

Legal Research 2006

Session 2: American Law Reports and Legal Encyclopedias

In-Class Exercise 2C

Part 1: Using the **A.L.R. Index**, find the relevant annotation. Citations need not conform to Bluebook rules except in question 5.

1. Locate an annotation that discusses the liability of a real estate agent for failure to disclose information concerning offsite conditions that would affect the value of the property being sold. What is the citation?

41 ALR 5th 157

Search trail:

Real Estate Agent – Brokers (this index)

Brokers

-Disclosure

2. Examine the table entitled, “Jurisdictional Table of Cited Statutes and Cases.” What is the name of the case from Michigan?

***McMullen v. Jolersma*, 174 Mich. App. 207, 435 N.W.2d 428 (1988)**

3. Look at § 1[b] of the annotation. What is the citation of the first “related annotation” listed.

Applicability of comparative negligence doctrine to actions based on negligent misrepresentation, 22 ALR 5th 464

4. Examine the pocket part in the back of the main volume. In what year was the pocket part issued? **August 2006** Locate the supplemental information in the pocket part. Examine the supplemental information for section § 4. What is the name of the case that discusses noisy neighbors?

***Shapiro v. Sutherland*, 64 Cal App. 4th 1534, 76 Cal. Rptr. 2d 101 (1998).**

5. Provide the proper Bluebook citation for the annotation you identified in question 1 according to Rule 16.6.6.

Colin Campbell, Annotation, *Liability of Vendor or Real Estate Broker for Failure to Disclose Information Concerning Off-Site Conditions Affecting Value of Property*, 41 A.L.R.5th 157 (1996).

6. Using any volume of the A.L.R. Index, locate the “Annotation History Table” in the back of the volume. This table indicates whether an annotation is superseded or supplemented by a subsequent annotation. Look up **6 A.L.R.4th 544** and provide the citation of the annotation that supersedes it.

62 A.L.R.5th 629

Part 2: Using the **General Index** to **Am. Jur. 2d**, find the relevant encyclopedia topic and section. Citations need not conform to Bluebook rules except in question 11.

7. What is the full name of the topic and section number that discusses the “Act of God” defense in aviation accidents?

**Path: Aviation –Act of God, defense of ... Aviation § 145 OR
Act of God – Aviation ...Aviation § 145**

8. Examine the topic and section you identified in question 7. What is citation to the A.L.R. annotation dealing with “liability of carrier by air for injury or death of passenger due to downdraft, updraft, or turbulence.”

73 A.L.R.2d 379 (footnote 25)

9. What is the copyright date of the Am. Jur. 2d volume you are using?

1997

10. Examine the pocket part in the back of the main volume. In what year was the pocket part issued? May 2006 Locate the supplemental information in the pocket part. What is the citation to a more recent A.L.R.5th annotation dealing with airplane collisions or near-collisions?

Death or Injury to Occupant of Airplane from Collision or Near--Collision with another Aircraft, 64 A.L.R. 5th 235.

11. Provide the proper Bluebook citation for the Am. Jur. 2d section you identified in question 7 according to Rule 15.8.

8A Am. Jur. 2d Aviation § 145 (1997).