

# NEWSLETTER

## FLAGGING INTEREST

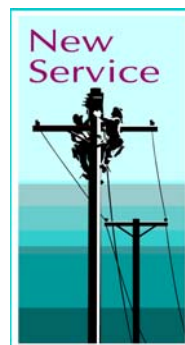
On occasion, a set of books might be "flagged" for evaluation with strips of paper inside the front covers. This will be done to assess the amount of use of a costly title. Instructions are posted on the shelves to remove the "flag" from any volume used and place it on a nearby shelf. Staff members retrieve the flags, count them, and then replace them. In this way the use of the print format of a title can be compared to the use of the electronic version. Many thanks for the cooperation of our patrons.

## NATIONAL LIBRARY WEEK

The American Library Association has designated April 18 – 24, 2004 as National Library Week. In commemoration thereof, the Dayton Law Library will present displays and offer refreshments to visitors on Tuesday, April 20, and Wednesday, April 21. Displays will feature some of the multi media resources available at the Law Library as well as the popular reminders of our Association's past. In addition, several older titles from our Trustees' Room will be available for review. Please join us for a celebration of a special library in your midst.

## ATTORNEYS' MEDICAL ADVANTAGE

The Law Library's subscription to WESTLAW now includes access to the authoritative medical source, Attorneys' Medical Advantage. The database includes MEDLINE abstracts, medical explanations, and more than 400 full-color anatomic illustrations that may be customized and labeled and then emailed to local print shops to be enlarged for courtroom use. If interested, please ask at the Reference Desk for a demonstration.



## ANDERSON'S OHIO TITLES ON LEXIS

Recently added to the Law Library's LEXIS subscription are many heavily-used Ohio titles, including, *Ohio Jury Instructions* and *Anderson's Ohio Civil Practice Forms*, and *Ohio Probate Practice and Procedure*. As well as in-house use, these documents may be emailed to patrons for remote use.

## LAW LIBRARY RESOURCE GUIDES

Please help yourself to one or all of the colorful Resource Guides available on the shelving across from the photocopier. The topical guides include lists of O.R.C. sections; texts, with call numbers; as well as related Ohio law review articles that provide research coverage on various subjects. Completed topics include Medical Malpractice, Slip & Fall, Products Liability, Motor Vehicle Injuries, Damages & Settlements, Wrongful Death, General Personal Injury, General Torts, and Statutes of Limitation. The preparation of these guides is an ongoing effort. Please contact Susan Stephens at the front desk if you have any comments, or suggestions for future guides.

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## RECENT ACQUISITIONS

KF 170 .S53 2004	Letters for Litigators: Essential Communications for Opposing Counsel, Witnesses, Clients and Others.
KF 224 .B78 C65 2002	The Trials of Lenny Bruce: The Fall and Rise of an American Icon.
KF 242 .A1 L48 2004	The Lawyer's Guide to Fact Finding on the Internet.
KF 320 .A9 A75 2001	The Digital Practice of Law: A Practical Reference for Applying Technology Concepts to the Practice of Law (with CD-ROM).
KF 320 .A9 E92 2003	Wills, Trusts & Technology: An Estate and Trust Lawyer's Guide to Automation.
KF 320 .L48 K36 2004	Letters for Lawyers: Essential Communications for Clients, Prospects, and Others.
KF 373 .H66 A3 2004	The March for Civil Rights: The Benjamin Hooks Story
KF 801 .Z9 F69 2002	Working with Contracts: What Law School Doesn't Teach You.
KF 1380 .L49 2004	Family Limited Partnership Deskbook-Forming and Funding FLPs and Other Closely Held Business Entities.
KF 1414.3 .A44	2003 Annual Review of Developments in Business and Corporate Litigation.
KF 1425 .Z9 S58 2003	The Productive Culture Blueprint for Corporate Law Departments and Their Outside Counsel.
KF 2023 .F69 2004	The Franchise and Dealership Termination Handbook.
KF 5698 .S243 2003	Land Use Regulation: A Legal Analysis & Practical Application of Land Use Law.
KF 6759 .Z95 A23	The Property Tax Deskbook 2003, 8th Ed.
KF 8700 .Z95 A44 2003	Justice in Jeopardy: Report of the ABA Commission on the 21 <sup>st</sup> Century Judiciary.
KF 8887 .V35 2003	Rule 11 Sanctions: Case Law Perspectives and Preventive Measures.
KF 8900 .A75 E4 2003	Electronic Discovery and Evidence.
KF 8915 .L377 2003	Questions from the Bench
KF 8964 .F37 2001	Plaintiffs' Lawyers Guide to Minor Impact Cervical and Lumbar Injury.
KF 8984 .E15	Jury Instructions in Commercial Litigation.
KF 9050 .W5 2004	Effective Appellate Advocacy.
KF 9085 .Z9 B53 2003	Consumer Arbitration Agreements: Enforceability and Other Topics (with CD-ROM).
KF 9747 .E33 2004	Asset Forfeiture-Practice and Procedure in State and Federal Courts.
RA 1061.5 .M42 2003	Medical-Legal Aspects of Alcohol.
TK 260 .N45 2002	National Electrical Code 2002.

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## JOURNAL WATCH

- ADR** "The Surprising Benefits of Early Private Mediation." 75 **Cleveland Bar Journal** 12 (January 2004, No. 3).
- BUSINESS LAW** "No Cookie Cutters, Please. How to Draft Effective Noncompete Agreements." 13 **Business Law Today** 35 (January/February 2004, No. 3).
- "What to do When the Customer or Supplier is in Financial Trouble (with Forms)." 50 **The Practical Lawyer** 23 (February 2004, No. 1).
- CHILD WITNESS** "Child Witnesses: Alternatives to Face-to-Face Confrontation." 18 **Criminal Justice** 22 (Winter 2004, No. 4).
- CLASS ACTIONS** "Class Actions and *Ex Parte* Communications: Can We Talk?" 68 **Missouri Law Review** 813 (Fall 2003, No. 4).
- CRIMINAL LAW** "The Quandary of Megan's Law: When the Child Sex Offender is a Child." 37 **John Marshall Law Review** 73 (Fall 2003, No. 1).
- "Defending the Self-defense Case" 39 **Criminal Law Bulletin** 659 (November/December 2003, No. 6).
- DUE PROCESS** "An Interpreter isn't Enough: Deafness, Language, and Due Process." 2003 **Wisconsin Law Review** 843 (No. 5).
- ELDER LAW** "Using RICO to Fight Understaffing in Nursing Homes: How Federal Prosecution Using RICO Can Reduce Abuse and Neglect of the Elderly." 71 **George Washington Law Review** 1025 (November 2003, No. 6).
- EMPLOYMENT LAW** "An Analysis of the *Burlington* and *Faragher* Affirmative Defense: When are Employers Liable." 19 **The Labor Lawyer** 107 (Fall 2003, No. 2).
- "Employee Rights under the Family Medical Leave Act." 13 **Ohio Trial** 9 (Fall 2003, Issue 3).
- "Employee Rights under the Fair Labor Standards Act." 13 **Ohio Trial** 19 (Fall 2003, Issue 3).
- ESTATE PLANNING** "My Client Married an Alien: Ten Things Everyone Should Know About International Estate Planning." 18 **Probate & Property** 24 (March/April 2004, No. 2).
- ESTATE TAX** "The 2003 Revised Uniform Estate Tax Apportionment Act." 38 **Real Property, Probate and Trust Journal** 613 (Winter 2003, No. 4).
- FAMILY LAW** "When a Custody Client Comes Knocking." 26 **Family Advocate** 12 (Winter 2004, No. 3).
- HEALTHCARE LAW** "The Serpents in the Garden of Eden: A Look at the Impact of Physician Financial Incentive Programs and a Reconsideration of *Herdrich v. Pegram*." 16 **Journal of Law and Health** 289 (2001-02, No. 2).
- INTERNET LAW** "Regulating Internet Payment Intermediaries." 82 **Texas Law Review** 681 (February 2004, No. 3).
- "Tony Soprano's Privacy Rights: Internet Cookies, Wiretapping Statutes, and Federal Computer Crimes After *In Re Doubleclick*." 29 **University of Dayton Law Review** 109 (Fall 2003, No. 1).
- MOLD** "Mold: Should Your Client be Worried About It?" 13 **Business Law Today** 34 (March/April 2004, No. 4).
- PRACTICE OF LAW** "Brave, New World of Partnership." 90 **ABA Journal** 30 (January 2004).
- "Preparing Yourself and Your Client for an Appearance Before a Health Care Licensing Board on Disciplinary Matters." 78 **Florida Bar Journal** 20 (January 2004, No. 1).
- "Diversified Practice: Tailor a Good Fit." 21 **GP Solo** 22 (January/February 2004, No. 1).
- "Tattletale! Rewriting Attorney-Client Privilege." 30 **Law Practice** 46 (March 2004, No. 2).
- "Have License, Will Travel: An Analysis of the New ABA Multijurisdictional Practice Rules." 81 **Washington University Law Quarterly** 737 (Fall 2003, No. 3).
- PROBATE LAW** "Curing Execution Errors and Mistaken Terms in Wills: The *Restatement of Wills* Delivers New Tools (and New Duties) to Probate Lawyers." 18 **Probate & Property** 28 (Jan./Feb. 2004, No. 1).

## JOURNAL WATCH—CONT.

- PUNITIVE DAMAGES** “Punitive Damages: Will the Courts Still Punish the Wrongdoer After *State Farm Mutual Automobile Insurance Co. v. Campbell*?” 49 **South Dakota Law Review** 67 (Issue No. 1).
- REAL ESTATE** “Dissecting the Commercial Property Management Agreement (with Checklists).” 20 **The Practical Real Estate Lawyer** 31 (January 2004, No. 1).
- “Counseling the Client on Escalation Issues in Commercial Leases (with Sample Clauses.)” 20 **The Practical Real Estate Lawyer** 17 (March 2004, No. 2).
- SCHOOL LAW** “Please Report to the Principal’s Office, Urine Trouble: The Effect of *Board of Education v. Earls* on America’s Schoolchildren.” 37 **Akron Law Review** 131 (2004, No. 1).
- TAX-EMEMPTS** “Tax-Exempt Fundamentals.” 18 **The Practical Tax Lawyer** 33 (Winter 2004, No. 2).
- TAX LAW** “Partnerships, S Corporations, & LLC’s: When is a Partner not a Partner? When does a Partnership Exist?” 100 **Journal of Taxation** 73 (February 2004, No. 2).
- “Power of Attorney can Inadvertently Swell Agent’s Taxable Estate.” 72 **Practical Tax Strategies** 4 (January 2004, No. 1).
- “Search More Effectively for Tax Information on the Web.” 72 **Practical Tax Strategies** 72 (February 2004, No. 2).
- “Tax Planning for the Sale of a Principal Residence (Part 1).” 35 **The Tax Adviser** 30 (January 2004, No. 1).
- “Tax Planning for the Sale of a Principal Residence (Part II).” 35 **The Tax Adviser** 90 (February 2004, No. 2).
- “Planning Liquidation of Investments in Retirement.” 35 **The Tax Adviser** 164 (March 2004, No. 3).
- “Tax Consequences Associated with *Quid Pro Quo* “Charitable” Contributions.” 82 **Taxes: The Tax Magazine** 59 (January 2004, No. 1).
- TRUSTS** “Choosing a Trustee.” 143 **Trusts & Estates** 52 (February 2004, No. 2).
- “More Clients Should Choose Trusts.” 143 **Trust & Estates** 32 (March 2004, No. 3).

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