INTERIM PATRON SERVICES POLICIES

During the transition from the private Dayton Law Library Association to the county-managed Montgomery County Law Library, the policies and procedures for the borrowing of library books and materials have been maintained with a few adjustments. Until otherwise determined by the Montgomery County Law Library Resources Board, circulation privileges for attorney users of the former Dayton Law Library Association will remain intact.

The names of attorneys registered as members or statutory users of the Association through 2009 remain in the Law Library’s patron database and have been able to borrow materials. The names of local attorneys who have not been Association members may register with the Law Library in order to enjoy circulation privileges.

Noticeable changes in our circulation policy have been an enforcement of the borrowing time periods, more frequent overdue notices, and a less generous extension of renewals. These changes are due to a number of factors. First and foremost is the fact that the books are no longer the property of a membership association. As of January 1, 2010, all books that were identified as having been purchased with public monies were transferred to the ownership of Montgomery County. Uniform application of circulation policies removes any perception that extended use of county property to private individuals would be permitted. In addition, access to the Law Library by members of the general public, who enjoy browsing privileges, has been statutorily mandated.

Another issue for the Law Library is that the transition has reduced the financial resources available for the purchase of print materials. Subscriptions to several titles have been discontinued, thereby reducing the coverage in various fields. Limiting the borrowing periods increases the availability of materials to all patrons. Also, funds for the replacement of missing or damaged books have been diminished.

As in the past, attorney patrons may call the Library to reserve titles or to request the delivery of documents via telefacsimile or email.

Thank you for your understanding of our transition issues. As the new board continues to meet and evaluate the efficacy of policies and regulations our patrons will be kept apprised as changes are implemented. It is our hope to maintain a quality legal research facility for the legal community as well as satisfy our mandate to serve the needs of county offices and members of the general public.
Acquisitions Highlights

**BNA ONLINE**

At workstation 7 in the Law Library’s Media Center two BNA Online services are available. The Labor and Employment Law Library is a complete resource for cases and guidelines in all major areas of the field: fair employment, individual employment rights, disabilities, wages and hours, labor-management relations, collective bargaining, and labor arbitration. In addition to the web service, 6th Circuit and Ohio opinions are printed for easy browsing and maintained in binders behind the Circulation Desk.

BNA’s Benefits Practice Center pulls together three separate libraries, Employee Benefits Library, ERISA Compliance & Enforcement Library, and Executive Compensation Library, into an integrated set with search tools for analysis, guidance and primary source material.

**WESTLAWNEXT**

WestlawNext is the new search engine for Westlaw utilizing a google-like method for simple language queries. Numerous enhancements increase efficiency for researchers. WestlawNext is used by our patron services staff, any of whom will be happy to demonstrate the new features. Traditional Westlaw remains available for patron use in the Media Center.

**JURY VERDICT RESEARCH**

The JVR Evaluator Software remains available on workstation 3 in the Media Center.

**RECENTLY ADDED TITLES**

- KF 245 .B58 2010 (Ref) The Bluebook; A Uniform System of Citation. 19th ed.
- KF 1266 .S283 Sack on Defamation; Libel, Slander and Related Problems.
- KF 4119 .E276 Education Law.
- KF 4829 .M55 Immigration Law in the Workplace.
- KF 8972 .L57 Proven Jury Arguments & Evidence.
# Journal Watch

The Journal Watch is updated regularly on the library website at www.daylawlib.org

## APPEALS

"Clarity as the Last Resort? Why Federal Rule of Appellate Procedure 4 Should and Could Stipulate Which Judgments are 'Final’"  
70 Ohio State Law Journal 1481 (2009, No. 6).

## ARBITRATION

"Waiver of Privilege under Federal Evidence Rule 502 and Arbitration Proceedings."
65 Dispute Resolution Journal 24 (February-April 2010, No. 1).

## ATTORNEY FEES

"The IRS Will Absolutely, Positively Not Pay Your Attorneys’ Fees (or Will They?)."
84 Florida State Bar Journal 28 (May 2010, No. 5).

## CIVIL PROCEDURE


## CIVIL RULES

"Days are Days: Calculating Deadlines Under Amended FRCP 6(a)."
2 Bar Journal of the Cleveland Metropolitan Bar Association 8 (January 2010, No. 6).

## CONSTITUTIONAL LAW

"The Constitutionality of Sex Offender Residency Restrictions: A Takings Analysis."
29 The Review of Litigation 219 (Fall 2009, No. 1).

"Digitizing the Fourth Amendment: Limiting the Private Search Exception in Computer Investigations."
96 Virginia Law Review 677 (May 2010, No. 3).

## CONSTRUCTION LAW

"The Cumulative Impact Claim: Where Do We Stand in 2010."

## COPYRIGHT LAW

"Statutory Damages in Copyright Law: A Remedy in Need of Reform."

## CRIMINAL LAW

"The Use of Parol Evidence Interpretation of Plea Agreements"

## DISABILITY

"Your Insurance Does Not Cover That: Disability-Based Discrimination Where it Hurts the Most."

## DISCRIMINATION

"Discovery Audits: Model Rule 3.8(d) and the Prosecutor’s Duty to Disclose."

## ELDER CARE

"Advance Health Care Directives: Why Standard Forms Don’t do the Trick."
149 Trusts & Estates 34 (May 2010, No. 5).

"Step by Step: Help Your Clients Pick a Nursing Home."
46 Trial 16 (July 2010, No. 7).

## EMPLOYMENT LAW

"Carpe Diem: Privacy Protection in Employment Act."
43 Akron Law Review 331 (2010, No. 2).

## ESTATE PLANNING

"Considerations, Pitfalls, and Opportunities That Arise When Advising Same-Sex Couples."
24 Probate & Property 3 (May-June 2010).

149 Trusts & Estates 30 (June 2010, No. 6).

## EXPERT WITNESS

"Expert Preparation: Use this step-by-step Plan to Show Your Witnesses the Way."
46 Trial 16 (May 2010, No. 5).

## FAMILY LAW

"The Due Process Rights of Parents to Cross-Examine Guardians ad Litem in Custody Disputes: The Reality and the Ideal."
94 Minnesota Law Review 2103 (June 2010, No. 6).
Journal Watch

GUARDIAN AD LITEM
“Procedures for Writing Effective Guardian ad Litem Reports.”
2 Bar Journal of the Cleveland Metropolitan Bar Association 10 (February 2010. No. 7).

HONEST SERVICES FRAUD
“Honest Services Fraud: Federal Prosecution of Public Corruption at the State and Local Levels.”
84 The Florida Bar Journal 82 (June 2010, No. 6).

INSURANCE LAW
“At the Crossroads of the Intersection of Bankruptcy and Insurance.”
52 For the Defense 26 (May 2010, No. 5).

JUROR MISCONDUCT
“Reining In Juror Misconduct: Practical Strategies for Judges and Lawyers.”
84 Florida Bar Journal 8 (January 2010, No. 1).

JURY
“The Online Juror.” 93 Judicature 231 (May-June 2010, No. 6).

JUVENILE LAW

LANDLORD-TENANT LAW
“Negotiated Form of Landlord’s Consent to Sublease (with Annotations).”
26 The Practical Real Estate Lawyer 45 (January 2010, No. 1).

LEGAL PRACTICE
“So You Want to Be ‘Of Counsel’ (with Forms).”
56 The Practical Lawyer 19 (June 2010, No. 3).

MEDIATION

MEDICAL MALPRACTICE
“A Rogue Rule?: An Exposé on the Unresolved Issues and Needless Litigation Created by Ohio’s Affidavit of Merit Rule.”
37 Capital Law Review 1155 (Summer 2009, No. 4).

OPENING STATEMENTS
“Winning in the Beginning by Winning the Beginning.” 39 The Brief 40 (Spring 2010, No. 3).

OVI

PATENTS
“Prepare a Winning Case Before the USPTO.”
2 Landslide 12 (January/February 2010, No. 3).

PENSION PLANS

SEXTING
“Sexting, Statutes, and Saved by the Bell: Introducing a Lesser Juvenile Charge with an ‘Aggravating Factors’ Framework.”
77 Tennessee Law Review 1 (Fall 2009, No. 1).

TAX LAW
“New Section 2511 (c): A Thorn in the Side, not a Dagger to the Heart.”
84 Practical Tax Strategies 284 (May 2010, No. 5).

“HIRE Act, Patient Protection and Affordable Care Act, and Health Care and Education Reconciliation Act of 2010: An Overview.”
56 The Practical Lawyer 45 (June 2010, No. 3).

TRAFFIC LAW
“Talking and Texting While Driving: A Look at Regulating Cell Phone Use Behind the Wheel.” 44 Valparaiso University Law Review 237 (Fall 2009, No. 1).

UNIFORM ELECTRONIC TRANSACTIONS ACT
“Predicting the Enforceability of Browse-Wrap Agreements in Ohio.”
36 Ohio Northern University Law Review 31 (2010, No. 1).