



Thomas M. Cooley Law Libraries' Research Guide Series

TORTS: A SELECTIVE RESEARCH GUIDE

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| I. Michigan Treatises & Guides | II. Select Michigan Statutes |
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I. MICHIGAN TREATISES & GUIDES

Comparative Negligence in Michigan, by Thomas F. Koernke and Robert C. Timmons

Location: [KFM4396 .K63](#) (AH, GR, L)

This ICLE title is a valued resource to Michigan attorneys involved in negligence practices. In addition to being a practice aid, ICLE titles tend to have significant legal commentary and can be a very good resource for researching Michigan-specific legal issues.

Michigan Business Torts, by Edward H. Pappas, Thomas G. McNeill, and Daniel D. Quick.

Location: [KFM4430 .P3622](#) (AH, GR, L)

This ICLE title is a valuable, Michigan-specific resource. In addition to being a practice aid, ICLE titles tend to have significant legal commentary and can be a very good research resource.

Michigan No-fault Automobile Cases: Law and Practice, by Robert E. Logeman.

Location: [KFM4391.A46 L643](#) (AH, GR, AH)

This one-volume ICLE title covers all aspects of Michigan's No-fault automobile claim process. In addition to being a practice aid, ICLE titles tend to have significant legal commentary and can be a very good research resource.

Michigan Practice Guides: Torts, by Clifford W. Taylor, George A. Googasian, and Allan S. Falk.

Location: [KFM4395 .T39](#) (AA, L)

This three-volume looseleaf title is also available electronically via Westlaw (MIPG-TORTS).

Michigan Torts 2d, by Elmer E. White.

Location: [KFM4395 .W48](#) (AA, AH, GR, L)

A valuable resource for Michigan tort law research.

Motor Vehicle No-fault Law in Michigan, by George T. Sinas and Wayne J. Miller.

Location: [KFM4391.A46 S56](#) (AH, GR, L)

This title is authored by one of the most respected names in Michigan no-fault law.



Torts: Michigan Law and Practice, edited by Linda Miller Atkinson and Katharine B. Soper.

Location: KFM4395.A6 T68 (AH, GR, L)

This ICLE title is a “go-to” source for Michigan tort law research. In addition to being a practice aid, ICLE titles tend to have significant legal commentary and can be a very good resource for researching Michigan-specific legal issues.

II. SELECT MICHIGAN STATUTES

Comparative Negligence

- **MCL 600.2959** - Tort actions; comparative fault of injured or dead person; reduction of economic damages, disallowance of non-economic damages
- **MCL 600.2955a(1)** - Defense of impairment due to influence of alcohol or drugs, reduction of damages

Dog Bite

- **MCL 287.351** - Injuries by dogs; liability of owners

Dram Shop Act

- **MCL 436.1801**

Firefighter’s Rule

- **MCL 600.2965 et seq.**

Governmental Immunity

- **MCL 691.1407** - Governmental immunity from tort liability

Good Samaritan

- **MCL 691.1501 et seq.**

Medical Malpractice

- **600.2912b** - Medical malpractice; commencement of actions against health professionals or health facilities; written notice requirements, contents; access to records; tacking of additional days; written response; statute of limitations

No-fault

- **MCL 500.3101 et seq.**
- **MCL 500.3135** - Tort liability for noneconomic loss, cause of action for damages; tort liability from ownership, maintenance, or use of motor vehicle, abolition, exceptions, damages; serious impairment of body function, defined

Parental Liability for Negligence of Child

- **MCL 600.2913** - Malicious or willful destruction of property by minors; limitation on recovery of damages from parents



Wrongful Death Act

- **MCL 600.2922** - Wrongful Death

III. NATIONAL TREATISES & GUIDES

The American Law of Torts, by Stuart M. Speiser, Charles F. Krause, and Alfred W. Gans

Location: **KF1250 .S568** (AA, AH, GR, L)

This multi-volume treatise covers numerous topics within the scope of tort law. Cited case law is both current and historical, and the text contains references to additional research materials. This resource is updated with pocket parts.

Basic Principles of Tort Law, by Marshall S. Shapo.

Location: **KF1250 .S466** (L)

A hornbook on the law of torts.

Economic Negligence: Liability of Professionals and Businesses to Third Parties for Economic Loss, by Jay M. Feinman

Location: **KF1284 .F44** (L)

This title deals primarily with professional liability to third parties, parties that were not privy to the underlying professional relationship.

Harper, James and Gray on Torts, by Fowler V. Harper, Fleming James, Jr., and Oscar S. Gray.

Location: **KF1250 .H37** (AH, L)

This is a multi-volume treatise that is supplemented with additional volumes; however, all volumes may not be retained at all locations.

The Law of Torts, by Dan B. Dobbs.

Location: **KF1250 .D59** (AA, AH, GR, L)

A hornbook on the law of torts.

Liability for Negligent Misstatements, by Christian Witting.

Location: **K938 .W58** (L)

This practitioner's guide was purportedly designed to be a comprehensive and integrated account of the law on negligent misstatement liability.

Pattern Discovery: Tort Actions, by Douglas Danner and Larry L. Varn

Location: **KF8900 .D336** (AA, AH, GR, L)

This resource contains interrogatories, checklists, and some treatise materials. It is designed to aid the practitioner in the discovery process.

Prosser and Keeton on the Law of Torts, edited by W. Page Keeton

Location: **KF1250 .P73** (AA, AH, GR, L)

A hornbook on the law of torts.

Restatement of the Law, Torts—[various subtopics], as adopted and promulgated by The American Law Institute



Location: Various, please see Coolcat. (AA, AH, GR, L)

Concise authoritative restatements of the common law.

Tort Law Desk Reference: A Fifty-state Compendium, by Morton F. Daller.

Location: KF1250.Z95 T645 (GR, L)

This annual publication provides a succinct survey of tort laws for all 50 states, as well as the District of Columbia.

Tort Law in America: An Intellectual History, by G. Edward White.

Location: KF1249 .W48 (L)

An historical account of tort law in America.

IV. SELECT FEDERAL STATUTES

Federal Torts Claims Act (FTCA)

- 28 U.S.C. §§ 1346(b), 2671-2680

V. INTERNATIONAL TREATISES

Charlesworth & Percy on Negligence, edited by Judge Walton, et al.

Location: KD1975 .C43 (L)

A core work covering negligence law of Great Britain and the Commonwealth countries.

Emerging Issues in Tort Law, edited by Jason W. Neyers, et al.

Location: KE1232 .A66 (L)

This title focuses on Canadian tort law. The articles in this book were presented as papers at a conference hosted at the University of Western Ontario.

An Introduction to Tort Law, by Tony Weir

Location: KD1949 .W454 (L)

This title provides a concise overview of Tort Law in Great Britain.

Unification of Tort Law: Contributory Negligence, edited by U. Magnus, et al.

Location: KJC1663.5 .U55 (L)

This resource focuses on European tort law and contributory negligence.

VI. JOURNALS AND PERIODICALS

Michigan Defense Quarterly

Location: KFM4395.A15 M52 (GR, L)

A publication of the Michigan Defense Trial Counsel. The latest issue may be available from <http://www.mdtc.org/>. Electronic archives are available to members at this website.



**Negligence Law Section Quarterly, a newsletter of the State Bar of Michigan's
Negligence Law Section**

Location: KFM4396.A15 N4 (L)

<http://www.michbar.org/negligence/quarterly.cfm>

A quarterly newsletter that focuses on topics of interest to Michigan negligence law practitioners. Article authors tend to be practitioners, and the topics addressed by the content varies from issue to issue.

Tort Trial & Insurance Practice Law Journal

Location: K6 .O75 (AH, GR, L, HeinOnline)

A publication of the Tort Trial & Insurance Practice Section of the American Bar Association.

VII. NUTSHELLS, HORNBOOKS AND STUDY AIDS

The Law of Torts: Examples and Explanations, by Joseph W. Glannon

Location: KF1250.Z9 G58 (AH, GR, L)

This Reserve title explains the law of torts by applying the concepts and ideas to factual situations. Current additions are normally on Reserve, but older editions may be available in the libraries' Main Collections for circulation.

Questions & Answers: Torts, by Anita Bernstein and David P. Leonard.

Location: KF1250.Z9 B47 (AH, GR, L)

This Reserve title contains multiple choice and short-answer questions and answers. Current additions are normally on Reserve, but older editions may be available in the libraries' Main Collections for circulation.

Torts in a Nutshell, by Edward J. Kionka.

Location: KF1250.Z9 K53 (AH, GR, L)

This Reserve title provides a concise overview of the law of torts. Current additions are normally on Reserve, but older editions may be available in the libraries' Main Collections for circulation.

Torts: Proximate Cause, by Joseph A. Page

Location: KF1254 .P34 (L)

This law school study aid provides a detailed exposition on the idea of proximate cause.

Understanding Torts, by John L. Diamond, et al.

Location: KF1250 .D52 (AH, GR, L)

This Reserve title is a valuable resource for the student who needs additional information, beyond that covered by their course materials, on the topic of torts. Current additions are normally on Reserve, but older editions may be available in the libraries' Main Collections for circulation. A companion outline is available from Lexis-Nexis at:

<http://www.lexisnexis.com/lawschool/study/outlines/html/torts/index.asp>.



VIII. DATABASES

LexisNexis

- MI Tort Cases
- Federal & State Cases - Selected Tort Material
- Business Torts
- Damages in Tort Actions
- Products Liability Practice Guide
- A Guide to Toxic Torts
- Personal Injury: Actions, Defenses, Damages
- Louisell & Williams, Medical Malpractice
- Torts Multi-Jurisdictional Surveys with Analysis
- Personal Injury Emerging Issues

Matthew Bender Online

Location: Accessible from the Cooley Library's Electronic Resources page

(http://www.cooley.edu/library/public_service/electronic_resources.htm)

Torts related treatises available in this database include the following:

- Attorneys' Dictionary Of Medicine
- Business Torts
- California Products Liability Actions
- California Torts
- Damages In Tort Actions
- Florida Torts
- Florida Torts Reporter
- Guide to Toxic Torts
- Medical Malpractice
- New York Practice Guide: Negligence
- Premises Liability--Law And Practice
- Products Liability
- Texas Torts & Remedies
- Texas Torts Update

Westlaw

- Michigan Tort Cases (MITRT-CS)
- Multistate Tort Cases (MTRT-CS)
- Michigan Practice Guides: Torts (MIPG-TORTS)
- Tort Law - Law Reviews, Texts & Bar Journals (TRT-TP)
- ABA Toxic Torts and Environmental Litigation Committee Newsletter (ABAELTTCN)
- American Law of Products Liability 3d (ALPL)
- Andrews Class Action Litigation Reporter (ANCALR)
- Business Torts Reporter (BTREP)
- CCH Law of Products Liability (CCH-LAWPL)
- Defense Counsel Journal (DEFCJ)
- Law and Practice of Insurance Coverage Litigation (LPINLIT)



- Negotiating and Settling Tort Cases (PI-SETTLE)
- Pattern Discovery: Motor Vehicles Third Edition (PDMV)
- Pattern Discovery: Premises Liability Third Edition (PDPREML)
- Premises Liability (PREMLIAB)
- Premises Liability ALERT (PLALT)
- Punitive Damages: A State-by-State Guide to Law & Practice (PUNITIVE)
- Restatement of the Law - Torts (REST-TORT)
- Tort Trial & Insurance Practice Law Journal (TTIPLJ)
- Verdicts, Settlements & Tactics (VST)

IX. INTERNET RESOURCES

American Association for Justice

<http://www.justice.org/cps/rde/xchg/justice/hs.xsl/default.htm>

ABA Journal Tort Law News Now

<http://www.abajournal.com/topic/tort+law>

American Tort Reform Association (ATRA)

<http://www.atra.org/>

Brief Explanation of Michigan No-Fault Insurance, from the State of Michigan

http://www.michigan.gov/documents/cis_ofis_ip202_25083_7.pdf

Findlaw

<http://www.findlaw.com/01topics/22tort/index.html>

Findlaw Tort Law News

<http://news.findlaw.com/legalnews/us/tort/>

Lawyers Weekly – National Personal Injury and Tort Law News

<http://lawyersusaonline.com/blog/category/news/Personal-Injury-and-Tort/>

LexisOne

http://www.lexisone.com/legalresearch/legalguide/practice_areas/personal_injury_tort_law.htm

MegaLaw.com Tort and Personal Injury Law

<http://www.megalaw.com/top/tort.php>

Torts Overview, from Cornell's Legal Information Institute's Wex.

<http://topics.law.cornell.edu/wex/Tort>

Tort Trial & Insurance Practice Section of the American Bar Association

<http://www.abanet.org/tips/>

