



# Newsletter

Montgomery County  
Law Library

Issue 87  
June 2013

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for

library information; announcements; hot topics; current *Journal Watch* listings; links; and more.

We are very excited to unveil our latest effort to reach the users of the Montgomery County Law Library. A Facebook page is an effective tool through which visitors are able to access current information and communicate with a network of patrons. The page contains content-rich links on timely topics as well as interesting tidbits. It is anticipated that our Facebook page will provide a versatile and engaging method for communicating with our patrons on subjects that are important to all. Visit us often. We hope you "Like" us.

The Law Library's website remains the access point for subscribers and government employees to log onto the selected electronic databases available, as well as the text of the highlighted documents. [www.mcoho.org/government/law\\_library](http://www.mcoho.org/government/law_library)

## Materials for Public Patrons

Displayed on the first table in the Library's Reading Room are a number of materials collected for use by members of the general public. The items include citizen guides on court procedures; legal terminology; and mediation. Compiled in a notebook are Business Services Publications as prepared by the Secretary of State. In addition, the second edition of the *Ohio Driver's License Reinstatement Handbook* is available as well as a newly revised copy of *Child Sexual Abuse Evidence & Trial Court Procedure Issues*.

**Cyberbullying**

A Resource Guide on the topic of *Cyberbullying*, an evolving social media issue, has been created by Susan Worley of our Public Services staff. Copies of the guide as well as many of the cited materials are available at the Circulation Desk in the Law Library. Also, the *Cyberbullying* guide is available, along with other guides on various subjects, on the Library's website under Resource Guides.

**Changes in Westlaw Access**

Due to financial constraints, access to Westlaw in the Library's Media Center has been reduced to two concurrent users. All terminals have shortcuts to both Westlaw Classic and WestlawNext. All subscription coverage has been retained; however, the Jury Verdict Research product is available only through the WestlawNext link. If you have any questions or require assistance, please see Reader Services Specialist Don Walker.

**CLE Credit for WESTLAW Training**

Two Westlaw training sessions will be held lecture style, with projector, in the conference room of the Law Library on Thursday, June 27, at 10:30 – 11:30 A.M. and at Noon – 1:00 P.M. The first session will cover basic Westlaw searching techniques and the second session will cover advanced techniques. Each session is approved for one hour of CLE credit. If interested, please contact Susan Worley at the Law Library, 225-4496, or [sworley@daylawlib.org](mailto:sworley@daylawlib.org).

**Recent Acquisitions**

- |                       |  |
|-----------------------|--|
| HV 6074 .A43 2013     | Lee and Gaensslen's Advances in Fingerprint Technology.                              |
| KF 320 .A9 N45 2013   | The 2013 Solo and Small Firm Legal Technology Guide: Critical Decisions Made Simple. |
| KF 320 .I57 C67 2012  | Twitter in One Hour for Lawyers.   |
| KF 320 .I57 K458 2012 | Facebook in One Hour for Lawyers.  |
| KF 320 .I57 S88 2012  | Blogging in One Hour for Lawyers.  |
| KF 533.5 .R52 2012    | The Complete Guide to Divorce Practice: Forms & Procedures for the Lawyer.           |
| KF 3197 .G73 2012     | Protecting Trade Secrets Before, During, and After Litigation.                       |
| KF 3989 .H45 2012     | Equine Regulatory Law.   |
| KF 8947.5 .B75 2013   | Social Media as Evidence: Cases, Practice Pointers, and Techniques.                  |
| KF 8965 .C37 2012     | A Lawyer's Guide to Understanding Psychiatry.  |
| KF 8967 .R93 2012     | Real and Demonstrative Evidence: A Real World Practice Manual for Winning at Trial.  |
| RJ 375 .B76 2013      | Child Abuse and its Mimics in Skin and Bone.   |



**JOURNAL WATCH**

\*Additional entries available on both Montgomery County Law Library's website and Facebook page\*

<b>ADA</b>	“The ADA and Mental Disabilities: Emerging Trends and Accommodation Issues.” 55 <b>For the Defense</b> 50 (February 2013, No. 2).
<b>APPELLATE PROCEDURE</b>	“This is Unprecedented: Examining the Impact of Vacated State Appellate Court Opinions.” 13 <b>Journal of Appellate Practice &amp; Process</b> 231 (Fall 2012, No. 2).
<b>ATTORNEY-CLIENT PRIVILEGE</b>	“Statutory Waivers and Common Law Exceptions: A Distinction Without a Difference? An Examination of the Loss of Attorney-Client Privilege in Ohio.” 80 <b>University of Cincinnati Law Review</b> 537 (Winter 2011, No. 2).
<b>BANKRUPTCY LAW</b>	“Chapter 13: Tax Considerations.” 44 <b>The Tax Adviser</b> 302 (May 2013, No. 5).
<b>CLASS ACTIONS</b>	“An Ounce of Prevention: Early Motions Attacking Class Certification.” 80 <b>Defense Counsel Journal</b> 164 (April 2013, No. 2).  “Calculating Damages in Securities Class Actions.” 49 <b>Trial</b> 28 (June 2013, No. 6).
<b>CONSTITUTIONAL LAW</b>	“Observations for Above: Unmanned Aircraft Systems and Privacy.” 36 <b>Harvard Journal of Law &amp; Public Policy</b> 457 (Spring 2013, No. 2).
<b>DISCOVERY</b>	“Discovery Issues in Distracted Driving Cases.” 49 <b>Trial</b> 14 (February 2013, No. 2).
<b>E-DISCOVERY</b>	“Skin in the Game: Litigation Incentives Changing as Courts Embrace a ‘Loser Pays’ Rule for E-Discovery Costs.” 60 <b>Cleveland State Law Review</b> 1103 (2013, No. 4).
<b>EMPLOYMENT LAW</b>	“Catch-22: The EEOC’s Controversial Guidance on the Use of Criminal History Information by Employers.” 64 <b>Labor Law Journal</b> 20 (Spring 2013, No. 1).
<b>FAMILY LAW</b>	“Amendment to R.C. 3105.18 Cancels <i>Mandlebaum v. Mandlebaum</i> .” 62 <b>Dayton Bar Briefs</b> 10 (April 2013, No. 8).
<b>GOVERNMENT LAW</b>	“Not in Your Backyard: Ohio’s Prohibition on Residency Requirements for Police Officers, Firefighters, and other Municipal Employees.” 37 <b>University of Dayton Law Review</b> 351 (Spring 2012, Issue 3).
<b>HEARSAY</b>	“Suddenly, Everything has Changed: The Testimonial Approach to Admission of Hearsay Statements Under <i>Michigan v. Bryant</i> and Beyond.” 80 <b>University of Cincinnati Law Review</b> 945 (Spring 2012, No. 3).
<b>INSURANCE LAW</b>	“Construction Defects: Are they ‘Occurrences’?” 62 <b>Defense Law Journal</b> 169 (February 2013, No. 1).  “The Benefits of Unequal Protection.” 126 <b>Harvard Law Review</b> 1348 (March 2013, No. 5).
<b>INTERNET LAW</b>	“Personal Jurisdiction over Offenses Committed in Virtual Worlds.” 81 <b>University of Cincinnati Law Review</b> 361 (Fall 2012, No. 1).
<b>JUVENILE LAW</b>	“Delinquency and Punishment: The Impact of <i>State v. Williams</i> on Juvenile Sex Offender Reg- istration in Ohio.” 81 <b>University of Cincinnati Law Review</b> 291 (Fall 2012, No. 1).

JOURNAL WATCH

<b>LANDLORD/TENANT</b>	“Landlord’s Checklist of Silent Lease Issues (Third Edition).” 29 <b>The Practical Real Estate Lawyer</b> 4 (May 2013, No. 3).
<b>LAW PRACTICE</b>	“Mental Illness and the Practice of Law.” 82 <b>The Bar Examiner</b> 42 (March 2013, No. 1).
<b>LEGAL MALPRACTICE</b>	“Legal Malpractice Prevention: Avoid Client Problems by Avoiding Problem Clients.” 59 <b>The Practical Lawyer</b> 33 (April 2013, No. 2).
<b>LEGAL WRITING</b>	“Legal Writing for the ‘Real World’: A Practical Guide to Success.” 46 <b>The John Marshall Law Review</b> 487 (Winter 2013, No. 2).
<b>MEDICAL MALPRACTICE</b>	“Emergency Room Malpractice.” 49 <b>Trial</b> 26 (May 2013, No. 5).
<b>PERSONAL INJURY</b>	“Watch Where You’re Going! The New Defense of Texting and Tweeting in Personal Injury Lawsuits.” 55 <b>For the Defense</b> 34 (March 2013, No. 3).
<b>REAL PROPERTY</b>	“Using the Judicial System to Abate the Foreclosure Crisis.” 29 <b>The Practical Real Estate Lawyer</b> 5 (March 2013, No. 2).
<b>SEARCH &amp; SEIZURE</b>	“Be Reasonable! Limit Warrantless Smart Phone Searches to <i>Gant</i> ’s Justification for Searches Incident to Arrest.” 63 <b>Case Western Reserve Law Review</b> 943 (Spring 2013, Issue 3).
<b>SENTENCING LAW</b>	“Oh, By the Way...: Why the Supreme Court of Ohio Lost Its Way in <i>State of Ohio v. Fischer</i> , 128 Ohio St.3d 92 (2010).” 80 <b>University of Cincinnati Law Review</b> 567 (Winter 2011, No. 2).
<b>TAX LAW</b>	“Final Regulations on Noncompensatory Partnership Options: Worth the Wait?” 118 <b>Journal of Taxation</b> 164 (April 2013, No. 4).  “Final FACTA Regulations Ease Many Burdens.” 118 <b>Journal of Taxation</b> 121 (March 2013, No. 3).  “Applying the Medicare Surtax to Passive Activities Under the Proposed Regulations.” 90 <b>Practical Tax Strategies</b> 111 (March 2013, No. 3).
<b>TRADE SECRETS</b>	“Who Owns Your Friends?: <i>Phonedog v. Kravitz</i> and Business Claims Trade Secret in Social Media Information.” 39 <b>Rutgers Computer and Technology Law Journal</b> 30 (2013, No. 1).
<b>TRUSTS</b>	“Viability of Ohio Domestic Asset Protection Trusts: A Review of the Proposed Ohio Legacy Trust Act.” 39 <b>Ohio Northern University Law Review</b> 329 (2012, No. 1).  “Are Trust Funds Safe from Claims for Alimony or Child Support?” 152 <b>Trusts &amp; Estates</b> 15 (April 2013, No. 4).
<b>WITNESSES</b>	“Irreparable Misidentifications and Reliability: Reassessing the Threshold for Admissibility of Eyewitness Identification.” 58 <b>Villanova Law Review</b> 69 (2013, No. 1).
<b>WORKERS’ COMP</b>	“Pursuant to R.C. 4123.512(F), a Plaintiff in a Workers’ Compensation Case May Recover Full Fees and Costs of Litigation even when only one of Multiple Claimed Conditions is

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