<table>
<thead>
<tr>
<th>Subject</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alternative Dispute Resolution</td>
<td>Collaborative law course, 2011......................................................3</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lawyer’s guide to negotiation......................................................3</td>
<td></td>
</tr>
<tr>
<td>Appellate Practice</td>
<td>Handling your first civil appeal, 2011........................................3</td>
<td></td>
</tr>
<tr>
<td>Banking and Finance</td>
<td>Forms under Article 9 of the UCC................................................3</td>
<td></td>
</tr>
<tr>
<td>Bankruptcy</td>
<td>Advanced consumer bankruptcy course, 2010....................................4</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Family lawyer’s guide to bankruptcy: forms, tips, and strategies ....4</td>
<td></td>
</tr>
<tr>
<td>Commercial Law</td>
<td>Essentials of business law, 2011................................................4</td>
<td></td>
</tr>
<tr>
<td>Contacts</td>
<td>Contracts........................................................................................4</td>
<td></td>
</tr>
<tr>
<td>Criminal Law</td>
<td>Texas search and seizure............................................................4</td>
<td></td>
</tr>
<tr>
<td>Criminal Procedure</td>
<td>Texas criminal pattern jury charges. Defenses................................4</td>
<td></td>
</tr>
<tr>
<td></td>
<td>A unifying framework for court performance measurement: final report........5</td>
<td></td>
</tr>
<tr>
<td>Discovery</td>
<td>Discovery problems and their solutions........................................5</td>
<td></td>
</tr>
<tr>
<td>Drivers and Driving</td>
<td>Motor vehicle dealer manual ........................................................5</td>
<td></td>
</tr>
<tr>
<td>Family Law</td>
<td>Family law, child abuse and neglect workshop................................5</td>
<td></td>
</tr>
<tr>
<td>Insurance</td>
<td>Financial institution bonds..........................................................6</td>
<td></td>
</tr>
<tr>
<td>Juries and Jury Instructions</td>
<td>Choosing and courting a jury, 2011...............................................6</td>
<td></td>
</tr>
<tr>
<td>Law and Economics</td>
<td>Economic analysis of law...................................................................6</td>
<td></td>
</tr>
<tr>
<td>Law Practice Management</td>
<td>Meeting your interests: collaborative law and other options for dispute resolution........................................7</td>
<td></td>
</tr>
<tr>
<td>Legal Research and Writing</td>
<td>Guidelines on citing to, capturing, and maintaining Internet resources in judicial opinions: using hyperlinks in judicial opinions........................................7</td>
<td></td>
</tr>
<tr>
<td>Local Government</td>
<td>County subdivision regulation sourcebook: 2010...............................7</td>
<td></td>
</tr>
<tr>
<td>Public Utilities</td>
<td>FERC: Federal Energy Regulatory Commission....................................8</td>
<td></td>
</tr>
<tr>
<td>Torts</td>
<td>Product liability litigation: current law, strategies, and best practices.........................................................8</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Punitive damages...............................................................................8</td>
<td></td>
</tr>
<tr>
<td>Trial Practice</td>
<td>Modern American remedies: cases and materials..................................8</td>
<td></td>
</tr>
</tbody>
</table>
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. When checking out, non-state employees are subject to a $1.00 circulation fee per item.

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

1. Collaborative law course, 2011
   By State Bar of Texas
   This title contains 22 articles examining the practice of collaborative law in Texas, including an overview of the Uniform Collaborative Law Act, two “case autopsies” focusing on a “case from heaven” and a “case from hell,” and an example of a collaborative case appeal. Four workshops deal specifically with preparing for and negotiating financial settlements. Other workshop titles include, “Learning from Each Other: Things You Always Wanted the Other Disciplines to Know,” “A Little Constructive Criticism: How to Give It and How to Take It,” and “Expanding our Horizons: Innovative Ways to Grow Your Collaborative Practice.” State Bar of Texas, 2011. 1 volume.
   KFT 505 C73 2011

2. Lawyer’s guide to negotiation
   By Xavier Frascogna
   This text offers lawyers a consistent approach to the art of negotiation. It offers practical advice on the power of leverage and how to use it. Other topics covered are preparation, how to seize control, tactics to improve your bargaining position, counterattacks, and how to deal with setbacks. There is also some discussion of guidelines for successful business negotiations and negotiating settlements.
   KF 300 F7 2009

Appellate Practice

3. Handling your first civil appeal, 2011
   By State Bar of Texas
   This CLE course book is from the State Bar’s one-day seminar held in Austin, Texas, on February 18, 2011. The course directors were Brett Busby, Chat Baruch, and Abhay Dhir. Some of the topics covered include how to draft and perfect appellate briefs and filings, “the role of reasoning and persuasion in appeals,” a lawyer’s first oral argument, rehearing and petition practice in the higher courts, and mandamus and interlocutory appeals. Also included is bonus reading material detailing strategies for practicing lawyers on how to deal with anxiety, addiction, and depression.
   State Bar of Texas, 2011. 1 volume.
   KFT 9050 H36 2011

Banking and Finance

4. Forms under Article 9 of the UCC
   By Uniform Commercial Code Committee
   This title is intended for practitioners working for either party involved in a secured transaction. The second edition includes 15 types of security agreements as well as a closing checklist, a lien search chart, and a payoff letter. Specific chapters cover creating, perfecting, and enforcing the security interest as well as a chapter containing miscellaneous forms. Also available is a CD ROM containing the forms.
   KF 1048.5 F67 2009
Bankruptcy

5. Advanced consumer bankruptcy course, 2010
   By State Bar of Texas
   This two day seminar was presented in Dallas in June 2010. Topics covered include recent developments in consumer bankruptcy, post-filing collection activity, chapter 13, tax issues in bankruptcy litigation, RESPA, domestic support obligations, and the bankruptcy appeals process. State Bar of Texas, 2010. 1 volume.
   KFT 1524 S7AC 2010

6. Family lawyer’s guide to bankruptcy: forms, tips, and strategies
   By Shayna Steinfield
   This title focuses on bankruptcy in divorce proceedings. It discusses domestic support obligations including those that cannot be discharged and how bankruptcy may modify or void divorce decrees. It looks at different types of bankruptcy cases, such as chapter 11, and includes several appendices for bankruptcy terms and forms. Also available is a CD-ROM which contains digital copies of the appendices including the official forms. American Bar Association, 2008. 346 pages.
   KF 1535 D58 S74 2008

Contracts

8. Contracts
   By John Calamari
   These outlines are designed to help the reader recognize and understand the basic principles and issues of contracts. They can be used both as a study aid and as a review of the law of contracts. Some of subjects covered include legal capacity, conditions, performance and breach, defenses, and contract remedies.
   KF 801 Z9 C27 2010

Criminal Law

9. Texas search and seizure
   By Robert Barton
   This title is designed to be a practical guide for attorneys and judges on issues of search and seizure. It includes section synopses, practice aids, a topical index as well as cross-references and covers arrests, searches and seizures with and without warrants. It addresses current issues such as search warrants for electronic communications and mobile tracking devices. Juris, 2010. 925 pages.
   KFT 9630 B3 2010

Commercial Law

   By State Bar of Texas
   This annual course covers such business law topics as commercial loans, selling a business, business insurance, and choice of entity. The workshop also offers primers for the corporate attorney on potentially unfamiliar areas such as intellectual property, litigation, and family law. State Bar of Texas, 2011. 1 volume.
   KFT 1649 A75 E87 2011

Criminal Procedure

10. Texas criminal pattern jury charges. Defenses
    By State Bar of Texas
    This title contains general charge language, special instructions, a complete general charge, and extensive commentary. Instructions on most defenses are provided, including: entrapment, necessity, self-defense, defense of property, and defense of others. State Bar of Texas, 2010. 1 volume.
    KFT 8984 S7 C77 2010
11. A unifying framework for court performance measurement: final report
   By State Justice Institute
   This report, from the group that created the Trial Court Performance Standards, discusses developing a framework to increase courts’ ability to implement performance measures. Organized into the five sections; the report discuss the need for a framework; the idea of “the balanced scorecard” in the development of the framework; performance standards for child welfare courts, drug courts, and appellate courts; focus groups findings and possible framework revisions; and finally suggestions for future measures National Center for State Courts, 2008. 30 pages. Online at: http://contentdm.ncscon-line.org/cgi-bin/showfile.exe?CISOROOT=/ctadmin&CISOPTR=1079

12. Discovery problems and their solutions
   By Paul Grimm
   This title outlines the multifarious pitfalls legal practitioners may encounter when preparing for pretrial civil litigation. Numerous subtypes of discovery are investigated and hypothetical issues are posed to help train those in legal practice to think strategically about pretrial problems. Examples are supplemented with applicable practice tips and law. The second edition of this resource includes updated material on electronic discovery and amendments to the Federal Rules of Civil Procedure. Topics as outlined in the general table of contents include interrogatories, document requests, mental and physical examinations, depositions, and experts. American Bar Association, 2009. 444 pages.

13. Motor vehicle dealer manual
   By Texas Department of Transportation
   This updated edition continues to focus on operational and licensing responsibilities for motor vehicle licensees. It focuses on the administration of the Transportation Code and Chapter 2301 of the Occupations code. In addition to licensing information it covers dealer operations, titling, sales tax, leasing, cash sales, and the lemon law. Texas Department of Transportation, 2010. 1 volume.

14. Family law, child abuse and neglect workshop, 2010
   By State Bar of Texas
   This Continuing Legal Education workshop focuses on legal issues affecting children in crisis, including sections on representing the parents in an abuse and neglect case, DNA testing in a child support context, protecting children from the consequences of domestic abuse, an overview of assistance programs available in Texas to facilitate permanency goals, and resources available to attorneys ad litem for foster children. Additional topics include: an update of termination case law, an overview of a 263.404 hearing, and ethical considerations of mediation in CPS cases. State Bar of Texas, 2010. 1 volume.
Insurance

15. Financial institution bonds

By Duncan Clore

This title provides in-depth coverage of financial institution bonds and includes recent case law developments. Topics such as the history of financial institution bonds, employee dishonesty, the definition of a covered employee, discovery of loss, insuring agreements, and the loan loss exclusion are covered. The third edition includes recent revisions of the Financial Institution Bond, Standard Form No. 24, and the Financial Institution Crime Policy for Banks and Savings Institutions. American Bar Association, 2008. 1033 pages.

KF 1225 F55 2008

Juries and Jury Instructions

17. Choosing and courting a jury, 2011

By State Bar of Texas

This CLE course book is from the State Bar’s 15th annual “Choosing and Courting a Jury” seminar held in Houston, Texas, on March 25, 2011. The course directors, Lisa Blue and Robert Hirschhorn, specialize in and are recognized for their work on jury selection. Covered are the law on voir dire, tips for an effective voir dire, the ethics of a litigator, the art of storytelling, voir dire demonstrations, and case presentations. State Bar of Texas, 2011. 1 volume.

KFT 8976 C5 2011

Judges and Judicial Conduct


By James Sample

This report by the Justice at Stake Campaign, the Brennan Center for Justice at NYU School of Law, and the National Institute on Money in State Politics, provides a comprehensive review of special interest pressure on judicial courts. Notable trends unearthed by the report include an upsurge in judicial campaign spending with significant funding coming from organizations seeking to sway court decisions, a parallel growth in costly TV attack ads among state Supreme Court candidates, the emergence of state and national campaigns to tilt judicial elections, and growing public concern about the threat to fair and impartial justice. Justice at Stake Campaign, 2010. 108 pages. Online at: http://justiceatstake.org/media/cms/JASNPJEDecadeONLINE_EC9663F6F7865.pdf

KF 8776 S26 2011

Law and Economics

18. Economic analysis of law

By Richard Posner

This is a textbook-treatise on the economic analysis of legal rules and institutions. The breadth of coverage includes almost the whole legal system with an emphasis on “the legal regulation of nonmarket behavior.” Topics discussed include the nature of economic reasoning, property, the theory of monopoly, financial markets, taxation, and the process of legal rulemaking. Aspen, 2011. 1009 pages.

KF 381 P6 2011
Law Practice Management

19. Meeting your interests: collaborative law and other options for dispute resolution
   By Denton County Collaborative Professionals, Inc.

Collaborative law places the emphasis on settling disputes by having both sides define their “fundamental interests” in the dispute. Once each party identifies the outcome they want to achieve, they each look for various options that will get them there. In addition to the parties and their respective attorneys, the “collaborative team” can include a neutral mental health professional and a neutral financial professional. Together this group assists the disputing parties negotiate a resolution that “honors” each party’s interests. Written by the Denton County Collaborative Professionals, Inc., this volume is of particular relevance to Texas. Additional publications and relevant websites are included for further research. Denton County Collaborative Professionals, 2010. 57 pages.

Local Government

21. County subdivision regulation sourcebook: 2010
   By Paul Sugg

Intended primarily for commissioners courts, county attorneys, and county engineers, this title aims to help county officials devise subdivision regulations. The authors note that counties experiencing rapid residential development growth in unincorporated areas would benefit most from this treatise. This 2010 update reflects new legislation, recent judicial opinions, and modified state regulations. Included are the text of Chapter 232 of the Local Government Code, historical notes, a glossary of terms, related statutes, and sample subdivision regulations for both Hays County and Hunt County. Also of note are special sections on colonias, manufactured home rental communities, and Groundwater Availability Certification. Includes sample forms. Texas Association of Counties, 2010. 1 volume. Online at: http://www.county.org/resources/legal/pdf/countysubdivisionregulation-sourcebook.pdf

Legal Research and Writing

20. Guidelines on citing to, capturing, and maintaining Internet resources in judicial opinions: using hyperlinks in judicial opinions
   By Judicial Conference of the United States

In 2009, the Judicial Conference “directed Administrative Office (AO) staff to work with the Court Administration and Case Management Committee to develop guidelines to assist judges in determining whether and how to use citations to Internet sites, preserve cited materials, and use hyperlinks in the opinions and orders.” Increasingly Internet resources and web pages are being incorporated into legal opinions. The transitory nature of many of these sources is problematic. So that these Internet references can be retrieved as part of the opinion, a method of preserving the citations to Internet resources is recommended. The guidelines also attempt to recommend best practices in citing to these resources over more traditional legal material. Judicial Conference of the United States, 2009. 5 pages. Online at: http://www.inbar.org/Link-Click.aspx?fileticket=hptDW9DhFY%3D&tabid=356

KF 250 G85 2009

Local Government

21. County subdivision regulation sourcebook: 2010
   By Paul Sugg

Intended primarily for commissioners courts, county attorneys, and county engineers, this title aims to help county officials devise subdivision regulations. The authors note that counties experiencing rapid residential development growth in unincorporated areas would benefit most from this treatise. This 2010 update reflects new legislation, recent judicial opinions, and modified state regulations. Included are the text of Chapter 232 of the Local Government Code, historical notes, a glossary of terms, related statutes, and sample subdivision regulations for both Hays County and Hunt County. Also of note are special sections on colonias, manufactured home rental communities, and Groundwater Availability Certification. Includes sample forms. Texas Association of Counties, 2010. 1 volume. Online at: http://www.county.org/resources/legal/pdf/countysubdivisionregulation-sourcebook.pdf

KF 505 M44 2010

Legal Research and Writing

20. Guidelines on citing to, capturing, and maintaining Internet resources in judicial opinions: using hyperlinks in judicial opinions
   By Judicial Conference of the United States

In 2009, the Judicial Conference “directed Administrative Office (AO) staff to work with the Court Administration and Case Management Committee to develop guidelines to assist judges in determining whether and how to use citations to Internet sites, preserve cited materials, and use hyperlinks in the opinions and orders.” Increasingly Internet resources and web pages are being incorporated into legal opinions. The transitory nature of many of these sources is problematic. So that these Internet references can
22. **FERC: Federal Energy Regulatory Commission**
   By James McGrew
   This book is a good starting point for those who want to research FERC related issues. It looks at the history of FERC and discusses the applicable statutes. It also covers FERC rules of procedure and the various ratemaking and rulemaking covered by FERC. Also included are several appendices which cover key cases and frequently asked questions. American Bar Association, 2009. 294 pages.
   KF 2120 M34 2009

23. **Product liability litigation: current law, strategies, and best practices**
   By Stephanie Scharf
   This comprehensive treatment of product liability litigation includes case studies, checklists, sample documents, and other practical resources. This title is intended to assist the attorney in strategizing consumer product liability cases from start to finish. It provides up to date regulatory information, including product safety standards, which may assist in limiting liability exposure of clients. Practising Law Institute, 2009. 1 volume.
   KF 1296 P76 2010

24. **Punitive damages**
   By Linda Schlueter
   This two-volume set covers tort reform state by state, as well as pretrial, trial, and post-trial strategies. Due to the increased interest in foreign legal systems, this title now includes discussion on comparative law. Now in its sixth edition, this thorough treatise set has been cited by many courts including the United States Supreme Court. Lexis Nexis Matthew Bender, 2010. 2 volumes.
   KF 1250 S34 2010

25. **Modern American remedies: cases and materials**
   By Douglas Laycock
   This fourth edition of the title contains 36 new principal cases and includes a completely rewritten chapter on restitution that reflects changes in the Restatement (Third) of Restitution and Unjust Enrichment. Topics include compensatory damages, punitive remedies, injunctive relief, declaratory remedies, ancillary remedies, fluid-class, and cy pres remedies. Present value tables are included as an appendix, along with an updated table of cases. Aspen, 2010. 1062 pages.
   KF 9010 L393 2010
ORDER FORM

April/May 2011

If you would like to check out any of the books and reports described in this issue, please:

1. Locate the number beside the book or report you would like to check out and circle the corresponding number below. Because Duly Noted items are in demand, we ask that you limit your circulation to no more than three items at a time.

2. Complete the REQUESTOR information below.

3. Remove this page and return it to the State Law Library by mail or fax (512-463-1728) or call us at 512-463-1722.

REQUESTOR

Office of ____________________________

Name ________________________________

Address ______________________________

____________________________________

Phone Number _________________________

Library Card Number __________________