Index

ABSOLUTE PRIVILEGE ATTORNEY-CLIENT PRIVILEGE—Cont'd Judicial proceedings, 8:4 Privacy, 1:21, 1:48, 1:82, 1:89, **ACCIDENT** 1:112, 1:114, 1:138, 2:2, 3:3, Release, 9:28 4:8, 7:2 **ATTORNEYS ACCOUNTANTS** Advice of counsel, **1:66, 1:100** Audit, 3:2, 3:5, 3:8, 3:9, 3:13, 3:14 Agents, 1:66, 1:99, 1:100, 1:117, 1:118, 1:125, 2:13, 3:5, 4:8, **ADJUSTERS** 4:23 Insurance, 1:109 Check, 4:23 Conflict of interest, 1:41, 1:104, **ADMISSIONS** 1:129 Conduct, **4:29**, **4:53** Contracts, 1:66 Limited purpose, 4:29 Defamation, 1:125 Statement, 4:20, 4:29 Employment discrimination, 1:89, 1:138 ADVICE Fiduciary duty, 1:45, 1:125, 1:129 Insurance, 1:40, 1:109, 1:131 Insurance, 1:40, 1:45, 1:109 **AGE** Services rendered, 1:14 Insurance, 5:10 Settlement, 1:96, 2:41 **AUDIT AGENCY** Fraud, 1:125, 3:14 Contracts, 9:29 Defamation, 1:125 **BAD FAITH** Fiduciary duty, 1:125 Good faith, 4:37, 8:16, 9:12 Insurance, 1:102 **BAR ASSOCIATION** ARREST Defamation, 1:125 Warrant, 9:22 **BURDEN OF PROOF ASSAULT** Guardian, 1:49 Generally, **6:9 CERTAINTY** ATTORNEY-CLIENT Intent, 1:95 **PRIVILEGE CHILDREN** Insurance, 1:40, 1:45, 1:67, 1:102, Medical malpractice, 6:8 1:103, 1:107, 1:109, 1:131, 1:137 Privacy, 5:11

CLERGY

Malpractice, 6:8

Sexual abuse, 6:1, 6:10, 6:14

CONFIDENTIAL

COMMUNICATIONS

Privileged communications. 1:1. 1:47, 1:75, 1:104, 1:129, 1:139, 5:10, 6:6

CONFLICT OF INTEREST

Fiduciary duty, 1:129

CONSENT

Insurance, 7:32

Medical malpractice, 6:8

Privacy, 5:12, 8:18, 9:32

CONSIDERATION

Release, 1:94, 4:53, 9:15

CONSUMER PROTECTION

Statutory, **1:102**

CONTRACTS

Agents, 1:66

Attorneys, 1:66

Enforcement, 1:66, 9:29

Good faith, 1:66

Interest, 1:66, 1:111, 4:31, 9:29

Performance, 9:29

Third parties, 1:66

CORPORATIONS

Attorney-client relationship, 1:40, 1:124

DAMAGES

Future damages, 7:23

Interest, 1:113, 1:115, 8:8, 9:5, 9:28, 9:32, 9:35

Pain and suffering, 7:23

Privacy, 8:20, 9:32

Punitive damages, 9:35

Release, 9:28, 9:32

Trade secrets, 9:28

Treble damages, 1:113, 1:115

Wrongful death, 7:23

Index-2

DEATH

Privacy, 7:33

Suicide, 5:8

Wrongful death, 7:23

DEFAMATION

Agents, 1:125

Attorneys, 1:125

Bar association, 1:125

Breach of contract, 8:3

Business, 1:125

Crime, 8:14

Grand jury, 8:3

Harassment, 8:1

Interest, 1:125, 8:1, 8:3

Investigation, 1:125, 8:1

Parties, 1:125, 8:14

Property, 1:125

Protection, 8:1, 8:3

Public interest, 8:1

Research, 8:14

State, 1:125, 8:1

Supervisor, 1:125

Will, 1:125, 8:1, 8:14

Witnesses, 8:14

DEFINITIONS

Employee, 3:3

Legal process, 3:6

Substantial, 1:5, 1:76

Waiver, 1:5, 1:76, 3:6

DEPOSITIONS

Insurance, 1:131, 7:30

Privileged communications, 1:64,

1:89, 1:138, 7:30

DISCLOSURE

Brokers, 1:103

Expert testimony, 2:34

Fiduciary duty, 1:125, 1:129, 3:13

Spouse, 5:1, 5:9 to 5:12

DISCRIMINATION

Employment discrimination, 1:89, 1:138

INDEX

DISCRIMINATION—Cont'd Housing, 8:22, 9:13

DISEASE

Venereal disease, 7:27

DIVORCE

Abandonment, **5:13**Privilege against self-incrimination, **4:13**

EMPLOYMENT DISCRIMINATION

Attorneys, 1:89, 1:138 Complaint, 1:89, 1:138 Harassment, 1:89, 1:138

ERISA

Employee retirement income security act, **1:45**

ESPIONAGE

Privacy, **8:18**

EVIDENCE

Admissions, **4:20**, **4:29**, **4:53**, **8:17**, **8:18**

Burden of proof, 1:56, 1:58, 1:79, 4:27, 4:36, 9:12, 10:3

Clear and convincing evidence, 1:113, 1:116

Defamation, 1:125, 8:14

Design, 4:18, 9:14

Direct evidence, 8:19

Exculpatory evidence, **4:57**, **8:21**, **9:19**

Exhibits, 9:32

Federal rules of evidence, 1:3, 1:65, 4:27, 4:48, 5:1, 6:4, 9:16

Hearsay, 1:57, 8:17, 9:21

Judicial notice, 9:14

Limited purpose, 4:29

Malpractice, 3:13, 6:8, 7:23

Punitive damages, 9:35

Rebuttal evidence, 8:14, 8:19

EXCEPTIONS

Will contests, 7:26

FAILURE TO TESTIFY

Privilege, 4:43, 4:44, 4:46

FAIR COMMENT

Qualified privilege, 8:19

FALSE SWEARING

Perjury, 4:55, 4:58

FEDERAL COURTS

Jurisdiction, 1:2, 1:3, 1:40, 5:9, 8:22, 10:2

FEDERAL RULES OF EVIDENCE

Expert testimony, 4:27

FIDUCIARY DUTY

Attorneys, 1:45, 1:125, 1:129

Derivative actions, 1:45

Directors, 1:43, 1:45, 1:125, 3:13

Employees, 1:125

Partners, 1:45

Stockholders, 3:13

Trustees, 3:13

FIRE

Fire insurance, 1:137

FIRE INSURANCE

Fraud, **1:137**

FIRST AMENDMENT

Defamation, 8:1, 8:3, 8:14

FOOTBALL

Privacy, 8:20

FUTURE DAMAGES

Pain and suffering, 7:23

GOOD FAITH

Contracts, 1:66

Defamation, 1:125

Fiduciary duty, 1:125

GOVERNMENT

Defamation, 8:3

Testimonial Privileges GOVERNMENT—Cont'd INSURANCE—Cont'd Interest, 1:40, 1:45, 1:102, 1:103, Privacy, 1:21, 4:23, 4:24, 5:10, 7:33, 8:10, 8:18, 8:20, 9:2, 1:107, 1:109 9:29, 9:32, 9:33 Investigation, 1:40, 1:102, 1:109, 1:131, 1:137, 7:16 HARASSMENT Medical history, 7:33 Defamation, 8:1 Parent, 1:103 Employment discrimination, 1:89, Physicians, 7:32, 7:33 1:138 Preemption, 7:33 **HEALTH** Privileged communications, 1:45, Insurance, 7:13, 7:30, 7:32, 7:33 1:67, 1:103, 5:10, 7:30 Privileges, 1:67, 1:102, 5:10, **HEALTH INSURANCE** 7:13, 7:16, 7:21, 7:30, 7:32, Insurance, 7:13, 7:30, 7:33 7:33 **HEARING** Release, 1:102 Reliance, 1:102, 5:10 Release, **4:53** Statutes, 7:32 **HOSPITALS** Work product, 1:67, 1:102, 1:109, Privileges, 1:138, 7:33 1:131, 1:137 Records, 7:33 INTENT HOUSING Definition of, 1:102, 4:29, 9:13 Discrimination, 8:22, 9:13 Insurance, 1:102 **HUSBAND AND WIFE INTEREST** Spouses, **5:1**, **5:3** Contracts, 1:66, 1:111, 4:31, 9:29 **IMPRISONMENT** Insurance, 1:40, 1:45, 1:102, Divorce, 5:13 1:103, 1:107, 1:109 Privacy, 1:21, 1:112, 1:114, 2:2, **INFORMER** 3:3, 7:2, 8:10, 8:18, 9:2, Police, 9:22 9:29, 9:32 INNOCENCE Products liability, 8:10 Guilt or innocence, **8:17**, **9:26** Punitive damages, 9:35 **INSURANCE** INTERESTED WITNESSES

Adjusters, 1:109 Age, 5:10 Attorneys, 1:40, 1:45, 1:109 Depositions, 1:131, 7:30 Derivative actions, 1:45 Fiduciary duty, 1:45 Fire insurance, 1:137 Fraud, 1:131, 1:137, 7:33 Health, 7:13, 7:30, 7:32, 7:33 Health insurance, 7:13, 7:30, 7:33 Intent, 1:102

Impeachment, 1:60

INTERROGATORIES

Depositions, 2:5

INVASION OF PRIVACY

Privacy, 4:8, 4:23

INVESTIGATION

Defamation, 1:125, 8:1 Insurance, 1:40, 1:102, 1:109, 1:131, 1:137, 7:16

INDEX

PHOTOGRAPHS
Defamation, 8:14

LOYALTY PHOTOGRAPHS—Cont'd Privacy, 8:10, 8:18 Fiduciary duty, 1:129 **MALPRACTICE** PLEA OF GUILTY Evidence, 3:13, 6:8, 7:23 Guilty plea, 4:53 Medical malpractice, 6:8 **POLICE MEDIA** Privacy, 5:10, 5:12, 8:10, 8:20 News media, 8:7, 8:18 Public at large, 4:18 Spouse, 5:10, 5:12, 5:13 **MEDICAL HISTORY** Insurance, 7:33 **POSSESSION** MEDICAL MALPRACTICE Vehicle, 4:18, 8:20 Children, 6:8 **PRIVACY** Confidentiality, 6:8 Children, 5:11 Consent, 6:8 Consent, 5:12, 8:18, 9:32 Opinion, 6:8 Damages, 8:20, 9:32 MEDICAL RECORDS Name, 8:20 Hospitals, 7:33 Partnership, 4:23 **MURDER** Photographs, 8:10, 8:18 Privacy, 5:11 to 6:13 **PRIVILEGED NAME** COMMUNICATIONS Privacy, **8:20** Attorney-client privilege, 1:1, 1:12, 1:19, 1:20, 1:43, 1:45 **NEWS MEDIA** to 1:47, 1:57, 1:58, 1:60, Privacy, 8:18 1:64 to 1:67, 1:72, 1:75 to 1:78, 1:82 to 1:84, 1:86 to **OPINION** 1:89, 1:93, 1:94, 1:99, 1:103, Defamation, 1:125, 8:3 1:104, 1:110, 1:111, 1:116, **PARTIES** 1:129, 1:132, 1:138, 1:139, 3:5 Defamation, 1:125, 8:14 Clergy-penitent privilege, **6:6 PARTNERSHIP** Depositions, 1:64, 1:89, 1:138, Fiduciary duty, 1:129 7:30 Privacy, **4:23** Insurance, 1:45, 1:67, 1:103, 5:10, **PATENTS** 7:30 Privacy, 1:82, 1:89, 1:138, 5:10 Infringement, 1:113 Witnesses, 1:1, 1:60, 1:66, 1:75, **PERFORMANCE** 1:87, 1:93, 1:132, 1:139 Contracts, 9:29 PRODUCTS LIABILITY **PERJURY** Time, **8:10** Fraud, 1:123, 1:125, 4:11

PROPERTY

Defamation, 1:125

PUBLIC INTEREST

Defamation, **8:1** Privacy, **9:32**

PUBLICATION

Defamation, 8:3

PUNITIVE DAMAGES

Evidence, 9:35

RECORDS

Hospitals, 7:33 Insurance, 7:33

Medical records, 7:14, 7:33, 7:34

RELEASE

Consideration, 1:94, 4:53, 9:15 Damages, 9:28, 9:32 Insurance, 1:102

Waiver, 1:94, 1:102, 4:53, 7:20

RELIANCE

Fraud, 1:57, 1:116 Insurance, 1:102, 5:10

Police, **5:10**

RESEARCH

Defamation, 8:14

SANCTIONS

Damages, 9:5, 9:6

SANITY

Insanity, **4:27**

SCHOOLS

Sports, 1:112

SCIENTER

Defined, 4:2

SECURITIES

Fiduciary duty, 1:125, 1:129

SELF-INCRIMINATION

Insurance, 1:131, 1:137

Police, 4:11, 4:18, 4:26, 4:29, 4:31 to 4:34, 4:52

Witness, 1:137, 4:1, 4:2, 4:4, 4:5, 4:10 to 4:13, 4:15, 4:20, 4:22

SELF-INCRIMINATION

—Cont'd

to 4:24, 4:26, 4:28, 4:31, 4:34 to 4:41, 4:43, 4:48 to 4:58

SERVICES

Services rendered, 1:14, 1:24, 1:49

SEXUAL ABUSE

Clergy, **6:1**, **6:10**, **6:14**

SEXUAL HARASSMENT

Employment discrimination, 1:89, 1:138

SPOUSES

Privacy, 5:11, 5:12

STATE

Defamation, 1:125, 8:1

STATEMENTS

Admissions, 1:80, 4:20, 4:29, 8:17, 8:18

STATUTES

Violation of, 4:31, 6:8, 8:20, 9:31

SUBPOENA

Witnesses, 1:66, 1:81, 1:122, 1:131, 1:139, 4:23, 6:8, 8:4, 8:22, 9:32

SUPERVISOR

Defamation, 1:125

SUPPORT

Child support, 9:35

TELEPHONE

Medical malpractice, **6:8** Privacy, **1:48**, **5:10**, **5:11**, **6:13**, **8:20**

TESTING

Products liability, 8:10

THINK

Cause, **4:2**

Index-6

INDEX

THIRD PARTIES

Contract, 2:41

TIME

Contracts, **1:66**, **4:31**, **9:29**Statute of limitations, **1:123**

WARNING

Products liability, 8:10

WARRANT

Arrest, 9:22 Search warrant, 4:23, 4:32, 8:5, 8:20, 9:22

WITNESSES

Compensation, 1:92

WITNESSES—Cont'd

Cross examination, 10:2
Defamation, 8:14
Eyewitnesses, 8:14
Fact witnesses, 2:33
Insurance, 1:131, 1:137
Interested witnesses, 1:60
Refreshing recollection, 2:33

WORDS

Definitions, **6:4**

WORK PRODUCT

Insurance, 1:67, 1:102, 1:109, 1:131, 1:137

WRONGFUL DEATH

Damages, 7:23