

Of Bookmarks and Buggy Whips

Recently a longtime patron of the Law Library requested several bookmarks for the purpose of marking his place in the books he intended to remove from the shelves. Following my rather befuddled response, “I think we still have a few of those around here,” a few bent and torn remains of bookmarks were located to offer to our scholarly researcher.

As often happens, a quick, passing encounter can set one’s mind to reverie and I recall the days when a “stack” of bookmarks graced each library table and vital notes were written in the corners. I begin to think that possibly not all legal research is performed electronically and possibly some researchers still want to crawl into the tomes of wisdom to peruse the pages that come before and after the location to which their keyword search has directed them.

As an *hommage* to the quaint civility of law book research, new bookmarks have been procured for the use of Law Library patrons and one is enclosed with this Newsletter. You’ll notice the current name of the Law Library and its new web address. Unlike the closing of the buggy whip factories, I shall remain stalwart against the demise of bookmark printing; although I did order these online.

Joanne Beal, Law Librarian

Ohio Law Books in eBook Format

Rather impatiently, law libraries are waiting for the two most prolific law book publishers to reveal their library platforms for the borrowing of eBooks from online catalogs. Until that time, several popular texts on Ohio law are available as eBooks for individual purchasers.

From Thomson Reuters/West the currently available titles include *Ohio Arrest, Search and Seizure; Ohio Domestic Violence; Ohio Employment Practices; Ohio Planning and Zoning; Ohio Trial Practice; Ohio Juvenile Law* as well as several other forthcoming titles. West provides a proprietary platform that allows for Boolean searching, a Table of Cases with “hits,” advanced notes and annotations, and links to WestlawNext. Additional information and pricing is available online at the “Westlaw Store.”

Over 40 popular Ohio treatise titles are available in the eBook format from LexisNexis. They are supported in two formats: 1) **epub** for Apple products, SONY Reader, Barnes & Noble NOOK, or PC or Mac using Adobe Digital Editions software; and 2) **mobi** for Amazon Kindle, Palm Pilot, or other compatible devices. Visit the “LexisNexis Store” online for further information and pricing.

Upcoming Training at the Law Library for CLE Credit

December 5, 2012 – LexisNexis Basic Review at 10:30 A.M.; Advanced Search Techniques at 1:00 P.M. Each session will last one hour and each session is approved for one hour of CLE credit.

December 13, 2012 – Westlaw Training at 9:30 – 10:30 A.M. and 11:00 A.M. – Noon. Both sessions will be the same and each is approved for one hour of CLE credit.

To register, please contact Susan Worley at the Law Library at 225-4496 or sworley@daylawlib.org. Space is limited in the Library’s media center.

A High Interest Acquisition

K 290 .S33 2012

Scalia and Garner's Reading Law: The Interpretation of Legal Texts.

How to Dispose of Used Law Books

If you have tried the law libraries in town and the lawyer associations and you are still trying to find a home for law books rather than recycling them or sending them to a landfill, here are a few different options:

- Donate to a public library's book sale
- Give to a local restaurant for a decorative appeal
- Give to a local community access TV station for set decoration
- Commercial enterprises such as furniture and antique stores and interior decorators may use law books as décor items as well as car dealer showrooms
- Local schools and community centers often use old books for arts and crafts projects
- Theater groups and drama clubs often use law books as props
- If you have a public place use it to advertise law books for \$1.00 or under or for free

Subscriber Invoices Have Been Mailed

Invoices for 2013 Law Library subscriber fees have been mailed to attorneys previously registered as subscribers. The annual \$50.00 fee provides to each attorney circulation privileges; interlibrary loans; remote access to selected online resources; the electronic delivery of documents; and the use of conference rooms at no charge. Please contact the Law Library at 225-4496 if you have not received a subscriber invoice or if you have not previously registered and would like to become a subscriber.

Pursuant to ORC section 307.51(D)(2), attorneys employed by government offices need not pay the annual \$50.00 subscriber fee but must register with the law library for inclusion in the patron database.

Highlights on the Law Library's Website

The Highlights section on the lower right portion of the Law Library's main web page contains links for quick access to the following documents, among others:

- Ohio SB 337 – regarding juveniles, child support suspensions on driver's license, and time served for inmates
- Ohio Driver's License Reinstatement Handbook, 2d* – Downloadable, full text
- Ohio SB 117 – Uniform Power of Attorney Act

Upcoming Holiday Hours

The Law Library will be closed on the following days:
Any Changes will be posted on the Law Library's website.

- Monday, December 24, 2012—closing at noon. Christmas Eve
- Tuesday, December 25, 2012—closed. Christmas Day
- Monday, December 31, 2012—closing at noon. New Year's Eve
- Tuesday, January 1, 2013—closed. New Year's Day
- Monday, January 21, 2013—closed. Martin Luther King, Jr. Day
- Monday, February 18, 2013—closed. Presidents' Day

Additional articles may be found on the Library's website. Click on "Journal Watch."

Journal Watch

ADA	<p>"How to Optimize the Use of Outside Consultants for ADA Documentation Reviews." 81 The Bar Examiner 16 (September 2012, No. 3).</p> <p>"The Americans with Disabilities Act: Short-term Disabilities, Exceptions, and the Meaning of Minor." 37 University of Dayton Law Review 99 (Fall 2011, Issue 1).</p>
BANKRUPTCY	"An Empirical Assessment of Student Loan Discharges and the Undue Hardship Standard." 86 American Bankruptcy Law Journal 495 (2012, Issue 3).
CHARITABLE GIVING	"What Lies Ahead for Giving Techniques." 151 Trusts & Estates 6 CGS (October 2012, No. 10).
CONSTITUTIONAL LAW	"Texting While Driving Meets the Fourth Amendment: Detering Both Texting and Warrantless Cell Phone Searches." 54 Arizona Law Review 577 (Fall 2012, Issue 3).
DAMAGES	"Fighting the Squeeze: Plaintiffs' Attorneys try to Squeeze every last drop of 'Damages' Juice at Trial." 54 For the Defense 68 (September 2012, No. 9).
DOMESTIC RELATONS	"The Right to (Same-Sex) Divorce." 62 Case Western Reserve Law Review 447 (Winter 2011, No. 2).
ELDER LAW	<p>"Ethical Wrinkles in Elder Law." 58 The Practical Lawyer 21 (October 2012, No. 5).</p> <p>"The Faces of Elder Abuse." 48 Trial 42 (October 2012, No. 10).</p>
ELECTRONIC DISCOVERY	"Getting Your E-Discovery Money Back: Taxation of Costs and Offer of Judgment." 54 For the Defense 12 (June 2012, No. 6).
EMPLOYMENT LAW	<p>"Faster. Cheaper. Unconstitutional: Why the Public's Subsidy of Jobs Ohio Violates Article VIII, Sections 4 & 6 of the Ohio Constitution." 62 Case Western Reserve Law Review 919 (Spring 2012, No. 3).</p> <p>"Constitutionalizing Paycheck Protection: What <i>Knox v. Service Employees International Union</i> Means for American Labor." 63 Labor Law Journal 153 (Fall 2012, No. 3).</p>
ERISA LIENS	"Defeating an ERISA Lien with the Statute of Limitations." 22 Ohio Trial 33 (Summer 2012, No. 2).
ESTATE PLANNING	"Recent Developments in Estate Planning." - Part II 43 The Tax Adviser 688 (October 2012, No. 10).
EVIDENCE	<p>"Internet and Email Evidence (Part 1)." 58 The Practical Lawyer 19 (February 2012, No.1).</p> <p>"Internet and Email Evidence (Part 2)." 58 The Practical Lawyer 17 (April 2012, No. 2).</p>
EXPERT WITNESSES	"Prepping Your Expert." 48 Trial 14 (September 2012, No. 9).

Journal Watch

FORECLOSURE	“Taking a Stand on Standing: The Real Party Interest Conflict in Ohio Foreclosure Actions.” 40 Capital University Law Review 1099 (Fall 2012, No. 4).
IMMIGRATION LAW	“Splitting the Baby: Immigration, Family Law, and the Problem of the Single Deportable Parent.” 45 Akron Law Review 769 (2012, No. 3).
JUDGES	“Sentencing Patterns: Drug Court Judges Serving in Conventional Criminal Courts.” 96 Judicature 36 (July-August 2012, No. 1).
LANDLORD/TENANT LAW	“Tenant’s Checklist of Silent Lease Issues (Third Edition).” 28 The Practical Real Estate Lawyer 5 (September 2012, No. 5).
LAWYER MISCONDUCT	“The Automatic Reporting of Lawyer Misconduct to Disciplinary Authorities: Filling the Reporting Gap.” 73 Ohio State Law Journal 427 (2012, No. 3).
MEDICAL MALPRACTICE	Using it for All It’s Wuerth: A Critical Analysis of <i>National Union Fire Insurance Company of Pittsburgh v. Wuerth</i> as applied to Medical Malpractice in Ohio.” 22 Ohio Trial 7 (Spring 2012, No. 1).
PROFESSIONAL LIABILITY	“Fortifying the Law Firm: Understanding and Protecting Against Cyber Risk.” 54 For the Defense 46 (July 2012, No. 7).
PUNITIVE DAMAGES	“Procedural Due Process and Predictable Punitive Damages Awards.” 61 Defense Law Journal 113 (August 2012, No. 3).
SCHOOL LAW	“The Need for Legal Reform of the For-Profit Educational Industry.” 79 Tennessee Law Review 515 (Spring 2012, No. 3).
SEX OFFENSES	“Everything Old is New Again: A Look at Ohio’s SORN system, Post- <i>Williams</i> .” Vindicator p. 40, Summer, 2012.
TAX LAW	“A Dip in the Hot Tub: Concurrent Evidence Techniques for Expert Witnesses in Tax Court Cases.” 117 Journal of Taxation 213 (October 2012, No. 4). “Looming Tax Traps for Closely Held Businesses.” 89 Practical Tax Strategies 156 (October 2012, No. 4). “Tax Planning for Divorce: Avoiding the Pitfalls.” 89 Practical Tax Strategies 106 (September 2012, No. 3). “Long-Awaited FATCA Proposed Regulations Clarify Some Issues, Punt on Others.” 117 Journal of Taxation 60 (August 2012, No. 2).
TRADEMARK LAW	“I Searched for this Louis Vuitton and all I got was this Lousy Knockoff: Exploring the Initial Interest Confusion Doctrine in Trademark Infringement Cases Related to Search Engine Keyword Advertisements.” 37 University of Dayton Law Review 195 (Winter 2012, Issue 2).
TRIAL	“Making the Most of Graphics for Trial.” 58 The Practical Lawyer 17 (August 2012, No. 4).

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