

Law Reporter 2003 Annual Index and Table of Cases for Volume 46

CONTENTS

How to Use This Index	LR-2
General Index by Subject	LR-3
Table of Cases	LR-11
Injury Awards.	LR-26
Wrongful Death Awards	LR-28

How to Use This Index

The *Law Reporter* Annual Index is designed to make your 2003 issues of the *Law Reporter* a reliable and accessible research tool. Here are a few things you should know to make the best use of your index:

General Index by Subject (page LR-3). The major subject headings in the General Index correspond to the areas of law covered in each issue of the *Law Reporter*.

To locate a particular kind of case, first determine which area your inquiry falls into. Entries within each subject include both factual and legal issues. The numbers after the entries are the page numbers in Volume 46 of the *Law Reporter* where the cases appear.

Table of Cases (page LR-11). This table includes the most complete citations available as of December 2003.

Injury Awards (page LR-26). Entries in this section will direct you to cases in the *Law Reporter* that contain awards of damages for particular types of injuries. The following abbreviations are used in this section of the index: V for verdict; S for settlement; SS for structured settlement; PVS for postverdict settlement; AA for arbitration award; M for mediation. An asterisk beside an award indicates plaintiff suffered injuries in addition to the one(s) listed.

Wrongful Death Awards (page LR-28). This table lists the wrongful death awards reported in Volume 46 of the *Law Reporter*. The following abbreviations are used in this section of the index: V for verdict; S for settlement; SS for structured settlement; PVS for postverdict settlement; AA for arbitration award; M for mediation.

To Obtain Further Information About a Case. The *Law Reporter* provides pleadings, depositions, briefs, and other court documents through the Court Document Sets section each month. That column also provides a list of Abstract Sets—each set includes a collection of case summaries appearing in the *Reporter* from 1993 to the present. You can also order Ultimate Documents, which include documents from at least seven different cases on the topic, an abstract set, and a bylined article. The best source for additional information about a case is plaintiff’s counsel. The name and location of plaintiff’s counsel is provided, where possible, at the end of our report of the case. Your ATLA membership directory will provide you with the complete address and telephone number of any ATLA member. The directory is available online at www.atla.org.

Association of Trial Lawyers of America
Law Reporter
Leonard M. Ring Law Center
1050 31st Street, N.W.
Washington, DC 20007

Editor in Chief Peter C. Quinn
Managing Editor Christine M. Mollenauer
Associate Editors Elizabeth Santoro
Linda Friedman
Courtney L. Davenport
Contributing Writers Lynne Stern Feiges
Liane Leshne
Publications Specialist Jennifer Accongio

General Index by Subject

Admiralty

bargeman
supervision of, negligent, 220

chisel
properly grip, failure to, 292

decompression illness
treat, failure to, 148

dram shop liability 76

excessive speed for sea conditions 256

Jones Act,
bargeman, negligent supervision of, 220
crane, negligent operation, 184
hematuria in test results, notify, failure to, 40
jet sled, negligent operation, 148
loading/unloading procedures, unsafe, 4, 220, 328
power lines, deactivate, failure to, 76
worker struck by fellow crew member may sue under, 328

lashing rod
warn of danger from, failure to, 112

maintenance, negligent 4

medical care
inadequate, 112

operation, negligent 184

power lines
deactivate, failure to, 76

safety procedures
negligent, 328, 220, 256

training, negligent 112

unsafe sea conditions 148

unseaworthiness 292

Attorneys

advertising
no defamation claim where lawyers advertised for surgery patients suffering "bad results," 221

collection actions
must discontinue due to bankruptcy, 77

contingency fees
award under consumer law not limited by contract language, 221
bankruptcy court's reduction was abuse of discretion, 184

criminal defendants
convicted,
may sue over fees without asserting innocence, 185

disqualification
after representing adverse party earlier, 5

fee-splitting agreement
invalid without client's consent, 5

Gramm-Leach-Bliley Act
privacy provisions not applicable to attorneys, 257

interference with contractual relations
hiring away firm's attorneys, 148

nonlawyers
may conduct real estate closings in Kentucky, 329

pro bono attorney
entitled to sanctions for discovery abuses, 257

quantum meruit fees
court must determine fair allocation, 112

sanctions
unwarranted where no evidence of bad faith, 292

settlement
kept secret from co-counsel, 6

solicitation of clients
by attorney leaving firm, 77

suspension
based on domestic abuse conviction, 41

"tag-along" suits
court can sequester funds from to compensate class counsel, 329

withdrawal
during litigation, permitted with warning, 40

Automobile Accidents

bumper guard
lack of, 78

cargo
secure, failure to 7

driving too slowly 7

driving while intoxicated 222, 258, 259, 330, 331

entrustment, negligent 42

hiring, negligent 186, 258, 259

inattentive driving 7, 8, 78, 114, 114, 149, 149, 187, 223, 294, 330

inspect truck, failure to 149

insurance
emotional distress from carjacking covered by, 113
PIP benefits,
insured may sue insurer even before insured paid or been sued, 293
road rage, incidents arising from covered, 78
UIM,
corroboration clause void, 295

loading, improper 150

lookout, improper 41, 42, 293, 330

maintenance, negligent
of roadway, 186, 293
of vehicle, 78, 185

passing, negligent 6

pesticide fumes
woman injured by driver made ill by may sue driver's employer, 149

reckless driving 114

speed, excessive 8, 41

stop, failure to 41, 79, 114, 186, 186, 222, 331

traffic control, inadequate 186

trucking safety practices, negligent 222

turn, improper 295

vicarious liability 6, 42, 187, 258

warn
of car's danger, failure to, 113

yield, failure to 6

Aviation

Air Carrier Access Act 42

deep-vein thrombosis
failure to warn of risk, 331

discrimination
age, 150
racial, 115

General Aviation Revitalization Act 295

helicopter company negligence 43

pilot negligence 259

preflight communications
improper, 331

turbulence
failure to warn of, 223

Warsaw Convention, 79, 331

Civil Rights

Civil Rights Act of 1964 296

Eighth Amendment 9

excessive force 9, 80, 115, 115, 187, 223, 296

false arrest 151

familial status discrimination 44

Family Educational Rights and Privacy Act 151

First Amendment 10, 133

Fourteenth Amendment 9

Fourth Amendment 10, 115, 260

home
demolition of, 43

imprisonment, wrongful 332

interpreter
at custody hearings, parents entitled to, 80

mental illness
treat, failure to, 9

racial profiling 8

restraining order
enforce, failure to, 43

retaliatory discharge 44

seizure based on civil dispute 9

strip-searching 332

suicidal inmate
inadequate supervision of 259,
summary judgment improper where question exists as to officer's knowledge of, 296

traffic stop
not de minimis imposition when not based on reasonable suspicion, 224

vicarious liability 151

Commercial Litigation

antitrust
Sherman Act violations, 297
showing of exclusionary conduct may support finding of violation, 225

bad faith 45
summary judgment improper where plaintiff presents evidence of improper motive behind pricing scheme, 188

Bankruptcy Code
debt cannot be discharged where debtor diverted proceeds, 333

Commercial Litigation - Employment Law

business disparagement 225
computer fraud 81
contract
breach of, 11, 44, 45, 81, 82, 116, 152, 224
interference with, 45
conversion 10
copyright infringement
legal owner of copyright can transfer right to cause of action for, 261
corporate opportunity
usurpation of, 10
debt collection
negligent, 11
debtor / creditor
advance on funds in exchange for interest in pending lawsuit void, 297
Federal Trademark Dilution Act 116
fiduciary duties
breach of, 10
foreclosure, wrongful 11
franchise, unjust cancellation of 81
fraud 10, 11, 45, 45, 81, 82, 188, 224
fraudulent concealment 11
interference with business relationship 10, 45
Internet
"spam" e-mail, 80
Lanham Act 81
lease
dishonored term, 116
misrepresentation 10
patent infringement 116, 152, 260
pricing scheme
where plaintiff presents evidence of improper motive, summary judgment for defendant is improper, 188
promise, breach of
where company uses another's technology to design competing product, 333
royalties
lost, 116, 152
service mark
dilution of, 81
shareholder suits
cause of action based on holding stock recognized, 226
Sherman Act
showing of exclusionary conduct may support finding of violation, 225
trade secrets
misappropriation, 44
trademark infringement 10, 116
unfair competition 152
unfair, deceptive trade practices 45
warranty
breach of, 152

Consumer Protection

arbitration
agreement,
consumers' addendum voids, 82
credit card, 117
software, terms not immediately visible, 11
unenforceable in state court where seller not licensed in state, 117
claims for injunctive relief not subject to, 189

mandatory,
long-distance service agreement, 153
credit agencies
giving false information to,
consumer may sue lender for, 334
Fair Debt Collection Practices Act
collection agency, 46
letter implicitly threatening to seize vehicle may have violated, 298
lemon law
Wisconsin's,
allows suits for defective vehicle components, 226
Magnuson-Moss Warranty Act
permits revocation of acceptance as form of relief against warrantor, 298
mortgage prepayment fees
federal rules do not preempt state regulation, 261
Truth in Lending Act
credit card provider that raised interest rate after promising fixed rate may have violated, 334
usury claims
against national banks,
can be removed to federal court, 227
warranty
auto transmission rattle covered by, 83

Damages

bystander damages
unmarried life partner can sue for, 189
caps
FTCA,
do not apply where psychological disorders began after administrative claim filed, 118
collateral source rule
disability benefits not excluded, 84
Due Process Clause
violated by punitive award 145 times
compensatory award, 154
economic loss doctrine
bars recovery of tort damages where risks allocated in contract, 228
employment law
front pay, 12
liens
hospital may not assert after received discounted payment from insurer, 118
in wrongful death case,
California could not assert where plaintiff had no standing to seek medical expenses, 227
reimbursement of state medical program, 83
loss of consortium
parents not entitled to for child's nonfatal injuries, 299
lost enjoyment of life
high school athlete, 12
noneconomic damages
parents may recover for death of adult child, 299
punitive damages
class action seeking,
may proceed without compensatory damages, 335

insurance coverage for,
not against public policy, 262
insurer's unethical practices as basis for, 46
tax returns, used to determine liability for, 47
with front pay award, 12
special damages
increase justified, 262
wrongful death
fetus that is "quick," 336

Employment Law

ADA 120
constructive demotion can meet "adverse employment action" requirement of, 263
shareholders may be employees for purposes of, 190
ADEA 13, 85, 120
limitations period did not begin to run until employee learned of replacement hire, 300
age discrimination 13, 85, 120, 120, 230, 263
arbitration
contract to arbitrate between employer and employee raises presumption of unconscionability, 264
policy in leaflet not enforceable, 119
provision for appeal of high value awards unconscionable, 156
unconscionable terms, effect of, 337
Civil Rights Act of 1964 13
Civil Rights Act of 1991 13
contract
breach of, 230
disability discrimination 120
employee, definition
shareholders for ADA purposes, 190
employee-owned stock
retired at less than full value, 155
ERISA
summary plan document language controls, 337
violation of, 191
FLSA
employee cannot waive rights under, 229
FMLA 14
state employees may sue in federal court to secure rights under, 192
"last chance" agreement
waiver of right to grieve an action in pertains to penalty, not whether violation occurred, 264
"mixed motive analysis"
plaintiff need not provide direct evidence of discrimination, 230
same-actor inference, 155
subordinate employee can be decisionmaker for, 84
national origin discrimination 336
court impermissibly drew inferences in favor of employer where plaintiff provided indirect evidence of, 193
overtime
compensation for,
employee cannot waive rights to, 229
pension
California state system, age discrimination

in, 120
race discrimination 13, 14, 228
retaliation
 against employee who complained about
 lack of opportunities, 192
 against employee who reported sexual
 harassment, 157
 in promotion decision, 85
retaliatory discharge 13, 14, 14, 47
 claim may be brought where employee
 fired for testifying in coworker's
 compensation hearing, 229
same-actor inference 155
sex discrimination 14, 154, 192
sexual harassment 14
 delay in reporting not bar to suit, 191
 termination of employee reporting, 157
stock
 employee-owned,
 retired at less than full value, 155
termination
 unlawful,
 employee refused to commit fraud,
 300
Title VII 13, 84
wage law violations 48
whistleblower(s)
 violation of statute protecting, 156
Wiretap Act
workers' compensation
 employee fired after filing claim, 300
 termination after testimony in coworker's
 hearing may constitute retaliatory
 discharge, 229
wrongful discharge
 employee has action in tort as well as
 contract, 85

Evidence

anti-cavesdropping law, state
 must be applied by federal court in
 diversity case, 231
diagnosis
 revised, 48
expert testimony
 inadmissible lab report, based on,
 court properly excluded, 301
 slip resistance, 49
 psychiatric resident qualified, 86
 treating physician, 86
 universally accepted scientific method,
 based on, admissible despite lack of
 support in literature, 338
 written report,
 not needed for contractor to testify on
 roof damage, 121
former sex partners
 testimony admissible to determine whether
 person had dangerous disease, 193
hypnosis
 admissibility of refreshed testimony, 15
notarial certification
 definitive statement of deed's authenticity,
 194
recorded phone call
 of child,
 admissible where father had joint
 custody, 158

statistics
 in mass tort case, 15
workers' compensation
 administrative law judge's testimony,
 inadmissible in subsequent suit, 157
 evidence of benefits barred where it would
 prejudice plaintiff's case, 265

Family Law

child custody
 conversations between judge and child
 must be recorded, 231
 freedom of parent to move, 50
child support
 incarcerated parent,
 not automatically entitled to reduction,
 194
 lesbian partner must pay where children
 born during relationship, 122
divorce
 no-fault rule does not bar consideration of
 spousal assault, 87
 Social Security benefits in division of
 property, 49
 stock options are divisible property, 87
estate planning
 estate of married man must honor promise
 to long-time cohabitant, 16
grandparent visitation
 Iowa statute allowing, unconstitutional, 265
joint account
 ex-fiancee not required to reimburse funds,
 302
parental rights
 termination, not prerequisite to second-
 parent adoption, 302
retirement plans
 former spouse's interest in,
 trumps tax lien, 338
second-parent adoption
 termination of parental rights not
 prerequisite, 302
separation agreement
 does not bar suit against estranged wife's
 lover, 121
spousal support
 effect of remarriage, 266
video surveillance
 was "stalking" under state domestic
 violence act, 158

Government Liability

boot camp inmate
 supervise, failure to, 50
crowd
 control, failure to, 17
drawbridge
 inadequate warnings on, 267
False Claims Act 196
high-speed chase
 negligent, 159, 195
highway design
 negligent, 122
lookout, improper 232
maintenance, negligent 339
parolee
 supervise, failure to, 17

prisoner
 release of, negligent, 339
public pool
 safety practices at, negligent, 304
 supervision, negligent, 266
road shoulder
 too high, 232
sexual exploitation
 protect teen from, failure to, 88
subway doors
 negligent operation, 159, 159
United States liability
 suspect, abduction of, 303

Insurance

any willing provider provision
 not preempted by ERISA, 161
arbitration
 clause allowing for appeal only of awards
 higher than statutory minimum
 unconscionable, 305
 insurer that included clause agreeing to
 submit to court's jurisdiction cannot
 compel, 268
arson
 insurer alleges policyholder committed,
 197
autoerotic asphyxiation
 "intentional self-injury" under life
 insurance policy, 340
bad faith 17, 18, 19, 51, 52, 88, 124, 197,
 304
breach of contract 17, 18, 19, 51, 124, 124,
 160, 196, 268
breach of covenants
 good faith and fair dealing, 122, 124
claims
 failure to timely process, pay, 17
conspiracy
 group health insurer, 233
coverage
 continues despite oral cancellation, 50
denial of claim
 bad faith, 18, 19
 wrongful, 51
ERISA
 does not preempt "any willing provider"
 provisions, 161
 does not require deference to opinion of
 treating physician, 196
failure to timely process, pay claims 17
fraud 89
 elements of claim met where insured
 complied with insurer's requests for
 unnecessary documents, 233
good faith
 third-party administrators having primary
 control over benefit determinations owe
 duty of, 267
Holocaust Victim Insurance Relief Act
 preempted by presidential foreign affairs
 power, 234
insurer liability
 failure to ascertain insured is aware of,
 approves policy issuance, 17
intentional injury exclusion
 mere fact that harm was natural effect of
 insured's actions not enough to infer

Insurance - Medical Negligence

- intent, 341
- interference with business** 160
- life insurance**
 - autoerotic asphyxiation is “intentional self-injury” under policy’s exclusion clause, 340
- occurrence**
 - for purposes of per-occurrence limit, 160
- “palliative” care 268
- per-occurrence**
 - injury-producing act is occurrence for purposes of limit, 160
- policy limits**
 - failure to settle within/tender, 51
- punitive damages**
 - for alleged bad faith, unwarranted where liability unclear, 341
- RICO violations**
 - group health insurer, 233
- settlement offer**
 - failure to relay, 52
- state codes**
 - violation of, 51
- subrogation**
 - insurer must adhere to FDCPA when pursuing, 89
- travel accident policy**
 - covers employee who was on call and injured while traveling home from office, 340

Intentional Torts

- assault 90, 197, 269
- battery 90, 197, 269
- conversion 90
- defamation** 90, 125, 235, 269, 305
 - Anti-SLAPP statute does not bar action where plaintiff can show probability of success on merits, 342
- emotional distress**
 - intentional infliction of, 90
- Fair Credit Reporting Act** 53
- false confinement** 197
- false impression** 67
- false imprisonment** 90, 306
- harassment**
 - race-based, 162
- malicious prosecution** 197, 306
- nuisance**
 - tree limbs, 52
- parental immunity doctrine**
 - does not protect parent whose willful conduct causes child’s death, 342
- qui tam action**
 - federal employee not barred from bringing, 162
- trespass 235
- wrongful death 19

Medical Negligence

I. Specific Misconduct

- anesthesiology**
 - endotracheal tube, misplaced, 91
 - extubation, premature, 306
 - informed consent, obtain, failure to, 91

- monitoring, improper, 236
- nurse anesthetist,
 - presurgical assessment, improper, 91

cancer

- breast, 126, 269, 306
- cervical, 126
- non-Hodgkin’s lymphoma, 198
- tongue, 163

cardiac surgery

- postoperative care, negligent, 20

cardiology

- anticoagulant, negligent administration, 125

diagnose, failure to

- bacterial meningitis, 19
- brain aneurysm, 54
- cancer,
 - breast, 126, 269, 306
 - cervical, 126
 - non-Hodgkin’s lymphoma, 198
- foot infection, 126
- myelitis, cervical, 236
- placental abruption, 91
- placental infection, 126
- preeclampsia, 235
- pulmonary emboli, 163
- twins, 53

dialysis center liability

- patient monitoring, improper, 307

drugs

- Caverject, 163
- Coumadin, 125
- Dilantin, 163
- Pitocin, 53

emergency medicine

- long QT syndrome, timely diagnose, failure to, 307

family medicine

- brain aneurysm, diagnose, failure to, 54
- hepatitis C, untimely treatment of, 236
- myelitis, cervical, failure to diagnose, 236
- presurgical assessment, improper, 91
- seizures, improper treatment of, 270

general surgery

- laparoscopic cholecystectomy, negligent, 198
- res ipsa loquitur liability, 162

gynecology

- mammogram, order, failure to, 20

HMO liability

- coronary artery disease, diagnose, failure to, 343
- foot infection, timely diagnose, failure to, 126

hematology

- bone marrow aspiration, negligent, 19

hospital liability

- anticoagulant, administration of, negligent, 125
- blood transfusion, unnecessary, 53
- cesarean section, perform, failure to, 91, 126
- fetal distress, mishandling of, 91
- fetal heart rate, monitor, failure to, 126
- forceps delivery, perform, failure to, 91
- herniated disk, late diagnosis, 344
- improper treatment, 54
- long QT syndrome, timely diagnose, failure to, 307

- misconduct, physician accused of, 91
- myocardial infarction, timely treat, failure to, 198

nursing negligence,

- fetal distress, improper handling of, 91
- PKU, timely diagnose, failure to, 344
- Dilantin prescription, misfilled, 163
- Pitocin, administration of, negligent, 53
- placental infection, diagnose, failure to, 126

- pneumococcal vaccine, administer, failure to, 199

- preeclampsia, diagnose, failure to, 235

- presurgical assessment, improper, 91
- preterm labor, handling of, negligent, 53
- resident negligence,

- doctor’s orders, appeal, failure to, 91
- liver biopsy, improper, 20

- pulmonary emboli, diagnose, failure to, 163

- twins, presence of, timely diagnose, failure to, 53

- second twin, timely diagnose, failure to, 53

internal medicine

- anticoagulant, administration of, negligent, 125

- blood transfusion, unnecessary, 53

- chest-ray, order, failure to, 125

- heart disease, treatment, improper, 269

- pneumococcal vaccine, administer, failure to, 199

- X-ray results, apprise of, failure to, 125

laboratory negligence

- Pap smear, misread, 126

neurosurgery

- carotid artery, laceration of, 20

obstetrics

- cesarean section, perform, failure to, 20, 20, 54, 91, 198, 270

- discharge after delivery, improper, 306

- fetal distress, handling of, improper, 91

- forceps delivery, perform, failure to, 91

- placental abruption, diagnosis of, late, 91
- preeclampsia, diagnose, failure to, 235, 270

- shoulder dystocia, handling of, improper, 20, 54, 236, 343

- vacuum extractor, use of, improper, 307

oncology

- bone marrow aspiration, negligent, 19

osteopathy

- breast cancer, timely diagnose, failure to, 306

- endotracheal tube, misplaced, 91

- informed consent, obtain, failure to, 91

otolaryngology

- non-Hodgkin’s lymphoma, timely

- diagnose, failure to, 198

- optic nerve, transection of, 270

plastic surgery

- genioplasty, informed consent for, lack of, 236

pediatrics

- PKU, timely diagnose, failure to, 344

- treatment, improper, 54

surgery

- breast cancer, misdiagnosis of, 91

United States liability

- bacterial meningitis, diagnose, failure to, 19

urology

- Caverject, use of, improper, 163
- trocac, use of, negligent, 91

II. Medical Legal Theories

battery claims, abolition of

- against health care providers, violates Arizona constitution, 343

drug testing

- hospital collecting sample for employer owes duty of care to employee, 270

HIV treatment, unnecessary

- physician liable for distress damages to patient who underwent, 307

medical information

- anesthesiologist had nondelegable duty to know patient's, 163

previous settlement

- does not preclude suit over alleged negligence not referenced in settlement release, 125

seizure victim, driver injured by

- physician not liable to, 163

III. Medical Negligence Statutes

Emergency Medical Treatment and Active Labor Act (EMTALA)

- stabilization requirement, ends when person admitted for patient care, 199
- no duty to stabilize patient with emergency condition who is not transferred, 199
- stabilize patient, failure to, 199

Employee Retirement Income Security Act (ERISA)

- does not preempt state claims by patients whose HMOs allegedly denied recommended treatment, 54
- does not preempt viable state law claims arising from mixed eligibility and treatment decisions, 163
- preempts claim that HMO had failed to ensure member received necessary medical care, 163

Negligence

amusement park

- ride,
 - air bladder seals, defective, 21
 - maintenance, negligent, 236, 307
 - operation, negligent, 127, 236, 307
- ride operator, "common carrier" in California, 308

automobile repair

- improper, 21

brake adjustment

- negligent, 199, 271

dog bites 54, 80, 92, 94, 199, 270, 307

firefighter's rule 308

handgun

- access, prevent, failure to, 92

loading/unloading, improper 164, 237, 344

maintenance, negligent

- amusement ride, 236, 307
- golf cart, 271

masonite squares

- secure, failure to, 164

microwave

- installation, improper, 127

parental immunity 165

race course

- inspect, failure to, 21

res ipsa loquitur 126

ski jump

- design, negligent, 92

strict liability 54

supervise, failure to 92

trailer

- design, negligent, 55
- manufacture, negligent, 55

truck

- operation near power line, negligent, 344

workplace, safe

- maintain, failure to, 55

yard

- drainage, improper, 199

Practice & Procedure

affidavit of merit statute

- attorney's medical treatment was extraordinary circumstance excusing failure to comply with, 309

bankruptcy

- settlement debt nondischargeable where debt arose from fraud, 166

"choice of evils" defense

- intent to raise must be disclosed before trial, 237

discovery requests

- for stored materials, courts must weigh costs, 271

jury selection

- concealed bias by juror is grounds for new trial, 128

law enforcement privilege

- unavailable where criminal case is closed, 93

law of case doctrine

- prevents state court from deciding issue appellate court already ruled on, 345

mistrial

- defense suggestion plaintiff was intoxicated, 93

personal jurisdiction

- nonresident defendant, 201

post-judgment interest

- parties can agree to rate different from statute, 127

privileges

- mediation, not applicable to facts, 56

punitive damages

- reconsideration of award violated federal procedure, 200

removal

- All Writs Act does not authorize, 22

spendthrift trust

- principal cannot be used to satisfy tort judgment, 272

standards of review

- private parties cannot contractually impose on courts reviewing arbitration decisions, 345

statute of limitations

- claim not time-barred until claimant knows tortfeasor's identity, 200
- slip-and-fall claim, began when plaintiff learned identity of party that failed to clear ice from premises, 238
- suit against estate, 55

subpoenas

- court honors out-of-state court's order, 22

supplemental jurisdiction

- tolling state limitations statute, constitutional, 165

work product privilege

- unavailable to prosecutor where criminal case is closed, 93

Premises

arbitration clause

- mandatory, void as unconscionable, 310

automatic gate

- keep safe, failure to, 166

bleachers

- gap between seats and foot boards, dangerous, 346

dangerous condition

- drain hidden by carpet, 201
- inappropriate tile, 273

fence

- maintain, failure to, 167

foreseeability

- of shooting, irrelevant where bar hired guard, 128

hiring, negligent 273

inspect, failure to 57, 57, 94, 95, 167

invitees

- keep safe for failure to, 94

landlord liability

- protect from assault, failure to, 202

lead paint

- warn, failure to, 129, 129

lean-to

- construction, improper, 57

lighting, inadequate 202, 309

maintenance, negligent

- apartment stairwell, 309
- department store floor, 273, 309
- swimming pool, 239

merchandise

- dangerous display, 238

pet store liability 167

railing

- provide, failure to, 309, 346

retention, negligent 273

rowdy patron

- evict, failure to, 56

safety procedures

- negligent, 95

security, negligent 239, 346

staircase

- treads, narrow, 23

statute of repose

- does not apply to landlord's failure to maintain safe retaining wall, 95

Products Liability - Professional Negligence

Products Liability

I. Specific Products

aircraft

propeller, service letter, 311

chemicals

ammonia, 59
termiticide, 274

children's products

figurine set, 167
high chair, 131
toy car, 167

drugs and dietary supplements

ephedra, 58, 167
Metabolife 356, 58
phenylpropanolamine, 24
Rezulin, 203
"Ripped Fuel" energy-boosting supplement, 167

firearms

semiautomatic pistol, 204

food

beef containing *e. coli*, 203
meal containing toothpick, 168

household products and equipment

bungee cord, 311
gas detection agent, 96
propane cutting torch, 59
refrigerator, 240
stepladder, 239
utility lighter, 130
water heater, 24
windows, 58

industrial products and equipment

asbestos, 23, 130, 275, 310
cardboard-box-making machine, 274
cardboard stacking machine, 59
construction stilts, 168
drywall joint compound, 275
elevator, 65
grinding machine, 240
grout additive, corrosive, 275
hot wax machine, 168
overhead crane, 240
pressurized dye machine, 240
silica, 168
welding rods, 310

medical products and equipment

breast implants, 347
catheter, 97
image-guided surgical navigation system, 24
infant heel warmer, 311
patient lift, 58

motor vehicle components

air bag, 275
antilock brakes, 58
B-pillar, 59
cab guard, 347
cruise-control mechanism, 96, 168
dump truck trailer's hoist cylinder, 204
gas tank, unshielded, 347
gear shift, 241
power window switch, 167
seat belts, 347
tires, 95, 131
tow dolly, 311
truck cab guard, 347

motor vehicles

passenger car, 95, 96, 168

pickup truck 59, 167, 275
sport-utility vehicle, 24, 58, 131, 203, 209, 241, 311
vans, 130, 347

recreational products and equipment

go-kart, 130
high-tech bat, 131
indoor golf dome, 96
motorboat, 24
personal watercraft, 58, 310
pool pump, 317
weight machine, 274

II. Legal Theories

design

defective, 97, 130, 130, 167, 167, 168, 204, 241, 311, 311, 317, 347, 347
safer alternative, 24, 168
unstable, 131, 131

discovery

motion to compel,
summary judgment improper before court ruled on, 95

evidence

circumstantial,
of specific defect, plaintiffs may offer, 240
comparative fault,
court erred in admitting evidence of, 274
expert,
disqualification of, 96
failure to test product,
did not render testimony unreliable, 24
false testimony, 203
parol evidence rule,
"stranger to the contract" exception, 23
safety rules,
failure to admit not reversible error, 348
spoliation,
did not warrant dismissal, 97

fraudulent joinder

federal court erred in deciding issue of, 348

guard

failure to, 65, 130, 168
lack of, 240

instructions

lack of, 96

marketing

improper, 24

negligence

design, 58

rental, negligent

tow dolly, 311

settlement

fraudulent inducement,
defendant may be liable for, 310

state regulations

violation of, 59

strict liability

defective windows, 58
failure-to-warn instruction, court erred in failing to give, 274
instruct jury on,
court erred in failing to, 347

testing

inadequate, 274

uncrashworthy vehicle

sport-utility vehicle, 203, 209

unreasonably dangerous product

24, 58, 167, 168, 203, 274, 274, 275, 347

voir dire questions

on prospective jurors' bias, court erred in failing to allow, 347

warn

failure to, 23, 96, 130, 168, 203, 204, 240, 310, 311

warnings

disregard of,
in product demonstration,
manufacturer may be liable for, 310
inadequate, 131, 275, 311

III. Defenses

assumption of risk

baseball/manufacturer,
suit against not barred by, 131

preemption

Boat Safety Act, 24
Child Safety Protection Act, 167
cigarette lighter manufacturer, claims against not preempted, 59
contaminated beef,
suit against meat plant not preempted, 203
Food, Drug, and Cosmetic Act, 274

statute of limitation

tolled until plaintiffs had notice of possible link between birth defects and toxic exposure, 240

superseding cause doctrine

Connecticut abandons, 203

IV. Damages

economic loss rule

window maker may be liable for damage to other parts of home, 58

Professional Negligence

Accounting

financial concerns

notify client of, failure to, 204

Adoption

medical history

disclose, failure to, 274

Assisted Reproduction

costs of raising child

couple could recover, 241

lesbian

claim alleging improper denial of fertility treatments to, not preempted, 241

Banking

imposter fraud

negligent enablement of,
South Carolina does not recognize, 312

Clergy

defamation

church liability for, 275

dismissal

proper where claims could not be

adjudicated in strictly secular terms, 204

limitations period
claim filed decades after alleged abuse, 204

priest misconduct, allegations of
investigate, failure to, 169

report abuse, to police
failure to, 97

sexual abuse 59, 96, 241, 312, 348
improper handling of complaints, 241

sexual relationship during counseling,
59

supervision, negligent 59, 169

Day Care Center
exculpation clause
precluded by public policy, 131

positioning for sleeping
improper, 60, 97, 97

Dentistry
bone harvesting
improper, 312

infection
timely diagnose, failure to, 276

oral cancer
diagnosis of, late, 60

root resorption
recognize, failure to, 312

Emergency Medical Services
defibrillators, duty to maintain
tennis clubs do not owe members, 97

dispatch paramedics
failure to, by 911 operator, 97

Foster Care
vicarious liability
social services department,
for abused foster children, 169

Group Home
attacks, repeated
prevent, failure to, 60

supervise resident, failure to 131

Insurance
independent insurance adjuster
insured cannot hold individually liable in
negligence, 348

Law
continuous representation doctrine
may toll limitations period, 241

criminal law
limitations period for criminal client's
negligence claim began before client
obtained postconviction relief, 98

custody dispute
handling of, improper, 348

documents, failure to read
jury should decide reasonableness of, 169

Fair Debt Collection Practices Act
collection notice characterizing amount of
debt as including penalties violated, 204
meaningful attorney involvement, 204

guardian
not liable to ward's estate, 132

“impact rule”
did not preclude noneconomic damages to
public defender client, 312

lawsuit, file, failure to
out-of-state attorney may be liable for, 276

legal negligence claims, assignment of
West Virginia public policy precludes, 312

postconviction relief
limitations period for, 204

real estate investments, improper 169

third-party beneficiary theory
attorney could be liable under, 132

Nursing Home
Hoyer lift
maintain, failure to, 169

infection-control measures
follow, failure to, 25

medical care, proper
provide, failure to, 98

punitive damages
against licensee who operates home
through independent contractor,
132

rehabilitation patient
treatment, negligent, 312

sexual harassment 98

Pharmacy
prescription
filling of, unauthorized, 276
misdelivered, 25
misfilled, 205

sugar solution
mixing, improper, 348

Private Investigation
information about victim
investigator who provided to killer may be
liable to victim's family, 132

Psychotherapy
benzodiazepines
prescription of, improper, 25

custody recommendations
psychologist who sent to another state is
subject to jurisdiction there, 169

notify authorities
of child abuse, failure to, 349

parental alienation
children's therapist not liable to mother for
diagnosis of, 60

rape 276

side effects
inform patient of, failure to, 312

suicidal patient
assessment of, improper, 25

supervision, improper 132

third-party liability 60, 60

violent intentions, patient's
failure to report, 242

Real Estate
building code violations
building developer liability for, 25

condominiums, faulty construction of
205

warranty, breach of, 25

window and door assemblies, defective 25

Securities

loans, improper 205

municipal bonds
misrepresentation about, 60

retirement funds, transfer of, 60

stock certificates
timely issue, failure to, 26

Social Work

suicide watch
place detainee on, failure to, 349

Vocational Rehabilitation

employers' immunity under workers' comp act
counselors do not share, 242

Railroads

asbestosis
recovery under FELA, 132

ballast
loose, 276

cancer
fear of developing, recovery under FELA,
132

crossing
action against motorist for failing to stop
at, 205

Federal Employers' Liability Act 26, 61,
61, 98, 170, 170, 206, 242, 313, 313,
349

defamation claim not preempted by, 276

railroad must pay entire verdict and seek
compensation from other tortfeasors,
132

recovery for mental distress under, 132

Federal Safety Appliances Act
court cannot discount plaintiff's opinions
as to cause of defect in suit under,
242

flashing light signal
maintain, failure to, 349

foliage
clear, failure to, 349

Locomotive Inspection Act 98

lookout 26

mental distress
recovery under FELA, 132

negligence
in operation of train 98

respondent superior 26

safety procedures
failure to follow, 29

sight distance
failure to maintain, 133

view
obstructed,
by vegetation, 133
parked train obstructs, 61

whistle
sound, failure to, 349

Schools

alcohol
service to minors, 277

anti-Semitic remarks
by university employees, 206

Schools - Workplace Safety

athletic field
unsafe, 26

baseball player
may sue for pitch that struck him, 350

Fourth Amendment
partial strip search violates, 243

molestation
prevent, failure to, 171

retention, negligent 313

safe environment
provide, failure to, 62

security, negligent 277

sexual harassment
prevent, failure to, 99, 133,

supervise, failure to 170

Toxic Torts

Clean Water Act 134

coal dust
release of, 314

containment
of toxic material, negligent, 278

demolition
cost recoverable, 135

pesticide
dumped in competitor's rendering plant, 207

pollutants
cessation of release does not bar suit, 171

Resource Conservation and Recovery Act 62

sewage
overflows into homes, 350
seeps through ground, 314

statute of limitations
does not bar personal injury claims where plaintiff lived near nuclear facility, 134

trespass
particle emissions may constitute, 278

Utilities

gas leak
repair, failure to, 350

gas wells
drilling, negligent, 63

power line
maintenance, negligent, 135, 279

stray voltage 99

transformer
wiring, faulty, 171

Workplace Safety

asbestos
exposure to products containing, 314
fibers on work clothing, 279

breaks
employee injured while on employer-sanctioned break entitled to workers' compensation, 316

debris 28

decking sheets 173

fall 27, 64, 100, 101, 136, 172

floor
fall through, 100, 101, 136
grating removed from, 280

grease 63

industry practices
violation of, 280

inspect, failure to 63

ladder
fall from, 64

loading area, truck
failure to secure, 244

manlift 28

murder
of employee in workplace, 172

negligence in operation
manlift, 28
truck, 27

OSHA
suit alleging failure to inspect, ensure safety on scaffolding not preempted by, 315
violation of, 64, 135, 243, 244

pallet
injury while unloading, 280

psychological injuries
compensable under workers' compensation statute, 136

roof
fall from, 172
fall through opening in, 208

safety standards
employer's, violation of, 135

scaffold
failure to inspect, 315
fall from, 27

security
failure to provide, 172

solvent can
puncturing, negligent, 351

supervision
inadequate, 64

truck
backs into worker, 27
docking plates, failure to properly store, 244
failure to provide safe place to load, 207
improper loading of, 244

workers' compensation benefits
employee injured on employer-sanctioned break entitled to, 316
employer must furnish laptop computer under workers' compensation statute, 208
estate can collect for worker who died of unrelated causes before claim adjudicated, 207
immigration statute does not preclude unauthorized alien claimant from engaging in diligent job search, 352

workers' compensation statute
accidental injury need not arise from "unusual activity" to be compensable under, 351
"appliance", under, 208
psychological injuries compensable under, 136

Table of Cases

A

- A.G. Layne, Inc. v. Accent Furniture, Inc., Cal., Los Angeles County Super. Ct.: 152
- A.W. Chesterton Co.: Gunderson v., Cal., San Francisco County Super. Ct.: 279
- ABC Corp.: Pedreira v., Fla., Dade County Cir. Ct.: 330
- Abbott v. Virginia, Va., Norfolk City Cir. Ct.: 339
- Abundiz v. Explorer Pipeline Co., No. CIV.3:00-CV-2029-H, 2002 WL 1592604 (U.S. Dist. Ct., N.D. Tex. July 17, 2002): 63
- AC&S Corp.: Brown v., N.Y., New York County Sup. Ct.: 23
- AC&S Inc.: Gomez v., N.Y., New York County Sup. Ct.: 311
- Accent Furniture, Inc.: A.G. Layne, Inc. v., Cal., Los Angeles County Super. Ct.: 152
- Active Transp. Co.: Collins v., U.S. Dist. Ct., N.D. Ill.: 41
- Adair: Brown v., 846 So. 2d 687 (La. 2003): 242
- Adams v. Keck, Mich., Kent County Cir. Ct.: 312
- Adams v. Pacific Bell Directory, 3 Cal. Rptr. 3d 365 (Ct. App. 2003): 345
- Adamthwaite: Smithson v., Fla., Seminole County Cir. Ct.: 52
- Admiral Ins. Co.: Westchester Fire Ins. Co. v., ___ S.W.3d ___, No. 2-01-227-CV, 2003 WL 21475423 (Tex. App. June 26, 2003): 262
- Advantage Healthcare: Parker v., U.S. Dist. Ct., C.D. Utah: 98
- Adventist Health Sys./W.: Bryant v., 289 F.3d 1162 (9th Cir. 2002): 199
- Adventist Health Sys./W.: Parnell v., 131 Cal. Rptr. 2d 148 (Ct. App. 2003): 118
- ADVO, Inc.: Chopra v., Cal., Alameda County Super. Ct.: 336
- Advocate Health & Hosps. Corp.: Schultz v., U.S. Dist. Ct., N.D. Ill.: 14
- Aerojet Gen. Corp.: Goede v., Mo., St. Louis City Cir. Ct.: 131
- Aesthetech Corp.: Transue v., 341 F.3d 911 (9th Cir. 2003): 347
- Aguila v. New York City Health & Hosp. Corp., N.Y., New York County Sup. Ct.: 126
- Ahmadian v. Shroyer Family, Ltd., Colo., Pueblo County Dist. Ct.: 239
- Air Evac EMS, Inc.: Rabe v., Ill., Adams County Cir. Ct.: 43
- Albany Bank & Trust Co. v. Exxon Mobil Corp., 310 F.3d 969 (7th Cir. 2002): 62
- Alberto-Culver USA, Inc.: Anderson v., 789 N.E.2d 304 (Ill. App. Ct. 2003): 247
- Alexander v. Anthony Int'l, L.P., 341 F.3d 256 (3d Cir. 2003): 337
- Alexander v. Cahill, 829 A.2d 117 (Del. 2003): 237
- All Care, Inc. v. Progressive Cas. Ins. Co., Miss., Hinds County Cir. Ct.: 160
- Allegiance Healthcare Corp.: Vinet v., Cal., San Francisco County Super. Ct.: 311
- Allen: Nunn v., 574 S.E.2d 35 (N.C. Ct. App. 2002): 121
- Allen: Pacheco v., 71 P.3d 375 (Colo. 2003): 283
- Allen v. DaimlerChrysler Corp., Wis., settled before filing: 241
- Allen v. Mid-Atlantic Health Alliance, Va., Fredericksburg County Cir. Ct.: 236
- Allen Temple Devs., Inc.: Doe v., Ga., Fulton County State Ct.: 273
- Allmake Appliance: Nardelli v., N.J., Bergen County Super. Ct.: 127
- Allstate: Feldman v., 322 F.3d 660 (9th Cir. 2003): 231
- Allstate Ins. Co. v. Kakkamanos, 843 So. 2d 885 (Fla. 2003): 293
- Almquist v. Finley Sch. Dist. No. 53, No. 21091-0-III (Wash. Sept. 3, 2003): 283
- Aloi v. Union Pac. R.R. Co., Colo., 2d Jud. Dist. Ct., County and City of Denver: 98
- Alonso v. Line, 846 So. 2d 745 (La. 2003): 276
- Alvarez-Machain v. United States, 331 F.3d 604 (9th Cir. 2003): 303
- Amadei v. Victory Mem'l Hosp., Ill., Lake County Cir. Ct.: 198
- America Online, Inc. v. CN Prods., Inc., U.S. Dist. Ct., E.D. Va.: 80
- America Online, Inc. v. Nam Tai Elecs., Inc., 571 S.E.2d 128 (Va. 2002): 22
- American Airlines, Inc.: Manus v., 314 F.3d 968 (8th Cir. 2003): 103
- American Home Prods. Corp.: Collins v., 343 F.3d 765 (5th Cir. 2003): 348
- American Ins. Ass'n v. Garamendi, 123 S. Ct. 2374 (2003): 234
- American Multi-Cinema, Inc.: Walker v., Ga., Fulton County State Ct.: 115
- AmeriCold Logistics, LLC: Hawk v., No. 02-3528, 2003 WL 929221 (E.D. Pa. 2003): 191
- AmeriGas: Dawson v., Wash., Pierce County Super. Ct.: 222
- Ameritech Corp.: Digicorp, Inc. v., 662 N.W.2d 652 (Wis. 2003): 228
- Ammann v. Silversea Cruises Ltd., Fla., Miami-Dade County Cir. Ct.: 112
- Anderson: Beneficial Nat'l Bank v., 123 S. Ct. 2058 (2003): 227
- Anderson v. Alberto-Culver USA, Inc., 789 N.E.2d 304 (Ill. App. Ct. 2003): 247
- Anderson v. Elk Run Coal Co., W. Va., Boone County Cir. Ct.: 314, 355
- Anderson v. Enso Offshore Co., U.S. Dist. Ct., S.D. Miss.: 328
- Andrew Cmty. Sch. Dist.: Delaney v., Iowa, Jackson County Dist. Ct.: 170
- Anesthesia W., P.C.: Breeden v., 656 N.W.2d 913 (Neb. 2003): 163
- Anesthesiology & Pain Medicine of Montgomery: Timmons v., Ala., Montgomery County Cir. Ct.: 306
- Anthem Cos.: Gray v., Miss., Covington County Ch. Ct.: 17
- Anthony Int'l, L.P.: Alexander v., 341 F.3d 256 (3d Cir. 2003): 337
- Applebrook County Dayschool Inc.: Thurman v., Ga., Catoosa County Super. Ct.: 60
- Apter v. Ross, 781 N.E.2d 744 (Ind. Ct. App. 2003): 158
- Apuzzio v. J. Fede Trucking, Inc., No. A-0818-01T1 (N.J. Super. Ct. App. Div. Nov. 8, 2002) (unpublished): 126
- Aquino v. Asiana Airlines, Inc., 130 Cal. Rptr. 2d 223 (Ct. App. 2003): 150
- Aquino v. Messerol, N.J., Middlesex County Super. Ct.: 199
- Archdiocese of Milwaukee v. Superior Ct., 5 Cal. Rptr. 3d 154 (Ct. App. 2003): 348
- Archdiocese of San Antonio: Doe v., Tex., Bexar County 150th Jud. Dist. Ct.: 169
- Archer v. Warner, 123 S. Ct. 1462 (2003): 166
- Argosy Gaming Co.: Horak v., 648 N.W.2d 137 (Iowa 2002): 76
- Armstrong: Gulash v., U.S. Dist. Ct., D. Conn.: 9
- Arnett v. California Pub. Employee Ret. Sys., U.S. Dist. Ct., N.D. Cal.: 120
- Arno v. Helinet, Cal., Los Angeles County Super. Ct.: 259
- Arnold Group, Inc.: Bailey v., Pa., Montgomery County C.C.P.: 130
- Arom: Richardson v., U.S. Dist. Ct., D. Minn.: 20
- Arrise, Inc.: Welborn v., Ill., Cook County Cir. Ct.: 132
- Arrow Disposal Serv., Inc.: Juarez v., Cal., Los Angeles County Super. Ct.: 164
- Arrow Trucking Co.: Miller v., U.S. Dist. Ct., W.D. La.: 150
- Arthurs: Williams v., Okla., Garfield County Dist. Ct.: 91
- Arts: Doe v., 823 A.2d 855 (N.J. Super. Ct. App. Div. 2003): 307
- Aruba v. Sanchez, U.S. Dist. Ct., S.D. Fla.: 45
- Asiana Airlines, Inc.: Aquino v., 130 Cal. Rptr. 2d 223 (Ct. App. 2003): 150
- Aspen Precision Techs., Inc.: Silva v., Cal., Sonoma County Super. Ct.: 64
- Atcovitz v. Gulph Mills Tennis Club, Inc., 812 A.2d 1218 (Pa. 2002): 98
- Athletic Alliance Risk Purchasing Group: Doe v., N.Y., Nassau County Sup. Ct.: 277
- Atlantic Express: Mohammed v., Fla., Dade County Cir. Ct.: 220
- Atlantic Express: Stamp v., Fla., Dade County Cir. Ct.: 220
- Atlantis Co.: Locke v., Pa., Cuyahoga County C.C.P.: 172
- AT&T: Ting v., 319 F.3d 1126 (9th Cir. 2003): 153
- Austin v. United States, U.S. Dist. Ct., N.D. Ala.: 19
- Auto Stiegler, Inc.: Little v., 63 P.3d 979 (Cal. 2003): 156
- Automotive Cas. Ins. Co.: Tenorio v., La., Orleans Parish Civ. Dist. Ct.: 267
- Avila v. Citrus Cmty. Coll. Dist., 4 Cal. Rptr. 3d 264 (Ct. App. 2003): 350
- Ayers: Norfolk & W. Ry. Co. v., 123 S. Ct. 1210 (2003): 132

B

- B.R. Lee Indus., Inc.: Diesel Mach., Inc. v., U.S. Dist. Ct., D.S.D.: 81
Bailey: Norfolk S. Ry. Co. v., 92 S.W.3d 577 (Tex. App. 2002): 48
Bailey v. Arnold Group, Inc., Pa., Montgomery County C.C.P.: 130
Bajwa v. Metropolitan Life Ins. Co., 776 N.E.2d 609 (Ill. App. Ct. 2002): 17
Baker v. J.D.M. Materials, Pa., Phila. County C.C.P.: 27
Baker, Newman & Noyes, L.L.C.: Bookland of Maine v., U.S. Dist. Ct., D. Me.: 204
Baker Valley Lumber, Inc. v. Ingersoll-Rand Co., 813 A.2d 409 (N.H. 2002): 96
Balandin v. Eagle, U.S. Dist. Ct., D. Minn.: 296
Balla v. Hudson Valley Embroidery, Inc., N.Y., Rockland County Sup. Ct.: 23
Baltimore Life Ins. Co.: Wells v., Cal., San Diego County Super. Ct.: 124
Bankcard Processing, Inc.: Payment Res. Int'l v., Cal., Orange County Super. Ct.: 82
Baptist Med. Ctrs.: Ferguson v., Ala., Jefferson County Cir. Ct.: 163
Bari v. U.S., U.S. Dist. Ct., N.D. Cal.: 10
Barron: Daniels v. (In re Barron), 325 F.3d 690 (5th Cir. 2003): 184
Barry v. Quality Steel Prods., Inc., 820 A.2d 258 (Conn. 2003): 203
Bassil: Penta v., Mass., Suffolk County Super. Ct.: 91
Bayland Indus., Inc.: Brasseaux v., U.S. Dist. Ct., E.D. La.: 292
Bayous v. NTJ Corp., N.J., Mercer County Super. Ct.: 120
Bazar v. Peer Consultants, P.C., N.J., Burlington County Cir. Ct.: 280
Beach v. CSX Transp., Inc., S.C., Allendale County C.C.P.: 313
Bear Valley Ski Co.: Vine v., Cal., San Francisco County Super. Ct.: 92
Beers Constr. Co.: Young v., Ga., Fulton County State Ct.: 243
Bell v. Lollar, 791 N.E.2d 849 (Ind. Ct. App. 2003): 274
Bell Helicopter Textron, Inc.: Butler v., 135 Cal. Rptr. 2d 762 (Ct. App. 2003): 295
Bellefonte Area Sch. Dist.: Doe v., U.S. Dist. Ct., M.D. Pa.: 99
Benavides v. Ford Motor Co., Tex., Duval County 229th Jud. Dist. Ct.: 59
Benavides v. General Motors Corp., Tex., Hidalgo County 93d Jud. Dist. Ct.: 96
Beneficial Nat'l Bank v. Anderson, 123 S. Ct. 2058 (2003): 227
Benitez v. North Coast Women's Care Med. Group, Inc., 131 Cal. Rptr. 2d 364 (Ct. App. 2003): 241
Benjamin v. Kennestone Hosp., Inc., Ga., Fulton County State Ct.: 54
Bennett v. Silver Spring-Wheaton Nursing Home, Md., Montgomery County Cir. Ct.: 25
Bergeron v. Lee, Cal., San Francisco County Super. Ct.: 276
BIC Corp.: Frith v., 852 So. 2d 592 (Miss. Ct. App. 2002): 59
Billing v. Houtenbos, U.S. Dist. Ct., D. Ariz.: 269
Billy-Bob Teeth, Inc. v. Novelty, Inc., 329 F.3d 586 (7th Cir. 2003): 211
Bingham v. City of Manhattan Beach, 329 F.3d 723 (9th Cir. 2003): 224
Bioprine Enters., Inc. v. Lacerte, Cal., Orange County Super. Ct.: 224
Bird, Marella, Boxer & Wolpert v. Superior Ct., 130 Cal. Rptr. 2d 782 (Ct. App. 2003): 185
Bitner v. City of Springdale, U.S. Dist. Ct., W.D. Ark.: 85
Black v. Robinson, No. 5-01-0904 (Ill. App. Ct. Dec. 5, 2002) (unpublished): 112
Black & Decker Disability Plan v. Nord, 123 S. Ct. 1965 (2003): 196
Black Hawk County: Greiner v., U.S. Dist. Ct., E.D. Iowa: 259
Blair v. Pro Tech Indus., Inc., Ala., Lamar County Cir. Ct.: 348
Blass v. Iowa Select Farms, L.P., Iowa, Sac County Dist. Ct.: 173
Blazo v. McLaren Reg'l Med. Ctr., Mich., Genesee County Cir. Ct.: 53
Bloomberg: Olson v., 339 F.3d 730 (8th Cir. 2003): 296
Blount v. CSX Transp., Inc., U.S. Dist. Ct., W.D.N.C.: 61
Board of Educ. of Howard County: Harris v., 825 A.2d 365 (Md. 2003): 351
Board of Police Comm'rs: Doran v., U.S. Dist. Ct., W.D. Mo.: 115
Board of Trs. of Porter Mem'l Hosp.: Gold v., Ind., Porter County Super. Ct.: 163
Boeing N. Am., Inc.: O'Connor v., 311 F.3d 1139 (9th Cir. 2002): 134
Boghos v. Lloyd's of London, 1 Cal. Rptr. 3d 447 (Ct. App. 2003): 268
Bollinger: Grutter v., 123 S. Ct. 2325 (2003): 211
Bonfield v. Clem's Trailer Sales, No. 02-1089 (W.D. Pa. Apr. 1, 2003): 229
Bonine: Rutkowski v., Mich., Livingston County Cir. Ct.: 312
Bonner v. Hartz Mountain, N.J., Middlesex County Super. Ct.: 172
Bookland of Maine v. Baker, Newman & Noyes, L.L.C., U.S. Dist. Ct., D. Me.: 204
Borgeson v. Illinois Tool Works, Inc., Pa., Phila. County C.C.P.: 59
Bostick v. Flex Equip. Co., Cal., Los Angeles County Super. Ct.: 274
Boston Teachers' Union: Pottinger v., Mass., Suffolk County Super. Ct.: 44
Botsford Hosp.: Smith v., U.S. Dist. Ct., S.D. Mich.: 199
Bottrell: Ryan v., N.J., Ocean County Super. Ct.: 235
Boudreaux v. State, La., Tangipahoa Parish 21st Jud. Dist. Ct.: 122, 247
Bovill: Farb v., Cal., Los Angeles County Super. Ct.: 271
Bowden v. Grand Trunk W. R.R., Inc., Mich., settled before filing: 26
Bowen & Bowen Constr. Co.: Fowler v., Ga., Hall County State Ct.: 199
Bowman v. United States, U.S. Dist. Ct., W.D. Tex.: 307
Boyd v. McLaughlin, Va., Richmond City Cir. Ct.: 258
BPS Equip. Rental Sales: Zaret v., Fla., Miami-Dade Cir. Ct.: 27
Brackin v. Family Sec. Credit Union, Ala., Morgan County Cir. Ct.: 125
Bradley: Mennell v., Cal., Santa Clara County Super. Ct.: 242
Brasseaux v. Bayland Indus., Inc., U.S. Dist. Ct., E.D. La.: 292
Bratley v. Simon DeBartolo Group, Inc., Fla., Clay County Cir. Ct.: 202
Breedon v. Anesthesia W., P.C., 656 N.W.2d 913 (Neb. 2003): 163
Bridgestone/Firestone, Inc.: Shinhoster v., Ala., Macon County Cir. Ct.: 131
Bridgestone/Firestone N. Am. Tire, L.L.C. v. Campbell, 574 S.E.2d 923 (Ga. Ct. App. 2002): 97
Brister: Jackson v., 838 So. 2d 274 (Miss. 2003): 159
Brockman v. Kravic, 779 N.E.2d 1250 (Ind. Ct. App. 2002): 169
Brooke Group Ltd.: Wright v., 652 N.W.2d 159 (Iowa 2002): 24
Brooks: Brown v., Tex., Harris County 61st Jud. Dist. Ct.: 343
Brown: Dumas v., Mass., Middlesex County Super. Ct.: 198
Brown v. AC&S Corp., N.Y., New York County Sup. Ct.: 23
Brown v. Adair, 846 So. 2d 687 (La. 2003): 242
Brown v. Brooks, Tex., Harris County 61st Jud. Dist. Ct.: 343
Brown v. E.I. Dupont de Nemours & Co., Inc., 820 A.2d 362 (Del. 2003): 240
Brown v. Legal Found. of Wash., 123 S. Ct. 1406 (2003): 139
Brown v. Palmer Mach. Works, Inc., U.S. Dist. Ct., N.D. Ind.: 204
Brown v. Pool Depot, Inc., ___ So. 2d ___, No. 1011032, 2002 WL 31845904 (Ala. Dec. 20, 2002): 117
Brown-Forman Corp. v. Upchurch, ___ S.W.3d ___, Nos. 2002-CA-000749-WC, 2002-CA-001090-WC, 2002 WL 31876312 (Ky. Ct. App. Dec. 27, 2002): 86
Browning v. Union Pac. R.R. Co., Cal., Los Angeles County Super. Ct.: 170
Bryan Iron & Metal Holdings, Inc.: Vitale v., Tex., Brazos County 85th Jud. Dist. Ct.: 114
Bryant v. Adventist Health Sys./W., 289 F.3d 1162 (9th Cir. 2002): 199
Bryco Arms: Maxfield v., Cal., Alameda County Super. Ct.: 204
Buck v. Classic Builders & Housewrights, N.J., Monmouth County Ct.: 136
Bullington: Woodard v., U.S. Dist. Ct., M.D. Tenn.: 44
Bullock v. Philip Morris Inc., Cal., Los Angeles County Super. Ct.: 67
Burdick: Doe v., Va., Newport News Cir. Ct.: 312
Bureau v. Gendron, Me., Androscoggin County Super. Ct.: 116
Burger King: Selementi v., N.J., Monmouth County Super. Ct.: 57
Burgess v. Busby, N.C., Rowan County Super. Ct.: 353
Burke & Pace of Arroyo Grande, Inc.: Carter v., Cal., San Luis Obispo County Super. Ct.: 237
Burlington N. Santa Fe R.R. Co.: Turner v., 338 F.3d 1058 (9th Cir. 2003): 301
Burns v. General Motors Corp., No. CV010167805S, 2002 WL

31513370 (Conn. Super. Ct. Oct. 31, 2002): 83
 Burns v. Greene, Cal., Van Nuys County Super. Ct.: 41
 Burrows v. Center for Women's Health, Cal., Los Angeles County Super. Ct.: 270
 Burrows v. Newport Ctr., N.J., Middlesex County Super. Ct.: 63
 Burstein v. Retirement Account Plan for Employees of Allegheny Health Educ. & Research Found., 334 F.3d 365 (3d Cir. 2003): 337
 Busby: Burgess v., N.C., Rowan County Super. Ct.: 353
 Bussard v. Minimed, Inc., 129 Cal. Rptr. 2d 675 (Ct. App. 2003): 149
 Bustamonte v. Flores, 134 Cal. Rptr. 2d 683 (Ct. App. 2003): 227
 Buszek v. Delta Coll., Mich., Bay County Cir. Ct.: 14
 Butchar v. Royal Coach Lines, N.Y., Bronx Civ. Ct.: 223
 Butler v. Bell Helicopter Textron, Inc., 135 Cal. Rptr. 2d 762 (Ct. App. 2003): 295
 Butler v. Mid-Atlantic Permanente Med. Group, P.C., Va., Fairfax County Cir. Ct.: 343
 Byrnes v. Children's Home Society of Cal., Cal., Los Angeles County Super. Ct.: 275

C

C.R. Klewin, Inc.: Naclerio v., N.Y., Orange County Sup. Ct.: 28
 Cahill: Alexander v., 829 A.2d 117 (Del. 2003): 237
 California Pub. Employee Ret. Sys.: Arnett v., U.S. Dist. Ct., N.D. Cal.: 120
 California Sun Line, Inc.: Wingfield v., Cal., Los Angeles County Super. Ct.: 187
 Callaway: MAMSI Life & Health Ins. Co. v., 825 A.2d 995 (Md. 2003): 340
 Camacho v. Chicago Nat'l League Ball Club, Inc., Ill., Cook County Cir. Ct.: 306
 Camero: Farris v., Miss., Harrison County Cir. Ct.: 236
 Camp: Evans v., Cal., Contra Costa County Super. Ct.: 169
 Campbell: Bridgestone/Firestone N. Am. Tire, L.L.C. v., 574 S.E.2d 923 (Ga. Ct. App. 2002): 97
 Campbell: State Farm Mut. Auto. Ins. Co. v., 123 S. Ct. 1513 (2003): 154
 Campos v. Westrope, Cal., Fresno County Super. Ct.: 16
 Capak, Inc.: Gressman v., Fla., St. Lucie County Cir. Ct.: 137
 Capital Consultants LLC: Hazzard v., U.S. Dist. Ct., D. Or.: 205
 Caro v. Caro, Cal., Ventura County Super. Ct.: 19
 Carpontier v. Roberson, 126 Cal. Rptr. 2d 238 (Ct. App. 2002): 55
 Carroll v. City of New York, N.Y., Queens County Sup. Ct.: 232
 Carter v. Burke & Pace of Arroyo Grande, Inc., Cal., San Luis Obispo County Super. Ct.: 237
 Carter v. Gulf Power Co., Fla., Escambia County Cir. Ct.: 171
 Carter Hawley Hale Stores, Inc.: Heit v., Nev., Clark County 8th Jud. Dist. Ct.: 309
 Cartwright v. Premier Park Inc., Tex., Tarrant County 236th Jud. Dist. Ct.: 21
 Cary v. United of Omaha Life Ins. Co., 68 P.3d 462 (Colo. 2003): 267
 Castillo v. City of Hialeah, Fla., Miami-Dade County Cir. Ct.: 266
 Castle: Stone Container Corp. v., 657 N.W.2d 485 (Iowa 2003): 208
 Catellus Dev. Corp.: Lamb v., Cal., Los Angeles County Super. Ct.: 201
 Caterpillar, Inc.: Schaaf v., 264 F. Supp. 2d 882 (D.N.D. 2003): 299
 Cazares v. Cosby, 65 P.3d 1184 (Utah 2003): 194
 Cedillo v. Goodman Mfg. Co., Tex., Harris County 113th Jud. Dist. Ct.: 300
 Ceimo v. General Am. Life, U.S. Dist. Ct., D. Ariz.: 160
 Center for Women's Health: Burrows v., Cal., Los Angeles County Super. Ct.: 270
 Central Casting Corp.: Menefee v., Ala., Calhoun County Cir. Ct.: 240
 Chambers v. Kay, 56 P.3d 645 (Cal. 2002): 5
 Charleston Dry Cleaners & Laundry, Inc. v. Zurich Am. Ins. Co., 586 S.E.2d 586 (S.C. 2003): 348
 Chase Manhattan Auto. Fin. Corp.: Oliveira v., R.I., Providence County Super. Ct.: 8
 Chesnut v. DaimlerChrysler Corp., Tex., Wichita County 78th Jud. Dist. Ct.: 130
 Chewning v. Ford Motor Co., 579 S.E.2d 605 (S.C. 2003): 203

Chicago Nat'l League Ball Club, Inc.: Camacho v., Ill., Cook County Cir. Ct.: 306
 Children's Home Society of Cal.: Byrnes v., Cal., Los Angeles County Super. Ct.: 275
 Chisholm Trail Counseling Servs.: Wall v., Okla., Grady County Dist. Ct.: 25
 Chopra v. ADOV, Inc., Cal., Alameda County Super. Ct.: 336
 Churchill Group, Inc.: Stone v., U.S. Dist. Ct., N.D. Ala.: 120
 Christensen v. Sherman Hosp., Ill., Cook County Cir. Ct.: 344
 Chrysler Corp.: Clark v., 310 F.3d 461 (6th Cir. 2002): 24
 Chrysler Corp.: Salitros v., 306 F.3d 562 (8th Cir. 2002): 12
 Cintron v. Kia Motors Corp., Fla., Palm Beach County Cir. Ct.: 24
 Circuit City Stores, Inc.: Ingle v., 328 F.3d 1165 (9th Cir. 2003): 264
 Citibank, N.A.: Huggins v., 585 S.E.2d 275 (S.C. 2003): 312
 Citrus Cmty. Coll. Dist.: Avila v., 4 Cal. Rptr. 3d 264 (Ct. App. 2003): 350
 City and County of Honolulu: Davenport v., 60 P.3d 882 (Haw. 2002): 136
 City of Atlanta: Landmark Envtl. Indus. v., Ga., Fulton County Super. Ct.: 314
 City of Austin: Oakley v., U.S. Dist. Ct., W.D. Tex.: 332
 City of Castle Rock: Gonzales v., 307 F.3d 1258 (10th Cir. 2002): 43
 City of Hartford: Stack v., U.S. Dist. Ct., D. Conn.: 305
 City of Hialeah: Castillo v., Fla., Miami-Dade County Cir. Ct.: 266
 City of Hope Nat'l Med. Ctr. v. Genentech Inc., Cal., Los Angeles County Super. Ct.: 11
 City of Lancaster: Ogborn v., 124 Cal. Rptr. 2d 238 (Ct. App. 2002): 43
 City of Manhattan Beach: Bingham v., 329 F.3d 723 (9th Cir. 2003): 224
 City of Minnetonka: Kuha v., 328 F.3d 427 (8th Cir. 2003): 260
 City of Murrieta: Doe 1 v., 126 Cal. Rptr. 2d 213 (Ct. App. 2002): 88
 City of New York: Carroll v., N.Y., Queens County Sup. Ct.: 232
 City of Orange (In re Faison): Estate of Faison v., U.S. Dist. Ct., D.N.J.: 9
 City of Richmond: Coward v., Va., Richmond City Cir. Ct.: 350
 City of Seattle: Kime v., Wash., settled before filing: 17
 City of Springdale: Bitner v., U.S. Dist. Ct., W.D. Ark.: 85
 City of Walnut Creek: Shropshire v., Cal., Contra Costa County Super. Ct.: 304
 City of Warren: Ospalski v., U.S. Dist. Ct., E.D. Mich.: 156
 City of Waynesboro: Williams v., Ga., Burke County Super. Ct.: 350
 Clackamas Gastroenterology Assocs. v. Wells, 123 S. Ct. 1673 (2003): 190
 Clark v. Chrysler Corp., 310 F.3d 461 (6th Cir. 2002): 24
 Classic Builders & Housewrights: Buck v., N.J., Monmouth County Cir. Ct.: 136
 Clausen v. M/V New Carissa, 339 F.3d 1049 (9th Cir. 2003), reh'g denied, 2003 WL 22208783 (9th Cir. Sept. 25, 2003): 338
 Cleall v. National Union Fire Ins. Co., U.S. Dist. Ct., S.D. Fla.: 88
 Clem's Trailer Sales: Bonfield v., No. 02-1089 (W.D. Pa. Apr. 1, 2003): 229
 Cleveland Clinic Found.: Zedan v., Ohio, Cuyahoga County C.C.P.: 20
 Cline: Martin v., Fla., Sumter County 5th Jud. Cir. Ct.: 294
 Clover Assoc. L.P.: Monette v., Mass., Worcester Housing Ct.: 129
 CN Prods., Inc.: America Online, Inc. v., U.S. Dist. Ct., E.D. Va.: 80
 Cole: Newman v., ___ So. 2d ___, No. 1012110, 2003 WL 21674960 (Ala. July 18, 2003): 342
 Cole v. United Servs. Auto. Assoc., 68 P.3d 513 (Colo. Ct. App. 2002): 78
 Collection Ctr., Inc.: Weiss v., 667 N.W.2d 567 (N.D. 2003): 298
 Collins v. Active Transp. Co., U.S. Dist. Ct., N.D. Ill.: 41
 Collins v. American Home Prods. Corp., 343 F.3d 765 (5th Cir. 2003): 348
 Combined Ins. Co. of Am.: Palmer v., 217 F.R.D. 430 (N.D. Ill. 2003): 335
 Commack Self-Serv. Kosher Meats, Inc. v. Weiss, 123 S. Ct. 1250 (mem.) (2003): 175
 Commonwealth: Roark v., 90 S.W.3d 24 (Ky. 2002): 15
 Commonwealth v. U.S. Mineral Prods. Co., 809 A.2d 1000 (Pa. Commw. Ct. 2002): 135

D

- Commonwealth Energy Corp.: James v., Cal., Orange County Super. Ct.: 155
- Company Officers, Shareholders and Related Entities: United Steelworkers v., Pa., Phila. County C.C.P.: 48
- Comstock Hills-Reno: Davenport v., 46 P.3d 62 (Nev. 2002): 95
- ConAgra Poultry Co.: Johnican v., U.S. Dist. Ct., W.D. Ark.: 229
- ConAgra Poultry Co.: Williams v., U.S. Dist. Ct., W.D. Ark.: 228
- Confederated Tribes of Siletz Indians of Oregon v. Weyerhaeuser Co., U.S. Dist. Ct., D. Or.: 297
- Connectiv Power Delivery, Inc.: Litka v., N.J., Camden County Super. Ct.: 135
- Consolidated Edison: Croteau v., N.Y., New York County Sup. Ct.: 314
- Consolidated Rail Corp.: Richards v., 330 F.3d 428 (6th Cir. 2003): 242
- Consumer Ins. Group: Holmes v., 318 F.3d 1199 (10th Cir. 2003): 162
- Continental Airlines, Inc.: Dasrath v., 228 F. Supp. 2d 531 (D.N.J. 2002): 115
- Continental Airlines, Inc.: Miller v., ___ F. Supp. 2d ___, No. C-02-1693 VRW, C-02-2997 VRW, 2003 WL 21557678 (N.D. Cal. July 1, 2003): 331
- Continental Cas. Co.: Posovac v., Fla., Palm Beach County 15th Jud. Cir. Ct.: 340
- Control Bldg. Servs., Inc.: Misko v., N.Y., Richmond County Sup. Ct.: 55
- Cook v. Stanford Health Servs., Cal., San Francisco County Super. Ct.: 344
- Cook v. Torino, Cal., Los Angeles County Super. Ct.: 270
- Cook County v. U.S. ex rel. Chandler, 123 S. Ct. 1239 (2003): 195
- Cook's Pest Control, Inc. v. Rebar, 850 So. 2d 730 (Ala. 2002): 82
- Cooper: Madhani v., 130 Cal. Rptr. 2d 778 (Ct. App. 2003): 202
- Corcoran v. Nat'l R.R. Passenger Corp., U.S. Dist. Ct., D. Minn.: 61
- Corona: Ferguson v., Ariz., Maricopa County Super. Ct.: 78
- Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints: Riordan v., 242 F. Supp. 2d 635 (W.D. Mo. 2003): 165
- Correa v. Waymouth Farms, Inc., 664 N.W.2d 324 (Minn. 2003): 352
- Corti v. Storage Tech. Corp., 304 F.3d 336 (4th Cir. 2002): 12
- Cosby: Cazares v., 65 P.3d 1184 (Utah 2003): 194
- Cosco, Inc.: McConnell v., 238 F. Supp. 2d 970 (S.D. Ohio 2003): 131
- Cotter Corp.: Dodge v., 328 F.3d 1212 (10th Cir. 2003): 283
- Couch v. Pro-Quip Corp., Tex., Jefferson County 60th Jud. Dist. Ct.: 47
- Countrywide Home Loans, Inc. v. Kentucky Bar Ass'n, 113 S.W.3d 105 (Ky. 2003): 329
- County of Albany: Thomson v., N.Y., Albany County Sup. Ct.: 129
- County of Medera: Guzman v., Cal., Madera County Super. Ct.: 232
- County of Orange: Dodge v., ___ F. Supp. 2d ___, Nos. 02 Civ. 769 (CM)(LMS), 02 Civ. 8451 (CM)(LMS), 2003 WL 22119194 (S.D.N.Y. Sept. 9, 2003): 332
- County of Sacramento: Garcia v., 126 Cal. Rptr. 2d 465 (Ct. App. 2002): 83
- Courtney Pharmacy, Inc.: Hayes v., Mo., Jackson County Cir. Ct.: 103
- Coward v. City of Richmond, Va., Richmond City Cir. Ct.: 350
- Cox v. Nat'l R.R. Passenger Corp., D.C., D.C. Super. Ct.: 170
- Cox v. Sandusky City Sch. Dist. Bd. of Educ., U.S. Dist. Ct., N.D. Ohio: 13
- Crane Pro Servs.: Mesman v., U.S. Dist. Ct., N.D. Ind.: 240
- Creighton: Doe v., 786 N.E.2d 1211 (Mass. 2003): 204
- Crook v. Crook, 778 N.E.2d 309 (Ill. App. Ct. 2002): 49, 175
- Croteau v. Consolidated Edison, N.Y., New York County Sup. Ct.: 314
- Crown Equip. Corp.: McEuin v., 328 F.3d 1028 (9th Cir. 2003): 283
- Crozier: Ross v., Pa., Beaver County C.C.P.: 235
- CRST, Inc.: Doe v., Pa., Phila. County C.C.P.: 185
- Cruz v. PacificCare Health Sys., Inc., 66 P.3d 1157 (Cal. 2003): 189
- CSX Transp., Inc.: Beach v., S.C., Allendale County C.C.P.: 313
- CSX Transp., Inc.: Blount v., U.S. Dist. Ct., W.D.N.C.: 61
- CSX Transp. Inc.: Hotaling v., N.Y., Albany County Sup. Ct.: 206
- CSX Transp., Inc.: Webb v., S.C., Anderson County C.C.P.: 133
- DaimlerChrysler: Fuller v., N.D., Wake County Super. Ct.: 59
- DaimlerChrysler Corp.: Allen v., Wis., settled before filing: 241
- DaimlerChrysler Corp.: Chesnut v., Tex., Wichita County 78th Jud. Dist. Ct.: 130
- Dakota, Minn. & E.R.R. Co.: Fenney v., 327 F.3d 707 (8th Cir. 2003): 263
- Dalton v. State, 63 P.3d 847 (Wash. Ct. App. 2003): 128
- Daniels v. Barron (In re Barron), 325 F.3d 690 (5th Cir. 2003): 184
- Dasrath v. Continental Airlines, Inc., 228 F. Supp. 2d 531 (D.N.J. 2002): 115
- Davenport v. City and County of Honolulu, 60 P.3d 882 (Haw. 2002): 136
- Davenport v. Comstock Hills-Reno, 46 P.3d 62 (Nev. 2002): 95
- Davis v. Drug Transp., Inc., Ga., settled before filing: 222
- Davis v. Prince George's County, Md., Prince George's County Cir. Ct.: 97
- Davis & Thomas LLP v. Texaco, Inc., Cal., Los Angeles County Super. Ct.: 6
- Dawson v. AmeriGas, Wash., Pierce County Super. Ct.: 222
- Day v. Ouachita Parish Sch. Bd., 823 So. 2d 1039 (La. Ct. App. 2002): 12
- Deckard v. General Motors Corp., 307 F.3d 556 (7th Cir. 2002): 23
- Delaney v. Andrew Cmty. Sch. Dist., Iowa, Jackson County Dist. Ct.: 170
- Delaware CWC Liquidation Corp. v. Martin, 584 S.E.2d 473 (W. Va. 2003): 312
- Deleo v. Nusbaum, 821 A.2d 744 (Conn. 2003): 242
- Dello Russo v. Nagel, 817 A.2d 426 (N.J. Super. Ct. App. Div. 2003): 221
- Delta Air Lines: Love v., 310 F.3d 1347 (11th Cir. 2002): 42
- Delta Airlines, Inc.: Vinnick v., 113 Cal. Rptr. 2d 471 (Ct. App. 2001): 31
- Delta Airlines, Inc.: Ziegler v., U.S. Dist. Ct., E.D. Ky.: 85
- Delta Coll.: Buszek v., Mich., Bay County Cir. Ct.: 14
- DelValle v. Farmers Ins. Co., Wash., nonjudicial arbitration: 268
- Denny's Inc.: EEOC v., U.S. Dist. Ct., S.D. Ill.: 14
- Department of Revenue v. Jackson, 846 So. 2d 486 (Fla. 2003): 194
- DePena: Knight v., Tex., Nueces County Ct. No. 3: 197
- Desert Palace, Inc., v. Costa, 123 S. Ct. 2148 (U.S. 2003): 230
- Deveno v. Visko, Inc., Ill., Cook County Cir. Ct.: 21
- Dickson: Medlin v., Fla., 10th Jud. Dist. Ct.: 114
- Diesel Mach., Inc. v. B.R. Lee Indus., Inc., U.S. Dist. Ct., D.S.D.: 81
- Digicorp, Inc. v. Ameritech Corp., 662 N.W.2d 652 (Wis. 2003): 228
- Dillard's, Inc.: Jones v., 331 F.3d 1259 (11th Cir. 2003): 300
- Diversified Moving Sys., Inc.: Mikhael-Fard v., Cal., Los Angeles County Super. Ct.: 164
- Dixon v. New Jersey Trucking, Tex., Dallas County 14th Jud. Dist. Ct.: 300
- Do v. Superior Ct., 135 Cal. Rptr. 2d 855 (Ct. App. 2003): 257
- Doctor v. Pardue, Tex., Harris County 113th Jud. Dist. Ct.: 331
- Docusearch, Inc.: Preferred National Ins. Co. v., 829 A.2d 1068 (N.H. 2003): 319
- Docusearch, Inc.: Remsburg v., 816 A.2d 1001 (N.H. 2003): 132
- Dodge v. Cotter Corp., 328 F.3d 1212 (10th Cir. 2003): 283
- Dodge v. County of Orange, ___ F. Supp. 2d ___, Nos. 02 Civ. 769 (CM)(LMS), 02 Civ. 8451 (CM)(LMS), 2003 WL 22119194 (S.D.N.Y. Sept. 9, 2003): 332
- Dodge v. Precision Constr. Prods., Inc., 820 A.2d 207 (Vt. 2003): 207
- Dodson v. J.C. Penney Corp., 309 F.3d 476 (8th Cir. 2002): 50
- Doe: Gonzaga Univ. v., 536 U.S. 273 (2002): 151
- Doe v. Allen Temple Devs., Inc., Ga., Fulton County State Ct.: 273
- Doe v. Archdiocese of San Antonio, Tex., Bexar County 150th Jud. Dist. Ct.: 169
- Doe v. Arts, 823 A.2d 855 (N.J. Super. Ct. App. Div. 2003): 307
- Doe v. Athletic Alliance Risk Purchasing Group, N.Y., Nassau County Sup. Ct.: 277
- Doe v. Bellefonte Area Sch. Dist., U.S. Dist. Ct., M.D. Pa.: 99
- Doe v. Burdick, Va., Newport News Cir. Ct.: 312
- Doe v. Creighton, 786 N.E.2d 1211 (Mass. 2003): 204
- Doe v. CRST, Inc., Pa., Phila. County C.C.P.: 185

Doe v. Loyola Univ. Hosp., Ill., Cook County Cir. Ct.: 163
 Doe v. McIntyre, N.J., Atlantic County Super. Ct.: 241
 Doe v. Methodist Hosp., Ind., Marion County Super. Ct.: 132
 Doe v. Portland Pub. Sch., U.S. Dist. Ct., D. Or.: 171
 Doe v. Roe, Cal., Orange County Super. Ct.: 60
 Doe v. Roe, Mass., confidential court: 20
 Doe v. Roe, Mass., Hampshire County Super. Ct.: 90
 Doe v. Roe, Mich., settled before filing: 54
 Doe v. Roe, Mo., Boone County Cir. Ct.: 349
 Doe v. Roe, N.C., confidential court: 20
 Doe v. Roe, U.S. Dist. Ct., N.D. Cal.: 168
 Doe v. Roe Anesthesiologist, Fla., settled before filing: 236
 Doe v. Roe Bakery, N.C., settled without filing: 7
 Doe v. Roe Corps., Cal., Los Angeles County Super. Ct.: 26
 Doe v. Roe Dep't Store, Cal., San Diego County Super. Ct.: 273
 Doe v. Roe Dialysis Ctr., Ohio, confidential court: 307
 Doe v. Roe Gynecologist, Mass., Suffolk County Super. Ct.: 126
 Doe v. Roe HMO, Ohio, Cuyahoga County C.C.P.: 126
 Doe v. Roe Hosp., Md., Baltimore City Cir. Ct.: 53
 Doe v. Roe Ins. Co., Cal., confidential court: 196
 Doe v. Roe Ins. Co., Cal., San Diego County Super. Ct.: 122
 Doe v. Roe Internist, Minn., confidential court: 269
 Doe v. Roe Nursing Home, Cal., Los Angeles County Super. Ct.: 169
 Doe v. Roe Obstetrician, Cal., Los Angeles County Super. Ct.: 306
 Doe v. Roe Otolaryngologist, Cal., confidential court: 270
 Doe v. Roe Psychiatrist, Va., Fairfax County Cir. Ct.: 25
 Doe v. Roe Sch. Dist., Cal., Orange County Super. Ct.: 313
 Doe v. Roe Trucking Co., Cal., Los Angeles County Super. Ct.: 149
 Doe v. Roman Catholic Bishop of Louisville, Inc., Ky., Jefferson County Cir. Ct.: 241
 Doe v. Roman Catholic Bishop of Manchester, N.H., Hillsborough County Super. Ct.: 59
 Doe v. Roman Catholic Bishop of Stockton, Cal., settled before filing: 97
 Doe v. Savannah-Chatham County Bd. of Educ., U.S. Dist. Ct., S.D. Ga.: 281
 Doe v. Smith, Fla., Dade County Cir. Ct.: 348
 Doe v. Two Rivers Psychiatric Hosp., Mo., Jackson County Cir. Ct.: 276
 Doe v. White Co., Cal., confidential court: 166
 Doe v. XYZ, Inc., Va., Norfolk Cir. Ct.: 28
 Doe Food Processing Co. v. Roe Ins. Co., U.S. Dist. Ct., C.D. Cal.: 18
 Doe 1 v. City of Murrieta, 126 Cal. Rptr. 2d 213 (Ct. App. 2002): 88
 Donato v. Swift Transp. Co., Ariz., Maricopa County Super. Ct.: 114
 Doran v. Board of Police Comm'rs, U.S. Dist. Ct., W.D. Mo.: 115
 Dorsey v. Estate of Langenderfer, Mich., Washtenaw County Cir. Ct.: 344
 Dow Chem. Co.: Stephenson v., 123 S. Ct. 485 (2002): 67
 Dowden v. Gregg, Tex., Nolan County 32d Jud. Dist. Ct.: 198
 Drug Transp., Inc.: Davis v., Ga., settled before filing: 222
 Dukes v. Sirius Constr., Inc., 73 P.3d 781 (Mont. 2003): 315
 Dumas v. Brown, Mass., Middlesex County Super. Ct.: 198
 Duncan v. Scottsdale Med. Imaging, Ltd., 70 P.3d 435 (Ariz. 2003): 344
 Dunn: Steinberg, Moorad & Dunn, Inc. v., U.S. Dist. Ct., C.D. Cal.: 152
 Dunning: Ogorzaly v., U.S. Dist. Ct., D. Neb.: 192
 Dunwoody v. Handskill Corp., 60 P.3d 1135 (Or. Ct. App. 2003): 85
 Dupre Transp., Inc.: Jones v., La., Pointe Coupee Parish 18th Jud. Dist. Ct.: 149
 Duvall v. McGee, 826 A.2d 416 (Md. 2003): 272

E

E.I. du Pont de Nemours & Co.: Matsuura v., 73 P.3d 687 (Haw. 2003): 310
 E.I. Dupont de Nemours & Co., Inc.: Brown v., 820 A.2d 362 (Del. 2003): 240
 E.I. DuPont de Nemours & Co.: Stevenson v., 327 F.3d 400 (5th Cir. 2003): 278
 Eagle: Balandin v., U.S. Dist. Ct., D. Minn.: 296

ECC Constr. Inc. v. Oak Park Calabasas Homeowners Ass'n, Cal., Los Angeles County Super. Ct.: 81
 Eck Miller Transp.: Ross v., Tenn., Madison County Cir. Ct.: 186
 EDS: Hunnicutt v., U.S. Dist. Ct., D.S.C.: 8
 Edwards v. Key Pharms., Inc., 76 P.3d 669 (Or. Ct. App. 2003): 319
 EEOC v. Denny's Inc., U.S. Dist. Ct., S.D. Ill.: 14
 Ehmke: Grinnell Mut. Reinsurance Co. v., 664 N.W.2d 409 (Minn. Ct. App. 2003): 341
 Elk Run Coal Co.: Anderson v., W. Va., Boone County Cir. Ct.: 314, 355
 Elkins v. Seacor Marine, Inc., No. 2001-CA-1907 (La. Ct. App. June 21, 2002): 4
 Emilee D. v. McCrary, Cal., Los Angeles County Super. Ct.: 54
 Engelman v. Southland Supply Co., Pa., Philadelphia County C.C.P.: 168
 Enso Offshore Co.: Anderson v., U.S. Dist. Ct., S.D. Miss.: 328
 Enterprise Leasing Co.: Ferdinand v., Fla., Broward County 17th Jud. Cir. Ct.: 258
 Equitable Res., Inc.: Johnson v., Ky., Knott County Cir. Ct.: 63, 247
 Equity One, Inc.: Glukowsky v., 821 A.2d 485 (N.J. Super. Ct. App. Div. 2003): 261
 Ericsson, Inc.: Harris Corp. v., U.S. Dist. Ct., N.D. Tex.: 116, 175
 Errickson v. Horizon Offshore Contractors, Inc., U.S. Dist. Ct., E.D. La.: 148
 Eskanos & Adler, P.C. v. Leetien, 309 F.3d 1210 (9th Cir. 2002): 77
 Essex Ins. Co.: Five Star Dye House, Inc. v., Cal., Los Angeles County Super. Ct.: 304
 Estabrook: Graves v., 818 A.2d 1255 (N.H. 2003): 189
 Estate of Brey v. New York, N.Y., N.Y. Ct. Cl.: 339
 Estate of Faison v. City of Orange (In re Faison), U.S. Dist. Ct., D.N.J.: 9
 Estate of Langenderfer: Dorsey v., Mich., Washtenaw County Cir. Ct.: 344
 Estate of M.R.C. v. Iowa Double Circle, Iowa, Polk County Cir. Ct.: 97
 Estate of Moll v. Motta, Pa., Berks County C.C.P.: 57
 Estate of Sims v. Kennedy, N.J., Burlington County Super. Ct.: 162
 Etheredge v. USA Inline Racing, Inc., Cal., Los Angeles County Super. Ct.: 21
 Evans v. Camp, Cal., Contra Costa County Super. Ct.: 169
 Everett v. South Lowe Ave. Terrace, LLC, Ill., Cook County Cir. Ct.: 309
 Explorer Pipeline Co.: Abundiz v., No. CIV.3:00-CV-2029-H, 2002 WL 1592604 (U.S. Dist. Ct., N.D. Tex. July 17, 2002): 63
 Exxon Corp.: Fairey v., S.C., Orangeburg County C.C.P.: 278
 Exxon Mobil Corp.: Albany Bank & Trust Co. v., 310 F.3d 969 (7th Cir. 2002): 62

F

F/V Illusion, Inc.: Van Wyck v., U.S. Dist. Ct., E.D.N.Y.: 292
 Faaitiiti v. State Farm Lloyds, Tex., Dallas County Ct. at Law: 51
 Fairbanks N. Star Borough Sch. Dist.: Raad v., 323 F.3d 1185 (9th Cir. 2003): 193
 Fairey v. Exxon Corp., S.C., Orangeburg County C.C.P.: 278
 Falcon Drilling Co.: King v., La., Orleans Parish Civ. Dist. Ct., Div. C: 220
 Family Sec. Credit Union: Brackin v., Ala., Morgan County Cir. Ct.: 125
 Farb v. Bovill, Cal., Los Angeles County Super. Ct.: 271
 Farmers Ins. Co.: DelValle v., Wash., nonjudicial arbitration: 268
 Farris v. Camero, Miss., Harrison County Cir. Ct.: 236
 Faxton Hosp.: Hourihan v., N.Y., Otsego County Sup. Ct.: 270
 FC Court St. Assocs., LLC: Yarbo v., N.Y., Kings County Sup. Ct.: 100
 Federal Express Corp.: Olson v., Ill., Cook County Cir. Ct.: 42
 Federal Trade Comm'n: New York State Bar Ass'n v., 276 F. Supp. 2d 110 (D.C. Cir. 2003): 257
 Feldman v. Allstate, 322 F.3d 660 (9th Cir. 2003): 231
 Fenney v. Dakota, Minn. & E.R.R. Co., 327 F.3d 707 (8th Cir. 2003): 263
 Ferayorni v. Hyundai Motor Co., 842 So. 2d 905 (Fla. Dist. Ct. App. 2003): 139

Ferdinand v. Enterprise Leasing Co., Fla., Broward County 17th Jud. Cir. Ct.: 258
 Ferguson v. Baptist Med. Ctrs., Ala., Jefferson County Cir. Ct.: 163
 Ferguson v. Corona, Ariz., Maricopa County Super. Ct.: 78
 Ferguson v. Ritchie Tractor Co., Tenn., Knox County Cir. Ct.: 55
 Fernandez v. Lawson, 1 Cal. Rptr. 3d 422 (2003): 319
 Ferrari v. Helmstetter Dev. Group, N.J., Hunterdon County Super. Ct.: 208
 Fidelity Nat'l Title Ins. Co. v. Intercounty Nat'l Title Ins. Co., 310 F.3d 537 (7th Cir. 2002): 40
 Finke v. Walt Disney Co., 2 Cal. Rptr. 3d 436 (Ct. App. 2003), modified, 2003 WL 21758408 (Ct. App. July 31, 2003): 342
 Finley Sch. Dist. No. 53: Almquist v., No. 21091-0-III (Wash. Sept. 3, 2003): 283
 Five Star Dye House, Inc. v. Essex Ins. Co., Cal., Los Angeles County Super. Ct.: 304
 Fire Ins. Exch.: Perez v., Cal., Tulare County Super. Ct.: 245
 Fleet Bank: Roberts v., 342 F.3d 260 (3d Cir. 2003): 334
 Flex Equip. Co.: Bostick v., Cal., Los Angeles County Super. Ct.: 274
 Flock v. Scripto-Tokai Corp., 319 F.3d 231 (5th Cir. 2003): 130
 Flores: Bustamonte v., 134 Cal. Rptr. 2d 683 (Ct. App. 2003): 227
 Florist Ins. Serv., Inc.: Southwest Nurseries, LLC v., U.S. Dist. Ct., D. Colo.: 124
 Fohr v. G.J.S. Holdings, Inc., Fla., Broward County Cir. Ct.: 312
 Ford Motor Co.: Benavides v., Tex., Duval County 229th Jud. Dist. Ct.: 59
 Ford Motor Co.: Chewning v., 579 S.E.2d 605 (S.C. 2003): 203
 Ford Motor Co.: Gates v., Okla., Cleveland County Dist. Ct.: 167
 Ford Motor Co.: Howard v., U.S. Dist. Ct., M.D. Ga.: 275
 Ford Motor Co.: Huber v., W. Va., Monongalia County Cir. Ct.: 168
 Ford Motor Co.: Jett v., 72 P.3d 71 (Or. 2003): 348
 Ford Motor Co.: Lasar v., 239 F. Supp. 2d 1022 (D. Mont. 2003): 93
 Ford Motor Co.: Potter v., Kan., Jefferson County Dist. Ct.: 131
 Forrestal Vill. Cmty. Servs. Ass'n, Inc. v. Landing Assocs., N.J., Middlesex County Super. Ct.: 205
 Fowler v. Bowen & Bowen Constr. Co., Ga., Hall County State Ct.: 199
 Franza v. State, Fla., Polk County 10th Jud. Dist. Cir. Ct.: 50
 Freedom State Real Estate Co.: Rabutino v., 809 A.2d 933 (Pa. Super. Ct. 2002): 56
 Freund v. Nycomed Amersham, 326 F.3d 1070 (9th Cir. 2003): 200
 Friedberg: Noske v., 656 N.W.2d 409 (Minn. Ct. App. 2003): 205
 Friedman: LeBlanc v., 781 N.E.2d 1283 (Mass. 2003): 125
 Frith v. BIC Corp., 852 So. 2d 592 (Miss. Ct. App. 2002): 59
 Fritz: Small v., 132 Cal. Rptr. 2d 490 (2003): 226
 Fuentes v. Trump Marina Hotel & Casino, N.J., Camden County Super. Ct.: 346
 Fuji Photo Film Co., Ltd. v. Jazz Photo Corp., Inc., U.S. Dist. Ct., D.N.J.: 152
 Full Faith Church of Love W., Inc. v. Hoover Treated Wood Prods., Inc., ___ F. Supp. 2d ___, No. Civ.A. 01-2597-KHV, 2003 WL 169015 (D. Kan. Jan. 23, 2003): 121
 Fuller v. DaimlerChrysler, N.D., Wake County Super. Ct.: 59
 Furey v. Jennis, N.J., Bergen County Super. Ct.: 20

G

G.J.S. Holdings, Inc.: Fohr v., Fla., Broward County Cir. Ct.: 312
 Gafen v. Tim-Bar Corp., U.S. Dist. Ct., S.D. Fla.: 98
 Garamendi: American Ins. Ass'n v., 123 S. Ct. 2374 (2003): 234
 Garcia: Terry v., 134 Cal. Rptr. 2d 565 (Cal. Ct. App. 2003): 308
 Garcia v. County of Sacramento, 126 Cal. Rptr. 2d 465 (Ct. App. 2002): 83
 Gates v. Ford Motor Co., Okla., Cleveland County Dist. Ct.: 167
 Gavin W. v. YMCA of Metro. Los Angeles, 131 Cal. Rptr. 2d 168 (Ct. App. 2003): 131
 GC Servs. L.P.: Peter v., 310 F.3d 344 (5th Cir. 2002): 46
 Gendron: Bureau v., Me., Androscoggin County Super. Ct.: 116
 Genentech Inc.: City of Hope Nat'l Med. Ctr. v., Cal., Los Angeles County Super. Ct.: 11
 General Am. Life: Ceimo v., U.S. Dist. Ct., D. Ariz.: 160

General Constr. Co.: Watte v., Or., Multnomah County Cir. Ct.: 184
 General Motors Corp.: Benavides v., Tex., Hidalgo County 93d Jud. Dist. Ct.: 96
 General Motors Corp.: Burns v., No. CV010167805S, 2002 WL 31513370 (Conn. Super. Ct. Oct. 31, 2002): 83
 General Motors Corp.: Deckard v., 307 F.3d 556 (7th Cir. 2002): 23
 General Motors Corp.: Harvey v., Ga., settled before filing: 347
 General Motors Corp.: Lambert v., Nos. RCV 039570, E029264, 2003 WL 116173 (Cal. Ct. App. Jan. 14, 2003): 103
 General Motors Corp.: McFadden v., Wis., Brown County Cir. Ct.: 203
 General Motors Corp.: Niley v., U.S. Dist. Ct., E.D. Cal.: 275
 General Motors Corp.: Peters v., Mo., Jackson County Cir. Ct.: 96
 Genmar Holdings, Inc.: Horizon Holdings, L.L.C. v., 244 F. Supp. 2d 1250 (D. Kan. 2003): 127
 Geo. M. Martin Co.: Roberts v., Minn., Hennepin County Dist. Ct.: 59
 Gil v. Guzzino, N.J., Union County Super. Ct.: 209
 Gills v. Wheelabrator Water Tech., Inc., Va., Richmond City Cir. Ct.: 186
 Gist v. Mercy Hosp. & Med. Ctr., Ill., Cook County Cir. Ct.: 348
 Glukowsky v. Equity One, Inc., 821 A.2d 485 (N.J. Super. Ct. App. Div. 2003): 261
 Godfrey v. Res-Care, Inc., N.C., Catawba County Super. Ct.: 45
 Goede v. Aerojet Gen. Corp., Mo., St. Louis City Cir. Ct.: 131
 Goff: Morrison v., 74 P.3d 409 (Colo. Ct. App. 2003): 98
 Gold v. Board of Trs. of Porter Mem'l Hosp., Ind., Porter County Super. Ct.: 163
 Goldschlag: Koinis v., N.Y., Naussau County Sup. Ct.: 330
 Gomez v. AC&S Inc., N.Y., New York County Sup. Ct.: 311
 Gomez v. Walt Disney Co., 1 Cal. Rptr. 3d 860 (Ct. App. 2003): 308
 Gonzaga Univ. v. Doe, 536 U.S. 273 (2002): 151
 Gonzales v. City of Castle Rock, 307 F.3d 1258 (10th Cir. 2002): 43
 Goodman Mfg. Co.: Cedillo v., Tex., Harris County 113th Jud. Dist. Ct.: 300
 Goodyear: Ledbetter v., U.S. Dist. Ct., N.D. Ala.: 154
 Grand Trunk W. R.R.: LaFramboise v., Mich., settled before filing: 276
 Grand Trunk W. R.R., Inc.: Bowden v., Mich., settled before filing: 26
 Grau v. Terry Shaver Pontiac, Inc., Ind., Lake County Super. Ct.: 113
 Graves v. Estabrook, 818 A.2d 1255 (N.H. 2003): 189
 Gray v. Anthem Cos., Miss., Covington County Ch. Ct.: 17
 Great Iron Horse Corp.: Jones v., Miss., Hinds County Cir. Ct.: 277
 Green v. K-Mart Corp., 849 So. 2d 814 (La. Ct. App. 2003): 262
 Greene: Burns v., Cal., Van Nuys County Super. Ct.: 41
 Greene v. Young, 54 P.3d 734 (Wash. Ct. App. 2002): 113
 Greenwell v. John Muir Med. Ctr., Cal., Contra Costa County Super. Ct.: 53
 Gregg: Dowden v., Tex., Nolan County 32d Jud. Dist. Ct.: 198
 Gregory: Henkle v., U.S. Dist. Ct., D. Nev.: 133
 Gregory v. SeaRiver Maritime, Inc., Cal., Los Angeles County Super. Ct.: 40
 Greiner v. Black Hawk County, U.S. Dist. Ct., E.D. Iowa: 259
 Grendahl: Phillips v., 312 F.3d 557 (8th Cir. 2002): 53
 Gressman v. Capak, Inc., Fla., St. Lucie County Cir. Ct.: 137
 Griffin v. Kia Motors Corp., 843 So. 2d 336 (Fla. Dist. Ct. App. 2003): 275
 Grinnell Mut. Reinsurance Co. v. Ehmke, 664 N.W.2d 409 (Minn. Ct. App. 2003): 341
 Grutter v. Bollinger, 123 S. Ct. 2325 (2003): 211
 Gudino v. Williamson, Tex., Hidalgo County 93d Jud. Dist. Ct.: 95
 Guevara v. Medical Components, Inc., Tex., Nueces County 28th Jud. Dist. Ct.: 97
 Guixens: Zimmerman v., Md., Prince George's County Cir. Ct.: 80
 Gulash v. Armstrong, U.S. Dist. Ct., D. Conn.: 9
 Gulf Power Co.: Carter v., Fla., Escambia County Cir. Ct.: 171
 Gulph Mills Tennis Club, Inc.: Atcovitz v., 812 A.2d 1218 (Pa. 2002): 98
 Gunderson v. A.W. Chesterton Co., Cal., San Francisco County Super. Ct.: 279
 Guzman v. County of Madera, Cal., Madera County Super. Ct.: 232
 Guzzino: Gil v., N.J., Union County Super. Ct.: 209

H

- H.A.N.: L.S.K. v., 813 A.2d 872 (Pa. Super. Ct. 2002): 122
H.E.S. v. J.C.S., 815 A.2d 405 (N.J. 2002): 158
Hackman: Seismic Sys., Inc. v., Cal., Los Angeles County Super. Ct.: 10
Hagale Indus., Inc. v. Lands' End, Inc., U.S. Dist. Ct., W.D. Mo.: 188
Hale v. Provident Life and Accident Ins. Co., Nos. A092548, A092833, 2003 WL 1510463 (Cal. Ct. App. Mar. 25, 2003): 233
Hamilton: Hudema v., U.S. Dist. Ct., D. Utah: 348
Hamilton v. United Healthcare of La., Inc., 310 F.3d 385 (5th Cir. 2002): 89
Handley v. Handley, Mo., Jefferson County Cir. Ct.: 92
Handskill Corp.: Dunwoody v., 60 P.3d 1135 (Or. Ct. App. 2003): 85
Hanlon: Reeves v., 130 Cal. Rptr. 2d 793 (Ct. App. 2003): 148
Harbin v. Olsen, Wis., Milwaukee County Cir. Ct.: 54
Hardesty v. Hardesty, 581 S.E.2d 213 (Va. Ct. App. 2003): 266
Hardwick v. Sherwin-Williams Co., No. 81575, 2002 WL 31992364 (Ohio Ct. App. Feb. 13, 2003): 119
Harrah's Entm't, Inc.: Selvaggio v., N.J., Atlantic County Super. Ct.: 346
Harris: Naderi v., N.Y., Queens County Sup. Ct.: 126
Harris v. Board of Educ. of Howard County, 825 A.2d 365 (Md. 2003): 351
Harris Corp. v. Ericsson, Inc., U.S. Dist. Ct., N.D. Tex.: 116, 175
Harrison: Reel v., 60 P.3d 480 (Nev. 2002): 50
Harry v. Marchant, 291 F.3d 767 (11th Cir. 2002): 199
Hartz Mountain: Bonner v., N.J., Middlesex County Super. Ct.: 172
Harvey v. General Motors Corp., Ga., settled before filing: 347
Havell v. Islam, 751 N.Y.S.2d 449 (App. Div. 2002): 87
Hawk v. Americold Logistics, LLC, ___ F. Supp. 2d ___, No. 02-3528, 2003 WL 929221 (E.D. Pa. 2003): 191
Hayes v. Courtney Pharmacy, Inc., Mo., Jackson County Cir. Ct.: 103
Haynes: National By-Products, Inc. v., Wis., Greenlake County Cir. Ct.: 207
Haynes v. Prudential Health Care, 313 F.3d 330 (5th Cir. 2002): 163
Hayward v. Ventura Volvo, 133 Cal. Rptr. 2d 514 (Ct. App. 2003): 221
Hazzard v. Capital Consultants LLC, U.S. Dist. Ct., D. Or.: 205
Health Care and Retirement Corp.: Meredith v., W. Va., Harrison County Cir. Ct.: 98
Heffker v. Ochsner Found. Hosp., La., Jefferson Parish Jud. Dist. Ct.: 163
Heit v. Carter Hawley Hale Stores, Inc., Nev., Clark County 8th Jud. Dist. Ct.: 309
Helinet: Arno v., Cal., Los Angeles County Super. Ct.: 259
Helmstetter Dev. Group: Ferrari v., N.J., Hunterdon County Super. Ct.: 208
Hemmings v. Pelham Wood L.L.L.P., 826 A.2d 443 (Md. 2003): 239
Hemphill v. Texas Gas Transmission Corp., La., 2d Jud. Dist. Ct.: 207
Henkle v. Gregory, U.S. Dist. Ct., D. Nev.: 133
Henline v. Transport Ins. Co., Cal., San Diego County Super. Ct.: 51
Hensley v. Peters, Ga., Murray County Super. Ct.: 195
Henson: Syngenta Crop Protection, Inc. v., 123 S. Ct. 366 (2002): 22
Heritage Consumer Prods., LLC: Nodurft v., Wash., King County Super. Ct.: 25
Hibbs: Nevada Dep't of Human Res. v., 123 S. Ct. 1972 (2003): 192
Hill v. Lockheed Martin Logistics Mgmt., Inc., 314 F.3d 657 (4th Cir. 2003): 84, 175
Hill v. Waste Indus., Inc., U.S. Dist. Ct., D.S.C.: 199, 271
Hillerich & Bradsby Co.: Sanchez v., 128 Cal. Rptr. 2d 529 (Ct. App. 2002): 131
Hilz v. Payless Bldg. Ctr., Inc., Neb., Lancaster County Dist. Ct.: 205
Hintz v. Moses Lake Sch. Dist., Wash., Grant County Super. Ct.: 62
Hodzic v. U-Haul, Int'l, Inc., Fla., Duval County Cir. Ct.: 311
Hoery v. U.S., 64 P.3d 214 (Colo. 2003): 171
Hoffman Estates Golf Dome, Inc.: Rucker v., Ill., Cook County Cir. Ct.: 96
Hogan v. Roman Catholic Archbishop of Boston, Mass., Suffolk County Super. Ct.: 312
Holem: Ostrowski v., ___ F. Supp. 2d ___, No. 02 C 50281, 2002 WL 31956039 (N.D. Ill. Jan. 21, 2003): 93
Holland Ladder Co.: Toran v., Wis., Milwaukee County Cir. Ct.: 239
Holley: Meyer v., 123 S. Ct. 824 (2003): 151
Holmes v. Consumer Ins. Group, 318 F.3d 1199 (10th Cir. 2003): 162
Holmes v. Montgomery, No. 2001-CA-002550-MR, 2003 WL 1786518 (Ky. Ct. App. Apr. 4, 2003): 243
Holt: Rowell v., 850 So. 2d 474 (Fla. 2003): 312
Holton (Ex parte Holton): In re Mastec N.A., Inc. v., ___ So. 2d ___, No. 1012143, 2003 WL 21362951 (Ala. June 13, 2003): 316
Home Depot U.S.A.: West v., Cal., Ventura County Super. Ct.: 238
HomeGrocer.com: Valdivia v., Cal., San Diego County Super. Ct.: 280
Hoover Treated Wood Prods., Inc.: Full Faith Church of Love W., Inc. v., ___ F. Supp. 2d ___, No. Civ.A. 01-2597-KHV, 2003 WL 169015 (D. Kan. Jan. 23, 2003): 121
Hopper & Galliher, P.C.: Wenzel v., 779 N.E.2d 30 (Ind. Ct. App. 2002): 77
Horak v. Argosy Gaming Co., 648 N.W.2d 137 (Iowa 2002): 76
Horizon Holdings, L.L.C. v. Genmar Holdings, Inc., 244 F. Supp. 2d 1250 (D. Kan. 2003): 127
Horizon Offshore Contractors, Inc.: Errickson v., U.S. Dist. Ct., E.D. La.: 148
Horne: LePage v., 809 A.2d 505 (Conn. 2002): 97
Horton v. Lone Star Indus., Inc., Tex., Nueces County 347th Jud. Dist. Ct.: 169
Hotaling v. CSX Transp. Inc., N.Y., Albany County Sup. Ct.: 206
Hourihan v. Faxton Hosp., N.Y., Otsego County Sup. Ct.: 270
Household Bank: Shea v., 129 Cal. Rptr. 2d 387 (Ct. App. 2003): 117
Housing and Redevelopment Auth. of Winona, Minn.: Kohner v., Minn., Winona County Dist. Ct.: 24
Houtenbos: Billing v., U.S. Dist. Ct., D. Ariz.: 269
Howard v. Ford Motor Co., U.S. Dist. Ct., M.D. Ga.: 275
HRN, Inc. v. Shell Oil Co., 102 S.W.3d 205 (Tex. App. 2003): 188
Huber v. Ford Motor Co., W. Va., Monongalia County Cir. Ct.: 168
Hudema v. Hamilton, U.S. Dist. Ct., D. Utah: 348
Hudson Valley Embroidery, Inc.: Balla v., N.Y., Rockland County Sup. Ct.: 23
Huffstatter v. Waste Mgmt., Inc., Ill., DeKalb County Cir. Ct.: 293
Huggins v. Citibank, N.A., 585 S.E.2d 275 (S.C. 2003): 312
Humana, Inc.: Roark v., 307 F.3d 298 (5th Cir. 2002): 54
Hunnicut v. EDS, U.S. Dist. Ct., D.S.C.: 8
Huntleigh Sec. Corp.: Shervin v., 85 S.W.3d 737 (Mo. Ct. App. 2002): 60
Hurdle v. Smith, Va., Norfolk County Cir. Ct.: 78
Husain v. Olympic Airways, 316 F.3d 829 (9th Cir. 2002): 79
Husain v. Olympic Airways, No. 02-3751 (U.S. Mar. 11, 2002): 79
Hussey-Head v. World Sav. & Loan Ass'n, 4 Cal. Rptr. 3d 171 (Ct. App. 2003): 334
Hyundai Motor Am., Inc.: Parks v., 575 S.E.2d 673 (Ga. Ct. App. 2002): 95
Hyundai Motor Co.: Ferayorni v., 842 So. 2d 905 (Fla. Dist. Ct. App. 2003): 139
Hyundai Motor Co.: Vasquez v., ___ S.W.3d ___, No. 04-01-00554-CV, 2003 WL 22023175 (Tex. App. Aug. 29, 2003): 347

I

- Illinois Masonic Med. Ctr.: Soto v., Ill., Cook County Cir. Ct.: 91
Illinois Tool Works, Inc.: Borgeson v., Pa., Phila. County C.C.P.: 59
In re Derek C. v. Oyobe, Cal., Los Angeles County Super. Ct.: 307
In re Doe, 57 P.3d 447 (Haw. 2002): 80
In re Estate of Roccamonte, 808 A.2d 838 (N.J. 2002): 16, 103
In re Howard, 661 N.W.2d 183 (Iowa 2003): 265
In re Linerboard Antitrust Litig., ___ F. Supp. 2d ___, MDL No. 1261, 2003 WL 22061259 (E.D. Pa. Sept. 5, 2003): 329
In re Managed Care Litig., U.S. Dist. Ct., S.D. Fla.: 233
In re Marriage of Bahr, 32 P.3d 1212 (Kan. Ct. App. 2001): 31
In re Mastec N.A., Inc. v. Holton (Ex parte Holton), ___ So. 2d ___, No. 1012143, 2003 WL 21362951 (Ala. June 13, 2003): 316
In re Melvin, 807 A.2d 550 (Del. 2002): 41
In re Simon II Litigation, 211 F.R.D. 86 (E.D.N.Y. 2002): 15
INA Life Ins. Co. of N.Y.: Lifson v., 333 F.3d 349 (2d Cir. 2003): 340
Ingerman Regis Corp.: McDermott v., Pa., Phila. County C.C.P.: 64

Ingersoll-Rand Co.: Baker Valley Lumber, Inc. v., 813 A.2d 409 (N.H. 2002): 96
 Ingle v. Circuit City Stores, Inc., 328 F.3d 1165 (9th Cir. 2003): 264
 Intercounty Nat'l Title Ins. Co.: Fidelity Nat'l Title Ins. Co. v., 310 F.3d 537 (7th Cir. 2002): 40
 Interim Settlement Funding Corp.: Rancman v., 789 N.E.2d 217 (Ohio 2003): 297
 Interstate Power Co.: Martins v., 652 N.W.2d 657 (Iowa 2002): 99
 Int'l Union of Elec. Workers, Local 301: Von Roll Isola USA, Inc., v., 758 N.Y.S.2d 698 (App. Div. 2003): 264
 Iowa Conference of the United Methodist Church: Kliebenstein v., 663 N.W.2d 404 (Iowa 2003): 276
 Iowa Double Circle: Estate of M.R.C. v., Iowa, Polk County Cir. Ct.: 97
 Iowa Select Farms, L.P.: Blass v., Iowa, Sac County Dist. Ct.: 173
 Islam: Havell v., 751 N.Y.S.2d 449 (App. Div. 2002): 87

J

J.B. Hunt, Inc.: Moller v., N.J., Morris County Cir. Ct.: 351
 J.C. Penney Co.: Ruditys v., Pa., Delaware County C.C.P.: 197
 J.C. Penney Corp.: Dodson v., 309 F.3d 476 (8th Cir. 2002): 50
 J.C.S.: H.E.S. v., 815 A.2d 405 (N.J. 2002): 158
 J.D.M. Materials: Baker v., Pa., Phila. County C.C.P.: 27
 J. Fede Trucking, Inc.: Apuzzo v., No. A-0818-01T1 (N.J. Super. Ct. App. Div. Nov. 8, 2002) (unpublished): 126
 J.H. Real Estate Partners, Inc.: Jaramillo v., 3 Cal. Rptr. 3d 525 (Ct. App. 2003): 310
 J. Pisa Constr. Co.: Reinecke v., N.J., Monmouth County Ct.: 100
 Jackman v. Swedish Health Servs., Wash., King County Super. Ct.: 91
 Jackson: Department of Revenue v., 846 So. 2d 486 (Fla. 2003): 194
 Jackson: Ruiz v., N.J., Morris County Super. Ct.: 198
 Jackson v. Brister, 838 So. 2d 274 (Miss. 2003): 159
 Jaguar Cars, Inc.: Schimmer v., ___ F. Supp. 3d ___, No. 03 C 1884, 2003 WL 21518589 (N.D. Ill. July 2, 2003): 298
 James v. Commonwealth Energy Corp., Cal., Orange County Super. Ct.: 155
 Jaramillo v. J.H. Real Estate Partners, Inc., 3 Cal. Rptr. 3d 525 (Ct. App. 2003): 310
 Jazz Photo Corp., Inc.: Fuji Photo Film Co., Ltd. v., U.S. Dist. Ct., D.N.J.: 152
 Jefferson-Pilot Communications: Murphy v., S.C., Charleston County C.C.P.: 235
 Jenkins v. Petsmart, Inc., ___ S.W.3d ___, No. 2001-CA-002256-MR, 2003 WL 832931 (Ky. Ct. App. Mar. 7, 2003): 167
 Jennis: Furey v., N.J., Bergen County Super. Ct.: 20
 Jett v. Ford Motor Co., 72 P.3d 71 (Or. 2003): 348
 Jimenez v. Superior Ct., 58 P.3d 450 (Cal. 2002): 58
 Jinks v. Richland County, 123 S. Ct. 1667 (2003): 165
 John Muir Med. Ctr.: Greenwell v., Cal., Contra Costa County Super. Ct.: 53
 Johnnican v. ConAgra Poultry Co., U.S. Dist. Ct., W.D. Ark.: 229
 Johns Hopkins Hosp. Inc.: Mahler v., Md., Baltimore City Cir. Ct.: 236
 Johnson v. Equitable Res., Inc., Ky., Knott County Cir. Ct.: 63, 247
 Johnson v. State, 785 N.E.2d 1134 (Ind. Ct. App. 2003): 193
 Johnson v. Union Pac. R.R. Co., Mo., St. Louis City Cir. Ct.: 349
 Johnson v. Witteles, Cal., Los Angeles County Super. Ct.: 273
 Jones v. Dillard's, Inc., 331 F.3d 1259 (11th Cir. 2003): 300
 Jones v. Dupre Transp., Inc., La., Pointe Coupee Parish 18th Jud. Dist. Ct.: 149
 Jones v. Great Iron Horse Corp., Miss., Hinds County Cir. Ct.: 277
 Jones v. Tom's Foods, Inc., Ala., Houston County Cir. Ct.: 45
 Joslyn: Murray v., Mo., Jackson County Cir. Ct.: 306
 Juarez v. Arrow Disposal Serv., Inc., Cal., Los Angeles County Super. Ct.: 164

K

Kaklamanos: Allstate Ins. Co. v., 843 So. 2d 885 (Fla. 2003): 293
 Kallal: O'Toole v., Ill., Cook County Cir. Ct.: 125
 Kansas City Power & Light Co.: Monroe v., Mo., Jackson County Cir. Ct.: 279

Kansas City S. Ry. Co.: Wood v., Mo., Jackson County Cir. Ct.: 349
 Kansas City So. Ry. Co.: White v., Tex., Hopkins County Dist. Ct.: 61
 Kavanaugh v. Union Carbide Corp., Fla., Palm Beach County Cir. Ct.: 275
 Kay: Chambers v., 56 P.3d 645 (Cal. 2002): 5
 Keck: Adams v., Mich., Kent County Cir. Ct.: 312
 Keeper Corp.: Stewart v., U.S. Dist. Ct., E.D. La.: 311
 Keller: Plonka v., Iowa, Cerro Gorgo County Dist. Ct.: 7
 Kelly: Marrs v., 95 S.W.3d 856 (Ky. 2003): 157
 Kelly v. Sarcona Trucking, Inc., N.J., Burlington County Super. Ct.: 244
 Kelly-Ryan, Inc.: Okada v., U.S. Dist. Ct., W.D. Wash.: 76
 Kennedy: Estate of Sims v., N.J., Burlington County Super. Ct.: 162
 Kennestone Hosp., Inc.: Benjamin v., Ga., Fulton County State Ct.: 54
 Kenslowe v. Roe Obstetrician, N.J., Cumberland County Super. Ct.: 236
 Kentucky Ass'n of Health Plans, Inc. v. Miller, 123 S. Ct. 1471 (2003): 161
 Kentucky Bar Ass'n: Countrywide Home Loans, Inc. v., 113 S.W.3d 105 (Ky. 2003): 329
 Kentucky Farm Bureau Mut. Ins. Co. v. Rodgers, Nos. 2001-CA-000152-MR, 2001-CA-000206-MR, 2002 WL 31045356 (Ky. Ct. App. Sept. 13, 2002): 46
 Key Pharms., Inc.: Edwards v., 76 P.3d 669 (Or. Ct. App. 2003): 319
 Keys v. M/V Ming Longevity, U.S. Dist. Ct., E.D. La.: 112
 Kia Motors Corp.: Cintron v., Fla., Palm Beach County Cir. Ct.: 24
 Kia Motors Corp.: Griffin v., 843 So. 2d 336 (Fla. Dist. Ct. App. 2003): 275
 Kime v. City of Seattle, Wash., settled before filing: 17
 King v. Falcon Drilling Co., La., Orleans Parish Civ. Dist. Ct., Div. C: 220
 King Well Servs., Inc.: Swope v., Okla., Roger Mills County Dist. Ct.: 259
 Kliebenstein v. Iowa Conference of the United Methodist Church, 663 N.W.2d 404 (Iowa 2003): 276
 K-Mart Corp.: Green v., 849 So. 2d 814 (La. Ct. App. 2003): 262
 Knight v. DePena, Tex., Nueces County Ct. No. 3: 197
 Kohl v. Nat'l R.R. Passenger Corp., Pa., Phila. County C.C.P.: 242
 Kohner v. Housing and Redevelopment Auth. of Winona, Minn., Minn., Winona County Dist. Ct.: 24
 Koikos v. Travelers Ins. Co., 849 So. 2d 263 (Fla. 2003): 160, 283
 Koinis v. Goldschlag, N.Y., Naussau County Sup. Ct.: 330
 Kolar v. Rite Aid Corp., U.S. Dist. Ct., E.D. Pa.: 191
 Kosac v. REM, Ind. Inc., Ind., Lake County Super. Ct.: 60
 Kravic: Brockman v., 779 N.E.2d 1250 (Ind. Ct. App. 2002): 169
 Kriefall v. Sizzler USA Franchise, Inc., 665 N.W.2d 417 (Wis. Ct. App. 2003): 204
 Kubitz v. Winkles, Fla., Santa Rosa County Cir. Ct.: 276
 Kugler Oil Co.: Roth v., Colo., Denver County Dist. Ct.: 59
 Kuha v. City of Minnetonka, 328 F.3d 427 (8th Cir. 2003): 260
 Kyocera Corp. v. Prudential-Bache Trade Servs., Inc., 341 F.3d 987 (9th Cir. 2003): 345

L

L.S.K. v. H.A.N., 813 A.2d 872 (Pa. Super. Ct. 2002): 122
 Lacerte: Bioprime Enters., Inc. v., Cal., Orange County Super. Ct.: 224
 LaFramboise v. Grand Trunk W. R.R., Mich., settled before filing: 276
 Lahti v. United States, U.S. Dist. Ct., S.D. Ill.: 223
 Laidlaw Trans., Inc.: Napolitano v., Cal., Contra Costa County Super. Ct.: 6
 Lamb v. Catellus Dev. Corp., Cal., Los Angeles County Super. Ct.: 201
 Lambert: Queen v., 577 S.E.2d 72 (Ga. Ct. App. 2003): 169
 Lambert v. General Motors Corp., Nos. RCV 039570, E029264, 2003 WL 116173 (Cal. Ct. App. Jan. 14, 2003): 103
 Landau v. University High Sch., Cal., Los Angeles County Super. Ct.: 26
 Landing Assocs.: Forrestal Vill. Cmty. Servs. Ass'n, Inc. v., N.J., Middlesex County Super. Ct.: 205
 Landis v. Pinkertons, Inc., Cal., settled before filing: 13

Landmark Envtl. Indus. v. City of Atlanta, Ga., Fulton County Super. Ct.: 314

Lands' End, Inc.: Hagale Indus., Inc. v., U.S. Dist. Ct., W.D. Mo.: 188

Lane v. W.J. Curry & Sons, 92 S.W.3d 355 (Tenn. 2002): 52

Lanford: Robison v., 841 So. 2d 1119 (Miss. 2003): 231

Lang v. Walmart Stores East, Inc., Mo., Cape Girardeau County Cir. Ct.: 205

Langston Corp.: Markle v., U.S. Dist. Ct., E.D. Pa.: 274

Larity: Montoya v., Cal., Los Angeles County Super. Ct.: 92

Lasar v. Ford Motor Co., 239 F. Supp. 2d 1022 (D. Mont. 2003): 93

Lawson: Fernandez v., 1 Cal. Rptr. 3d 422 (2003): 319

LBP Corp.: McAllister v., N.J., Monmouth County Super. Ct.: 346

LeBlanc v. Friedman, 781 N.E.2d 1283 (Mass. 2003): 125

Ledbetter v. Goodyear, U.S. Dist. Ct., N.D. Ala.: 154

Lee: Bergeron v., Cal., San Francisco County Super. Ct.: 276

Lee v. New Jersey Transit Corp., N.J., Hudson County Super. Ct.: 29

Lee v. Yang, 3 Cal. Rptr. 3d 819 (Ct. App. 2003): 302

Leetien: Eskanos & Adler, P.C. v., 309 F.3d 1210 (9th Cir. 2002): 77

Legal Found. of Wash.: Brown v., 123 S. Ct. 1406 (2003): 139

Leonard v. Swift, 656 N.W.2d 132 (Iowa 2003): 132

LePage v. Horne, 809 A.2d 505 (Conn. 2002): 97

LePage's Inc. v. 3M, 324 F.3d 141 (3d Cir. 2003): 225

Levey v. Yamaha Motor Corp., U.S.A., 825 A.2d 554 (N.J. Super. Ct. App. Div. 2003): 310

Levitz Furniture Corp.: Sulpizio v., Cal., San Mateo County Super. Ct.: 157

Libbey v. Wabash Nat'l Corp., No. 02-16-P-H, 2002 WL 31246509 (D. Me. Oct. 7, 2002): 49

Lifson v. INA Life Ins. Co. of N.Y., 333 F.3d 349 (2d Cir. 2003): 340

Line: Alonso v., 846 So. 2d 745 (La. 2003): 276

Litka v. Connectiv Power Delivery, Inc., N.J., Camden County Super. Ct.: 135

Little v. Auto Stiegler, Inc., 63 P.3d 979 (Cal. 2003): 156

Lloyd's of London: Boghos v., 1 Cal. Rptr. 3d 447 (Ct. App. 2003): 268

Locke v. Atlantis Co., Pa., Cuyahoga County C.C.P.: 172

Lockheed Martin Logistics Mgmt., Inc.: Hill v., 314 F.3d 657 (4th Cir. 2003): 84, 175

Lollar: Bell v., 791 N.E.2d 849 (Ind. Ct. App. 2003): 274

Lone Star Indus., Inc.: Horton v., Tex., Nueces County 347th Jud. Dist. Ct.: 169

Looker: Vega v., Va., Virginia Beach Cir. Ct.: 222

Los Angeles County Metro. Trans. Auth.: Wilson v., Cal., Los Angeles County Super. Ct.: 159

Los Angeles County Super. Ct.: Rojas v., 126 Cal. Rptr. 2d 97 (Ct. App. 2002): 56

Love v. Delta Air Lines, 310 F. 3d 1347 (11th Cir. 2002): 42

Loyola Univ. Hosp.: Doe v., Ill., Cook County Cir. Ct.: 163

Lucent Techs., Inc.: Miller v., Pa., Phila. County C.C.P.: 101

M

M/V Ming Longevity: Keys v., U.S. Dist. Ct., E.D. La.: 112

M/V New Carissa: Clausen v., 339 F.3d 1049 (9th Cir. 2003), reh'g denied, 2003 WL 22208783 (9th Cir. Sept. 25, 2003): 338

Madhani v. Cooper, 130 Cal. Rptr. 2d 778 (Ct. App. 2003): 202

Mahler v. Johns Hopkins Hosp. Inc., Md., Baltimore City Cir. Ct.: 236

Mahoney: Schmidt v., 659 N.W.2d 552 (Iowa 2003): 163

MAMSI Life & Health Ins. Co. v. Callaway, 825 A.2d 995 (Md. 2003): 340

Manus v. American Airlines, Inc., 314 F.3d 968 (8th Cir. 2003): 103

Marchant: Harry v., 291 F.3d 767 (11th Cir. 2002): 199

Marchesani v. Pellerin-Milnor Corp., U.S. Dist. Ct., E.D. La.: 240

Markle v. Langston Corp., U.S. Dist. Ct., E.D. Pa.: 274

Marrs v. Kelly, 95 S.W.3d 856 (Ky. 2003): 157

Martin: Delaware CWC Liquidation Corp. v., 584 S.E.2d 473 (W. Va. 2003): 312

Martin: Miller v., 838 So. 2d 761 (La. 2003): 169

Martin v. Cline, Fla., Sumter County 5th Jud. Cir. Ct.: 294

Martinez: Volkswagen of Am., Inc. v., 123 S. Ct. 1384 (2003): 139

Martins v. Interstate Power Co., 652 N.W.2d 657 (Iowa 2002): 99

Mata v. Mata, 130 Cal. Rptr. 2d 141 (Ct. App. 2003): 128

Matsuura v. E.I. du Pont de Nemours & Co., 73 P.3d 687 (Haw. 2003): 310

Mattel, Inc.: West v., 246 F. Supp. 2d 640 (S.D. Tex. 2003): 168

Mavashev v. Windsor Ins. Co., 72 P.3d 469 (Colo. Ct. App. 2003): 294

Maxfield v. Bryco Arms, Cal., Alameda County Super. Ct.: 204

Maximicer, LLC v. PepsiCo, Inc., U.S. Dist. Ct., E.D. Tex.: 225

McAllister v. LBP Corp., N.J., Monmouth County Super. Ct.: 346

McCalla: Wise v., N.Y., Kings County Super. Ct.: 91

McClain v. Metabolife Int'l, Inc., U.S. Dist. Ct., N.D. Ala.: 58

McClaren v. Morrison Mgmt. Specialists, Inc., U.S. Dist. Ct., W.D. Tex.: 230

McCluer Corp.: Pietruszynski v., 788 N.E.2d 82 (Ill. App. Ct. 2003): 229

McConnell v. Cosco, Inc., 238 F. Supp. 2d 970 (S.D. Ohio 2003): 131

McCrary: Emilee D. v., Cal., Los Angeles County Super. Ct.: 54

McDermott v. Ingerman Regis Corp., Pa., Phila. County C.C.P.: 64

McEuin v. Crown Equip. Corp., 328 F.3d 1028 (9th Cir. 2003): 283

McFadden v. General Motors Corp., Wis., Brown County Cir. Ct.: 203

McGee: Duvall v., 826 A.2d 416 (Md. 2003): 272

MCI Worldcom, Inc.: Yates v., U.S. Dist. Ct., W.D. Tex.: 13

McIntyre: Doe v., N.J., Atlantic County Super. Ct.: 241

McKenzie: Thornton v., Pa., Luzerne County C.C.P.: 92

McLaren Reg'l Med. Ctr.: Blazo v., Mich., Genesee County Cir. Ct.: 53

McLaughlin: Boyd v., Va., Richmond City Cir. Ct.: 258

McVeigh v. Town of Southampton, N.Y., Suffolk County Sup. Ct.: 186

Medical Components, Inc.: Guevara v., Tex., Nueces County 28th Jud. Dist. Ct.: 97

Medical Offices for Human Reproduction: Paretta v., 760 N.Y.S.2d 639 (N.Y. Sup. Ct. 2003): 241

Medlin v. Dickson, Fla., 10th Jud. Dist. Ct.: 114

Meeks Logging Co.: Phillips v., Ga., Emanuel County Super. Ct.: 6

Menefee v. Central Casting Corp., Ala., Calhoun County Cir. Ct.: 240

Mennell v. Bradley, Cal., Santa Clara County Super. Ct.: 242

Mercer v. Teledyne Continental Motors, Mo., Jackson County Cir. Ct.: 311

Mercury Marine: Sprietsma v., 123 S. Ct. 518 (2002): 24

Mercy Hosp. & Med. Ctr.: Gist v., Ill., Cook County Cir. Ct.: 348

Meredith v. Health Care and Retirement Corp., W. Va., Harrison County Cir. Ct.: 98

Mesman v. Crane Pro Servs., U.S. Dist. Ct., N.D. Ind.: 240

Messerol: Aquino v., N.J., Middlesex County Super. Ct.: 199

Metabolife Int'l, Inc.: McClain v., U.S. Dist. Ct., N.D. Ala.: 58

Methodist Hosp.: Doe v., Ind., Marion County Super. Ct.: 132

Metpath/CCL: Pedone v., N.Y., Nassau County Sup. Ct.: 126

Metrejean v. Rankin, La., Rapides Parish Jud. Dist. Ct.: 269

Metropolitan Life Ins. Co.: Bajwa v., 776 N.E.2d 609 (Ill. App. Ct. 2002): 17

Meyer v. Holley, 123 S. Ct. 824 (2003): 151

Mid-Atlantic Health Alliance: Allen v., Va., Fredericksburg County Cir. Ct.: 236

Mid-Atlantic Permanente Med. Group, P.C.: Butler v., Va., Fairfax County Cir. Ct.: 343

Mikhael-Fard v. Diversified Moving Sys., Inc., Cal., Los Angeles County Super. Ct.: 164

Miller: Kentucky Ass'n of Health Plans, Inc. v., 123 S. Ct. 1471 (2003): 161

Miller v. Arrow Trucking Co., U.S. Dist. Ct., W.D. La.: 150

Miller v. Continental Airlines, Inc., ___ F. Supp. 2d ___, No. C-02-1693 VRW, C-02-2997 VRW, 2003 WL 21557678 (N.D. Cal. July 1, 2003): 331

Miller v. Lucent Techs., Inc., Pa., Phila. County C.C.P.: 101

Miller v. Martin, 838 So. 2d 761 (La. 2003): 169

Miller v. Wolpoff & Abramson, L.L.P., 321 F.3d 292 (2d Cir. 2003): 204

Miller Elec. Mfg. Co.: Nowlin v., ___ F. Supp. 3d ___, No. Civ.A. 02-993, 2003 WL 21664707 (E.D. La. July 11, 2003): 265

Million Air, Inc.: Schwartz v., 341 F.3d 1220 (11th Cir. 2003): 292
 Minimed, Inc.: Bussard v., 129 Cal. Rptr. 2d 675 (Ct. App. 2003): 149
 Minnesota Conference of Seventh-Day Adventists: Odenthal v., 649 N.W.2d 426 (Minn. 2002): 60
 Miskin: Wagner v., 660 N.W.2d 593 (N.D. 2003): 211
 Misko v. Control Bldg. Servs., Inc., N.Y., Richmond County Sup. Ct.: 55
 Mission Plaza Prop. Owners' Ass'n: Rush v., Colo., Arapahoe County Ct.: 94
 Mitchell: Ryder v., 54 P.3d 885 (Colo. 2002): 60
 Mitsubishi Heavy Indus. Am., Inc.: Wischer v., ___ N.W.2d ___, No. 01-0724, 2003 WL 22231881 (Wis. Sept. 30, 2003): 319
 Mlsna: Remington Tech. Corp. v. (In re Mlsna), No. 01 B 03732, 2003 WL 21785648 (Bankr. N.D. Ill. July 31, 2003): 333
 Modersohn v. Osco Drug, Inc., Ill., Winnebago County Cir. Ct.: 25
 Mohammed v. Atlantic Express, Fla., Dade County Cir. Ct.: 220
 Moio v. Stegmeier, Wash., Pierce County Super. Ct.: 94
 Moller v. J.B. Hunt, Inc., N.J., Morris County Cir. Ct.: 351
 Monette v. Clover Assoc. L.P., Mass., Worcester Housing Ct.: 129
 Monroe v. Kansas City Power & Light Co., Mo., Jackson County Cir. Ct.: 279
 Montgomery: Holmes v., No. 2001-CA-002550-MR, 2003 WL 1786518 (Ky. Ct. App. Apr. 4, 2003): 243
 Montoya v. Larity, Cal., Los Angeles County Super. Ct.: 92
 Moore v. Omnicare, Inc., Idaho, American Arb. Ass'n: 230
 Moore v. Schott, Cal., Tulare County Super. Ct.: 42
 Moore v. Spence, Md., Prince George's County Cir. Ct.: 187
 Moran Towing Corp.: Sadler v., U.S. Dist. Ct., S.D.N.Y.: 220
 Morgado v. Warner-Lambert Co., N.Y., New York County Sup. Ct.: 203
 Morgan Keegan & Co.: Nuveen Premium Income Mun. Bond Fund Inc. v., U.S. Dist. Ct., W.D. Okla.: 60
 Morris v. Union Pac. R.R., U.S. Dist. Ct., W. D. Ark.: 26
 Morrison v. Goff, 74 P.3d 409 (Colo. Ct. App. 2003): 98
 Morrison Mgmt. Specialists, Inc.: McClaren v., U.S. Dist. Ct., W.D. Tex.: 230
 Moseley v. V Secret Catalogue, Inc., 537 U.S. 418 (2003): 116
 Moses Lake Sch. Dist.: Hintz v., Wash., Grant County Super. Ct.: 62
 Motta: Estate of Moll v., Pa., Berks County C.C.P.: 57
 Murillo v. Sandvik Process Sys., Inc., U.S. Dist. Ct., N.D. Ill.: 168
 Murphy v. Jefferson-Pilot Communications, S.C., Charleston County C.C.P.: 235
 Murphy Exploration Co.: Walters v., Tex., Harris County 165th Jud. Dist. Ct.: 256
 Murray v. Joslyn, Mo., Jackson County Cir. Ct.: 306
 Musillo v. Noureldin, Ill., Cook County Cir. Ct.: 199
 Myres: Woodward v., U.S. Dist. Ct., N.D. Ill.: 349

N

Naclerio v. C.R. Klewin, Inc., N.Y., Orange County Sup. Ct.: 28
 Naderi v. Harris, N.Y., Queens County Sup. Ct.: 126
 Nagel: Dello Russo v., 817 A.2d 426 (N.J. Super. Ct. App. Div. 2003): 221
 Nam Tai Elecs., Inc.: America Online, Inc. v., 571 S.E.2d 128 (Va. 2002): 22
 Napolitano v. Laidlaw Trans., Inc., Cal., Contra Costa County Super. Ct.: 6
 Nardelli v. Allmake Appliance, N.J., Bergen County Super. Ct.: 127
 National By-Products, Inc. v. Haynes, Wis., Greenlake County Cir. Ct.: 207
 Nat'l R.R. Passenger Corp.: Corcoran v., U.S. Dist. Ct., D. Minn.: 61
 Nat'l R.R. Passenger Corp.: Cox v., D.C., D.C. Super. Ct.: 170
 Nat'l R.R. Passenger Corp.: Kohl v., Pa., Phila. County C.C.P.: 242
 National R.R. Passenger Corp.: Rivera v., 340 F.3d 767 (9th Cir. 2003): 276
 National Union Fire Ins. Co.: Cleall v., U.S. Dist. Ct., S.D. Fla.: 88
 Netscape Communications Corp.: Specht v., 306 F.3d 17 (2d Cir. 2002): 11
 Nevada Dep't of Human Res. v. Hibbs, 123 S. Ct. 1972 (2003): 192
 New Jersey Transit Corp.: Lee v., N.J., Hudson County Super. Ct.: 29

New Jersey Trucking: Dixon v., Tex., Dallas County 14th Jud. Dist. Ct.: 300
 New York: Estate of Brey v., N.Y., N.Y. Ct. Cl.: 339
 New York City Health & Hosp. Corp.: Aguila v., N.Y., New York County Sup. Ct.: 126
 New York State Bar Ass'n v. Federal Trade Comm'n, 276 F. Supp. 2d 110 (D.C. Cir. 2003): 257
 Newman: Nunez v., Cal., Santa Clara County Super. Ct.: 270
 Newman v. Cole, ___ So. 2d ___, No. 1012110, 2003 WL 21674960 (Ala. July 18, 2003): 342
 Newport Ctr.: Burrows v., N.J., Middlesex County Super. Ct.: 63
 Nguyen v. Six Flags Theme Parks, Inc., Tex., Harris County 215th Jud. Dist. Ct.: 307
 Nguyen v. Stecher, Colo., Arapahoe County Dist. Ct.: 21
 Niley v. General Motors Corp., U.S. Dist. Ct., E.D. Cal.: 275
 NME Props., Inc. v. Rudich, 840 So. 2d 309 (Fla. Dist. Ct. App. 2003): 132
 Nobel Floral, Inc. v. Pasero, 130 Cal. Rptr. 2d 881 (Ct. App. 2003): 201
 Nodurft v. Heritage Consumer Prods., LLC, Wash., King County Super. Ct.: 25
 Norcal Mut. Ins. Co.: Reiss v., Cal., Los Angeles County Super. Ct.: 89
 Nord: Black & Decker Disability Plan v., 123 S. Ct. 1965 (2003): 196
 Norfolk & W. Ry. Co. v. Ayers, 123 S. Ct. 1210 (2003): 132
 Norfolk S. Ry. Co. v. Bailey, 92 S.W.3d 577 (Tex. App. 2002): 48
 North Coast Women's Care Med. Group, Inc.: Benitez v., 131 Cal. Rptr. 2d 364 (Ct. App. 2003): 241
 Northern Ins. Co. of N.Y.: W.V. Realty, Inc. v., 334 F.3d 306 (3d Cir. 2003): 341
 Northridge Enters., L.P.: Shaw v., Pa., Allegheny County C.C.P.: 202
 Noske v. Friedberg, 656 N.W.2d 409 (Minn. Ct. App. 2003): 205
 Noureldin: Musillo v., Ill., Cook County Cir. Ct.: 199
 Novelty, Inc.: Billy-Bob Teeth, Inc. v., 329 F.3d 586 (7th Cir. 2003): 211
 Nowlin v. Miller Elec. Mfg. Co., ___ F. Supp. 3d ___, No. Civ.A. 02-993, 2003 WL 21664707 (E.D. La. July 11, 2003): 265
 NTJ Corp.: Bayous v., N.J., Mercer County Super. Ct.: 120
 Nugent v. Tucker, U.S. Dist. Ct., D. Neb.: 92
 Nunez v. Newman, Cal., Santa Clara County Super. Ct.: 270
 Nunn v. Allen, 574 S.E.2d 35 (N.C. Ct. App. 2002): 121
 Nusbaum: Deleo v., 821 A.2d 744 (Conn. 2003): 242
 Nuveen Premium Income Mun. Bond Fund Inc. v. Morgan Keegan & Co., U.S. Dist. Ct., W.D. Okla.: 60
 Nycomed Amersham: Freund v., 326 F.3d 1070 (9th Cir. 2003): 200

O

Oak Park Calabasas Homeowners Ass'n: ECC Constr. Inc. v., Cal., Los Angeles County Super. Ct.: 81
 Oakley v. City of Austin, U.S. Dist. Ct., W.D. Tex.: 332
 Ocala Speedway, Inc.: Whitt v., Fla., Marion County 5th Jud. Cir. Ct.: 346
 Ochsner Found. Hosp.: Heffker v., La., Jefferson Parish Jud. Dist. Ct.: 163
 O'Connor v. Boeing N. Am., Inc., 311 F.3d 1139 (9th Cir. 2002): 134
 Odenthal v. Minnesota Conference of Seventh-Day Adventists, 649 N.W.2d 426 (Minn. 2002): 60
 Ogborn v. City of Lancaster, 124 Cal. Rptr. 2d 238 (Ct. App. 2002): 43
 Ogorzaly v. Dunning, U.S. Dist. Ct., D. Neb.: 192
 Okada v. Kelly-Ryan, Inc., U.S. Dist. Ct., W.D. Wash.: 76
 Olivarez v. Rebel Oil Co., Nev., Clark County Dist. Ct.: 258
 Oliveira v. Chase Manhattan Auto. Fin. Corp., R.I., Providence County Super. Ct.: 8
 Olsen: Harbin v., Wis., Milwaukee County Cir. Ct.: 54
 Olson v. Bloomberg, 339 F.3d 730 (8th Cir. 2003): 296
 Olson v. Federal Express Corp., Ill., Cook County Cir. Ct.: 42
 Olympic Airways: Husain v., No. 02-3751 (U.S. Mar. 11, 2002): 79
 Olympic Airways: Husain v., 316 F.3d 829 (9th Cir. 2002): 79
 Omnicare, Inc.: Moore v., Idaho, American Arb. Ass'n: 230
 Osborne v. United States, 567 S.E.2d 677 (W. Va. 2002): 60

Oscro Drug, Inc.: Modersohn v., Ill., Winnebago County Cir. Ct.: 25
 Ospalski v. City of Warren, U.S. Dist. Ct., E.D. Mich.: 156
 Ostrowski v. Holem, ___ F. Supp. 2d ___, No. 02 C 50281, 2002 WL
 31956039 (N.D. Ill. Jan. 21, 2003): 93
 Otis Elevator Co.: Smith v., U.S. Dist. Ct., D. Me.: 65
 Otley v. Otley, 810 A.2d 1 (Md. Ct. Spec. App. 2002): 87
 O'Toole v. Kallal, Ill., Cook County Cir. Ct.: 125
 Ouachita Parish Sch. Bd.: Day v., 823 So. 2d 1039 (La. Ct. App.
 2002): 12
 Oyobe: In re Derek C. v., Cal., Los Angeles County Super. Ct.: 307

P

Paccar, Inc.: Schonscheck v., 661 N.W.2d 476 (Wis. Ct. App. 2003):
 226
 Pacheco v. Allen, 71 P.3d 375 (Colo. 2003): 283
 Pacific Bell Directory: Adams v., 3 Cal. Rptr. 3d 365 (Ct. App. 2003):
 345
 PacifiCare Health Sys., Inc.: Cruz v., 66 P.3d 1157 (Cal. 2003): 189
 Padilla v. State Farm Mut. Auto. Ins. Co., 68 P.3d 901 (N.M. 2003):
 305
 Pagani v. Pagani, N.Y., Suffolk County Sup. Ct.: 330
 Palmer v. Combined Ins. Co. of Am., 217 F.R.D. 430 (N.D. Ill.
 2003): 335
 Palmer Mach. Works, Inc.: Brown v., U.S. Dist. Ct., N.D. Ind.: 204
 Panther v. Park, 123 Cal. Rptr. 2d 599 (Ct. App. 2002): 5
 Pardue: Doctor v., Tex., Harris County 113th Jud. Dist. Ct.: 331
 Paretta v. Medical Offices for Human Reproduction, 760 N.Y.S.2d
 639 (N.Y. Sup. Ct. 2003): 241
 Park: Panther v., 123 Cal. Rptr. 2d 599 (Ct. App. 2002): 5
 Parker v. Advantage Healthcare, U.S. Dist. Ct., C.D. Utah: 98
 Parks v. Hyundai Motor Am., Inc., 575 S.E.2d 673 (Ga. Ct. App.
 2002): 95
 Parnell v. Adventist Health Sys./W., 131 Cal. Rptr. 2d 148 (Ct. App.
 2003): 118
 Parsley v. Terminix Int'l, U.S. Dist. Ct., S.D. Ohio: 274
 Partlow v. Romar Supply, Inc., Tex., Tarrant County 352d Jud. Dist.
 Ct.: 7
 Pasero: Nobel Floral, Inc. v., 130 Cal. Rptr. 2d 881 (Ct. App. 2003):
 201
 Pate & Pate Enters.: Trigueros v., Tex., Galveston County 10th Jud.
 Dist. Ct.: 135
 Payless Bldg. Ctr., Inc.: Hilz v., Neb., Lancaster County Dist. Ct.: 205
 Payment Res. Int'l v. Bankcard Processing, Inc., Cal., Orange County
 Super. Ct.: 82
 PEAT, Inc. v. Vanguard Research Inc., U.S. Dist. Ct., N.D. Ala.: 44
 Pedreira v. ABC Corp., Fla., Dade County Cir. Ct.: 330
 Pedone v. Metpath/CCL, N.Y., Nassau County Sup. Ct.: 126
 Peer Consultants, P.C.: Bazar v., N.J., Burlington County Cir. Ct.: 280
 Pelham Wood L.L.L.P.: Hemmings v., 826 A.2d 443 (Md. 2003): 239
 Pellerin-Milnor Corp.: Marchesani v., U.S. Dist. Ct., E.D. La.: 240
 Penta v. Bassil, Mass., Suffolk County Super. Ct.: 91
 PepsiCo, Inc.: Maximicer, LLC v., U.S. Dist. Ct., E.D. Tex.: 225
 Perez v. Fire Ins. Exch., Cal., Tulare County Super. Ct.: 245
 Peter v. GC Servs. L.P., 310 F.3d 344 (5th Cir. 2002): 46
 Peters: Hensley v., Ga., Murray County Super. Ct.: 195
 Peters v. General Motors Corp., Mo., Jackson County Cir. Ct.: 96
 Peterson v. Sta-Rite Indus., Inc., Fla., Miami-Dade 11th Jud. Cir. Ct.:
 317
 Petsmart, Inc.: Jenkins v., ___ S.W.3d ___, No. 2001-CA-002256-MR,
 2003 WL 832931 (Ky. Ct. App. Mar. 7, 2003): 167
 Petty-Fitzmaurice: Steen v., Ala., Elmore County Cir. Ct.: 58
 Pharaoh's Lost Kingdom Amusement Park: Ricks v., Cal., San
 Bernardino County Super. Ct.: 236
 Philip Morris Inc.: Bullock v., Cal., Los Angeles County Super. Ct.:
 67
 Phillip v. University of Rochester, 316 F.3d 291 (2d Cir. 2003): 151
 Phillips Med. Sys.: Sadowski v., Ohio, Cuyahoga County C.C.P.: 263
 Phillips v. Grendahl, 312 F.3d 557 (8th Cir. 2002): 53
 Phillips v. Meeks Logging Co., Ga., Emanuel County Super. Ct.: 6
 Phillips v. Riverhead Bldg. Supply, N.J., Somerset County Super. Ct.:
 244

Pietruszynski v. McClier Corp., 788 N.E.2d 82 (Ill. App. Ct. 2003):
 229
 Pinkertons, Inc.: Landis v., Cal., settled before filing: 13
 Playgirl, Inc.: Solano v., 123 S. Ct. 557 (2002): 67
 Plester v. Wawanesa Mut. Ins. Co., Can., Ontario Super. Ct. of Justice:
 197
 Plonka v. Keller, Iowa, Cerro Gorgo County Dist. Ct.: 7
 Pony Express Pony Rides: York v., Tex., Travis County Dist. Ct.: 127
 Pool Depot, Inc.: Brown v., 853 So. 2d 181 (Ala. 2002): 117
 Portland Pub. Sch.: Doe v., U.S. Dist. Ct., D. Or.: 171
 Posovac v. Continental Cas. Co., Fla., Palm Beach County 15th Jud.
 Cir. Ct.: 340
 Potter v. Ford Motor Co., Kan., Jefferson County Dist. Ct.: 131
 Pottinger v. Boston Teachers' Union, Mass., Suffolk County Super.
 Ct.: 44
 Precision Constr. Prods., Inc.: Dodge v., 820 A.2d 207 (Vt. 2003):
 207
 Preferred National Ins. Co. v. Docusearch, Inc., 829 A.2d 1068 (N.H.
 2003): 319
 Premier Park Inc.: Cartwright v., Tex., Tarrant County 236th Jud.
 Dist. Ct.: 21
 Presidential Place Condo. Ass'n v. Presidential Place Partners, Ltd.,
 Fla., Palm Beach County Cir. Ct.: 25
 Presidential Place Partners, Ltd.: Presidential Place Condo. Ass'n v.,
 Fla., Palm Beach County Cir. Ct.: 25
 Prince George's County: Davis v., Md., Prince George's County Cir.
 Ct.: 97
 Pro-Quip Corp.: Couch v., Tex., Jefferson County 60th Jud. Dist. Ct.:
 47
 Pro Tech Indus., Inc.: Blair v., Ala., Lamar County Cir. Ct.: 348
 Progressive Cas. Ins. Co.: All Care, Inc. v., Miss., Hinds County Cir.
 Ct.: 160
 Provident Life and Accident Ins. Co.: Hale v., Nos. A092548,
 A092833, 2003 WL 1510463 (Cal. Ct. App. Mar. 25, 2003): 233
 Prudential-Bache Trade Servs., Inc.: Kyocera Corp. v., 341 F.3d 987
 (9th Cir. 2003): 345
 Prudential Health Care: Haynes v., 313 F.3d 330 (5th Cir. 2002): 163
 Prudential Health Care Plan, Inc.: Villazon v., 843 So. 2d 842 (Fla.
 2003): 163
 Pruitt: Tabor v., Ga., Jackson County State Ct.: 97

Q

Quality Steel Prods., Inc.: Barry v., 820 A.2d 258 (Conn. 2003): 203
 Queen v. Lambert, 577 S.E.2d 72 (Ga. Ct. App. 2003): 169

R

Raad v. Fairbanks N. Star Borough Sch. Dist., 323 F.3d 1185 (9th Cir.
 2003): 193
 Rabe v. Air Evac EMS, Inc., Ill., Adams County Cir. Ct.: 43
 Rabutino v. Freedom State Real Estate Co., 809 A.2d 933 (Pa. Super.
 Ct. 2002): 56
 Ramirez v. Washburn, Tex., Wharton County 329th Jud. Dist. Ct.:
 344
 Rancman v. Interim Settlement Funding Corp., 789 N.E.2d 217
 (Ohio 2003): 297
 Rankin: Metrejean v., La., Rapides Parish Jud. Dist. Ct.: 269
 Rebar: Cook's Pest Control, Inc. v., 850 So. 2d 730 (Ala. 2002): 82
 Rebel Oil Co.: Olivarez v., Nev., Clark County Dist. Ct.: 258
 Reel v. Harrison, 60 P.3d 480 (Nev. 2002): 50
 Reeves v. Hanlon, 130 Cal. Rptr. 2d 793 (Ct. App. 2003): 148
 Reinecke v. J. Pisa Constr. Co., N.J., Monmouth County Ct.: 100
 Reiss v. Norcal Mut. Ins. Co., Cal., Los Angeles County Super. Ct.: 89
 REM, Ind. Inc.: Kosac v., Ind., Lake County Super. Ct.: 60
 Remington Tech. Corp. v. Mlsna (In re Mlsna), No. 01 B 03732,
 2003 WL 21785648 (Bankr. N.D. Ill. July 31, 2003): 333
 Remsburg v. Docusearch, Inc., 816 A.2d 1001 (N.H. 2003): 132
 Res-Care, Inc.: Godfrey v., N.C., Catawba County Super. Ct.: 45
 Retirement Account Plan for Employees of Allegheny Health Educ.
 & Research Found.: Burstein v., 334 F.3d 365 (3d Cir. 2003):
 337

Richards v. Consolidated Rail Corp., 330 F.3d 428 (6th Cir. 2003): 242

Richardson v. Arom, U.S. Dist. Ct., D. Minn.: 20

Richelle L. v. Roman Catholic Archbishop of San Francisco, 130 Cal. Rptr. 2d 601 (Ct. App. 2003): 204

Richland County: Jinks v., 123 S. Ct. 1667 (2003): 165

Ricks v. Pharaoh's Lost Kingdom Amusement Park, Cal., San Bernardino County Super. Ct.: 236

Riordan v. Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, 242 F. Supp. 2d 635 (W.D. Mo. 2003): 165

Ritchie Tractor Co.: Ferguson v., Tenn., Knox County Cir. Ct.: 55

Rite Aid Corp.: Kolar v., U.S. Dist. Ct., E.D. Pa.: 191

Rivera v. National R.R. Passenger Corp., 340 F.3d 767 (9th Cir. 2003): 276

Rivera v. Union Pac. R.R. Co., U.S. Dist. Ct., N.D. Tex.: 313

Riverhead Bldg. Supply: Phillips v., N.J., Somerset County Super. Ct.: 244

Roark v. Commonwealth, 90 S.W.3d 24 (Ky. 2002): 15

Roark v. Humana, Inc., 307 F.3d 298 (5th Cir. 2002): 54

Roberson: Carpontier v., 126 Cal. Rptr. 2d 238 (Ct. App. 2002): 55

Roberts v. Fleet Bank, 342 F.3d 260 (3d Cir. 2003): 334

Roberts v. Geo. M. Martin Co., Minn., Hennepin County Dist. Ct.: 49

Roberts v. Williamson, 111 S.W.3d 113 (Tex. 2003): 299

Robinson: Black v., No. 5-01-0904 (Ill. App. Ct. Dec. 5, 2002) (unpublished): 112

Robison v. Lanford, 841 So. 2d 1119 (Miss. 2003): 231

Rodgers: Kentucky Farm Bureau Mut. Ins. Co. v., Nos. 2001-CA-000152-MR, 2001-CA-000206-MR, 2002 WL 31045356 (Ky. Ct. App. Sept. 13, 2002): 46

Roe: Doe v., Cal., Orange County Super. Ct.: 60

Roe: Doe v., Mass., confidential court: 20

Roe: Doe v., Mass., Hampshire County Super. Ct.: 90

Roe: Doe v., Mich., settled before filing: 54

Roe: Doe v., Mo., Boone County Cir. Ct.: 349

Roe: Doe v., N.C., confidential court: 20

Roe: Doe v., U.S. Dist. Ct., N.D. Cal.: 168

Roe Anesthesiologist: Doe v., Fla., settled before filing: 236

Roe Bakery: Doe v., N.C., settled without filing: 7

Roe Corps.: Doe v., Cal., Los Angeles County Super. Ct.: 26

Roe Dep't Store: Doe v., Cal., San Diego County Super. Ct.: 273

Roe Dialysis Ctr.: Doe v., Ohio, confidential court: 307

Roe Gynecologist: Doe v., Mass., Suffolk County Super. Ct.: 126

Roe HMO: Doe v., Ohio, Cuyahoga County C.C.P.: 126

Roe Hosp.: Doe v., Md., Baltimore City Cir. Ct.: 53

Roe Ins. Co.: Doe v., Cal., confidential court: 196

Roe Ins. Co.: Doe v., Cal., San Diego County Super. Ct.: 122

Roe Ins. Co.: Doe Food Processing Co. v., U.S. Dist. Ct., C.D. Cal.: 18

Roe Internist: Doe v., Minn., confidential court: 269

Roe Nursing Home: Doe v., Cal., Los Angeles County Super. Ct.: 169

Roe Obstetrician: Doe v., Cal., Los Angeles County Super. Ct.: 306

Roe Obstetrician: Kenslowe v., N.J., Cumberland County Super. Ct.: 236

Roe Otolaryngologist: Doe v., Cal., confidential court: 270

Roe Psychiatrist: Doe v., Va., Fairfax County Cir. Ct.: 25

Roe Sch. Dist.: Doe v., Cal., Orange County Super. Ct.: 313

Roe Trucking Co.: Doe v., Cal., Los Angeles County Super. Ct.: 149

Rojas v. Los Angeles County Super. Ct., 126 Cal. Rptr. 2d 97 (Ct. App. 2002): 56

Roman Catholic Archbishop of Boston: Hogan v., Mass., Suffolk County Super. Ct.: 312

Roman Catholic Archbishop of San Francisco: Richelle L. v., 130 Cal. Rptr. 2d 601 (Ct. App. 2003): 204

Roman Catholic Bishop of Louisville, Inc.: Doe v., Ky., Jefferson County Cir. Ct.: 241

Roman Catholic Bishop of Manchester: Doe v., N.H., Hillsborough County Super. Ct.: 59

Roman Catholic Bishop of Stockton: Doe v., Cal., settled before filing: 97

Romar Supply, Inc.: Partlow v., Tex., Tarrant County 352d Jud. Dist. Ct.: 7

Rose: Stevens v., 298 F.3d 880 (9th Cir. 2002): 9

Ross: Apter v., 781 N.E.2d 744 (Ind. Ct. App. 2003): 158

Ross v. Crozier, Pa., Beaver County C.C.P.: 235

Ross v. Eck Miller Transp., Tenn., Madison County Cir. Ct.: 186

Rosser v. SAI Enters., Inc., Ga., Fulton County State Ct.: 129

Roth v. Kugler Oil Co., Colo., Denver County Dist. Ct.: 59

Rotolo Chevrolet v. Superior Ct., 129 Cal. Rptr. 2d 283 (Ct. App. 2003): 84

Rowell v. Holt, 850 So. 2d 474 (Fla. 2003): 312

Royal Coach Lines: Butchar v., N.Y., Bronx Civ. Ct.: 223

Rucker v. Hoffman Estates Golf Dome, Inc., Ill., Cook County Cir. Ct.: 96

Rudich: NME Props., Inc. v., 840 So. 2d 309 (Fla. Dist. Ct. App. 2003): 132

Ruditys v. J.C. Penney Co., Pa., Delaware County C.C.P.: 197

Ruiz v. Jackson, N.J., Morris County Super. Ct.: 198

Rush v. Mission Plaza Prop. Owners' Ass'n, Colo., Arapahoe County Ct.: 94

Rutkowski v. Bonine, Mich., Livingston County Cir. Ct.: 312

Ryan v. Bottrell, N.J., Ocean County Super. Ct.: 235

Ryder v. Mitchell, 54 P.3d 885 (Colo. 2002): 60

S

Sadler v. Moran Towing Corp., U.S. Dist. Ct., S.D.N.Y.: 220

Sadowski v. Philips Med. Sys., Ohio, Cuyahoga County C.C.P.: 263

SAI Enters., Inc.: Rosser v., Ga., Fulton County State Ct.: 129

Salitros v. Chrysler Corp., 306 F.3d 562 (8th Cir. 2002): 12

Samperisi v. Starbucks Coffee Co., N.Y., N.Y. County Sup. Ct.: 127

San Francisco BayKeeper, Inc. v. Tosco Corp., 309 F.3d 1153 (9th Cir. 2002): 134

Sanchez: Aruba v., U.S. Dist. Ct., S.D. Fla.: 45

Sanchez v. Hillerich & Bradsby Co., 128 Cal. Rptr. 2d 529 (Ct. App. 2002): 131

Sandusky City Sch. Dist. Bd. of Educ.: Cox v., U.S. Dist. Ct., N.D. Ohio: 13

Sandvik Process Sys., Inc.: Murillo v., U.S. Dist. Ct., N.D. Ill.: 168

Santos v. Sunrise Med., Inc., U.S. Dist. Ct., W.D. Mass.: 58

Sarcona Trucking, Inc.: Kelly v., N.J., Burlington County Super. Ct.: 244

Savannah-Chatham County Bd. of Educ.: Doe v., U.S. Dist. Ct., S.D. Ga.: 281

Scanlan v. Tilcon New York, Inc., N.Y., Rockland County Sup. Ct.: 167

Schaaf v. Caterpillar, Inc., 264 F. Supp. 2d 882 (D.N.D. 2003): 299

Schimmer v. Jaguar Cars, Inc., ___ F. Supp. 3d ___, No. 03 C 1884, 2003 WL 21518589 (N.D. Ill. July 2, 2003): 298

Schlumberger Tech. Corp.: Spiller v., La., Lafayette Parish 15th Jud. Dist. Ct.: 4

Schmidt v. Mahoney, 659 N.W.2d 552 (Iowa 2003): 163

Schonscheck v. Paccar, Inc., 661 N.W.2d 476 (Wis. Ct. App. 2003): 226

Schott: Moore v., Cal., Tulare County Super. Ct.: 42

Schultz v. Advocate Health & Hosps. Corp., U.S. Dist. Ct., N.D. Ill.: 14

Schwartz v. Million Air, Inc., 341 F.3d 1220 (11th Cir. 2003): 292

Scottsdale Med. Imaging, Ltd.: Duncan v., 70 P.3d 435 (Ariz. 2003): 344

Scripto-Tokai Corp.: Flock v., 319 F.3d 231 (5th Cir. 2003): 130

Scurlock v. Twin Labs., Inc., Tex., Bastrop County 21st Jud. Dist. Ct.: 167

Seabulk Offshore, Ltd.: Wilson v., Tex., Nueces County 28th Jud. Dist. Ct.: 256

Seacor Marine, Inc.: Elkins v., No. 2001-CA-1907 (La. Ct. App. June 21, 2002): 4

SeaRiver Maritime, Inc.: Gregory v., Cal., Los Angeles County Super. Ct.: 40

Sears, Roebuck & Co.: Speller v., 790 N.E.2d 252 (N.Y. 2003): 240

Seismic Sys., Inc. v. Hackman, Cal., Los Angeles County Super. Ct.: 10

Seither v. Winnebago Indus., Inc., 853 So. 2d 37 (La. Ct. App. 2003): 319

Selementi v. Burger King, N.J., Monmouth County Super. Ct.: 57

Selvaggio v. Harrah's Entm't, Inc., N.J., Atlantic County Super. Ct.: 346

Sharon S. v. Superior Ct., 2 Cal. Rptr. 3d 699 (2003): 302

Sharpe v. St. Luke's Hosp., 821 A.2d 1215 (Pa. 2003): 270

Shaw v. Northridge Enters., L.P., Pa., Allegheny County C.C.P.: 202

Shea v. Household Bank, 129 Cal. Rptr. 2d 387 (Ct. App. 2003): 117

Sheckler v. Virginia Broadcasting Co., Va., Charlottesville Cir. Ct.: 269, 355

Sheeks: Veach v., 316 F.3d 690 (7th Cir. 2003): 204

Shell Oil Co.: HRN, Inc. v., 102 S.W.3d 205 (Tex. App. 2003): 188

Shepard v. State, Wash., Clark County Super. Ct.: 17

Sherman Hosp.: Christensen v., Ill., Cook County Cir. Ct.: 344

Sherwin v. Huntleigh Sec. Corp., 85 S.W.3d 737 (Mo. Ct. App. 2002): 60

Sherwin-Williams Co.: Hardwick v., No. 81575, 2002 WL 31992364 (Ohio Ct. App. Feb. 13, 2003): 119

Shinhoster v. Bridgestone/Firestone, Inc., Ala., Macon County Cir. Ct.: 131

Shropshire v. City of Walnut Creek, Cal., Contra Costa County Super. Ct.: 304

Shroyer Family, Ltd.: Ahmadian v., Colo., Pueblo County Dist. Ct.: 239

Silva v. Aspen Precision Techs., Inc., Cal., Sonoma County Super. Ct.: 64

Silver Spring-Wheaton Nursing Home: Bennett v., Md., Montgomery County Cir. Ct.: 25

Silvers v. Sony Pictures Entm't, Inc., 330 F.3d 1204 (9th Cir. 2003): 261

Silversea Cruises Ltd.: Ammann v., Fla., Miami-Dade County Cir. Ct.: 112

Simon v. Urist, Ala., Jefferson County Cir. Ct.: 91

Simon DeBartolo Group, Inc.: Bratley v., Fla., Clay County Cir. Ct.: 202

Sirius Constr., Inc.: Dukes v., 73 P.3d 781 (Mont. 2003): 315

Six Flags Theme Parks, Inc.: Nguyen v., Tex., Harris County 215th Jud. Dist. Ct.: 307

66 Fed. Credit Union v. Tucker, 853 So. 2d 104 (Miss. 2003): 336

Sizzler USA Franchise, Inc.: Kriefall v., 665 N.W.2d 417 (Wis. Ct. App. 2003): 204

Skinner v. Trident Med. Ctr., S.C., Berkeley County C.C.P.: 90

Small v. Fritz, 132 Cal. Rptr. 2d 490 (2003): 226

Smith: Doe v., Fla., Dade County Cir. Ct.: 348

Smith: Hurdle v., Va., Norfolk County Cir. Ct.: 78

Smith v. Botsford Hosp., U.S. Dist. Ct., S.D. Mich.: 199

Smith v. Otis Elevator Co., U.S. Dist. Ct., D. Me.: 65

Smithson v. Adamthwaite, Fla., Seminole County Cir. Ct.: 52

Socci: Tarnowsky v., 816 A.2d 728 (Conn. App. Ct. 2003): 200, 238

Sofamor Danek Group: Tamoozi v., Tex., Harris County 165th Jud. Dist. Ct.: 24

Solano v. Playgirl, Inc., 123 S. Ct. 557 (2002): 67

Sony Corp.: St. Clair Intellectual Prop. Consultants, Inc. v., U.S. Dist. Ct., D. Del.: 260

Sony Pictures Entm't, Inc.: Silvers v., 330 F.3d 1204 (9th Cir. 2003): 261

Soto v. Illinois Masonic Med. Ctr., Ill., Cook County Cir. Ct.: 91

South Lowe Ave. Terrace, LLC: Everett v., Ill., Cook County Cir. Ct.: 309

Southland Supply Co.: Engelman v., Pa., Philadelphia County C.C.P.: 168

Southwest Nurseries, LLC v. Florist Ins. Serv., Inc., U.S. Dist. Ct., D. Colo.: 124

Specht v. Netscape Communications Corp., 306 F.3d 17 (2d Cir. 2002): 11

Speedway Motorsports Inc.: Taylor v., N.C., Mecklenburg County Super. Ct.: 275

Speller v. Sears, Roebuck & Co., 790 N.E.2d 252 (N.Y. 2003): 240

Spence: Moore v., Md., Prince George's County Cir. Ct.: 187

Spiller v. Schlumberger Tech. Corp., La., Lafayette Parish 15th Jud. Dist. Ct.: 4

Sprietsma v. Mercury Marine, 123 S. Ct. 518 (2002): 24

St. Clair Intellectual Prop. Consultants, Inc. v. Sony Corp., U.S. Dist. Ct., D. Del.: 260

St. John's Reg'l Med. Ctr.: Swanson v., 118 Cal. Rptr. 2d 325 (Ct. App. 2002): 119

St. Luke's Hosp.: Sharpe v., 821 A.2d 1215 (Pa. 2003): 270

Sta-Rite Indus., Inc.: Peterson v., Fla., Miami-Dade 11th Jud. Cir. Ct.: 317

Stack v. City of Hartford, U.S. Dist. Ct., D. Conn.: 305

Stamp v. Atlantic Express, Fla., Dade County Cir. Ct.: 220

Stanford Health Servs.: Cook v., Cal., San Francisco County Super. Ct.: 344

Starbucks Coffee Co.: Samperisi v., N.Y., N.Y. County Sup. Ct.: 127

State: Boudreaux v., La., Tangipahoa Parish 21st Jud. Dist. Ct.: 122, 247

State: Dalton v., 63 P.3d 847 (Wash. Ct. App. 2003): 128

State: Franza v., Fla., Polk County 10th Jud. Dist. Cir. Ct.: 50

State: Johnson v., 785 N.E.2d 1134 (Ind. Ct. App. 2003): 193

State: Shepard v., Wash., Clark County Super. Ct.: 17

State: Wacik v., Cal., San Diego County Super. Ct.: 223

State: Zmora v., U.S. Dist. Ct., D. Minn.: 206

State ex rel. L.C.F., 96 S.W.3d 651 (Tex. Ct. App. 2003): 86

State Farm Lloyds: Faaitiiti v., Tex., Dallas County Ct. at Law: 51

State Farm Mut. Auto. Ins. Co.: Padilla v., 68 P.3d 901 (N.M. 2003): 305

State Farm Mut. Auto. Ins. Co. v. Campbell, 123 S. Ct. 1513 (2003): 154

States Gen. Life Ins. Co.: Ward v., Miss., Hinds County Cir. Ct.: 19

Stecher: Nguyen v., Colo., Arapahoe County Dist. Ct.: 21

Steen v. Petty-Fitzmaurice, Ala., Elmore County Cir. Ct.: 58

Stegmeier: Moisoio v., Wash., Pierce County Super. Ct.: 94

Steinberg, Moorad & Dunn, Inc. v. Dunn, U.S. Dist. Ct., C.D. Cal.: 152

Stephenson v. Dow Chem. Co., 123 S. Ct. 485 (2002): 67

Stevens v. Rose, 298 F.3d 880 (9th Cir. 2002): 9

Stevenson v. E.I. DuPont de Nemours & Co., 327 F.3d 400 (5th Cir. 2003): 278

Stewart v. Keeper Corp., U.S. Dist. Ct., E.D. La.: 311

Stewart v. Wojcik, N.Y., Cattaraugus County Sup. Ct.: 20

Stone v. Churchill Group, Inc., U.S. Dist. Ct., N.D. Ala.: 120

Stone Container Corp. v. Castle, 657 N.W.2d 485 (Iowa 2003): 208

Storage Tech. Corp.: Corti v., 304 F.3d 336 (4th Cir. 2002): 12

Strange v. University of Md. Med. Sys., Md., Baltimore City Cir. Ct.: 54

Sulpizio v. Levitz Furniture Corp., Cal., San Mateo County Super. Ct.: 157

Sunrise Med., Inc.: Santos v., U.S. Dist. Ct., W.D. Mass.: 58

Superior Ct.: Archdiocese of Milwaukee v., 5 Cal. Rptr. 3d 154 (Ct. App. 2003): 348

Superior Ct.: Bird, Marella, Boxer & Wolpert v., 130 Cal. Rptr. 2d 782 (Ct. App. 2003): 185

Superior Ct.: Do v., 135 Cal. Rptr. 2d 855 (Ct. App. 2003): 257

Superior Ct.: Jimenez v., 58 P.3d 450 (Cal. 2002): 58

Superior Ct.: Rotolo Chevrolet v., 129 Cal. Rptr. 2d 283 (Ct. App. 2003): 84

Superior Ct.: Sharon S. v., 2 Cal. Rptr. 3d 699 (2003): 302

Superior Ct.: Weingarten v., 125 Cal. Rptr. 2d 371 (Ct. App. 2002): 47

Swanson v. St. John's Reg'l Med. Ctr., 118 Cal. Rptr. 2d 325 (Ct. App. 2002): 119

Swedish Health Servs.: Jackman v., Wash., King County Super. Ct.: 91

Swift: Leonard v., 656 N.W.2d 132 (Iowa 2003): 132

Swift Transp. Co.: Donato v., Ariz., Maricopa County Super. Ct.: 114

Swift Transp. Co.: Vargo v., U.S. Dist. Ct., M.D. Pa.: 295

Swope v. King Well Servs., Inc., Okla., Roger Mills County Dist. Ct.: 259

Syngenta Crop Protection, Inc. v. Henson, 123 S. Ct. 366 (2002): 22

T

T&M Sales & Envtl. Sys.: United Mortgage Loan & Inv. Corp. VP, LLC v., Inc., Tex., Cameron County Ct.: 11

Tabor v. Pruitt, Ga., Jackson County State Ct.: 97

Tamoozi v. Sofamor Danek Group, Tex., Harris County 165th Jud. Dist. Ct.: 24

Tannehill: Tolliver v., La., East Baton Rouge Parish 19th Jud. Dist. Ct.: 307
 Tarnowsky v. Succi, 816 A.2d 728 (Conn. App. Ct. 2003): 200, 238
 Taylor: United States v., 338 F.3d 947 (9th Cir. 2003): 338
 Taylor v. Speedway Motorsports Inc., N.C., Mecklenburg County Super. Ct.: 275
 Taylor v. Toys 'R' Us, Inc., N.J., Monmouth County Super. Ct.: 57
 Teledyne Continental Motors: Mercer v., Mo., Jackson County Cir. Ct.: 311
 Tenorio v. Automotive Cas. Ins. Co., La., Orleans Parish Civ. Dist. Ct.: 267
 Terminix Int'l: Parsley v., U.S. Dist. Ct., S.D. Ohio: 274
 Terry v. Garcia, 134 Cal. Rptr. 2d 565 (Cal. Ct. App. 2003): 308
 Terry Shaver Pontiac, Inc.: Grau v., Ind., Lake County Super. Ct.: 113
 Texaco, Inc.: Davis & Thomas LLP v., Cal., Los Angeles County Super. Ct.: 6
 Texas Gas Transmission Corp.: Hemphill v., La., 2d Jud. Dist. Ct.: 207
 Thackston: Wolff v., Ind., Lake County Cir. Ct.: 331
 Thomson v. County of Albany, N.Y., Albany County Sup. Ct.: 129
 Thornton v. McKenzie, Pa., Luzerne County C.C.P.: 92
 3M: LePage's Inc. v., 324 F.3d 141 (3d Cir. 2003): 225
 Thurman v. Applebrook County Dayschool Inc., Ga., Catoosa County Super. Ct.: 60
 Tilcon New York, Inc.: Scanlan v., N.Y., Rockland County Sup. Ct.: 167
 Tim-Bar Corp.: Gafen v., U.S. Dist. Ct., S.D. Fla.: 98
 Timmons v. Anesthesiology & Pain Medicine of Montgomery, Ala., Montgomery County Cir. Ct.: 306
 Ting v. AT&T, 319 F.3d 1126 (9th Cir. 2003): 153
 Tischler v. Watts, 827 A.2d 1036 (N.J. 2003): 309
 Titan Wheel Int'l: Vehicular Techs. Corp. v., Cal., Los Angeles County Super. Ct.: 333
 TMF, Inc.: Zuniga v., No. CA 2:02CV 879 (E.D. Va. May 5, 2003) (unpublished): 328
 Tolliver v. Tannehill, La., East Baton Rouge Parish 19th Jud. Dist. Ct.: 307
 Tom's Foods, Inc.: Jones v., Ala., Houston County Cir. Ct.: 45
 Toran v. Holland Ladder Co., Wis., Milwaukee County Cir. Ct.: 239
 Torino: Cook v., Cal., Los Angeles County Super. Ct.: 270
 Tosco Corp.: San Francisco BayKeeper, Inc. v., 309 F.3d 1153 (9th Cir. 2002): 134
 Town of Southampton: McVeigh v., N.Y., Suffolk County Sup. Ct.: 186
 Toys 'R' Us, Inc.: Taylor v., N.J., Monmouth County Super. Ct.: 57
 Transport Ins. Co.: Henline v., Cal., San Diego County Super. Ct.: 51
 Transue v. Aesthetech Corp., 341 F.3d 911 (9th Cir. 2003): 347
 Travelers Ins. Co.: Koikos v., 849 So. 2d 263 (Fla. 2003): 160, 283
 Trident Med. Ctr.: Skinner v., S.C., Berkeley County C.C.P.: 90
 Trigueros v. Pate & Pate Enters., Tex., Galveston County 10th Jud. Dist. Ct.: 135
 Trull v. Volkswagen of Am., Inc., 124 S. Ct. 74 (2003): 355
 Trump Marina Hotel & Casino: Fuentes v., N.J., Camden County Super. Ct.: 346
 Tucker: Nugent v., U.S. Dist. Ct., D. Neb.: 92
 Tucker: 66 Fed. Credit Union v., 853 So. 2d 104 (Miss. 2003): 336
 Turner v. Burlington N. Santa Fe R.R. Co., 338 F.3d 1058 (9th Cir. 2003): 301
 Twin Labs, Inc.: Scurlock v., Tex., Bastrop County 21st Jud. Dist. Ct.: 167
 Two Rivers Psychiatric Hosp.: Doe v., Mo., Jackson County Cir. Ct.: 276

U

U-Haul, Int'l, Inc.: Hodzic v., Fla., Duval County Cir. Ct.: 311
 U.S.: Bari v., U.S. Dist. Ct., N.D. Cal.: 10
 U.S.: Hoery v., 64 P.3d 214 (Colo. 2003): 171
 U.S. Euro Microventures, Inc.: Zelaya v., Fla., Miami-Dade Cir. Ct.: 202
 U.S. ex rel. Chandler: Cook County v., 123 S. Ct. 1239 (2003): 195
 U.S. Mineral Prods. Co.: Commonwealth v., 809 A.2d 1000 (Pa. Commw. Ct. 2002): 135

UBS Warburg LLC: Zubulake v., 217 F.R.D. 309 (S.D.N.Y. 2003): 271
 Union Carbide Corp.: Kavanaugh v., Fla., Palm Beach County Cir. Ct.: 275
 Union Pac. R.R.: Morris v., U.S. Dist. Ct., W.D. Ark.: 26
 Union Pac. R.R. Co.: Aloï v., Colo., 2d Jud. Dist. Ct., County and City of Denver: 98
 Union Pac. R.R. Co.: Browning v., Cal., Los Angeles County Super. Ct.: 170
 Union Pac. R.R. Co.: Johnson v., Mo., St. Louis City Cir. Ct.: 349
 Union Pac. R.R. Co.: Rivera v., U.S. Dist. Ct., N.D. Tex.: 313
 United Healthcare of La., Inc.: Hamilton v., 310 F.3d 385 (5th Cir. 2002): 89
 United Mortgage Loan & Inv. Corp. VP, LLC v. T&M Sales & Envtl. Sys., Inc., Tex., Cameron County Ct.: 11
 United of Omaha Life Ins. Co.: Cary v., 68 P.3d 462 (Colo. 2003): 267
 United Servs. Auto. Assoc.: Cole v., 68 P.3d 513 (Colo. Ct. App. 2002): 78
 United States: Alvarez-Machain v., 331 F.3d 604 (9th Cir. 2003): 303
 United States: Austin v., U.S. Dist. Ct., N.D. Ala.: 19
 United States: Bowman v., U.S. Dist. Ct., W.D. Tex.: 307
 United States: Lahti v., U.S. Dist. Ct., S.D. Ill.: 223
 United States: Osborne v., 567 S.E.2d 677 (W. Va. 2002): 60
 United States: Zurba v., 318 F.3d 736 (7th Cir. 2003): 118
 United States v. Taylor, 338 F.3d 947 (9th Cir. 2003): 338
 United Steelworkers v. Company Officers, Shareholders and Related Entities, Pa., Phila. County C.C.P.: 48
 University High Sch.: Landau v., Cal., Los Angeles County Super. Ct.: 26
 University of Md. Med. Sys.: Strange v., Md., Baltimore City Cir. Ct.: 54
 University of Rochester: Phillip v., 316 F.3d 291 (2d Cir. 2003): 151
 Upchurch: Brown-Forman Corp. v., ___ S.W.3d ___, Nos. 2002-CA-000749-WC, 2002-CA-001090-WC, 2002 WL 31876312 (Ky. Ct. App. Dec. 27, 2002): 86
 Urist: Simon v., Ala., Jefferson County Cir. Ct.: 91
 USA Inline Racing, Inc.: Etheredge v., Cal., Los Angeles County Super. Ct.: 21

V

V Secret Catalogue, Inc.: Moseley v., 537 U.S. 418 (2003): 116
 Valdivia v. HomeGrocer.com, Cal., San Diego County Super. Ct.: 280
 Van Wyck v. F/V Illusion, Inc., U.S. Dist. Ct., E.D.N.Y.: 292
 Vanguard Research Inc.: PEAT, Inc. v., U.S. Dist. Ct., N.D. Ala.: 44
 Vargo v. Swift Transp. Co., U.S. Dist. Ct., M.D. Pa.: 295
 Vasquez v. Hyundai Motor Co., ___ S.W.3d ___, No. 04-01-00554-CV, 2003 WL 22023175 (Tex. App. Aug. 29, 2003): 347
 Veach v. Sheeks, 316 F.3d 690 (7th Cir. 2003): 204
 Vega v. Looker, Va., Virginia Beach Cir. Ct.: 222
 Vehicular Techs. Corp. v. Titan Wheel Int'l, Cal., Los Angeles County Super. Ct.: 333
 Ventura Volvo: Hayward v., 133 Cal. Rptr. 2d 514 (Ct. App. 2003): 221
 Victory Mem'l Hosp.: Amadei v., Ill., Lake County Cir. Ct.: 198
 Villazon v. Prudential Health Care Plan, Inc., 843 So. 2d 842 (Fla. 2003): 163
 Vine v. Bear Valley Ski Co., Cal., San Francisco County Super. Ct.: 92
 Vinet v. Allegiance Healthcare Corp., Cal., San Francisco County Super. Ct.: 311
 Vinnick v. Delta Airlines, Inc., 113 Cal. Rptr. 2d 471 (Ct. App. 2001): 31
 Virginia: Abbott v., Va., Norfolk City Cir. Ct.: 339
 Virginia Broadcasting Co.: Sheckler v., Va., Charlottesville Cir. Ct.: 269, 355
 Visko: Deveno v., Ill., Cook County Cir. Ct.: 21
 Vitale v. Bryan Iron & Metal Holdings, Inc., Tex., Brazos County 85th Jud. Dist. Ct.: 114
 Volkswagen of Am., Inc.: Trull v., 124 S. Ct. 74 (2003): 355
 Volkswagen of Am., Inc. v. Martinez, 123 S. Ct. 1384 (2003): 139
 Von Roll Isola USA, Inc., v. Int'l Union of Elec. Workers, Local 301, 758 N.Y.S.2d 698 (App. Div. 2003): 264

W

- W.J. Curry & Sons: Lane v., 92 S.W.3d 355 (Tenn. 2002): 52
W.V. Realty, Inc. v. Northern Ins. Co. of N.Y., 334 F.3d 306 (3d Cir. 2003): 341
Wabash Nat'l Corp.: Libbey v., No. 02-16-P-H, 2002 WL 31246509 (D. Me. Oct. 7, 2002): 49
Wacik v. State, Cal., San Diego County Super. Ct.: 223
Wagner v. Miskin, 660 N.W.2d 593 (N.D. 2003): 211
Walker v. American Multi-Cinema, Inc., Ga., Fulton County State Ct.: 115
Wall v. Chisholm Trail Counseling Servs., Okla., Grady County Dist. Ct.: 25
Walmart Stores East, Inc.: Lang v., Mo., Cape Girardeau County Cir. Ct.: 205
Walsh v. Woodbridge Gardens, Inc., Cal., Santa Cruz County Super. Ct.: 79
Walt Disney Co.: Finke v., 2 Cal. Rptr. 3d 436 (Ct. App. 2003), modified, 2003 WL 21758408 (Ct. App. July 31, 2003): 342
Walt Disney Co.: Gomez v., 1 Cal. Rptr. 3d 860 (Ct. App. 2003): 308
Walters v. Murphy Exploration Co., Tex., Harris County 165th Jud. Dist. Ct.: 256
Ward v. States Gen. Life Ins. Co., Miss., Hinds County Cir. Ct.: 19
Warner: Archer v., 123 S. Ct. 1462 (2003): 166
Warner-Lambert Co.: Morgado v., N.Y., New York County Sup. Ct.: 203
Washburn: Ramirez v., Tex., Wharton County 329th Jud. Dist. Ct.: 344
Waste Indus., Inc.: Hill v., U.S. Dist. Ct., D.S.C.: 199, 271
Waste Mgmt., Inc.: Huffstater v., Ill., DeKalb County Cir. Ct.: 293
Watte v. General Constr. Co., Or., Multnomah County Cir. Ct.: 184
Watts: Tischler v., 827 A.2d 1036 (N.J. 2003): 309
Wawanesa Mut. Ins. Co.: Plester v., Can., Ontario Super. Ct. of Justice: 197
Waymouth Farms, Inc.: Correa v., 664 N.W.2d 324 (Minn. 2003): 352
Webb v. CSX Transport., Inc., S.C., Anderson County C.C.P.: 133
Weingarten v. Superior Ct., 125 Cal. Rptr. 2d 371 (Ct. App. 2002): 47
Weiss: Commack Self-Serv. Kosher Meats, Inc. v., 123 S. Ct. 1250 (mem.) (2003): 175
Weiss v. Collection Ctr., Inc., 667 N.W.2d 567 (N.D. 2003): 298
Welborn v. Arrise, Inc., Ill., Cook County Cir. Ct.: 132
Wells: Clackamas Gastroenterology Assocs. v., 123 S. Ct. 1673 (2003): 190
Wells v. Baltimore Life Ins. Co., Cal., San Diego County Super. Ct.: 124
Wenzel v. Hopper & Galliher, P.C., 779 N.E.2d 30 (Ind. Ct. App. 2002): 77
West v. Home Depot U.S.A., Cal., Ventura County Super. Ct.: 238
West v. Mattel, Inc., 246 F. Supp. 2d 640 (S.D. Tex. 2003): 168
Westchester Fire Ins. Co. v. Admiral Ins. Co., ___ S.W.3d ___, No. 2-01-227-CV, 2003 WL 21475423 (Tex. App. June 26, 2003): 262
Westrope: Campos v., Cal., Fresno County Super. Ct.: 16
Wexler v. White's Fine Furniture, 317 F.3d 564 (6th Cir. 2003): 155
Weyerhaeuser Co.: Confederated Tribes of Siletz Indians of Oregon v., U.S. Dist. Ct., D. Or.: 297
Wheelabrator Water Tech., Inc.: Gills v., Va., Richmond City Cir. Ct.: 186
White v. Kansas City So. Ry. Co., Tex., Hopkins County Dist. Ct.: 61
White v. Williams, U.S. Dist. Ct., D.N.J.: 8
White Co.: Doe v., Cal., confidential court: 166
White's Fine Furniture: Wexler v., 317 F.3d 564 (6th Cir. 2003): 155
Whitt v. Ocala Speedway, Inc., Fla., Marion County 5th Jud. Cir. Ct.: 346
Williams: White v., U.S. Dist. Ct., D.N.J.: 8
Williams v. Arthurs, Okla., Garfield County Dist. Ct.: 91
Williams v. City of Waynesboro, Ga., Burke County Super. Ct.: 350
Williams v. ConAgra Poultry Co., U.S. Dist. Ct., W.D. Ark.: 228
Williamson: Gudino v., Tex., Hidalgo County 93d Jud. Dist. Ct.: 95
Williamson: Roberts v., 111 S.W.3d 113 (Tex. 2003): 299
Wilson v. Los Angeles County Metro. Trans. Auth., Cal., Los Angeles County Super. Ct.: 159
Wilson v. Seabulk Offshore, Ltd., Tex., Nueces County 28th Jud. Dist. Ct.: 256
Windsor Ins. Co.: Mavashev v., 72 P.3d 469 (Colo. Ct. App. 2003): 294
Wingfield v. California Sun Line, Inc., Cal., Los Angeles County Super. Ct.: 187
Winkles: Kubitz v., Fla., Santa Rosa County Cir. Ct.: 276
Winnebago Indus., Inc.: Seither v., 853 So. 2d 37 (La. Ct. App. 2003): 319
Wischer v. Mitsubishi Heavy Indus. Am., Inc., ___ N.W.2d ___, No. 01-0724, 2003 WL 22231881 (Wis. Sept. 30, 2003): 319
Wise v. McCalla, N.Y., Kings County Super. Ct.: 91
Witteles: Johnson v., Cal., Los Angeles County Super. Ct.: 273
Wojcik: Stewart v., N.Y., Cattaraugus County Sup. Ct.: 20
Wolff v. Thackston, Ind., Lake County Cir. Ct.: 331
Wolpoff & Abramson, L.L.P.: Miller v., 321 F.3d 292 (2d Cir. 2003): 204
Wood v. Kansas City S. Ry. Co., Mo., Jackson County Cir. Ct.: 349
Woodard v. Bullington, U.S. Dist. Ct., M.D. Tenn.: 44
Woodbridge Gardens, Inc.: Walsh v., Cal., Santa Cruz County Super. Ct.: 79
Woodward v. Myres, U.S. Dist. Ct., N.D. Ill.: 349
World Sav. & Loan Ass'n: Hussey-Head v., 4 Cal. Rptr. 3d 171 (Ct. App. 2003): 334
Wright v. Brooke Group Ltd., 652 N.W.2d 159 (Iowa 2002): 24

X

XYZ, Inc.: Doe v., Va., Norfolk Cir. Ct.: 28

Y

- Yamaha Motor Corp., U.S.A.: Levey v., 825 A.2d 554 (N.J. Super. Ct. App. Div. 2003): 310
Yang: Lee v., 3 Cal. Rptr. 3d 819 (Ct. App. 2003): 302
Yarbo v. FC Court St. Assocs., LLC, N.Y., Kings County Sup. Ct.: 100
Yates v. MCI Worldcom, Inc., U.S. Dist. Ct., W.D. Tex.: 13
YMCA of Metro. Los Angeles: Gavin W. v., 131 Cal. Rptr. 2d 168 (Ct. App. 2003): 131
York v. Pony Express Pony Rides, Tex., Travis County Dist. Ct.: 127
Young: Greene v., 54 P.3d 734 (Wash. Ct. App. 2002): 113
Young v. Beers Constr. Co., Ga., Fulton County State Ct.: 243

Z

- Zaret v. BPS Equip. Rental Sales, Fla., Miami-Dade Cir. Ct.: 27
Zedan v. Cleveland Clinic Found., Ohio, Cuyahoga County C.C.P.: 20
Zelaya v. U.S. Euro Microventures, Inc., Fla., Miami-Dade Cir. Ct.: 202
Ziegler v. Delta Airlines, Inc., U.S. Dist. Ct., E.D. Ky.: 85
Zimmerman v. Guixens, Md., Prince George's County Cir. Ct.: 80
Zmora v. State, U.S. Dist. Ct., D. Minn.: 206
Zubulake v. UBS Warburg LLC, 217 F.R.D. 309 (S.D.N.Y. 2003): 271
Zuniga v. TMF, Inc., No. CA 2:02CV 879 (E.D. Va. May 5, 2003) (unpublished): 328
Zurba v. United States, 318 F.3d 736 (7th Cir. 2003): 118
Zurich Am. Ins. Co.: Charleston Dry Cleaners & Laundry, Inc. v., 586 S.E.2d 586 (S.C. 2003): 348

Injury Awards

- arm injuries**
 - amputation, \$10 million S*:187
 - finger,
 - amputation, fracture, \$45,000 S: 167
 - hand,
 - degloving, \$10 million S*: 187
- back injuries**
 - connective tissue, \$1.35 million V*: 95 \$1.06 million V: 61
 - disk, herniated, \$10 million V*: 223 \$4.23 million V: 112 \$2.3 million S: 244 \$1.35 million S: 351 \$1.25 million S: 256 \$1.2 million V: 313 \$1.1 million S: 63 \$725,000 S: 205 \$575,000 S: 220 \$450,000 V*:239 \$425,000 S: 280 \$400,000 S: 28 \$362,500 S*: 136 \$250,000 S: 57 \$225,000 S: 55 \$110,000 V: 238
 - disk, ruptured, \$300,000 S*: 220
 - generally, \$3 million S*: 242 \$2.5 million V*: 27 \$2 million V: 170 \$1.5 million S*: 7 \$1.5 million V*: 61 \$1.3 million V: 4 \$1 million S*: 184 \$1 million S: 313 \$781,700 V: 4 \$745,000 S: 256
 - spinal cord damage, \$10.5 million PVS: 113 \$4 million PVS: 208 \$4 million S*: 222 \$2.5 million S*: 232
 - spinal fracture, \$1.26 million V*: 330 \$350,000 S: 344
- brain injuries**
 - closed head injury, \$8 million V*: 26 \$4 million V: 346 \$497,000 S*: 21
 - concussion, \$2.5 million V: 346
 - traumatic brain injury, \$14 million S: 98 \$6 million V*: 98 \$4.8 million S*: 258 \$4.1 million V: 29 \$2.15 million S*: 42 \$840,000 S: 27
- burns**
 - body, \$1.05 million S: 92
- hands, \$5.86 million V: 266 \$1.6 million S*: 243
- legs, \$1.5 million S: 350
- second-degree, \$270 million V: 63 \$21.2 million S*: 41
- 60% of body: \$10.34 million S: 103
- 20% of body, \$665,000 S*: 103
- 8% of body, \$1 million V: 127
- third-degree, \$21.2 million S*: 41
- 60% of body: \$10.34 million S: 103
- 50% of body: \$11.5 million S*: 279
- cancer**
 - bladder, \$5.12 million V: 40
- cognitive defects,** \$20.53 million V*: 166 \$2.2 million S: 129 \$1.1 million PVS: 129 \$1.05 million S: 166
- connective tissue injuries**
 - \$1.37 million V*: 159
 - \$300,000 S*: 220
 - \$65,000 V: 164
- consortium, loss of**
 - \$2.5 million V: 164
 - \$1 million S: 259
 - \$800,000 V: 346
 - \$675,000 V: 29
 - \$500,000 V: 331
 - \$200,000 V: 346
 - \$150,300 V: 150
 - \$125,000 V: 150
 - \$50,000 V: 331
 - \$50,000 V: 57
 - \$25,000 V: 27
 - \$25,000 V: 171
- decompression illness**
 - \$1.4 million S*: 148
- diseases**
 - cancer, \$5.12 million V: 40
 - mesothelioma, \$47.14 million V: 315 \$11.5 million V: 279
- dog bites**
 - \$2.56 million V: 80
 - \$502,000 V: 80
 - \$255,000 SS: 307
 - \$250,000 S: 270
 - \$100,000 S: 92
- electrical shock injuries,** \$1.6 million S: 243 \$450,000 V*: 239 \$400,000 S: 279 \$50,000 S: 279
- eye injuries**
 - cataracts, \$5.01 million S*: 76
 - loss of, \$750,000 S: 292
 - loss of vision, \$5.86 million V: 266 \$4.8 million S*: 258 \$505,700 V: 310
- facial injuries**
 - fractures,
 - multiple, \$1.24 million V: 328 \$1.2 million S*: 344 \$900,000 S: 330
 - lacerations, \$700,000 SS: 199
 - scarring, \$700,000 SS: 199
- fractures**
 - ankle, \$13.15 million V*: 259 \$5.3 million S: 237 \$500,000 S: 164 \$215,000 S: 94 \$195,000 V: 223
 - clavicle, \$875,000 S*: 28
 - feet, \$885,000 S*: 195 \$28,200 S: 273
 - knee, \$1 million S*: 6
 - leg, \$3.3 million S: 186 \$1.75 million V: 41 \$1.6 million S*: 8 \$1.4 million S*: 148 \$1 million V: 21 \$885,000 S*: 195
 - multiple, \$8 million V*: 26 \$ 7.23 million V*: 135 \$4 million AA: 236 \$2.49 million S*: 79 \$2.15 million S*: 42 \$1.74 million V: 150 \$1.38 million S: 223
 - pelvic, \$5.5 million SS*: 207 \$1.85 million S, SS: 244
 - rib, \$4 million S*: 222 \$1 million V, including \$20,000 pun.:331 \$2.49 million S*: 79 \$497,000 S*: 21
 - skull, \$4.55 million V: 202 \$1.5 million S*: 7 \$505,700 V: 309
 - spinal, \$4 million PVS: 208 \$2.5 million S*: 232
- head injuries**
 - closed head injuries, \$2.5 million S: 309 \$885,000 S*: 195
 - concussion, \$262,000 S: 64
 - generally, \$600,000 V*: 170
 - neck,
 - ruptured disk, \$4.1 million V: 349
 - scalp,
 - laceration, \$225,000 V: 187
- hip injuries**
 - fractured pelvis, \$5.5 million SS*: 207
 - generally, \$1 million S*: 184 \$115,000 S: 273
- internal injuries**
 - internal organs, generally, \$2.5 million S*: 232 \$1.6 million S*: 8 \$1 million S*: 6
- kidney, injury to,** \$2.15 million V*: 115
- knee injuries**
 - fracture, \$1 million S*: 6
 - generally, \$3.5 million V*: 94 \$2.5 million V*: 27 \$520,000 S*: 280 \$350,000 S: 276 \$70,750 V: 164
 - ligament injury, \$799,200 V: 64 \$475,000 S: 201 \$450,000 V: 57 \$90,000 S and \$260,000 PVS: 23
- leg injuries**
 - amputation,
 - surgical, \$21.2 million S*: 41 \$10.71 million V*: 206 \$9 million S: 186 \$5.01 million S*: 76 \$3.8 million S*: 185
 - traumatic, \$3.8 million S*: 185
 - ankle,
 - sprain, \$137,000 V*: 339
 - arteries, ruptured, \$3.2 million V: 27
 - crushed, \$5 million S: 330
 - foot,
 - crush injury, fracture, \$885,000 S: 195 \$400,000 S: 127 \$28,200 S: 273
 - fractures, multiple \$3.3 million S: 186 \$885,000 S: 195
 - generally, \$234,000 V: 309 \$19,000 V: 164
 - heel,
 - fractured, \$550,000 S: 292
 - nerve damage, \$875,000 S*: 28
- nerve injuries**
 - \$875,000 S*: 28
- neuropsychological injuries**
 - generally,

\$3.06 million V: 171
paralyzing injuries
paraplegia,
\$118.47 million V: 197
\$18.9 million V*: 8
\$7.23 million V*: 135
\$4.4 million V: 93
\$3.05 million S: 296
\$1 million S: 346
partial paralysis:
\$4.25 million V: 295
quadriplegia,
\$27.75 million V: 304
\$11.63 million V: 164
\$11.1 million V: 114

\$10.5 million PVS: 113
\$2.5 million V: 331
psychological injuries
emotional distress,
generally,
\$118.47 million V*: 197
\$20.53 million V*: 166
\$3 million V: 115
\$2.04 million S*: 17
\$2 million V*: 269
\$600,000 V*: 90
\$451,000 S*: 133
\$370,000 V: 120
\$150,000 V: 309
\$75,000 S: 166

\$75,000 V*: 170
\$50,000 AA: 236
\$50,000 V*: 197
\$3,000 S: 21
\$2,600 V: 115
obsessive-compulsive disorder,
\$665,000 S*: 103
posttraumatic stress disorder,
\$270 million V*: 63
\$10 million V*: 277
reputation, injury to
defamation,
\$10 million V*: 90
\$10 million V: 269
\$6 million V: 235

\$1 million V: 125
\$202,000 V*: 305
generally,
\$100,000 V: 207
\$50,000 V*: 197
shoulder injuries
generally,
\$600,000 V*: 170
\$472,000 V: 112
\$405,000 S*: 26
rotator cuff,
\$1.6 million S*: 137
\$520,000 S*: 280
\$ 362,500 S*: 136

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Wrongful Death Awards

Awards from products liability and professional negligence cases are published in the annual indexes to Products Liability Law Reporter and Professional Negligence Law Reporter.

Men

\$18.67 million S, corporate vice president and attorney, survived by wife and two minor children: 41
\$11 million V, including \$4 million punitive damages, 48-year-old post office manager earning about \$52,000 annually, survived by wife and two adult children: 114
\$7.82 million V, including \$75,000 punitive damages, 40-year-old state trooper earning about \$32,700 annually, survived by three minor children: 186
\$7.75 million S, 51-year-old plumbing contractor earning about \$75,000 annually, survived by wife and three adult children: 149
\$5 million V, 57-year-old company president earning about \$100,000 annually, survived by wife and two adult children: 55
\$3.18 million S, 42-year-old attorney earning about \$90,000 annually, survived by wife and minor son: 186
\$2.7 million SS, 27-year-old rap singer, survived by four minor children: 9
\$2.5 million S, 48-year-old, survived by wife and three adult daughters: 7
\$2.2 million S, 39-year-old farm worker, survived by parents and sister: 259
\$2.02 million S, 54-year-old professional driver earning about \$69,500 annually, survived by wife, two adult children, two minor children, and three minor grandchildren: 222
\$2 million S, 23-year-old truck driver earning about \$20,000 annually, survived by parents, fiancée, and minor daughter: 293
\$1.95 million S, 78-year-old retiree, survived by wife and 10 adult children: 16
\$1.95 million S, 51-year-old construction foreman earning about \$70,000, survived by wife and two adult children: 100
\$1.9 million V, 36-year-old freight forwarder, survived by wife and parents: 7
\$1.75 million S, 20-year-old former student, survived by parents and four siblings: 17
\$1.6 million S, 65-year-old retiree, survived by wife : 7
\$1.6 million S, 28-year-old former building superintendent, survived by wife and twin sons: 209
\$1.4 million S, 46-year-old carpenter earning about \$50,000 annually, survived by wife: 172
\$1.02 million V, 43-year-old driver, survived by adult daughter and minor son: 6
\$765,000 V, 59-year-old security guard earning about \$20,000, survived by four adult daughters: 43
\$750,000 S, 20-year-old prison inmate: 9
\$700,000 S, 41-year-old construction assistant earning about \$900 per month, survived by wife and minor son: 100
\$400,000 V, 35-year-old part-time custodian earning about \$5,000 annually, survived by wife and minor daughter: 92
\$362,000 V, 79-year-old retiree, survived by wife and two adult children: 271

\$360,000 S, 36-year-old laborer earning minimum wage, survived by estranged wife and three minor children: 57
\$300,000 J, 32-year-old inmate, survived by three minor children: 259

Women

\$4.8 million V, 19-year-old survived by parents: 349
\$4.49 million SS, 28-year-old school counselor earning about \$18,000 annually, survived by parents and minor daughter: 21
\$3.9 million V, including \$875,000 punitive damages, 41-year-old, survived by husband and minor son: 133
\$3.03 million V & S, 30-year-old business owner earning about \$140,000, survived by husband, two minor daughters, and parents: 78
\$2.8 million S, 34, survived by husband, minor daughter, minor stepdaughter, parents, and four siblings: 17
\$2.74 million V, 55-year-old billing department employee earning about \$24,000 annually, survived by two adult children and three minor grandchildren: 202
\$2.45 million V, 29-year-old store clerk earning about \$18,000 annually, survived by parents and minor son: 149
\$2 million S, 53-year-old financial analyst trainee earning about \$20,000 annually, survived by three adult children: 42
\$1.43 million S, 59-year-old homemaker, survived by husband, daughter, and minor son: 294
\$1.2 million S, 28-year-old student, survived by mother and sister: 330
\$1.2 million S, 41-year-old hotel housekeeper earning about \$25,000 annually, survived by two adult children and one minor child: 222
\$1.16 million S, 36-year-old sales representative earning about \$24,000, survived by husband and minor son: 78
\$1.1 million S, 37-year-old account executive earning about \$45,000 annually, survived by parents and two adult sisters: 172
\$750,000 S, late 30s, health care worker earning \$10-\$12 hourly, survived by mother, adult son, and minor son: 61

Children

\$45 million J, boys aged 11, 8, and 5, survived by father: 19
\$3 million S, 8-year-old boy, survived by parents and two minor sisters: 65
\$2.86 million V, 17, survived by parents and six siblings: 95
\$2.2 million V, 9-year-old boy, survived by parents and two minor siblings: 258
\$1.85 million SS, 15-year-old girl, survived by mother and minor brother: 232

Multiple Victims

\$5.1 million S, two 21-year-old men survived by parents; 23-year-old man survived by parents; and 25-year-old man survived by wife, father, and minor daughter: 258
\$1.4 million V, 50-year-old sporting goods salesperson earning about \$20,000 annually, survived by two minor children, one adult child, and brother; 88-year-old woman survived by son and grandchildren: 267