

Duly Noted



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Texas State Law Library

Duly *Noted*

Items listed in *Duly Noted* include a sampling of recently received books, reports and documents. Most items listed are available for circulation with the exception of some reference materials. All items listed in *Duly Noted* are temporarily housed behind the circulation desk. If you are interested in checking any of these items out, you may contact us by phone, email or by returning the order form on the last page of this issue. If you are registered borrower with the library, we can have your selections ready for pick-up at the circulation desk. If you are not already registered with us, you will first need to come by the circulation desk with a photo ID to register.

The library can provide photocopies or scans of sections of these publications as part of our document delivery service.

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The library also has a variety of other resources to meet your research needs. Please let us know how we may assist you.

Texas State Law Library

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Civil Rights

1. Bill of rights course, 2010

By State Bar of Texas

Co-sponsored by the Individual Rights and Responsibilities section of the State Bar of Texas, this course includes units on gun regulation, discovery against governmental entities, suing the Texas Board of Pardons and Paroles, procedures to obtain compensation for wrongful convictions, student rights, and a review of the status of the Bible in Texas classrooms. Also covered is a study of the implications for the establishment clause of *Salazar v. Buono*, a legal war on terror update, and a historical review of the American eugenics movement and the right to privacy. State Bar of Texas, 2010. 1 volume.

KFT 4749 B55 2010

2. Boundaries of her body: the troubling history of women's rights in America

By Debran Rowland

In her strongly researched book, Rowland traces women's rights issues throughout the history of the United States. She begins her analysis by looking at gender inequality in the 1600s and continues on through the 1900s. Rowland then spends considerably more time discussing developments in the twentieth century, touching on women in the workforce, income inequality, pregnancy in the workplace, birth control, and reproductive rights and health care. Rowland also devotes a section of her book to female adolescence before continuing onto a discussion of violence against women. This publication comes with extensive endnotes/references and a subject index. Sphinx Publishing, 2004. 788 pages.

KF 478 R69 2004

3. Understanding the Americans with Disabilities Act

By William Goren

In this third edition of his book, Goren continues his attempt to make the Americans with Disabilities Act easily understandable by providing readers with a primer on how the Act works. The recent January 2009 adoption of the Americans with Disabilities Act Amendments Act (ADAAA) prompted Goren to update this title so that it reflects these new laws. As a lawyer with a disability, Goren is personally familiar with and knowledgeable of the ADA. Included in this edition are endnotes and references, sample forms, and an index. American Bar Association, 2010. 195 pages.

KF 480 G67 2010

Class Actions

4. Consumer class actions

By Stuart Rossman

From the introduction, "[T]his manual takes the attorney step by step through each procedure and demonstrates how even a small law office can manage the typical class action." Attention is given to selecting cases, defining and certifying the class, drafting the complaint, attorney fees, multi-district litigation, and distribution of benefits. Sample forms are included, and access to the companion website is available from the library computers. National Consumer Law Center, 2010. 1025 pages.

KF 8896 Z9 R67 2010

Commercial Law

5. American Bar Association legal guide for small business: everything you need to know about small business, from start-up to employment to financing and selling

By American Bar Association

A product of the Standing Committee on Public Education of the American Bar Association, this second edition discusses a business owner's legal rights and responsibilities in plain, direct English. It alerts the business owners to various practical issues of starting and running a business and gives the pros and cons of various business structures. It covers the gamut of running a business from start up to closing down. The numerous internet sites listed provide additional information and perspective on each topic. Consumers can also benefit from a clearer understanding of the business owners legal responsibilities. American Bar Association, 2010. 472 pages.
KF 1659 Z9 A43 2010

Consumer Protection

6. Foreclosures: defenses, workouts, and mortgage servicing

By John Rao

This title contains information on mortgage servicing and home foreclosures in single family dwellings, manufactured homes, and condominiums. It examines loan modifications, abuses by mortgage servicers, the use of bankruptcy to prevent foreclosure, predatory lending, and the legal issues that arise after a foreclosure sale is completed. It also contains extensive appendices which cover selected statutes and regulations regarding mortgages, summaries of related laws, sample forms, and a glossary. National Consumer Law Center, 2010. 1145 pages.
KF 697 R3 2010

Education

7. Special education law

By Laura Rothstein

This new edition provides a comprehensive overview of the major federal laws—and judicial interpretations of those laws—that apply to the education of children with special needs. The text helps education students understand what the law requires so that when they become educators, they can develop policies and make decisions that comply with these laws. Sage Publications, 2010. 377 pages.
KF 4210 R68 2010

Guns

8. Traveler's guide to the firearm laws of the fifty states

By J. Scott Kappas

This title provides essential information for anyone looking to carry a firearm across state lines. Brief, one page summaries of relevant gun laws are provided for each of the 50 states as well as Washington D.C., Canada, and Mexico. Many common traveling issues for gun owners are discussed such as firearms and national parks, motorcycle issues, universally restricted areas, the Castle doctrine, and traveling with a gun by air, cruise ship, train, and Greyhound bus. A national reciprocity list is also provided to identify each states recognize permits from other states. Bloomfield Press, 2010. 67 pages.
REF DESK KF 3941 K37 2010

Immigration

9. Immigration consequences of criminal activity: a guide to representing foreign-born defendants

By Mary Kramer

This most recent edition of Kramer's book examines "criminal-alien law," which is the complex intersection of criminal and immigration law. Kramer has practiced criminal-alien law for nineteen years and has also taught immigration law at Florida International University. As such, she draws upon her personal experience while she explains the different facets of criminal-alien law and details the legal research that goes on in this field. In this fourth edition from 2009, Kramer introduces a section that offers tips and tools aimed at helping investigative and legal researchers. American Immigration Lawyers Association, 2009. 584 pages.

KF 4819 K73 2009

Intellectual Property

10. Patent, copyright & trademark

By Richard Stim

This title is a good resource for understanding basic patent, copyright, trademark, and trade secret principles. This book first provides a general overview of intellectual property law. It then contains definitions, forms, statutes, and some how-to information regarding protecting and preserving one's intellectual property. Nolo Press, 2010. 636 pages.

KF 2980 E44 2010

Judges and Judicial Conduct

11. Buying justice: the impact of Citizens United on judicial elections

By Adam Skaggs

This paper examines Citizens United v. FEC, in which the United States Supreme Court struck down the long-standing federal ban on corporate independent expenditures in elections, focusing on the likely effects the decision will have on state judicial elections. The paper highlights seven states in which the impact of the decision is likely to be significant and proposes solutions for the increasing expense of judicial elections. Brennan Center for Justice, 2010. 22 pages. Online at:

http://www.brennancenter.org/content/resource/buying_justice_the_impact_of_citizens_united_on_judicial_elections/

KF 8775 A75 S83 2010

Juries and Jury Instructions

12. Understanding juries: a mock trial and more course, 2010

By State Bar of Texas

This one day course offered by the State Bar of Texas was held in San Antonio in July of 2010. Topics presented on included juror gossip, how to communicate with an unfocused juror, "judge vs. jury" which examine how trial strategies change over time, how the stories of "runaway juries" are exaggerate by the media, how to make social networking work for you in the courtroom, and how to build rapport with a jury. State Bar of Texas, 2010. 1 volume.

KFT 8976 U54 2010

Labor and Employment

13. Federal law of employment discrimination in a nutshell

By Mack Player

This title provides a clear and concise overview of employment discrimination law. The first part looks at topics such as the history of employment discrimination law, employer coverage, and the differences between discrimination and affirmative action. The second section explores proving violations and it covers facial distinctions, non-facial distinctions in search of motive, using verbal evidence or circumstantial evidence to prove a motive, and mixed motives. The third section covers protected classes and special problems such as age as well as ADA and reasonable accommodation. The fourth section examines enforcement. Thomson West, 2009. 332 pages.

KF 3463 P5 2009

Legal Research and Writing

14. Find info like a pro: mining the Internet's publicly available resources for investigative research

By Carole Levitt

This book helps users search for publicly available information on the Internet. Some of the topics discussed include finding and verifying experts, how to use pay databases for free, finding altered or removed web pages, searching online communities, using genealogy sites as investigative tools, searching through news and magazine articles for background information and finding missing people. The accompanying CD contains checklists found in the book and a hyperlinked index of web sites from the book. American Bar Association, 2010. 377 pages.

KF 242 A1 L47 2010

15. Guide to international legal research, 2009

By George Washington University Law School

This resource is published annually by the *George Washington International Law Review*. The first section of the title provides legal resources for specific regions of the world and lists government resources, legal resources, media catchalls, and specialized legal resources by topic as well as information on regional organizations including trade organizations. Resources for specific countries are also discussed. The second section focuses on specific areas of international law such as public health, space law, human rights, intellectual property, international trade, the environment, international business transactions, international law labor, and international security law. Lexis Nexis Matthew Bender, 2009. 1 volume.

KF 4581 G85 2009

16. Lawyer's guide to Microsoft Word 2007

By Ben Schorr

The purpose of this book is to help lawyers and legal staff become more effective, efficient and successful users of Microsoft Word. There is a tour of Word features, information on creating a basic document, tools for lawyers and legal staffs and an explanation of the collaborative features. There are also chapters on working with data, which explores mail merge, working with scanned documents and using the combined features of Word and other Office suite products, as well as chapters on automating, managing, maintaining and troubleshooting Word document features. American Bar Association, 2009. 227 pages.

KF 322 M53 S36 2009

Native Americans

17. Indian gaming law and policy

By Kathryn Rand

The authors note in the preface that “The law and policy of Indian gaming are perhaps the most complicated and politically fraught of any area of tribal-state-federal relations today.” The authors seek to provide an interdisciplinary explanation of the legal, regulatory, political and policy issues that Indian gaming encompasses. The major federal laws and regulations are discussed and appendices include information on gaming in each state. Carolina Academic Press, 2006. 306 pages.

KF 8210 G35 R36 2006

Privacy

18. Who needs to know?: the state of public access to federal government information

By Patrice McDermott

Patrice McDermott, the author of this book and director of OpenTheGovernment.org is a leading expert on federal government information and privacy policy issues. An avowed advocate of open government, the author examines the history and development of open government laws and the current state of openness in the post 9/11 era. Of special interest is her discussion of the problems of access presented by agencies increasingly designating material “sensitive but unclassified” to hide information rather than disclose it. Additionally, the author decries the public’s inability to gain access to scientific studies resulting from public funding. Bernan Press, 2008. 292 pages.

KF 5753 M33 2007

Real Property

19. Community association law: cases and materials on common interest communities

By Wayne Hyatt

This is an introductory community association law coursebook. It includes important cases, statutes, the Restatement (Third) of Property, Servitudes, and references to the growing body of literature on gated communities, co-housing developments and private governments. Other topics of the text include financing the community, design standards, control and liability of associations, and boards and members.

Carolina Academic Press, 2008. 645 pages.

KF 576 H89 2008

20. New neighborhoods: the consumer’s guide to condominium, co-op, and HOA living

By Gary Poliakoff

This title was written for individuals considering moving into a shared-ownership community (SOC). It provides a concise but comprehensive look at the aspects of buying or living in a SOC and provides information on how to effectively serve as a board member or volunteer. Issues discussed include: owners’ rights and responsibilities; how to determine if an SOC is right for you; how associations operate: collecting money and holding meetings and elections; and covenants, conditions and restrictions which govern an SOC. Emerald Book Company, 2009. 254 pages.

KF 576 P655 2009

Social Security

21. Social security disability practice

By Thomas Bush

This two volume set provides in-depth coverage of social security disability claims. Chapters cover the entire process beginning with the initial client contract, the prehearing procedure, the hearing, what to do following a favorable opinion, the appeals council, review in Federal Court, and attorney's fees. This set includes a CD-ROM that contains more than 120 different forms. Updated December, 2009. James Publishing, 1992. 2 volumes.
KF 3649 B87 1992

Telecommunications

22. Federal telecommunications law

By Peter W. Huber

The 2010 supplement to Federal Telecommunications Law updates the text on the latest regulatory developments and case law. Topics covered include net neutrality rules, limits on disclosure of information pursuant to a FOIA request, rule changes for practice at the FCC, principles regarding preemption of state authorities and local zoning regulations, and anticipation of FCC actions under the National Broadband Plan. Aspen, 1999. 1481 pages.
KF 2765 K45 1999 SUPP. 2010-2

Torts

23. Toxic tort litigation

By D. Alan Rudlin

This title explains differing theories of liability and damages within the toxic tort context, as well as the key procedural and substantive defenses to toxic tort claims. The book also addresses the important aspects of case strategy, trial management, and considerations for settlements. American Bar Association, 2007. 492 pages.
KF 8925 T67 T69 2007

Wills, Trusts, and Estate Planning

24. Texas trusts & clauses

By N. Dean Hawkins

This set provides pattern trust clauses, helpful suggestions, and tax considerations to help the estate planner provide a comprehensive document, address changing circumstances, and adeptly handle novel situations. Topics covered include: formation; property issues; revocable management trusts; marital estate tax planning; marital trusts; non-marital trusts; trustee powers and duties; and allocations. Also available is a CD which contains the full-text of the set as well as provides access to the forms. James Publishing, 2009. 2 volumes.
KFT 730 H39 2009

Zoning

25. At the cutting edge 2009: land use law from *The urban lawyer*

By Dwight Merriam

A compilation of selected 2009 Section of State and Local Government Law committee reports from *The urban lawyer* that focus on the leading land use law issues. Topics include cellular telecommunications facilities, extractions and impact fees, green buildings laws, ethical land use, comprehensive planning, eminent domain, regulatory takings and disorderly conduct at public hearings. This title is part of an annual series designed to make these reports more accessible to planning professionals and students. American Bar Association, 2010. 121 pages.
KF 5698 A79 2010

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October/November 2010

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