiction, 3:2
Malice, 19:5, 19:6, 19:11, 29:3
Mitigation of damages, 29:3
Negligent misrepresentation, 2:18
Nuisance, 2:6, 24:3, 29:2
Products liability, 2:6, 2:18, 2:52, 2:56, 3:2, 3:10, 4:21, 8:13, 17:41, 18:17, 21:2
Public nuisance, 2:6, 24:3, 29:2
Purposes, 2:18, 3:2, 17:41
Speed, 18:17
Standard of proof, 29:3
Wanton conduct, 18:17
Wrongful death, 5:3, 17:41

PURPOSE

General principles, 2:45
Motor vehicles, 5:15

RAILROADS

Equipment, 5:15
Motor vehicles, 5:15
Public, 5:15

REAL PROPERTY

Use, 6:9

REASONABLY PRUDENT PERSON

Children, 10:20
Foreseeability, 3:2, 4:9
Products liability, 3:2
Proximate cause, 10:23

RECALLS

Products liability, 2:55, 17:41, 21:2

RECORDS

Insurance, 2:18, 2:47, 2:57, 17:51, 18:21, 20:36, 21:1, 21:5, 22:4
Medical records, 4:17, 4:24, 18:2, 18:17, 18:21

REGULATIONS

Contributory negligence, 4:43
Rules and regulations, 1:8, 4:39, 20:33

RELEASE

Consideration, 2:8, 4:12, 4:39, 7:6, 8:18, 14:13, 18:17, 20:36
Consortium, 4:39
Contracts, 2:18
Damages, 2:18, 4:39, 5:3, 7:27, 10:43, 16:5, 18:17, 24:1, 24:3, 27:7, 31:5
Fraud, 2:18, 4:39, 24:3, 32:2
Insurance, 2:18, 20:3, 20:36, 24:20, 27:3

RELIANCE

Fraud, 17:41
Insurance, 2:37, 21:3, 25:2
Medical malpractice, 4:17

REPAIR AND MAINTENANCE

Property damage, 13:5

REPLACEMENT COST

Insurance, 1:24

REPORTS

Accident report, 17:33

REPRESENTATIONS

Fraud and deceit, 4:39
Negligent misrepresentation, 2:13, 2:18, 4:39
Warranties, 1:32, 2:8, 2:10, 2:18, 2:19, 3:10, 4:10, 4:39, 20:18

RESCUE

Foreseeability, 4:24

RESEARCH

Jurors, 4:12

RESIDENCE

Guardian, 4:39

PRODUCTS LIABILITY DESIGN AND MANUFACTURING DEFECTS

RETREAT

Battery, 6:7

ROOF

Products liability, 6:9, 26:3

SAFETY

Guardian, 4:39

Punitive damages, 2:6, 2:18, 2:52,
2:56, 3:2, 3:10, 4:21, 5:3, 8:13,
17:34, 17:41, 17:49, 18:17,
19:5, 19:6, 19:8, 20:23, 21:2,
24:25, 28:1, 29:3

Reckless disregard of, 19:6

SAFETY DEVICES

Products liability, 2:31, 2:43, 2:45,
3:2, 4:14, 4:16, 4:21, 4:24,
4:39, 4:43, 7:4, 8:13, 12:2

SALES

Brokers, 20:36, 22:1

Consequential damages, 2:18

Products liability, 2:18, 2:45, 2:52,
2:57, 2:59, 8:13, 10:24, 17:46,
18:26, 20:24, 31:11

Statute of limitations, 2:18, 2:19,
2:45, 2:52

SANCTIONS

Damages, 4:39, 18:10, 19:13, 20:2

SCHOOLS

Insurance, 6:9

SCIENTER

Defined, 4:16

SCOPE OF EMPLOYMENT

Emotional distress, 15:2

SEARCH

Civil rights, 32:2

SEAT BELTS

Maintenance, 2:45, 7:2, 8:13, 18:17

Products liability, 2:45, 4:39, 8:13,
18:17

SECURITIES

Damages, 20:23, 24:3

Defenses, 24:3

Stocks, 32:2

SECURITY

Insurance, 25:2, 26:3, 28:1

Third parties, 23:2

SERVICES

Wrongful death, 4:38, 17:41

SETTLEMENT

Consideration, 4:24, 18:26

Contracts, 18:26

Emotional distress, 24:15

Insurance, 1:6, 18:3, 28:1

SHIPS

Accidents, 5:3

Conversion, 5:3

SHOES

Products liability, 2:55

SKILL

Profits, 2:18, 32:2

SMOKE DETECTORS

Products liability, 17:41

SMOKING

Tobacco, 4:39, 19:2

SNOW AND ICE

Notice, 24:10

SOCIETY AND COMPANIONSHIP

Damages, 4:38

SPECIAL DUTY

Police, 4:39

SPEED

Expert testimony, 18:17, 18:20

Punitive damages, 18:17

SPINE

Release, 4:39

SPORTS

Expert testimony, 18:10

School, 31:7

SPOUSES

Wrongful death, 5:3

STANDARD OF CARE

Duty, 2:5, 2:16, 2:18, 4:20, 4:39,
10:11, 17:41, 24:26, 27:7

INDEX

STANDARD OF CARE—Cont'd

Emergency, 4:39
Insurance, 2:18, 2:23
Medical malpractice, 2:16
Negligent misrepresentation, 2:18, 4:39

STANDARD OF PROOF

Burden of proof, 29:3

STATE

Tort claims act, 2:56, 24:18

STATUTE OF LIMITATION

Products liability, 18:27

STATUTE OF LIMITATIONS

Battery, 18:27
Contracts, 2:18, 2:19, 18:27
Goods, 2:18, 2:45
Insurance, 2:18, 2:52
Malpractice, 2:18, 18:27
Medical malpractice, 18:27
Nuisance, 2:45
Products liability, 2:18, 2:45, 2:52, 17:41, 18:27
Wrongful death, 17:41

STATUTES

Violation of, 4:39, 5:3, 15:7, 18:26, 19:13

STEERING

Foreseeability, 4:24, 18:26
Maintenance, 2:41, 18:26

STOP SIGN

Punitive damages, 18:17

STRICT LIABILITY

Absolute liability, 4:35, 20:21
Animals, 4:39, 24:15, 26:3
Comparative negligence, 4:38
Contribution, 2:45, 4:38, 18:17
Federal tort claims act, 2:56
Insurance, 2:18, 2:23, 2:44, 2:52, 2:55, 4:15, 4:16, 4:23, 4:25, 4:30, 6:9, 19:4, 26:3
Nuisance, 2:6, 2:45, 24:15, 31:2
Products liability, 1:30, 2:6, 2:16, 2:18, 2:31, 2:36, 2:45, 2:52, 2:55, 2:56, 3:10, 4:4, 4:7, 4:12,

STRICT LIABILITY—Cont'd

4:14, 4:16, 4:20, 4:21, 4:24, 4:30, 4:39, 4:43, 6:9, 17:41, 17:46, 18:17, 18:27, 18:28, 19:4, 26:3

Proximate cause, 2:36, 4:20, 4:37, 4:38, 4:43, 5:3, 17:41, 31:2

Seat belts, 2:45, 4:15, 4:39, 18:17

SUBCONTRACTORS

Consequential damages, 2:36
Indemnity, 2:36

SUBROGATION

Insurance, 6:9, 15:3

SUBSEQUENT

Damages, 2:45, 2:58, 4:21, 4:39, 4:43, 15:7, 17:41, 17:49, 19:2, 19:10, 21:2, 29:2
Products liability, 2:31, 2:45, 4:21, 4:39, 4:43, 17:41, 17:46, 21:2

SUBSTANTIAL FACTOR

Damages, 4:24, 4:43
Products liability, 4:24, 4:43
Proximate cause, 4:43
Subsequent injury, 4:43

SUBSTITUTE

Wrongful death, 4:12, 4:38

SUCCESSOR CORPORATION

Products liability, 2:57, 2:59, 4:21

SUICIDE

Foreseeability, 4:43
Proximate cause, 4:43
Subsequent injury, 4:43

SUPERVISION

Children, 3:9, 3:19, 13:9
Medical malpractice, 2:22
Parental supervision, 3:9, 13:9

SUPPORT

Wrongful death, 4:39, 5:3, 17:41

SURGERY

State regulations, 4:39

SURVIVAL

Wrongful death, 5:3

SWIMMING

Products liability, **4:13, 18:17**

SWIMMING POOL

Products liability, **4:13**

SWINE FLU

Products liability, **4:39**

TAMPONS

Products liability, **4:39**

TANKS

Products liability, **26:3**

TAXI

Passengers, **26:2, 26:3**

TESTING

Products liability, **1:33, 2:6, 2:18, 2:36, 2:45, 2:55, 4:7, 4:21, 4:39, 7:4, 12:2, 18:10, 18:17, 21:2, 26:3**

THEFT

Insurance, **22:1**

THINK

Cause, **4:12, 18:16**

THIRD PARTIES

Contract, **2:23, 18:10, 20:36, 22:4**

TIME

Contracts, **2:18, 2:19, 2:57, 2:58, 3:17, 15:18, 18:26, 18:27, 20:18, 20:29, 20:31, 22:4, 24:4**
Statute of limitations, **2:18, 2:19, 2:45, 2:52, 17:41, 18:27**

TOBACCO

Cigarettes, **4:39, 17:41**

TOPS

Products liability, **4:39**

TOXIC SUBSTANCES

Medical causation, **29:3**
Nuisance, **24:1**
Products liability, **18:27**

TRAINING

Medical malpractice, **32:2**
Wrongful death, **5:3**

TRAUMA

Medical causation, **29:2**

TRESPASS

Damages, **30:17**
Elements, **24:6, 31:2**

TRIALS

Federal tort claims act, **2:56**
Fraud and deceit, **4:39**
Products liability, **2:56, 4:39, 26:3**

TRUCKS

Loading and unloading, **26:3**
Products liability, **4:12, 18:10, 18:17, 26:3**

TUBES

Products liability, **18:26**

UNFAIR COMPETITION

Advertising, **16:12**

UNITED STATES

Bivens case. tortious violations of constitutional rights by u.s. officers., **2:45, 2:56, 3:2, 4:24, 5:3, 6:9, 10:30, 24:3, 25:6, 27:7, 29:2, 30:1, 31:10, 32:2**
Constitutional law. tortious violations of constitutional rights by u.s. officers., **2:45, 2:56, 3:2, 4:24, 5:3, 6:9, 10:30, 24:3, 25:6, 27:7, 29:2, 30:1, 31:10, 32:2**

USED GOODS

Strict liability, **2:41**

VACCINE

National childhood vaccine injury act, **4:39, 10:12**
Products liability, **4:39, 18:10**
Standard of care, **4:39, 24:26**
Strict liability, **4:39**

VEHICLES

Motor vehicles, **2:54, 5:15**

VERDICTS

Form of, **4:39**
General, **1:24, 4:39, 31:10**
Products liability, **4:39, 6:9**
Sheet, **4:39, 6:9**

INDEX

VERDICTS—Cont'd

Types of, **4:39, 6:9**

VIBRATIONS

Nuisances, **31:2**

VOICE

Privacy, **26:2**

WAREHOUSES

Negligence, **26:3**

WARNING

Assumption of risk, **4:43**

Duty to warn, **2:35, 2:36, 2:61, 3:2, 3:5, 3:10, 4:7, 4:9, 4:12, 4:13, 4:21, 4:23, 4:24, 4:31, 4:39, 4:43, 5:3, 10:1, 10:4 to 10:8, 10:10, 10:11, 10:20, 10:21, 10:41, 17:41, 18:17, 19:8, 24:19, 29:2, 30:8**

Products liability, **1:33, 2:18, 2:36, 2:45, 2:52, 2:56, 3:2, 3:10, 4:4, 4:7, 4:12, 4:13, 4:16, 4:21, 4:24, 4:30, 4:39, 4:43, 10:13, 10:24, 12:2, 17:41, 18:17**

Railroad tracks, **5:3**

WARRANTIES

Advertisement, **2:8, 2:22**

Agent, **2:52, 18:27**

Damages, **2:6, 2:18, 2:36, 2:52, 3:10, 4:39, 7:27, 17:41, 18:2, 18:27**

Description, **4:10, 7:42**

Disclaimer, **2:18, 2:19, 2:41, 7:27, 18:21**

Fraud and deceit, **4:39**

Implied warranties, **2:6, 2:16, 2:18, 2:19, 2:36, 4:39, 17:41, 18:27**

Insurance, **2:18, 2:23, 2:52, 7:42, 18:21, 20:3, 21:1, 21:5, 22:4**

Opinion, **2:8, 4:10, 4:39, 17:41, 18:21**

Products liability, **2:6, 2:16, 2:18, 2:36, 2:52, 3:10, 4:39, 17:41, 18:27**

Professional services, **2:16**

Property damage, **2:6, 2:18, 7:27, 20:18**

Proximate cause, **2:36, 17:41**

Retailer, **2:6, 2:23, 4:10**

WARRANTIES—Cont'd

Services, **2:16, 2:18, 2:36, 2:52, 7:27, 17:41**

Subrogation, **17:41**

Third party, **2:52**

WATER

Damages, **2:45, 4:24, 4:39, 5:3, 27:6, 27:7, 28:1, 29:2, 29:3**

Definitions, **2:45**

Nuisance, **2:45, 24:15, 24:16, 27:6, 27:7, 29:2, 31:2, 31:11**

WATER HEATERS

Products liability, **6:9**

WEAPONS

Products liability, **2:56**

WEAR AND TEAR

Products liability, **4:39, 18:28**

WINDOWS

Proximate cause, **2:36, 8:25**

WITNESSES

Compensation, **18:13, 18:20**

Cross examination, **18:17**

WORDS

Battery, **4:39**

Definitions, **2:45, 3:2, 10:28, 10:30, 10:32, 10:35**

WRONGFUL DEATH

Age, **4:12**

Children, **4:12**

Comparative negligence, **4:38**

Damages, **4:38, 4:39, 5:3, 17:41**

Earnings, **4:38**

Health, **4:39, 5:3, 31:7**

Public nuisance, **31:7**

Punitive damages, **5:3, 17:41**

Services, **4:38, 17:41**

Spouses, **5:3**

Statute of limitations, **17:41**

Support, **4:39, 5:3, 17:41**

Training, **5:3**

YIELD

Emergency, **26:2**

PRODUCTS LIABILITY DESIGN AND MANUFACTURING DEFECTS

ZONING

Nuisances, **31:2**

ZONING—Cont'd

Private nuisance, **31:2**