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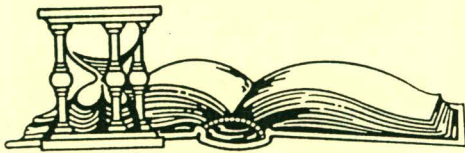
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FRANKLIN PEIRCE LAW CENTER LIBRARY ♦ 2 White Street ♦ Concord, NH 03301

Volume 18, Number 2

Summer, 1998



Desk. While we do not staff the Reference Desk during the summer, reference librarians will be available in their offices to answer your questions. Reference Librarian Cynthia Lewis is particularly knowledgeable about on-line sources including Westlaw and the Internet and is also the person to

see about student access to Westlaw during the summer. Intellectual Property Librarian Jon Cavicchi is the person to contact if you want an introduction to the resources in our Intellectual Property Library and is also a whiz with on-line and Internet sources for IP research. Assistant Director Cindy Landau has years of experience developing the library's collection as well as teaching legal research. And if you find you need materials not available in our library, you will want to talk to Jean Everson who is amazingly clever with interlibrary loan requests. Jean is also supervisor of our attorney member program if summer clerks have queries about membership benefits and services. And if you have questions regarding library policy or services, please see me. A good summer to all.

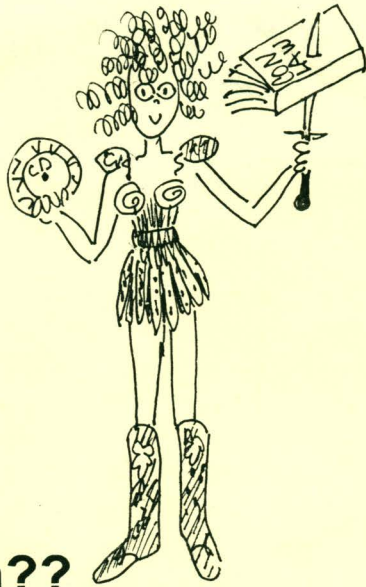
Judy Gire
Library Director

Welcome to summer students and clerks

Welcome to all students who will be attending the Intellectual Property Summer Institute and to all summer law clerks from area firms. Although the law library does operate on a reduced schedule during the summer, we will do our best to meet your information needs. If you are new to our library do not hesitate to ask for a tour. Library guides including maps and an indexed location directory of major print titles will be available near the Reference

Inside NOTES

	Pg
Xena	2
With curls	
Got your summer	
Westlaw password?	2
Find out how to get it	
Librarians seek Attorneys for AMORE???	3
New CLE materials	3
Titles added during the past year	
Public Laws--what?	
Where?	5
Q and A from the Reference Desk	
Book reviews	6
Four new treatises	
Libraries Rock!!	7
Highlights of Nat. Lib. Week	
Hours	Insert



Hey, are you a first or second year law student?

Your Westlaw password will automatically expire at the end of this semester. But if you are not graduating, you can extend your Westlaw usage throughout the summer if you are involved in one of the following programs:



Summer law school classes



Law Review and Journal work



Projects for a professor



Moot Court

Make arrangements to keep your password alive by doing one of the following:

Either:

Pick up a Westlaw business reply post card, fill it out, and toss it in the mail. The postcards are available in all the computer rooms, the circulation desk, and from Cynthia Lewis.

Or,

Apply to extend your password over the Internet. Visit www.westgroup.com/password.htm, fill out the information, and submit online.

The summer extension may not be used for internships, extern ships, law firm work, government agency work, corporation work, public interest, or other purposes.

If you have questions about extending your password, please contact Cynthia in the library.

Doc Delivery changes

The Library is restructuring its Document Delivery Service for Attorney Members, to accommodate Federal Copyright concerns and provide a flat fee per item. Rather than charging for each page copied, and additional fees for retrieval and mailing or faxing, beginning July 1, 1998, we will charge \$15.00 per item regardless of the length of the document requested or form of transmittal. This fee covers an \$8.00 per document retrieval fee paid to Westlaw, any copyright royalty fees charged if items requested are not available on Westlaw and we obtain permission to copy through the Copyright Clearance Center, plus all administrative costs. Under this new plan members will now know in advance the exact cost of their document delivery requests and will have the opportunity to have documents faxed at no additional charge. As in the past, members may opt to come to the Library and photocopy materials or retrieve documents on Westlaw using the attorney billable password. If you have questions about these changes to the Document Delivery Service, please contact membership coordinator Jean Everson at 228-1541, ext. 1133.

Xena??

She's tough! She's proud! She's smart! She's our own "Xena", a.k.a. Cynthia Lewis, reference librarian!

Finishing her first year as an FPLC law student, Cynthia also works nearly full time in the library, recently bought her own home, and is a "single mom" to Ella, her Golden Lab.

Although her days are filled to the brim she makes herself available to anyone needing reference help, or just a good laugh. Her great sense of humor has helped get her through tough times when pinned between a hard assignment and a student needing help with a contrary computer in the ACR.

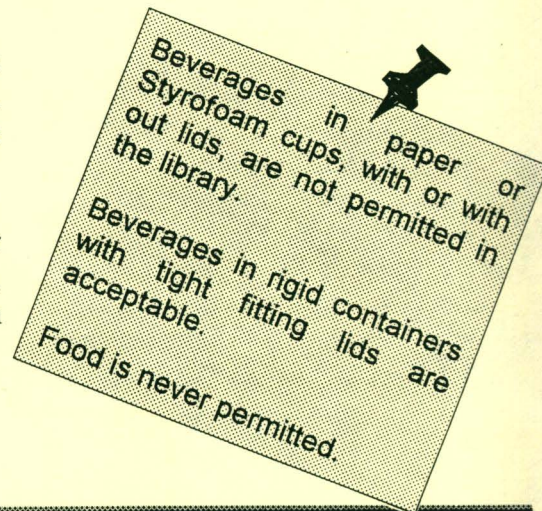
She's our own "Xena - with curls."

Library notes

Summer, 1990
Volume 18, Number 2
Editor: Paula Jewell

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Beverages in paper or Styrofoam cups, with or without lids, are not permitted in the library.

Beverages in rigid containers with tight fitting lids are acceptable.

Food is never permitted.

Librarians seek attys for AMORE

AMORE?

We are pleased to present this new series for Attorney Members. Before we are accused of making inappropriate gestures, please understand that **AMORE** stands for **Attorney Member On-line Research Exploration**. Beginning in July 1998, the Reference staff will be offering training sessions for attorneys on the use of on-line legal research sources. The sessions will be held once a month on Friday afternoons.

Our initial class will focus on general legal research tools available on the World Wide Web. We will look at federal tools as well as New Hampshire sites. The date and time for the debut AMORE session will be published shortly.

The sessions will be conducted with a hands-on approach. Depending on the number of people signed up for each class, you should be able to have your own workstation. We have found that this is the best way to learn. We will be offering a range of classes - some designed for those who are new to on-line legal research - and others designed for the advanced turbo searcher.

If you have suggestions for topics for AMORE, please contact Cynthia Lewis in the Library at 228-1541, ext 1193 or clewis@fplc.edu. Keep your eyes opened for the soon-to-be published AMORE schedule.

Recent NH CLE materials

FPLC Library receives New Hampshire Bar Association and National Business Institute Continuing Legal Education publications on New Hampshire law automatically as they are published. Periodically we provide a listing in "Library Notes" to let everyone know of the most recent CLE materials available in the library. In the past year we have received the following titles:

- Advanced Principles of Title Insurance in New Hampshire.* (1997) KFN 1327.A75 A38
- Advances Workers' Compensation in New Hampshire* (1997) KFN 1542 . A75 A383
- Basic Wage and Hour Law In New Hampshire.* (1997). KFN 1531A75 M37
- Child Custody and Visitation in New Hampshire.* (1997) KFN 1304.6 A75B73
- Choice of Business Entity in New Hampshire: How To Do It Right* (1997) KFN 1407 .A75 C46
- Choice of Business Entity: New Options, New Alternatives.* (1997) KFN1407 .A75 N4834
- Commercial Lending in New Hampshire* (1997) KFN 1370 .A75 C66
- Complying with the Fair Debt Collection Practices Act.* (1997) KFN 1751.A75 A44
- Considerations in Buying and Selling a Business in New Hampshire.* (1997) KFN 1405.5 .P87 C66
- Contribution and Indemnity: What Litigators Need to Know.* (1997) KFN 1395 .A75 N4836
- Corporate Income Taxation In New Hampshire.* (1987) KFN 1677 . A75 B87
- Credit Counseling and Consumer Bankruptcy for Low-Income Clients.* (1997) KFN 1421 .A75 N4837
- Criminal Law.* (1997) KFN 1761 .A75

N4837

- Current Developments in Products Liability in New Hampshire.* (1997) KFN 137.7 .A75 C876
- Effective Estate Planning for the Small Estate in New Hampshire.* (1997) KFN1340 A75 E34
- Employee Handbooks in New Hampshire: Drafting and Enforcing Sound Procedures and Policies.* (1997) KFN 1534 .A75 E47
- Equitable Distribution in Divorce Settlements in New Hampshire: Valuation, Tax and Other Issues.* (1997) KFN 1300 .A75 K44
- Estate and Tax Planning for Qualified Retirement Plans & IRAs in New Hampshire.* (1997) KFN 1340 .A75 C54
- Evidence for the Practitioner.* (1997) KFN 1740 .Z9 N483
- Family Law Litigation in New Hampshire* (1997) KFN 1294 .A75 H374
- The Guardian Ad Litem in New Hampshire: Representing the Child in Family Law Matters.* (1997) KFN 1306 .A75 A33
- Judicial Forum: Representing Your Clients in Superior Court: Performing Well and Ethically in Civil Cases.* (1996) KFN 1738 .A2 N4858
- How to Draft Wills and Trusts in New Hampshire.* (1997) KFN 1344 .A75 H69
- Insurance Coverage Law In New Hampshire* (1997) KFN 1385 .A75 P37
- Land Use Law Update in New Hampshire* (1997) KFN 1658 .A75 F79
- Land Use Planning and Eminent Domain in New Hampshire.* (1997) KFN 1650 .A75 L36
- Limited Liability Partnerships - New Legislation.* (1996) KFN 1407.5 .Z9 N4855
- Liquor Liability Law Update.* (1996). KFN 1575 .A75 N4855 →

Mechanics' Lien Law and Strategies in New Hampshire. (1997) KFN 1355.5 .A75 C35

Medical Malpractice In New Hampshire (1997) KFN 1396.2 .A75 B76

New Hampshire Construction Law: What Do You Do When...? (1997) KFN 1475.A75 E256

New Hampshire Courts' On-Line Services: A Guided Tour. (1997) KFN 1284.5.C65 N4834

New Hampshire Foreclosure and Repossession. (1997) KFN 1330.5 .F6 R68

New Hampshire Real Estate Title Law Problems and Solutions. (1997) KFN 1327 .A75 D38

Nursing Law In New Hampshire. (1997) KFN 1526.5 .N8 O84

Personal Injury Cases Involving Minors (1997) KFN 1739 .P4 N4874

Personal Injury Paralegal In New Hampshire. (1997) KFN 1277.5 .P3 C56

Residential and Commercial Evictions in New Hampshire. (1997) KFN 1317 .A75 A44

School and Special Education Law: What You Need to Know. (1997) KFN 1590 .A75 N4873

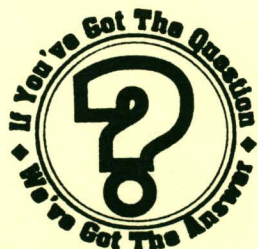
Successful Judgment Collections in New Hampshire. (1997) KFN 1751 .A75 N48

Superior Court Judicial Forum. (1997) KFN 1730 .A75 N4878

Trying the Automobile Injury Case in New Hampshire. (1997) KFN 1396.3 .A8 D83

Workers' Compensation in New Hampshire (1997) KFN 1542 .A75 S25

Workers' Compensation Practice in New Hampshire. (1997) KFN 1542 .A75 N4896



NCJRS free on the web

Yes, it's true, the NCJRS Abstracts Database will remain free on the Web to all users! The address is <http://www.ncjrs.org/database.htm>.

The NCJRS Abstracts Database provides 100-200 word abstracts for more than 145,000 criminal justice publications. Literature covered includes U.S. Federal, State and local government documents, books, journals, unpublished research reports, and program descriptions and evaluations, from the early 1970's up to the present. Currently 355 new items are added to the Database each month. The Database on the Web will be updated twice monthly.

Interlibrary loans are available for all items in the collection to U.S. and Canadian libraries. For all publications with copyright clearance, photocopies are available on a cost-recovery basis from NCJRS (for such items, "paper reproduction sales" is noted in the SALE field).

The Database will also continue to be available on DIALOG as file 21.

ip
tools



print



cd



online/www



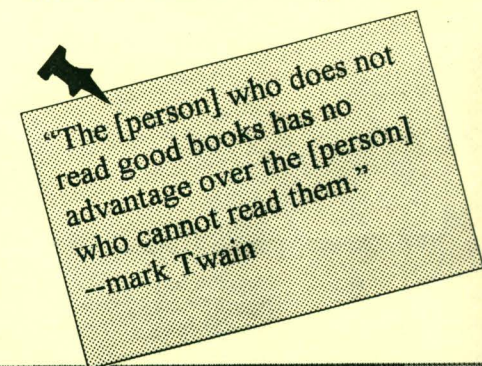
other

IP CD-ROMs now on the LAN

All of the many IP electronic products have been loaded to run off our LAN hard drives to increase speed of the product and prevent disk theft. Our

current product line includes:

Micro Patent Patent Bible
USPTO Cassis Patent Assist
USPTO Cassis Patent Bib
USPTO Cassis Patent Class
USPTO Cassis Patent Assign
USPTO Cassis Patent Snap
USPTO USAPAT Images
USPTO Cassis Trademark Assign
USPTO Cassis Trademark Assist
USPTO Cassis Trademark Pending
USPTO Cassis Trademark Registered
McCarthy on Trademarks
Authority -- Leading IP Treatises by
Matthew Bender/Lexis
Publishing
INTA Rules and Forms
Counterpoint Primary IP Laws with
Annotated CFR
IP Legal Forms by LegalStar
IP Legal Forms by Wiley Publishing
BNA IP Library including United States
Patents Quarterly
Boston University Journal of Science
and Technology
Economist Intelligence Unit -Investing,
licensing and Trading Abroad
Shepard's IP Citations C Shepardize
primary legal sources, patents,
trademarks and copyrights
Achates - includes hypertext linked
primary and secondary IP legal
sources
IP Conferences by the USPTO
Yukiyo Brief - the first brief submitted
to a U.S. Federal court on
CD-ROM
USPTO Training Implementation Guide
European Union Law Reporter
Import / Export
SmartPatent - patent analysis
Direct Phone White and Yellow Pages -
good for common law
trademark searching
PatentPro - claims drafting tool



Reference Desk

By Cindy Landau

Question: I have found a reference to Pub. L. 102-166. I assume this means "public law." Where do I go to find this? Are there any good electronic sources which provide access to this?

Answer: Generally when you find a cite to federal statutes, it is to the code version or subject arrangement of the federal laws; for example, 42 U.S.C. 1981, a portion of the civil rights law. A reference to the public law, as you have correctly identified the cite, is to the federal session law which corresponds to the U.S.C. cite mentioned above. Upon passage, federal laws are labeled and numbered as either public or private laws. Pub. L. 102-166 refers to the 166th public law passed by the 102nd Congress. (Prior to 1956 these laws were identified by chapter number instead of public or private law number.) They are then published in a variety of places and organized by public law number or private law number. This places them in chronological order by date of passage. You can go to several different sources and look up the text of the federal law merely by looking under the public law number. You frequently need to access the public law when working on a legislative history and need to see the text of the original act, before it has been codified, that is, broken into pieces and placed in the subject arrangement of the U.S.C., and before any subsequent amendments or changes have been added to the text of the statute.

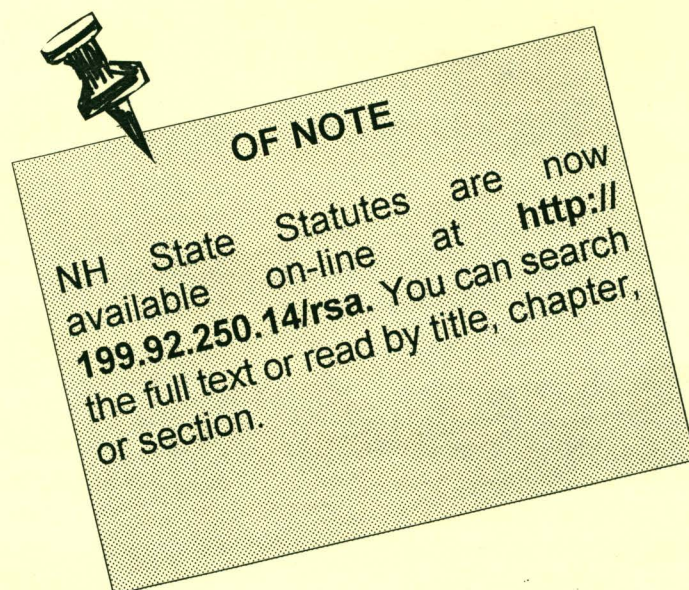
The two major print sources providing full text of the public laws are the *U.S. Statutes at Large* (Stat.) (which is published by the U.S. government and provides the text of private laws as well), and *U.S. Code Congressional and Administrative News* (USCCAN) which West Publishing Company has published since 1941. Either of these sets will tell you that Pub. L. 102-166 contains the Civil Rights Act of 1991, was passed on November 21, 1991, and provides the full text of the law. (*Statutes at Large* is located on the shelves near the Online Training Center on the ground floor, and USCCAN is located in stack 1 on the ground floor.) If you had a cite to a very recent public law, such as Pub. L. 105-42, you could also look for it at the end of the U.S.C.S., since the recent public laws serve as part of a code's updating service. (USCCAN serves as the updating service for West's U.S.C.A.).

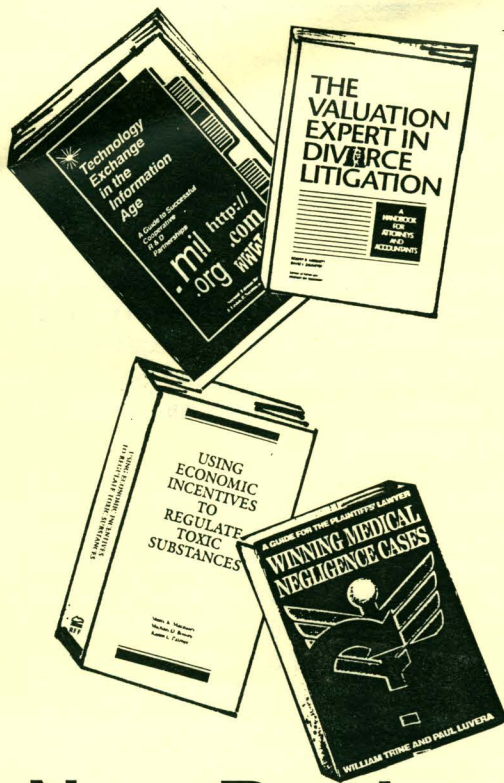
In addition to providing full text of the public laws, USCCAN also provides information relevant to legislative histories. When you look in the USCCAN volumes containing Pub. L. 102-166 and locate the page on which the text of this law begins, West provides a cross reference to legislative history materials found in another place in the USCCAN volumes for that year. By quickly checking the legislative history section, you will get some easy access to selected excerpts of Senate or House or Conference Committee reports. So, in addition to giving you the text of the public law, USCCAN also gives you some valuable

interpretive materials which might help you build an argument on what the Civil Rights Amendments of 1991 mean. This is a short-cut way to do a federal legislative history, and frequently the Congressional committee information included in USCCAN is sufficient to meet your needs without consulting any additional federal legislative history sources.

WESTLAW and LEXIS each provide access to the federal session laws as well. WESTLAW provides US-PL which contains current session laws, US-PL-OLD which contains federal session laws from 1989 through 1995, and also provides LH (Legislative Histories) which is the text of USCCAN, 1948 to date. So WESTLAW provides the text of the federal laws and the selected legislative history documents for almost the complete coverage of USCCAN. In GENFED, LEXIS provides PUBLAW which gives the text of the public laws from the 100th Congress, 2nd Session forward. LEXIS also provides some legislative history materials in a variety of files. See the LEXIS/NEXIS Directory of Online Services under GENFED, and then under Legislative Materials and Legislative Histories for complete information.

The Internet has one especially good site providing access to public laws. Thomas at <http://thomas.loc.gov/> is maintained by the Library of Congress and provides a great deal of information about federal legislation. Once you are in the site you can click on the "Public Laws by Number" heading and access the text of current federal public laws (105th Congress). Clicking on "Previous Congresses," a separate heading, allows you to access public laws from 1973 through 1996. You can also access THOMAS from FPLC home page, by clicking on Law Library, on OLLIE, and then on the Legislative area of the Quick Index.





New Books

Using Economic Incentives to Regulate Toxic Substances

by Molly Macauley, Michael Bowes, and Karen Palmer

Incentive-based schemes can offer a flexible alternative to more traditional command-and-control approaches in the regulation of the 60,000-plus chemicals that enter into the products and services of everyday life. Using case studies, the authors evaluate the potential attractiveness of incentive-based policies for the regulation of four specific toxic substances. By investigating the potential effectiveness of various combinations of deposit/refund schemes, product labeling, taxation, marketable permits, and performance bonds to reduce risks associated with these substances, they provide a compelling demonstration of the role of case studies in determining the appropriate regulatory approach for specific toxic substances.

HC110 .P55 M33 1992

Valuation Expert in Divorce Litigation: a handbook for attorneys and accountants

by Robert Moriarty and David Zaumeyer

The last two decades have ushered in an onslaught of complex economic and financial problems in divorce proceedings requiring close cooperation and communication between lawyers and accountants to achieve favorable results for clients. There is relatively little written on the subject of lawyer-accountant roles and how to effectively maximize their respective contributions to the process. This book is an effort to put together materials useful to both the legal and accounting profession. The eight chapters describe the problems involved in finding, preparing, and presenting expert testimony from the points of view of the respective professions. KF532.7 .V358 1992

Winning Medical Negligence Cases

by William Trine and Paul Luvera

This book is a valuable ally for plaintiffs' attorneys who represent the victims of medical negligence. Trine and Luvera, top practitioners in the field, have written a comprehensive guide that explains how to evaluate every case from medical, legal, and financial perspective - leading to the most important decision a medical negligence attorney makes - whether to try the case. The authors walk you through all the phases of trial, emphasizing thorough preparation and offering ideas that have worked for them. KF8925.M3 T75 1993

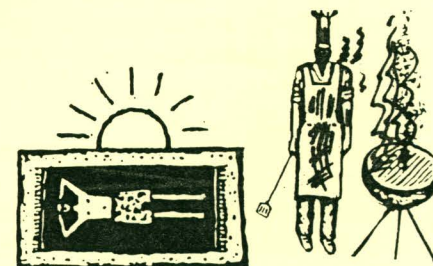
Technology Exchange in the Information Age: a guide to successful cooperative R & D partnerships

by J. Lesko, P. Nicolai, and M. Steve

This book provides an overview of the environment for partnerships, and bluntly captures the perceptions of both government

and industry practitioner of technology exchange. It provides a candid look at the cross-cultural concerns and hurdles that must be addressed to successfully negotiate and execute a cooperative research and development agreement. This 2nd edition covers important provisions of the recently enacted National Technology Transfer and Advancement Act as well as the development of the World Wide Web as an information resource.

T 174.3 .T3754 1997



Lazy days of summer...in the library

The library staff is grateful for the five people who have chosen to spend their summer days or evenings working in the library, forgoing the beach, picnics, travel, and hiking. But we are happy to help save them from painful sunburns, sand flea bites, poison ivy, shark attacks, and blisters from barbecue flare-ups.

Kim Nguyen, is dividing her time between Interlibrary Loan/document delivery and the IP Library. **Jim Godron**, **Roy Wolf**, and **Penny Dean** are in charge of the circulation desk days and evenings, and **Wendy Welsh** is working in the technical services department.

A great lineup for a great summer!

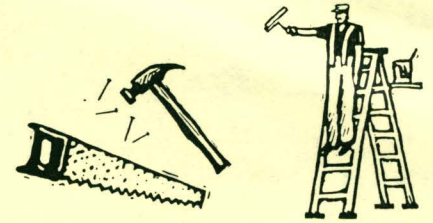
West publishes new edition of legal encyclopedia

Do you need general information of the life and accomplishments of Oliver Wendell Holmes? Or perhaps you would like to see a general discussion of attorney misconduct, without being overwhelmed by a lot of cites and detail? Or a broad overview of issues and arguments as well as history and the current status of the use of capital punishments throughout the United States? Corpus Juris Secundum and American Jurisprudence 2d, the two major legal encyclopedias, may NOT be the best source for you to check.

Sometimes less is more. Sometimes you need a broad overview or a general discussion of a topic, placed in historical as well as current context. In 1983, West published *The Guide to American Law: Everyone's Legal Encyclopedia*, a layman's legal encyclopedia, Weaving the language of the law into the language of everyday life". West has recently published *West's Encyclopedia of American Law (WEAL)* as an improved and updated version of the earlier set. This encyclopedia contains over 4,000 entries devoted to terms, concepts, events, movements, cases, and persons significant to U.S. law. The text includes definitions as part of the entry, and provides additional text to fully explain the term. Hotly contested issues, such as capital punishment, include "focus pieces" which provide additional facts, details, and arguments on that topic. Biographies of interesting and influential historical and modern persons, including lawyers, judges, government and civic leaders, are included. The encyclopedia also provides citations to cases and statutes, bibliographic references, and an appendix with copies of documents,

laws, manuscripts and forms relevant to the development of U.S. law.

Although this encyclopedia was developed for the layman, attorneys and law students can also greatly benefit from consulting this encyclopedia. You can find our copy in the Reference collection at KF 154 .W47 1998.



IP Mall Under construction

On a recent visit to the IP Mall on the Web you may have encountered dead links. This is the result of pages being relocated to new domains. We have undertaken a massive re-population of pointer boxes with new links. The new pointer boxes should be available by the end of the summer. Please be patient. There are good things to come. In addition to hundred of new links, we will be adding IP Moot Court briefs and briefing papers prepared by the Patent & Trademark Research Tools and Strategies Class, taught both in the Spring and IPSI semesters. These papers present and evaluate tools used for patent and trademark searching.

Libraries Rock!

Libraries offer the opportunity for all to enjoy the freedom of knowledge by opening doors to unlimited information and worlds beyond our imagination.

The observation of National library week, April 19 - 25, was celebrated with prize drawings, bookmarks, treats, and a party ending the festive week.

Jennifer Bart of Concord received a certificate and monetary gift to honor her for three years of volunteer service to the FPLC library. Dean James Duggan presented the award at the end of National Library Week.

Many who know and appreciate Jennifer gathered for the award presentation.

The group then enjoyed a cake that announced in purple frosting, "LIBRARIES ROCK!"



Jennifer Bart receives award from Dean James Duggan at the conclusion of National Library Week.



"There is no Frigate like a Book
To take us Lands away
Nor any Coursers like a Page
Of Prancing Poetry--"
--Emily Dickson

*Franklin Pierce Law Center Library
2 White Street
Concord, New Hampshire 03301*

ABA Lawyers communication network in IP Library

The American Bar Association has created the first digital Satellite network devoted to the legal profession that delivers programming directly to home or office via television or personal computer. Using 18" dish technology, the Lawyers Communication Network (LCN), now available in Conference Room C of the IP Library, provides an array of services, including continuing legal education (CLE) programming. It's a convergence of video and electronic information—designed to save lawyers time and maximize billable hours. LCN also has a Web site with the full text of the papers presented. We have full copyright permission to download the files and offer print versions in the Library. We also have permission to offer them over our local area network.

The next phase of LCN is software that combines video programming with Web "push/pull" technology. The software will run the CLE presentations while news of new legal

developments scrolls across the screen which we can click and read.

A program guide is available in Conference Room C. Library members may reserve Room C to view CLE. Faculty, staff and students may want to record any of the programs by reserving the Room and/or program the VCR to record (some of the CLE is in the evening). The Library staff is not responsible for recording.

The NH Bar Association has denied CLE credit for this service at this time but it will be reconsidered in the future.

New membership year begins July 1

Membership renewal notices are being mailed to attorney members during the month of May. There will be no increase in rates for the third year in a row. If the requested paperwork and payment are received before June 30th, members can avoid an interruption in membership privileges. Accompanying the invoice will be a

letter from the Library Director, Judy Gire, explaining a new service and improvements to the document delivery service. The changes are also explained elsewhere in this issue of *Library Notes*.

If your firm has increased or decreased in size during the past year please refer to the rate sheet, included in the mailing, to adjust payment, or contact the Membership Coordinator, Jean Everson.

Graduates of Franklin Pierce Law Center receive a complimentary membership for the first year after graduation. At the end of that year, alumni/ae may choose to pay a scaled fee to continue their memberships. Law Center alumni/ae always have free access to the library with or without a paid membership. Library membership allows the member to borrow library material, use Westlaw, the document delivery service, interlibrary loan, and online training sessions.

Renewal information will be in your mail soon. Call Jean Everson at (603)228-1541 Ext.1133 for more information. Or e-mail her at jeverson@fplc.edu.