

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 in the bookshelf at the entrance to the library. 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.

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Animal Rights

1. Careers in animal law: welfare, protection, and advocacy

By Yolanda Eisenstein

This title is written for those interested in animal law careers. Specific chapters look at growth and current status of animal law, becoming an animal law lawyer, non-legal animal law careers, and pro bono animal protection work. Appendices provide comprehensive information on animal law journals, state animal law sections and committees, nonprofit organizations, different animal law organizations, and universities offering animal law courses. American Bar Association, 2011. 145 pages.

KF 299 A55 E37 2011

Banking and Finance

2. Banking regulation in the United States

By Carl Felsenfeld

This work is a useful reference for a practitioner with an interest in United States banking institutions. It explains the regulatory structure of the different types of institutions and discusses the law surrounding major banking activities such as loans and deposits. Particular topics include the Federal Deposit Insurance Corporation, the Dodd-Frank Act, the Glass-Steagall Act, and usury. Juris, 2011. 467 pages.

KF 974 F45 2011

3. Truth in lending

By Diane Thompson

The 2012 update to National Consumer Law Center's very thorough guide to Truth in Lending brings it up to date with "dramatic" legislation regarding the Frank-Dodd Act, the Credit CARD Act, mortgage loans, and more. The companion website, where readers can locate supporting documents such as pleadings, forms, and more, is accessible from State Law Library computers. National Consumer Law Center, 2012. 2 volumes.

KF 1040 S3 2012

Consumer Protection

4. Federal deception law: FTC and CFPB rules, RICO, False Claims Act, telemarketing, debt relief, and parallel state statutes

By Jonathon Sheldon

This work covers a variety of federal civil deception claims as well as relevant state statutes. Particular topics include RICO statutes, the Telephone Consumer Protection Act, the Federal False Claims Act, Federal Trade Commission and Consumer Financial Protection Bureau Rules, debt collection, and debt relief. The companion website is accessible from State Law Library computers and provides access to sample pleadings, forms, and the text of statutes and rules. National Consumer Law Center, 2012. 408 pages.

KF 1609 S43 2012

Corporations

5. The merger review process: a step-by-step guide to U.S. and foreign merger review

By Ilene Gotts

The title gives a general overview of the federal antitrust merger review process and then guides the reader through it with more detail in chronological order. Updates to the fourth

edition include additional detail on the role of the states and regulatory agencies in merger review; discovery of electronic materials; and agency, administrative, and injunction challenges. As this is intended to be an examination of the merger review processes and procedures, the authors suggest consulting *Mergers and acquisitions: understanding the antitrust issues* and *Antitrust law developments* (6d) (both available at the State Law Library) for more substantive approaches. American Bar Association, 2012. 1 volume. KF 1655 M46 2012

Courts

6. Opinions as the voice of the court: how state supreme courts can communicate effectively and promote procedural fairness

By William Vickrey

This report is one of a series of reports that will come from the Executive Session for State Court Leaders in the 21st Century. Because state supreme court opinions are now read by a diverse audience beyond the legal community in a variety of media formats, the opinions need to communicate to this audience. For “people to be satisfied with and comply with decisions by authorities,” they must have a basic understanding of the legal process and trust that the legal process is fair. Co-authored by Texas Supreme Court Justice Wallace Jefferson, this paper examines what state courts are doing to ensure they earn the trust and confidence of all the court players. National Council for State Courts, 2012. 17 pages. Online at: <http://cdm16501.contentdm.oclc.org/utils/getfile/collection/accessfair/id/247/file-name/248.pdf> KF 250 V53 2012

Criminal Law

7. Sex, drugs & surveillance, 2013

By State Bar of Texas

Despite the lurid title, this material prepared for a two-day seminar sponsored by the State Bar takes a sober look at issues such as forensic evidence, drug testing, cross-examining and challenging experts, and electronic surveillance and harassment. State Bar of Texas, 2013. 1 volume. KFT 8935 S73 S49 2013

Elder Law

8. Everyday law for seniors: updated with the latest federal benefits

By Lawrence Frolik

Written in a clear, easy to understand style, this book is intended to help seniors make decisions regarding retirement, health care, and long-term care. Additionally, it provides detailed, up-to-date information about many government programs and laws such as Social Security, Medicare, Medicaid, age discrimination, guardianship, and senior housing. Paradigm Publishing , 2012. 189 pages. KF 390 A4 F753 2012

Environmental Law

9. Clean air act handbook: a practical guide to compliance

By David Wooley

This title, part of West’s environmental law series, provides complete coverage of the Clean Air Act and its amendments. Updates for the 22nd edition include information on mobile source greenhouse gas emission standards, renewable fuel standards, the cross-state air pollution rule, boiler and commercial/industrial incinerator standards for hazardous air pollutants, and national ambient air quality standards. Includes up-to-date case law information as well. Thomson West, 2012. 1508 pages. KF 3812 M6 2012

10. Managing environmental liability: business transactions and Brownfield redevelopment

By Lawrence Schnapf

This two volume set is written for corporate attorneys, real estate developers, banking professionals, insurance professionals, and anyone who needs to see how environmental law may impact business transactions. Part one discusses environmental liability sources such as the Clean Water Act, the Endangered Species Act, the Clean Air Act, the Resource and Conservation Recovery Act, brownfields, state environmental statutes, and contaminant regulation. Part two applies these liability sources to business transactions which includes chapters on cleanups, real estate, green building, and lender liability. Also available is a CD-ROM which can be requested at the reference desk. Latest update received is December 2012. Juris, 2002. 2 volumes. KF 3775 S36 2002

*Family Law***11. Counseling unmarried couples: a guide to effective legal representation**

By Frederick Hertz

This is a guide for practitioners representing unmarried partners. Chapter topics include debts, liability and insurance, tax consequences liabilities and benefits, rules and practices of parentage, illness and disability planning, estate planning concerns and practices, cohabitation and financial agreements, and the nonmarital dissolution process. It also includes a CD-ROM with many of the forms referenced in the text which can be requested at the reference desk. American Bar Association, 2011. 390 pages. KF 538 H47 2011

12. Representing parents in child abuse and neglect cases: a manual for attorneys

By Texas Department of Family Protective Services

This manual focuses on the litigation involved in Child Protective Services (CPS) suits that affect a parent-child relationship. It first provides an overview of these types of suits as well as the legal definitions of child abuse and neglect. It then covers the ethics and duties of the parent's attorney, discovery and special considerations (e.g., immigration status, interstate arrangements), mediation options, the trial itself, and the answers to frequently asked questions regarding the Department of Family and Protective Services. This title also has links to relevant Family Code statutes and also includes sample pleadings and forms. Texas Department of Family and Protective Services, 2005. 1 volume. Online at: <http://www.utexas.edu/law/centers/cp-pdr/resources/publications/CJAParentManual.pdf> KFT 547 R47 2005

13. The military divorce handbook: a practical guide to representing military personnel and their families

By Mark Sullivan

This volume alerts counsel to the unique issues involved in military family law cases. It provides practical tips on locating a military spouse, child custody and visitation arrangements, the Servicemembers Civil Relief Act, and handling the division of pension benefits. Appendix material provides sample documents to assist in drafting documents. Also available is a CD-ROM which can be requested at the reference desk. American Bar Association, 2011. 836 pages. KF 535 S85 2011

Juries and Jury Instructions

14. Texas criminal pattern jury charges: crimes against persons

By State Bar of Texas

This title is the third in a series prepared by the Committee on Pattern Jury Charges—Criminal of the State Bar of Texas. The Committee has “attempted to produce instructions that impartially reflect current statutory and case law using language that is understandable to jurors.” The instructions went through an extensive reviewing process by lawyers and judges working in criminal law. Extensive commentary is provided to assist the practicing attorney in using the charges. Also contains forms. State Bar of Texas, 2011. 443 pages.
KFT 8984 S7 C7 2011

Juvenile Law

15. Growing up locked down: youth in solitary confinement in jails and prisons across the United States

By American Civil Liberties Union

This publication presents the results of a joint study conducted by the American Civil Liberties Union and Human Rights Watch that included interviews with 127 individuals who were detained in jails or prisons across the U.S. while under the age of 18. The authors looked at how often youth are placed in solitary confinement, the conditions of these confinements, and concludes that the “solitary confinement [of youth] is costly, ineffective, and harmful.” Along with an explanation of the study’s methodology and a description of corrections practices across the U.S., the authors present alternatives to the solitary confinement of youth and key recommendations to the federal and state governments. American Civil Liberties Union, 2012. 141 pages.
Online at: <http://www.aclu.org/files/assets/us-1012webwcover.pdf>
KF 9779 G76 2012

Labor and Employment

16. Employers guide to general employment law

By Texas Young Lawyers Association

This free publication from the Texas Young Lawyers Association is aimed at new employers who may easily be overwhelmed by the many state and federal laws regarding employment. It provides a good overview of the legal requirements that relate to employment in Texas. Some of the topics discussed include the hiring process and work eligibility; wages, pay, hours, and overtime; discrimination and harassment; resignations and terminations; and required postings in the workplace. State Bar of Texas, 2008. 32 pages.

Online at: <http://www.texasbar.com/Content/NavigationMenu/ForThePublic/FreeLegalInformation/EmploymentLaw/EmployersGuideto-GeneralEmploymentLaw.pdf>

KFT 3319 E47 2008

17. How arbitration works

By Frank Elkouri

The seventh edition of this comprehensive treatise provides authoritative treatment of labor arbitration. New to the seventh edition is information on retiree health insurance, protection of intellectual property, recognition of unions, the ability to enforce agreements which would waive statutory claims, unauthorized practice of law by non-lawyer advocates, the right to appeal a denial of grievance to arbitration, as well as public sector off-duty misconduct. Also new to this edition is a table of arbitration awards. Bureau of National Affairs, 2012. 1 volume.

KF 3424 E53 2012

Legal Research and Writing

18. Legal research, analysis, and writing

By William Putman

This text teaches the fundamentals of legal research. The four areas covered are introduction to research, legal research, legal analysis, and legal writing. The section on legal research discusses researching different types of law such as case law, constitutions, statutes, and secondary resources. The section on legal analysis discusses performing legal analysis and counteranalysis. The section on legal writing discusses the fundamentals of writing, effective legal writing, legal memorandum, and correspondence. It also includes a CD-ROM with a study outline, study questions, and chapter assignments, which can be requested at the reference desk. Delmar Cengage Learning, 2010. 667 pages.

REF DESK KF 240 P885 2010

19. The legal memo: a basic guide

By Wayne Schiess

Written by the director of the UT School of Law's Center for Legal Research, Writing, and Appellate Advocacy, this title goes through the drafting of a traditional legal memorandum that details "how certain legal principles apply to a factual scenario." The concept of a legal memo in general is first discussed, followed by chapters that focus on format, factual scenarios, how to organize your discussion, authorities and how to cite them, and counteranalyses. Example memos are provided. Note that this title assumes familiarity with legal concepts and does not explain how to perform the legal research that a memorandum requires. Please contact the library if you are looking for books on conducting legal research. Kendall Hunt Publishing, 2008. 97 pages.

KF 250 S348 2008

Oil and Gas

20. Environmental impacts of oil and gas production, 2012

By State Bar of Texas

With more and more attention given to the effects of hydraulic fracturing and other mining techniques, the State Bar of Texas sponsored a one-day seminar to examine the topic and the legal ramifications. This book was prepared specially for that seminar, and covers topics such as municipal controls on oil and gas drilling, legislative developments in the environmental effects of petroleum production, and federal legislative and administrative regulation of hydraulic fracturing. State Bar of Texas, 2012. 1 volumes.

KFT 1849 E58 2012

Real Property

21. Every landlord's legal guide

By Marcia Stewart

This title provides the non-lawyer with an overview of the laws that concern landlords. It includes charts listing specific laws for each state, as well as a list of forms available from the publisher's website. Topics covered include fair housing, repairs, sublets, screening tenants, preparing leases and rental agreements, basic rent rules, liability for criminal activity, move-out issues, duty to repair, dispute resolution, good tenants, and environmental hazards. Nolo Press, 2012. 469 pages.

KF 590 Z9 S74 2012

22. Every tenant's legal guide

By Janet Portman

This title provides non-lawyers with practical information in plain English on renting. Topics discussed include finding a place, leases, paying rent, security deposits, privacy, discrimination, improvements and repairs, environmental hazards, ending tenancies, eviction, mediation, and hiring a lawyer. Contains many helpful forms. Nolo Press, 2012. 423 pages.
KF 590 Z9 P67 2012

23. HUD housing programs: tenants' rights

By United States Department of Housing and Urban Development

Per the foreward this work is intended for "advocates, housing professionals, and scholars who represent, assist and house low-income people seeking secure, decent and affordable homes." This book provides a detailed overview of U.S. Housing and Urban Development (HUD) programs including tenant selection, rent, evictions and subsidy terminations, grievance procedures, and many common legal issues. Also provided is a glossary, list of acronyms, and appendix of relevant civil rights laws. National Housing Law Project, 2012. 925 pages. Online at: <http://www.nhlp.org/tenantsrights-manual/>
KF 5729 H83 2012

Trial Practice**24. The young litigator: tips on rainmaking, writing and trial practice**

By American Bar Association. Young Lawyers Leadership Program

The transition from law school to working as a lawyer can be daunting. Putting the knowledge acquired in law school into practical application requires help from many sources. The American Bar Association's Litigation Section and the Young Lawyers Leadership Program have compiled a collection of the "best of the best" articles chosen by young lawyers to help the beginning lawyer. The articles are grouped into the practical aspects of starting a legal practice, the critical writing skills and preparation of a case for litigation and appearance in court. The articles will also provide seasoned professionals a fresh perspective and new ideas for their practice. American Bar Association, 2011. 260 pages.
KF 297 Y678 2011

Unfair Competition**25. Unfair and deceptive acts and practices**

By Carolyn Carter

Part of the Deception and Warranties Library from the National Consumer Law Center, the eighth edition of this title provides a broad overview of unfair and deceptive acts and practices law. Specific chapter focus on scope, demonstrating a UDAP violation, credit and collections, motor vehicle sales, home related transactions, litigating a UDAP case, private remedies, and state agency enforcement. National Consumer Law Center, 2012. 950 pages.
KF 1609 S5U 2012

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February/March 2013

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