



Newsletter

Montgomery County Law Library

August 2011 Issue #84

Subscriber Fees Instituted

Pursuant to the provisions of ORC section 307.51, the Montgomery County Law Library Resources Board has voted to institute “subscriber fees” in order to offset the increasing costs of electronic services provided to patrons. Although access to the law library facility is available for all members of the public at no cost, various services provided do generate costs for system support and upkeep.

Following careful scrutiny of the fees charged for comparable services by other urban county law libraries throughout the state, it was the decision of the Board to charge an annual subscriber fee of \$50.00 per attorney for those wishing to take advantage of the following services:

- The circulation of materials
- Reserve and “will call” for print materials
- The electronic delivery of materials (email or fax)
- Remote access to selected online legal research databases from the Law Library’s website
- Reservation of conference rooms at no charge

Invoices for the \$50.00 subscriber fee will be mailed in August, and the fee will cover services provided from October, 2011 through December, 2012. An identification card will be mailed to each subscriber indicating a user name and patron number that will be required to access the selected online legal research databases from a secured portion of the Law Library’s website. These databases will continue to be accessible to visitors of the law library at no charge.

The subscriber fee for the above mentioned services will be waived for “any member of the general assembly or...any officer or employee of a county, municipal, or township government or court located within that county when the officer or employee is acting within the scope of the officer’s or employee’s employment.” [ORC 307.51(D)(2)] A letter requesting registration of such “code” users will be mailed to courts and governmental entities before the end of August and ID numbers will then be sent to those registrants.

Subscriber Access to Legal Research Databases

At this time, two vendors of online legal research products have agreed to permit remote access to their databases, provided that such access is password protected. They are:

LoisLaw – a Wolters Kluwer product providing searchable access to secondary resources as well as the primary law of 50 states and the federal government. The treatise libraries provide coverage on family law, general litigation, estate planning, business practices, elder law, employment discrimination, and other topics.

LegalTrac – The online legal periodical search index.

Request Ohio Legislative Updates

Via the Hannah News Service, the Law Library subscribes to *Ohio Capitol Connection*, in order to regularly monitor the daily activities of the Ohio General Assembly. This service allows library staff to search archives of Ohio legislation and track pending bills by subject or by bill number. Through the *ActionTrack* feature we can stay up-to-date throughout the day with email alerts regarding legislative activity. We can then forward emails and report back to library subscribers who have requested that we monitor specific legislation. Feel free to contact the Law Librarian at jbeal@daylawlib.org if you would like to have a specific bill monitored during its progress through the Ohio General Assembly.

LexisNexis Training for CLE Credit

Once again, LexisNexis training sessions for CLE credit will be offered at the Law Library during the fall. The scheduled dates are Wednesday, October 5 and Thursday, October 6. On each day there will be a morning session from 10:00-11:00 and also an afternoon session from 1:00-2:00. The morning session on October 5 will cover basic searching on LexisNexis. All other sessions will cover advanced searching techniques. Each session has been approved by the Ohio Supreme Court for 1 hour of CLE credit.

In order to register for one or more of these sessions, please call Susan Worley at the law library at 225-4496.

Ohio Sentencing Reform Bill

The provisions of Ohio House Bill 86, will be effective on September 27, 2011. Charles Kallendorf of the Hamilton County Law Library has prepared and distributed an excellent list of Reference and Research Citations for the bill. His four-page document is available in hard copy at the circulation desk of the Law Library or it may be retrieved from the Law Library's website, along with the full text of the bill, under Highlights at http://www.mcoho.org/government/law_library/index.html.

Recent Acquisitions

KF 250 .A35 2009	Opinion Writing, 2d.
KF 300 .E94 2008	How to Build and Manage an Estates Practice, 2d.
KF 320 .A9 M48 2011	iPad in One Hour for Lawyers.
KF 390.5 .C6 B765 2010	The Lawyer's Guide to Social Networking: Understanding Social Media's Impact on the Law.
KF 533.5 .C478 2010	Forms, Checklists, and Procedures for the Family Lawyer.
KF 1083 .C55 2009	The Law of Trustee Investments.
KF 6276.620 .M35 2011	Making Sense of the 2010 Estate Tax Legislation.
KF 8900 .R355	Deposition Objections.
KF 8925 .P4 B66	Personal Injury Handbook.
KFO 130.5 .F6 O35 2010	Ohio Foreclosure: What You Need to Know Now.
KFO 130.5 .F6 O38 2010	Ohio Foreclosure Defense and Workout Strategies.
R 724 .P97 2011	Healthcare Crime: Investigating Abuse, Fraud, and Homicide by Caregivers.
RA 1051 .D37 2011	Forensic Science in Healthcare: Caring for Patients, Preserving the Evidence.
RJ 380 .P436 2011	Pediatric Life Care Planning and Case Management.
TR 822 .J66 2011	Practical Forensic Digital Imaging: Applications and Techniques.

Journal Watch

- ANTITRUST LAW** “Developments in Antitrust Law That Impact Intellectual Property Licensing Transactions.” 78 **Defense Counsel Journal** 274 (July 2011, No. 1).
- ATTORNEY-CLIENT PRIVILEGE** “Voluntary Client Testimony as a Privilege Waiver: Is Ohio’s Law Caught in a Time Warp?” 59 **Cleveland State Law Review** 1 (2011, No. 1).
- BANKRUPTCY** “Post-BAPCPA Availability of Lien-Stripping to a Chapter 20 Debtor.” 85 **The American Bankruptcy Law Journal** 161 (Spring 2011, Issue 2).
- CELL PHONES** “Cell Phone Searches Incident to Arrest: A New Standard Based on *Arizona v. Gant*.” 99 **Kentucky Law Journal** 579 (2010-2011, No. 3).
- CRIMINAL LAW** “Changing Ohio’s Snitch Code: Require a Conviction in the Leniency for Informant Work Exchange.” 39 **Capital University Law Review** 85 (Winter 2011, No. 1).
- DISCOVERY** “A New Day for Expert Discovery.” 47 **Trial** 16 (June 2011, No. 6).
“Uncover the Complete Electronic Medical Record.” 47 **Trial** 28 (May 2011, No. 5).
- DOMESTIC RELATIONS** “Declassified: An Insider’s Look at the CSEA.” 60 **Dayton Bar Briefs** 11 (April 2011, No. 9).
- ELDER CARE** “The New Investment Alternative.” 150 **Trusts & Estates** 21 (July 2011, No., 7).
- EMINENT DOMAIN** “A Picture is Worth a Thousand Words: A Look at Ohio’s Take on Involuntary Takings.” 39 **Capital University Law Review** 759 (Summer 2011, No. 3).
- EMPLOYMENT LAW** “The Judicial-Legislative War: Employer Intentional Torts in Ohio.” 42 **University of Toledo Law Review** 525 (Winter 2011, No. 2).
“Smartphones and the Fair Labor Standards Act.” 53 **For the Defense** 41 (June 2011, No. 6).
- EVIDENCE** “Physician Apologies and General Admissions of Fault: Amending the Federal Rules of Evidence.” 72 **Ohio State Law Journal** 687 (2011, No. 3).
- FORECLOSURES** “Debt Cancellation in the Age of Mortgage Foreclosures.” 38 **Real Estate Taxation** 100 (2nd Quarter, No. 3).
- INSURANCE LAW** “When is a Direct Suit Against the Tortfeasor by the Insurer for Recovery of Medical Payments Appropriate?” 21 **Ohio Trial** 12 (Spring 2011, No. 1).
- INTERNET ADVERTISING** “Real-Time Electronic Contact – Advertising Rules Applied to Lawyers Who Blog.” 41 **University of Toledo Law Review** 1005 (Summer 2010, No. 4).
- JUVENILE LAW** “Superintendence Rule 48: Standardizing the Guardian Ad Litem System in Ohio Courts.” 39 **Capital University Law Review** 463 (Spring 2011, No. 2).
- LABOR LAWS** “Labor Law Gap-Filling: Federal Common Law Ideals Versus Litigation Realities.” 72 **Ohio State Law Journal** 437 (2011, No. 2).
- OVI** “12 Unnecessary Men: The Case for Eliminating Jury Trials in Drunk Driving Cases.” 2011 **University of Illinois Law Review** 961 (2011, No. 3).
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Journal Watch—Continued

- PERSONAL INJURY** “It’s Not Always About the Money: Mediation in Personal Injury Cases.”
53 **For the Defense** 20 (April 2011, No. 4).
- PLAUSIBLE CAUSE** “Plausible Cause?: How Criminal Procedure can Illuminate the U.S. Supreme Court’s New General Pleading Standard in Civil Suits.”
79 **University of Cincinnati Law Review** 791 (Winter 2010, No. 2).
- REAL ESTATE** “Renegotiating Your Leases (with Forms).”
27 **The Practical Real Estate Lawyer** 25 (March 2011, No. 2).
- “Real Estate Workouts From the Lender’s Perspective (with Forms).”
27 **The Practical Real Estate Lawyer** 35 (July 2011, No. 4).
- “The True Costs of Not Paying Your Property Taxes in Ohio.”
36 **University of Dayton Law Review** 221 (Winter 2011, No. 2).
- RECEIVERSHIP** “Lien on Me: Recent Decisions Affecting the Appointment and Authority of Receivers.”
25 **Ohio Lawyer** 18 (May/June 2011, No. 3).
- SCHOOL LAW** “Fighting Back: Bullying Prevention Under Ohio Law.”
25 **Ohio Lawyer** 8 (March/April 2011, No. 2).
- SECURITIES LAW** “Understanding the Terms of Security Agreements.”
57 **The Practical Lawyer** 39 (June 2011, No. 3).
- SEXTING** “Abridging Constitutional Rights: Sexting Legislation in Ohio.”
58 **Cleveland State Law Review** 685 (2010, No. 3).
- TAX LAW** “Planning for the New 3.8% Medicare Tax on Unearned Income.”
42 **The Tax Adviser** 472 (July 2011, No. 7).
- “Generation-Skipping Transfer Tax Consequences of GRATs: Finding the Answers.”
114 **Journal of Taxation** 260 (May 2011, No. 5).
- “Schedule UTP: IRS Mandates Disclosure of Uncertain Tax Positions.”
42 **The Tax Adviser** 334 (May 2011, No. 5).
- “Individual Taxation: Digest of Recent Developments.”
42 **The Tax Adviser** 400 (June 2011, No. 6).
- TRIAL** “When Your Client Testifies.” 47 **Trial** 22 (July 2011, No. 7).
- VENUE** “Supervising Discretion: An Interest-Based Proposal for Expanded Writ Review of §1404(a) Transfer of Venue Orders.” 72 **Ohio State Law Journal** 139 (2011, No. 1).
- WAGE AND HOUR** “Aggressive New Wage and Hour Regulations Anticipated Soon.”
3 **Bar Journal of the Cleveland Metropolitan Bar Association** 20 (May 2011, No. 10).

This Newsletter is published by **The Montgomery County Law Library**, 41 N. Perry St., P.O. Box 972, Dayton, OH 45422-2490
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http://www.mcoho.org/government/law_library/index.html.