

INTENTIONAL TORTS

- Mon., Aug. 12 BATTERY cb.* 3-12; 28-32 (*including note*) [Vosburg v. Putney; Dougherty v. Stepp; McGuire v. Almy]
Hypothetical #1
- Wed., Aug. 14 ASSAULT cb. 55-59 [I. de S. and Wife v. W. de S., Tuberville v. Savage; W. Blackstone, Commentaries].
Hypothetical #2
- Handouts, pp. 2-8 [Zaslow v. Kroenert; Russel-Vaughn Ford, Inc. v. Rouse; Restatement (2d) Torts § 222A; Southern Counties v. RKO].
Hypothetical #3
- Thr., Aug. 15 FALSE IMPR cb. 61-67(*thru note 1*) [Bird v. Jones; Coblyn v. Kennedy’s Inc.]
- Mon., Aug. 19 IIED cb. 68-74 (*thru note note 1*) [Wilkinson v. Downton]
Handout, pp. 9-10 [Wallace v. Shoreham Hotel Corp.]
Hypothetical #4

DEFENSES TO INTENTIONAL TORTS

- Wed., Aug 21 CONSENT cb. 14-28 [Mohr v. Williams; Hudson v. Craft].
Hypothetical #5
- Thr., Aug. 22 SELF DFNS cb. 32-37 (*skip note 3*) [Courvoisier v. Raymond]
- DFNS/PRPT cb. 37-44 [Bird v. Holbrook]
Hypothetical #6
- Mon., Aug. 26 NECESSITY cb. 44-55 [Ploof v. Putnam; Vincent v. Lake Erie Transportation Co.; Judith Jarvis Thompson, The Trolley Problem]
Hypothetical #7

NEGLIGENCE

- Wed., Aug. 28 RSBL PRSN cb. 145-160 (*thru note2*); [Vaughan v. Menlove; Holmes, The Common Law; Roberts v. Ring; Daniels v. Evans].
Hypothetical #8

*“cb.” refers to *Cases and Materials on Torts* (10th ed.) by Richard A. Epstein and Catherine M. Sharkey.

Thr., Aug. 29		cb. 161-169 [Breunig v. American Family Insurance Co.; Fletcher v. City of Aberdeen; Denver & Rio Grande R.R. v. Peterson]
Mon., Sept. 2		LABOR DAY
Wed., Sept. 4	CALC. RISK	cb. 169-181 [Blyth v. Birmingham Water Works; Eckert v. Long Island R.R.; Terry, Negligence; Seavey, Negligence - Subjective or Objective?; Osborne v. Montgomery; Cooley v Public Service Co.;
Thr., Sept. 5		cb. 181-194 [United States v. Carroll Towing Co.; Andrews v United Airlines] <i>Hypothetical #9</i>
Mon., Sept. 9	CUSTOM	cb. 194-217(<i>thru note 6</i>); 220-229 (<i>thru note 2</i>) [Titus v. Bradford; Mayhew v. Sullivan Mining Co.; The T.J. Hooper; Lama v. Borrás; Canterbury v Spence]. <i>Hypotheticals #10, 11</i>
Wed., Sept. 11	STATUTES	cb. 234-244 (<i>thru note 3</i>) [Anon; Thayer, Public Wrong and Private Action; Osborne v McMasters] cb. 247-254 [Martin v. Herzog; Uhr v. East Greenbush Central] <i>Hypothetical #12</i>
Thr., Sept. 12	RES IPSA	cb. 257-262. cb. 271-289 (<i>skip note 2</i>) [Byrne v. Boadle; Colmenares Vivas v. Sun Alliance Insurance Co.]
Mon., Sept. 16		<u>Handout</u> , pp. 11-14 [Benedict v. Eppley Hotel Co.] cb. 289-296 (<i>thru note 2</i>) [Ybarra v. Spangard] <i>Hypothetical #13</i>
Wed., Sept. 18	CS IN FACT	<u>CAUSATION</u> cb. 375-388 [New York Central R.R. v. Grimstad; Zuchowicz v. United States]; cb. 422-430 [Herskovitz]; cb. 402-404 (<i>thru note 2</i>) [Kingston v. Chicago & N.W. Ry]
Thr., Sept. 19		cb. 407-422 [Summers v. Tice; Sindell v Abbott Labs]

Mon., Sept. 23 PRX CAUSE cb. 445-455 [Bacon, The Elements of the Common Lawes of England; Street, Foundations of Legal Liability; Ryan v. New York Central R. Co.; Berry v. The Borough of Sugar Notch]

Wed., Sept. 25 cb. 455-460 [Brower v. New York Central & H.R.R.; Wagner v. International Ry.]; cb. 241-242, note 2 [Gorris v. Scott]

Thr., Sept. 26 cb. 462-474 [In re Polemis & Furness, Withy & Co.; Wagon Mound (No. 1)]

[September 30- October 2: 1L midterms]

Mon., Sept. 30 cb. 475-491 [Palsgraf v. Long Island R.R.; Marshall v. Nugent]

Wed., Oct. 2 NIED cb. 495-508 [Mitchell v. Rochester Railway; Dillon v. Legg]
Hypothetical #14

Thr., Oct. 3 **TBA**

October-7-11 **FALL BREAK**

Mon., Oct. 14 VIC. LIAB. cb. 691-710 [Ira S. Bushey & Sons, Inc. v. United States; Petrovich v. Share Health]

Wed., Oct. 16 CNTR NEGL cb. 301-307 [Butterfield v. Forrester; Beems v Chicago; Schwartz, Tort Law and The Economy]; cb. 370-316 [Gyerman v. United States Lines Co.]

Thr., Oct. 17 cb. 316-325 [Leroy Fibre Co.; Derheim v. Fiorito Co.]

cb. 333-347 [Lamson v. American Axe & Tool Co.; Murphy v. Steeplechase Amusement Co.]

Mon., Oct. 21 COMP NEGL cb. 355-374 [Lombard Laws; Beach, Contributory Negligence; Prosser, Comparative Negligence; Li v. Yellow Cab Co. of California]

AFFIRMATIVE DUTIES

Wed., Oct. 23 DUTY/RESC cb. 511-523 [Luke 10:30-37; Buch v. Amory Mfct. Co.; Hurley v. Eddingfield; Bohlen; Ames; Epstein; Posner; Bender]

		cb. 523- 529 [Montgomery v. National Convoy & Trucking Co.]
Thr., Oct. 24	GRT UNDTK	cb. 551-567 [Coggs v. Bernard; Erie R.R. v. Stewart; Marsalis v. Lasalle; Moch v Rensselaer]
Mon., Oct. 28	OWN/OCC.	cb. 529-550 [Robert Addie & Sons v. Dumbreck; Rowland v. Christian]; <u>Handout</u> pp 15 [chart] cb. 568-578 [Kline v 1500 Mass Ave.]
Wed., Oct. 30	SPEC. REL.	cb. 567-568 [Restatement (2d) Torts § 315]; cb. 578-589 [Tarasoff v. Regents of University of California]
		<u>STRICT LIABILITY</u>
Thr., Oct. 31	A CHOICE	cb. 103-114 [Fletcher v. Rylands (1865); Fletcher v. Rylands (1866); Rylands v. Fletcher (1868)] <u>Handout</u> , pp. 16-19 [Prosser and Keeton on Torts]
	ANIMALS	cb. 615-625 [Gehrts. v. Batteen]
	ULTR-HZRD	cb.626-637 [Spano v. Perrini Corp; Restatement (3d) Torts §20]
Mon., Nov. 4		<u>Handout</u> , pp. 23-29[Siegler v. Kuhlman] cb. 637-646 [Indiana Harbor Belt R.R v. American Cyanamid Co.] <i>Hypothetical #15</i>
		<u>PRODUCTS LIABILITY</u>
Wed., Nov. 6		cb. 711-716 [Restatement (2d) Torts §402A] cb.737-742 [Restatement (3d) Products Liability, § 1].
	MFCT DFCT	cb. 756-761 [Restatement(3d) Products Liability, § 3; Speller v. Sears]
Thr., Nov. 7	DSGN DFCT	cb. 761-784 [Campo v Scofield; Harper and James; Wade; Volkswagen v. Young; Barker v. Lull Engineering] <i>Hypothetical #16</i>
Mon., Nov. 11	WRN DFCT	cb. 784-811 [MacDonald v. Ortho Pharmaceutical Corp.; Vassallo v. Baxter Healthcare; Hood v. Ryobi]
Wed., Nov. 13	PROPER C/A	cb. 743-756 [Casa Clara]

Thr., Nov. 14	PLTF CNDCT cb. 811-821 [Daly v. General Motors Corp.] <i>Hypothetical #17</i>
Mon., Nov. 18	<u>Handout</u> , pp. 30-34[Anderson v Somberg]. –arguments and discussion.
Wed., Nov. 20	Hypotheticals: Reassessment
Thr., Nov. 21	Review (last day of class)