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Newsletter

The Dayton Law Library Association

Must Legal Research Come with Advertising? Facing the Frustrations of Electronic Research

It seems that legal information vendors are beginning to ask themselves, "What will be the frustration breaking point of researchers?" As convenient as it is, electronic research from the office PC can be accompanied by frequent frustrations. In addition to local software, hardware, and telecommunications "glitches" there are vendor upgrades and redesigned menu pages. Even within premium databases there is the frustrating problem of "floating" titles – access might have been included last year in a subscription package, but the renewal might require a costly upgrade for inclusion this year. Also, extra passwords for new employees might cost extra money. These increasing costs have many running to the "free" information on the Internet.

But, the Internet is primarily a marketing tool so any research performed on free Internet sites is likely to come with annoying pop-ups and

unsolicited *spam*. Flickering ads and scrolling banners advertising everything from insurance, hotels, and popular consumer items can surely interrupt the research process. If you "click here" or "close ad" in the wrong place, you just might lose the document you searched so hard to find. In addition, the questions of credibility, authority, and availability of a stable archive continue to plague users of legal information on the Internet.

The Dayton Law Library Association provides its patrons with stable, credible information without advertising. The mainstay of the collection is value-added books and services that are designed for lawyers and that reinforce their research "comfort zone." In addition, our staff remains ready to assist patrons at the media center workstations who might encounter the frustrations of electronic research.

ABA Section of Litigation Website "Law Student QuickPoll"

Which of the following first-year courses has proven to be the most valuable to you during your time in law school?

40% said Legal Research/Writing (Next highest – Contracts at 17%)

Which of the following do you expect to be most useful to you during the remainder of your law school career?

48% said Legal Research/Writing (Next highest – Civil Proc. at 21%)

The status of legislation affecting the future of county law libraries in Ohio

The state's legislative Task Force on County Law Libraries has negotiated a partial stay on the provisions of HB 66 that phase-out governmental support. Although salary cuts for law library staff will begin in January, 2007, the provisions requiring law libraries to pay rent and utility costs to the counties will not begin until January, 2008. This short extension of time will enable the Task Force to continue its efforts to coordinate with the Supreme Court of Ohio a statewide redistribution of law library funds in order that some libraries might be able to recover a portion of the financial support lost from the counties.

JOURNAL WATCH EXTRA

"12 Ways to Sharpen Your Research and Writing"

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JOURNAL WATCH

- BANKRUPTCY** “Time to Reorganize: But How? A Look at the New Bankruptcy Law.” 15 **Business Law Today** 43 (March/April 2006, No. 4).
 “The Bankruptcy Abuse Prevention and Consumer Protection Act of 2005: How it Affects Health Care Providers.” 77 **Cleveland Bar Journal** 10 (March 2006, No. 5).
- CLASS ACTIONS** “Rethinking Place of Business as Choice of Law in Class Action Lawsuits.” 58 **Vanderbilt Law Review** 1925 (November 2005, No. 6).
- CONDOMINIUMS** “A Model Satellite Dish and Antenna Policy.” 22 **The Practical Real Estate Lawyer** 33 (January 2006, No. 1).
- CONFESSIONS** “You Have the Right to Remain Silent. Now Please Repeat Your Confession: *Missouri v. Seibert* and the Court’s Attempt to Put an End to the Question-First Technique.” 33 **Pepperdine Law Review** 423 (2006, No. 2).
- CRIMINAL LAW** “Criminal Liability for Loss of a Chance.” 91 **Iowa Law Review** 59 (October 2005, No. 1).
- CYBER-CRIME** “Criminal Liability in Cyberspace.” 23 **GP Solo** 36 (Jan/Feb 2006, No. 1).
- DAMAGES** “Hedonic Damages: The Rapidly Bubbling Cauldron.” 54 **Defense Law Journal** 819 (Winter 2005, No. 4).
- DEPOSITIONS** “Improve Testimonial Impact: Preparing Witnesses for Videotaped Depositions.” 48 **For the Defense** 12 (February 2006, No. 2).
- DOMESTIC RELATIONS** “Fair and Equitable Distribution of Goodwill in an Ohio Divorce Proceeding.” 31 **University of Dayton Law Review** 83 (Fall 2005, No. 1).
- E-COMMERCE** “Pre-Approved Contracts for Internet Commerce.” 42 **Houston Law Review** 975 (Symposium 2005, No. 4).
- E-SEARCHES** “The Fourth Amendment Aspects of Computer Searches and Seizures: A Perspective and a Primer.” 75 **Mississippi Law Review** 193 (Fall 2005, No. 1).
- ELECTRONIC EVIDENCE** “Ghostbusters...”Who You Gonna Call?” 28 **Family Advocate** 40 (Winter 2006, No. 3).
- EMINENT DOMAIN** “*Kelo v. City of New London*: Analysis of the Supreme Court’s Controversial Decision on the Use of Eminent Domain for Economic Development Purposes.” 20 **Probate & Property** 8 (January/February 2006, No. 1).
- EMPLOYMENT ARBITRATION** “Contract Formation Issues in Employment Arbitration.” 44 **Brandeis Law Journal** 415 (2006, No. 2).
- EMPLOYMENT LAW** “Proof of Disparate Treatment Under Federal Civil Rights Laws.” 56 **Labor Law Journal** 229 (Winter 2005, No. 4).
 “Employment Agreements, Actually (with Sample Language).” 52 **The Practical Lawyer** 11 (February 2006, No. 1).
 “When A Test Turns into a Trial: Things to Keep in Mind about Psychological Testing.” 15 **Business Law Today** 13 (January/February 2006, No. 3).
- ESTATE PLANNING** “Recent Developments Create Planning Opportunities for Disclaimers of Nonprobate Property.” 104 **Journal of Taxation** 28 (January 2006, No. 1).
 “Using Charitable Planned Gifts in Estate Planning to Maximize Tax-efficient Results.” 104 **Journal of Taxation** 94 (February 2006, No. 2).
- ENVIRONMENTAL LAW** “Transactional Environmental Due Diligence: What Diligence is Due?” 20 **Natural Resources & Environment** 22 (Winter 2006, No. 3).

JOURNAL WATCH—Cont.

- HEALTH CARE LAW** “Impaired Physicians: An Absolute Right to Know vs. Physician’s Right to Privacy.” 52 **Medical Trial Technique Quarterly** 245 (No. 2).
- HEARSAY** “Confrontation After *Crawford*: The Decision’s Impact on How Hearsay is Analyzed Under the Confrontation Clause.” 36 **Seton Hall Law Review** 327 (2006, No. 2).
- JUDICIAL ESTOPPEL** “Boon for Defendants: The Road from Plaintiff’s Bankruptcy to Summary Judgment.” 48 **For the Defense** 14 (January 2006, No. 1).
- MILITARY LEAVE** “Military Leave: A Primer Regarding USERRA.” 30 **ALI-ABA Business Law Course Material Journal** 5 (February 2006, No. 1).
- ORGAN DONATION** “My Father’s Eyes and My Mother’s Heart: The Due Process Rights of the Next of Kin in Organ Donation.” 40 **Valparaiso University Law Review** 169 (Fall 2005, No. 1).
- PRACTICE OF LAW** “Ties that Bind and Restraints on Lawyer Competition: Restrictive Covenants as Conditions to the Payments of Retirement Benefits.” 39 **Indiana Law Review** 1 (2005, No. 1).
- “Public Law Office Management and Client Relations.” 14 **The Public Lawyer** 2 (Winter 2006, No. 1).
- “Turning the Firm into a School: Help Your Associates Learn to Draft Contracts – the Right Way.” 15 **Business Law Today** 25 (Jan/Feb 2006, No. 3).
- PRO BONO** “From Civil to Criminal – Overnight.” 20 **Ohio Lawyer** 18 (March/April 2006, No. 2).
- PROCEDURE** “Turning an Appellate Loss into a Post Judgment Win Through an Appellate Rule 26 Application for Reconsideration.” 77 **Cleveland Bar Journal** 18 (March 2006, No. 5).
- ROADWAYS** “Liability for Dead Man’s Curve.” 42 **Trial** 20 (February 2006, No. 2).
- SEARCH & SEIZURE** “In the Wake of *Cabelles*, Should We Let Sniffing Dogs Lie?” 20 **Criminal Justice** 4 (Winter 2006, No. 4).
- TAX LAW** “Travel Expense Deductions Under I.R.C. §162(a)(2) – What Part of “Home” Don’t You Understand.” 57 **Baylor Law Review** 705 (Fall 2005, No. 3).
- “New Guidance Clarifies 409A’s Application to Separation Pay Arrangements.” 22 **Journal of Compensation and Benefits** 5 (January/February 2006, No. 1).
- “Prop. Regs. Offer Complex Guidance on Deferred Pay (Part I).” 76 **Practical Tax Strategies** 4 (January 2006, No. 1).
- “Prop. Regs. Offer Complex Guidance on Deferred Pay (Part II).” 76 **Practical Tax Strategies** 68 (February 2006, No. 2).
- “Make Best Use of the State and Local Sales Tax Deduction.” 76 **Practical Tax Strategies** 32 (January 2006, No. 1).
- “Breaking Up is Hard to Do: Identifying Alimony May Add Tax TIFFS.” 76 **Practical Tax Strategies** 162 (March 2006, No. 3).
- “The Home Office and the Tax Home: Where are They in the Virtual World of the Wi-Fi Society?” 84 **Taxes: The Tax Magazine** 29 (Feb 2006, No. 2).
- “Investment by Tax-Exempt Organizations – Intersections and Collisions with the Taxable World.” 84 **Taxes: The Tax Magazine** 185 (March 2006, No. 3).
- TRUSTS** “Get FIT: Family Incentive Trusts Force Trust Fund Babies to Shape up.” 145 **Trusts & Estates** 36 (February 2006, No. 2).

KF 390.5 .C6 D63	Documenting E-Commerce Transactions.
KF 568.1 .A765	Modern Real Estate and Mortgage Forms: Basic Forms and Agreements.
KF 665 .A822	Real Estate Transactions: Structure and Analysis with Forms.
KF 898 .S388 2006	Scott on Outsourcing: Law and Practice.
KF 902 .C64	Construction Contracts Deskbook.
KF 1079 .R42	Real Estate Investment Trusts Handbook.
KF 1357 .S57 2005	GAAP 2005 Handbook of Policies and Procedure.
KF 1536 .E93 B36 2005	Bankruptcy Exemption Manual.
KF 2120 .E543 2006	Energy Policy Act of 2005.
KF 3608 .A4 J64 2006	Medicare, Medicaid, and Insolvency Handbook: Jurisdiction, Payment and Enforcement.
KF 6767 .A93	Sales and Use Tax Deskbook.
KF 8896 .M35 2004	McLaughlin on Class Actions: Law and Practice.
KF 8925 .P4 W5 2005	Proving Mental and Emotional Injuries.
KF 9630 .A15 W37	Warrantless Search Law Deskbook.
KF 9630 .V38	Checklists for Searches and Seizures in Public Schools.
KF 9630 .Z9 V44	Vehicle Search Law Deskbook.

OHIO STATE BAR ASSOCIATION CLE PUBLICATIONS

KF 320 .A9 F49 2005	The \$5,000 Law Office.
KF 320 .A9 S65 2005	Solo and Small Office Technology Conference.
KF 1524 .A2 B255 2005	Bankruptcy Update: The New Code.
KFO 104.6 .D72 2005	Drafting Age Appropriate Parenting Plans.
KFO 106 .G82 2005	Guardianship Law.
KFO 126 .Z9 R47 2005	Residential Real Estate Transactions.
KFO 137 .N88 2005	Nuts & Bolts of Wills and Trusts.
KFO 220 .D4 2005	Debt Collection.
KFO 334.5 .E55 P57 2005	Pitfalls of Hiring and Firing: 10 Things You Can Do to Avoid Employment Liability.
KFO 342 .O38 2005	2005 Ohio Workers' Compensation: A Closer Look.
KFO 551 .O65 2005	Onshore and Offshore Asset Protection Planning in Ohio.