

NEGOTIATING SETTLEMENTS AND DRAFTING SETTLEMENT AGREEMENTS

OBJECTIVE	SOURCE	LOCATION	NOTES
FIND OUT ABOUT AN INJURY	RICHARD M. PATTERSON, LAWYERS' MEDICAL CYCLOPEDIA OF PERSONAL INJURIES AND ALLIED SPECIALTIES (4th ed. 1996 & Supp. 1998)	Call number: KF8964.A6L38	Describes medical conditions and discusses medical and legal issues likely to arise in personal injury cases. Also gives references to medical and legal sources including federal and state case citations.
	ATTORNEY'S TEXTBOOK OF MEDICINE	On Lexis, but not through the web. Available only through software in HEALTH;ATBMED. Book not owned by Quinney Law Library.	Updated quarterly. Describes diagnosis, prognosis and injury and disease treatment. Search table of contents or by keyword.
	Other books about particular injuries	Marriott, Quinney Law and Eccles Health Science Libraries	Search UNIS, Marriott and the Law Libraries' online card catalog, accessible through the Law Library's web page at http://lawlib.law.utah.edu . Search the Eccles Library's online card catalog at http://www-medlib.med.utah.edu/ .
	Medline	Accessible through the Eccles Health Science Library's web page at http://www-medlib.med.utah.edu/ On Lexis in MEDLNE;MEDLNE	Medline indexes about 4,000 technical medical periodicals. Some full text articles are available on campus. The PubMed interface through Eccles is easier to search than other interfaces. Ask Marsha Thomas, Felise Thorpe Moll or an Eccles reference librarian for assistance. Full text articles are unavailable on Lexis.
	Health Reference Center	Accessible on campus through the Marriott Library's web page at http://www.lib.utah.edu/cgi-bin/dbs.pl . Select H on the alphabetical index at the top of the page and the highlighted web link next to Health Reference Center.	Use to find full text and citations to health and medical articles. Search like Legaltrac.
	Other medical and health journal articles	Accessible on campus through the Eccles Health Science Library web page's Electronic Journals link at http://www-medlib.med.utah.edu/ . On Lexis in HEALTH;RXMEGA On Westlaw in HTH-TP	Article abstracts and some full text articles are available through this page. Articles tend to be very technical. Includes Medline and other medical journal and newspaper abstracts and technical articles. For details about publications included, select the database, then the blue (i). For details about publications included, select the database, then SCOPE.

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FIND AN EXPERT	NATIONAL DIRECTORY OF EXPERT WITNESSES (1998)	In the Reference Room at call number KF195.E96N37 On the Internet at http://www.claims.com	Lists experts, consultants and litigation support specialists by specialty. Updated as information is received, so the Internet version is more current than the print version. Keyword searchable.
	FORENSIC SERVICES DIRECTORY (13th ed. 1997)	In the Reference Room at call number KF195.E96F67 On Westlaw in FSD	Lists scientific, medical and other experts' biographies by specialty. Also lists consultants and trial support specialists. Updated annually.
	Expertnet	On Westlaw in EXPNET	Includes medical malpractice and personal injury expert biographies. Expertnet charges a referral fee for an expert's address and phone number. Updated bi-annually.
	Technical Advisory Service for Attorneys ("TASA")	On Westlaw in TASA	Includes expert biographies. Users must contact TASA for an expert's address and phone number. Updated monthly.
	ExpertPages	On the Internet at http://www.expertpages.com	Biographical expert listings searchable by specialty, state and keyword.
FIND OUT WHAT A CASE IS WORTH	ROCKY MOUNTAIN VERDICTS AND SETTLEMENTS/ROCKY MOUNTAIN JURY VERDICTS ("RMJV")	Behind the Circulation Desk on reserve at call number: KFU195.A59R82 Accessible on campus through the Law Library's web page at http://lawlib.law.utah.edu . Select DATABASES and the RMJV link. On Lexis in VERDCT;UTJURY	Utah, Idaho and Wyoming personal injury verdicts and settlement summaries. The Law Library's print subscription begins in 1991. For verdicts and settlements prior to 1991 see UTAH JURY VERDICT AND SETTLEMENT REPORTS and UTAH TORT NEWS REPORTER, also on reserve. RMJV's monthly Index is not user friendly and is not cumulative. Easier to search online. Coverage begins in 1988. DOS based. Printing is currently unavailable. For instructions see RMJV handout. Coverage begins in 1988. Most efficient way to search, but expensive in the "real world."
	WHAT'S IT WORTH	Call number: KF1257.W45	Summarizes verdicts and settlements by injury. Published annually. The Law Library's subscription begins with the 1987 volume.

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FIND OUT WHAT A CASE IS WORTH (continued)	PERSONAL INJURY: ACTIONS, DEFENSES, DAMAGES	Call number: KF1256.F7	Looseleaf releases, supplemented to 1998, discuss personal injury actions generally and list damages awarded in particular cases. Check the index under damages for sections on particular injuries.
	ALBERT N. LINK, EVALUATING ECONOMIC DAMAGES: A HANDBOOK FOR ATTORNEYS (1992)	Call number: KF1250.L56	Discusses evaluating personal injury damage methodology. Includes a variety of work and life expectancy tables.
	JURY VERDICT RESEARCH PERSONAL INJURY VALUATION HANDBOOKS	Call number: KF1256.A8J87 On Westlaw in LRP-JV	Looseleaf releases, from early 1990's to current, list verdicts by injury and how the injury occurred. Also has an evaluation manual with charts and worksheets to help you figure out a case's value.
	MORELAW	On the Internet at http://www.morelaw.com .	Keyword searchable verdicts from 1994 to present.
	All states jury verdicts and settlements	On Westlaw in JV-ALL On Lexis in VERDCT;ALLVER	These databases include numerous states' verdicts and settlements. For details about included states, select the database, then select (i) on Lexis and SCOPE on Westlaw.
	Newspaper reports of jury verdicts and settlements.	SALT LAKE TRIBUNE and DESERET NEWS from early 1990's on campus through the Internet at http://www.ualc.net/pioneer.html . Other papers' abstracts from UMI ProQuest Direct accessible through the Marriott's web page at http://www.lib.utah.edu/cgi-bin/dbs.pl . Select U on the alphabetical index at the top of the page and the web link next to UMI Proquest Direct. On Lexis in LEGNWS;ALLNWS (legal newspapers), NEWS;CURNWS (all newspapers, two years from search date) and NEWS;ARCNWS (all newspapers, older than two years from search date) On Westlaw in LEGALNP (legal newspapers) and ALLNEWS (all newspapers)	Probably search last.

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FIND OUT HOW TO NEGOTIATE SETTLEMENTS	TED A. DONNER, ATTORNEYS' PRACTICE GUIDE TO NEGOTIATIONS (2d ed. 1995 & Supp. 1998)	Call number: KF9084.D657	Discusses negotiation strategy and how to draft settlement agreements.
	SANDFORD W. HORNWOOD, SYSTEMATIC SETTLEMENTS (3d ed. 1995 & Supp. 1998)	Call number: KF1257.A3H67	Discusses negotiation strategy and settlement types. Includes case valuation and other checklists, sample settlement agreements and other documents.
	HENRY G. MILLER, SETTLEMENT (1995)	Call number: KF8915.A1M52	Discusses negotiation strategy, types of settlements and settlement law. Also includes a couple settlement agreements.
	BERT BAUMAN, EVALUATING AND SETTLING A PERSONAL INJURY CASE (1998)	Call number: KF8925.P4E7	Discusses negotiation strategy in personal injury cases. Also includes sample settlement agreements.
	Practice sets such as: AMERICAN JURISPRUDENCE TRIALS AMERICAN JURISPRUDENCE PROOF OF FACTS SHEPARD'S CAUSES OF ACTION	Call number: KF8913.A54 Call number: KF8933.A52 Call number: KF8863.S53	Focus on trial preparation, but check the indexes at the end of the sets for sections on attractive nuisance and premises liability settlements.
	Other books about negotiating settlements	Marriott and Quinney Law Libraries	Search UNIS, Marriott and the Law Libraries' online card catalog, accessible through the Law Library's web page at http://lawlib.law.utah.edu .
FIND OUT HOW TO DRAFT AND FIND SAMPLE SETTLEMENT AGREEMENTS	TED A. DONNER, ATTORNEYS' PRACTICE GUIDE TO NEGOTIATIONS (2d ed. 1995 & Supp. 1998)	Call number: KF9084.D657	Discusses how to draft settlement agreements.
	SANDFORD W. HORNWOOD, SYSTEMATIC SETTLEMENTS (3d ed. 1995 & Supp. 1998)	Call number: KF1257.A3H67	Includes sample settlement agreements, letters and other documents.
	HENRY G. MILLER, SETTLEMENT (1995)	Call number: KF8915.A1M52	Includes a couple sample settlement agreements.
	BERT BAUMAN, EVALUATING AND SETTLING A PERSONAL INJURY CASE (1998)	Call number: KF8925.P4E7	Includes several sample settlement agreements.

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FIND OUT HOW TO DRAFT AND FIND SAMPLE SETTLEMENT AGREEMENTS (continued)	AMERICAN JURISPRUDENCE LEGAL FORMS	Law Library General Practice Alcove	Felise's favorite general form set. Check the index at the end of the set for settlement agreements. Be careful not to confuse this set with AMERICAN JURISPRUDENCE PLEADING AND PRACTICE FORMS which has sample pleading forms--i.e. forms you would submit to a court.
	WEST'S LEGAL FORMS	Law Library General Practice Alcove	General forms. Check the index at the end of the set for settlement agreements.
	CURRENT LEGAL FORMS	Law Library General Practice Alcove	General forms. Check the index at the end of the set for settlement agreements.
	WARREN'S FORMS OF AGREEMENT	Call number: KF170.W332 On Lexis. Search source directory by long name for Warren's Forms of Agreement.	General forms. Check the index at the end of the set for settlement agreements.
	Findlaw form links	On the Internet at http://www.findlaw.com/16forms/index.html .	Links to free and fee form cites.
	Lectric Law Library forms	On the Internet at http://www.lectlaw.com/form.html .	Basic legal forms.
	Washlaw form links	On the Internet at http://lawlib.wuacc.edu/washlaw/legalforms/legalforms.html	Links to free and fee form cites.
	Lexis Legal Forms	On Lexis, but not through the web. Available only through software in FORMS;LLFORM.	General forms. Search table of contents or by keyword.
	AMERICAN JURISPRUDENCE TRIALS AMERICAN JURISPRUDENCE PROOF OF FACTS SHEPARD'S CAUSES OF ACTION	Call number KF8913.A54 Call number KF8933.A52. Call number KF8863.S53.	Focus on trial preparation, but check the indexes at the end of the sets for settlement agreements.
	WORDS AND PHRASES (1940 & Supp. 1998)	Blue books in range E-128 (next to the General Practice Alcove)	Summaries of cases in which courts have interpreted particular words and phrases.

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FIND OUT MORE ABOUT PREMISES LIABILITY	PETER C. COLLINS, PREMISES LIABILITY: PREPARATION AND TRIAL OF A DIFFICULT CASE IN UTAH (1995)	Behind the Circulation Desk on reserve at call number KFU196.3.L3C655	Focuses on preparing for trial, but discusses more recent Utah cases than the Law Library's Utah tort law treatises, also on reserve, UTAH LAW: UNINTENTIONAL INJURIES TO PERSONS AND PROPERTY and UTAH TORT LAW.
	JOSEPH A. PAGE, THE LAW OF PREMISES LIABILITY (2d ed. 1988 & Supp. 1998-1999)	Call number: KF1287.P33	Specifically discusses premises liability and attractive nuisance cases.
	LOUIS A. LEHR, PREMISES LIABILITY: FROM COMPLAINT TO VERDICT (1993 & Supp. 1998)	Call number: KF8925.P4L4	Probably too generic.
	Periodicals, law reviews and bar journals in particular.	Upstairs in alphabetical order. On Lexis in LAWREV;ALLREV (all states law reviews and journals) and UTAH;UTLRV (Utah law reviews and journals). On Westlaw in TP-ALL (all states law reviews and journals) and UT-JLR (Utah law reviews and journals).	Might find an article which discusses Utah premises liability and attractive nuisance law. To find article citations, use the Index to Legal Periodicals or Legaltrac accessible through the Law Library's web page at http://lawlib.law.utah.edu .
	Tort Reporters such as: ATLA LAW REPORTER AMERICAN NEGLIGENCE REPORTS NEGLIGENCE COMPENSATION CASES ANNOTATED	Call number: KF1256.A15A73 Call number: KF1280.A231 Call number: KF1280.A25	Topical case reporters are useful tools for finding other states' attractive nuisance and premises liability cases. Check the indexes , usually at the end of a set, for references to attractive nuisance and premises liability sections.
	Tort law treatises such as PROSSER AND KEETON ON THE LAW OF TORTS (5th ed. 1984 & Supp. 1988)	PROSSER AND KEETON ON THE LAW OF TORTS is behind the Circulation Desk on reserve at call number KF1250.P73. For other treatises check call numbers KF1249.A4-KF1250.Z9K527.	Probably too generic. Check the indexes for references to attractive nuisance and premises liability sections.
	Other secondary sources such as: AMERICAN LAW REPORTS AMERICAN JURISPRUDENCE 2D CORPUS JURIS SECUNDUM	In the Law Library's General Practice Alcove. AMERICAN LAW REPORTS and AMERICAN JURISPRUDENCE 2D are also on Lexis in 2NDARY;ALR and 2NDARY;AMJUR and on Westlaw in ALR and AMJUR respectively.	Might be useful if you wanted to find other states' premises liability cases. However, AMERICAN JURISPRUDENCE 2D and CORPUS JURIS SECUNDUM are probably be too generic.