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LITIGATION ARTS

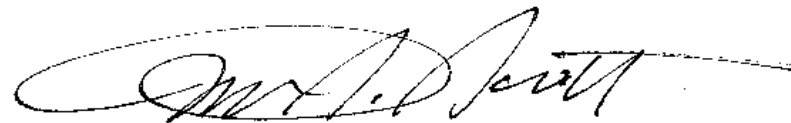
Case winning presentations since 1985

CASEbook®

I created CASEbook® to give our litigator clients an option when presenting their case information in settlement conferences, mediation, arbitration and trial. It is part “old school” and part “new school.” It has all the effectiveness of a courtboard presentation at a much lower cost. In fact, it may prove to be more effective as mediator, judge and jury can all have a copy to follow the testimony exhibits and demonstratives as they are presented.

Witnesses and experts can refer to pages as questioned by the attorney. This keeps them on track and makes your points more effective. And, Judges love them.

It is tangible. It is hand held, easy to read, easy to follow and it becomes your case “**storybook.**” Size does matter and the tabloid format gives an air of importance to your presentation. The following pages will give you an idea of how you can formulate your presentation with examples of the kind of materials you can easily include.

A handwritten signature in black ink, appearing to read "Mr. R. S. Scott", with a long horizontal flourish extending to the right.

Robert S. Scott, President
JURIS Corporation

CASEbook[®]

This system works for almost any type of litigation:

- Eminent domain
- Intellectual property
- Construction
- Environmental
- Securities & banking
- Real estate
- Medical & professional malpractice
- Personal injury
- Accident reconstruction
- Criminal defense
- And much more...

Use your imagination as you leaf through the following pages.

Eminent Domain



Show the effect of a taking / proposed development on an existing property

Eminent Domain



Before Condition



After Condition

Show before and after comparisons to illustrate the impact of development on the subject property

Intellectual Property

United States Patent [19]

Schallberger

[11] Patent Number: 4,827,894

[45] Date of Patent: May 9, 1989

[54] CROSSBOW

[76] Inventor: Werner Schallberger,
Oberhelfenschwilerstr. 171, CH-9126
Necker, Switzerland

[21] Appl. No.: 19,316

[22] PCT Filed: May 30, 1986

[86] PCT No.: PCT/CH86/00073

§ 371 Date: Apr. 1, 1987

§ 102(e) Date: Apr. 1, 1987

[87] PCT Pub. No.: WO86/07135

PCT Pub. Date: Dec. 4, 1986

[30] Foreign Application Priority Data

Jun. 1, 1985 [CH] Switzerland 2321/85

[51] Int. Cl.⁴ F41B 5/00

[52] U.S. Cl. 124/25

[58] Field of Search 124/25, 31, 22

[56]

References Cited

U.S. PATENT DOCUMENTS

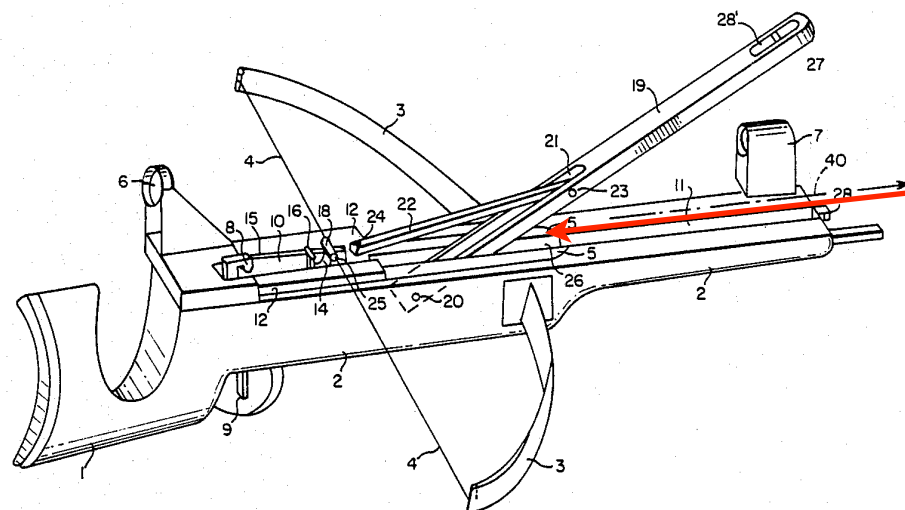
3,509,863	5/1970	Barker	124/31
3,670,711	6/1972	Firestone	124/25
3,783,852	1/1974	Shepherd	124/25
4,388,914	6/1983	Cesin	124/25
4,594,994	6/1986	Williams	124/25

Primary Examiner—Richard C. Pinkham
Assistant Examiner—Gary Jackson
Attorney, Agent, or Firm—Edmund M. Jaskiewicz

[57] ABSTRACT

A crossbow, which exhibits a support (2), provided with the arrow guide, and a bow (3) which can be drawn by a string (4), is made ready for shooting by drawing device (19, 22). The drawing device consists of a draw lever (19) rotatably mounted in support (2) of the crossbow and a pusher (22) pivoted on the latter, a pusher which works with shooting slide (14) connected to string (4). On the upper side of support (2) a centrally running longitudinal groove (11, 26) is provided in which drawing device (19, 22) can be inserted in its rest position.

15 Claims, 3 Drawing Sheets



1 CROSSBOW

4,827,894

The invention relates to a crossbow consisting of a support adjacent to a shoulder stock, receiving the arrow guide, a support on which is provided a leverlike actuable drawing device able to act on a string of the bow drawably anchored on the support a string connected to the shooting slide, a drawing device exhibiting a pusher able to move the shooting slide against a trigger device.

Such a crossbow is known, for example, from Swiss Pat. No. 384,409. Drawing of such a heavy-duty crossbow requires considerable force, for which reason specially provided drawing devices are used. Pins projecting in an aligned manner, on which a fork of a drawing device designed leverlike can be placed, are provided, i.e., on both sides of the crossbow. A pusher, pivoted on the yoke of the fork, acts on the shooting slide connected to the string, when the draw lever is actuated, and makes the shooting slide ready for shooting through locking by the trigger device.

Use of this drawing device represents a clumsy manipulability during operation of this weapon provided for this purpose and does not prove reliable in all cases. Consequently, the constant preparation and storage of such a drawing device is complicated and impairs the shooting operation.

Further, from EP-A-0041206 a crossbow is known in which drawing of the bow can be brought about by three-part lever system provided above the support and arrow guide.

By means of a pusher engaging on pins of the shooting slide projecting laterally from the slide guide the shooting slide can be pushed all the way to the trigger device and be engaged. The shot in a bore, i.e., accelerated from a path is not hindered during shooting by the drawing device, but the bulkiness of the lever system used here too requires a removal of the drawing device from the crossbow. Moreover, with the alternately possible shooting of arrows from a groove on the upper side of a guide a hindrance by the drawing device is hardly avoidable.

In a crossbow according to published prior art Swiss Pat. Nos. 43,791 and 44,542 a drawing device is provided, which exhibits a drawing bow placed on the underside of the support of the crossbow actuable by a rotating movement, a bow that is rotatably connected to a pusher that can move the shooting slide into shooting position. This drawing device can not be sunk into the support of the crossbow and can be attached only on the underside of the weapon. The necessary large spatial requirement for the drawing mechanism weakens the stability of the support of the crossbow or imposes a larger support cross section and as a result impairs the accuracy of the weapon.

FR-A-2,373,772 calls attention to a crossbow, whose support and stock are connected rotatably on the under side around a horizontal axis. The drawing of the bow occurs by a downwardly directed movement of the stock or support, whereby on the front upper end on both sides of the stock drawing rods are provided which exhibit a driving pin that can be connected to the shooting slide during drawing of the bow.

Because of its relatively short lever arm, this leverlike actuation device requires great effort in the drawing process. Because of the rotatability between stock and

support, the shooting accuracy is reduced.
A crossbow has a drawing device rotatably mounted on the support and exhibits the support, draw lever.

This drawing device is distinguished by the fact that the draw lever is mounted in the support of the crossbow and, after the arrow is drawn, the arrow is disturbed by the crossbow.

The object is attained by the fact that in the rest position of the drawing device the draw lever mounted to be rotatable around the horizontal axis placed perpendicular to the longitudinal extension of the support and the pusher pivoted on the lateral end on the draw lever in the shooting direction ahead of its swivel axis are designed to be sinkable under the arrow shooting path on support.

This drawing device offers a guarantee for a reliable shooting operation and is distinguished by a pleasant mode of operation and a simple design.

A solution is especially advantageous if the draw lever end resting on the support is designed in the shape of a fork, so that the draw lever can be mounted on pins projecting laterally from the support or within the support, whereby in the rest position it could also extend lying laterally on the support.

Protecting the drawing device from an unforeseen lifting of the draw lever from the longitudinal groove is brought about by the front end of the support being provided with a stop acting on the sunken draw lever.

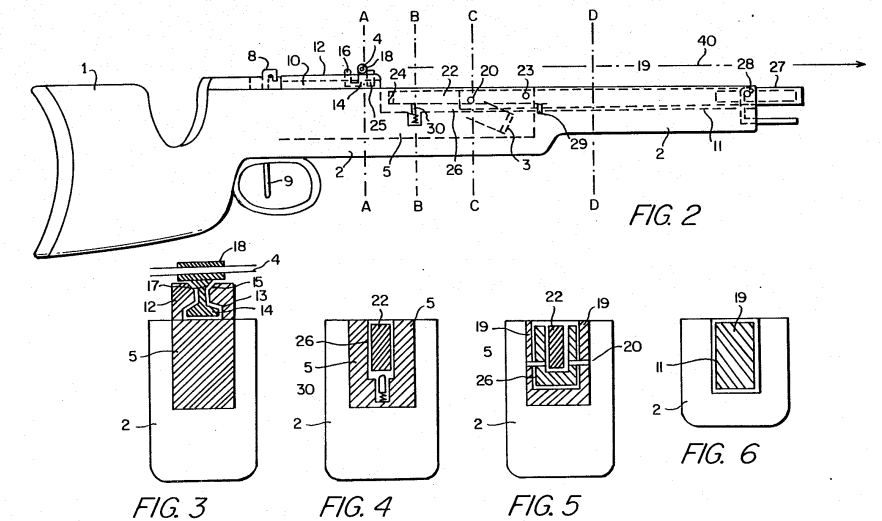
pusher are placed at least approximately parallel to the arrow shooting path, as a result of which in a simple way a plain drawing device with slight space requirements in the rest position is attained.

It proves to be advantageous if the distance between the pivoting axis of the pusher on the draw lever and the swivel axis of the draw lever is at least half of the distance of the shooting slide, connected to the string, from the trigger device, which allows a favorable design of the lever conditions.

Protecting the drawing device from an unforeseen lifting of the draw lever from the longitudinal groove is brought about by the front end of the support being provided with a stop acting on the sunken draw lever.

The invention then is explained with an embodiment represented in the drawing.

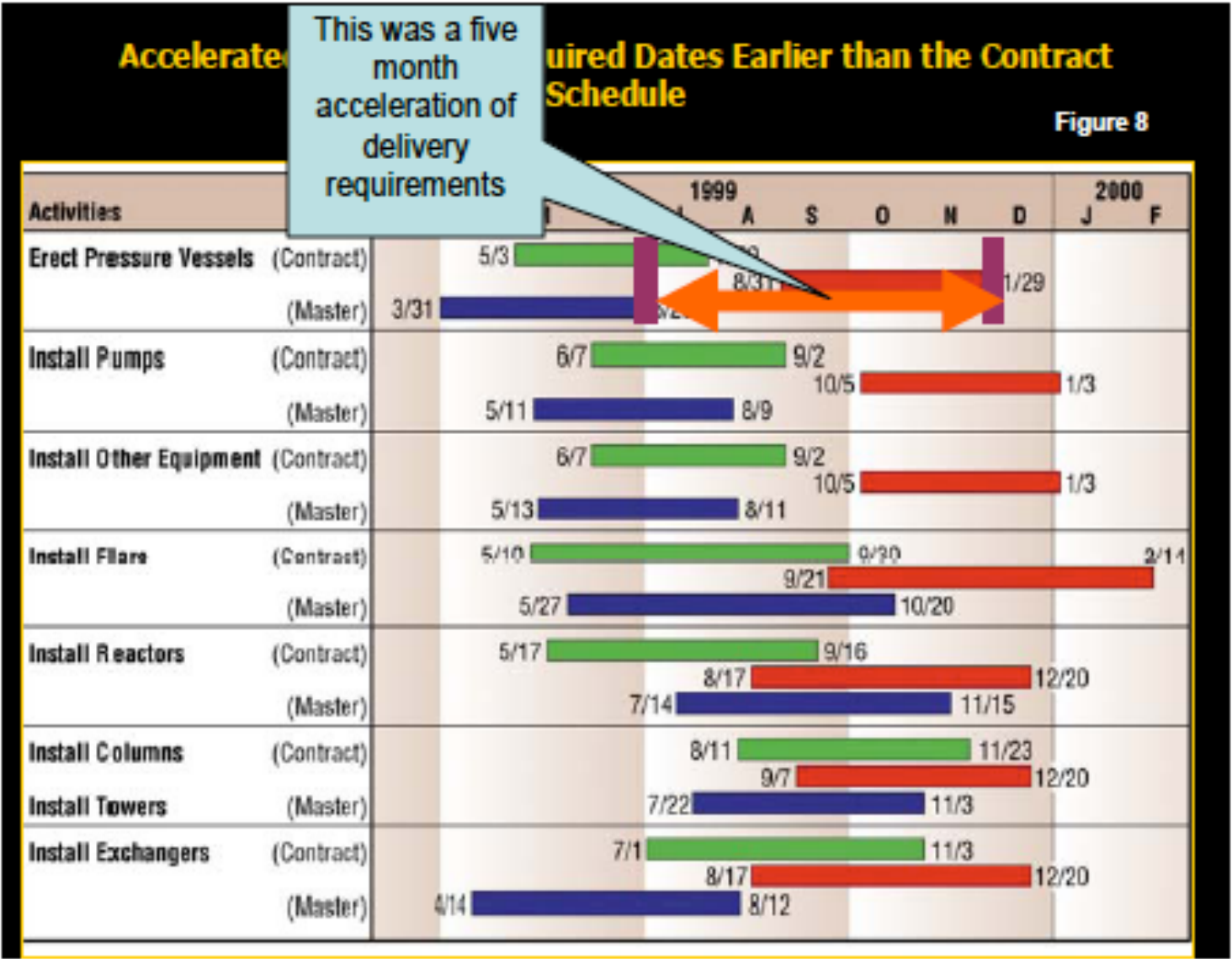
There are shown in:
FIG. 1, a perspective representation of the crossbow with unlocked draw lever,



Construction Litigation

CHANGES IN WORK

7.0 General: Within the general scope of the Work, COMPANY may make changes in the Work under any Work Order, by altering, adding to, or deducting from the Work. If such changes do not affect CONTRACTOR's costs to carry out the Work as originally described, such changes shall be performed by CONTRACTOR without change in the Contract Sum. If such changes affect CONTRACTOR's costs, then upon mutual agreement there shall be an adjustment to CONTRACTOR's compensation pursuant to Paragraph 7.5.



Show construction schedules and critical path examples

COLORADO DEPARTMENT OF TRANSPORTATION
CONTRACT MODIFICATION ORDER

Project No.: NH 65-086
Project Code (SAR): 11111
Location: Route 68-South
Date: July 7, 2001
Project Order No.: 3
Contractor: Good Air Construction
Estimated cost to project: \$15,203.00
Complete Address: 14555 Lost Road Aurora, Co. 80011
Total additional days allowed to complete work: 0
Modification Title: Sight Distance Improvements
Federal Oversight? ☒ Yes ☐ No

Your Contract is hereby modified to include sight distance improvements between Station 239 and Station 244 on Route 66. The work will include excavation of a cut slope between Station 239+ and Station 243+ right, Topsoil, Seeding (Native), and Mulching (Weed Free) in order to vegetate the slope. The work will be completed in accordance with the Contract Specifications, the attached seed mix, and as directed.

No additional time will be allowed for this work.

ITEM DESCRIPTION	UNIT	PREVIOUS QUANTITY	ADDED QUANTITY	REV. PLAN QUANTITY	UNIT PRICE	INCR. COST TO PROJECT
203 Unclassified Excavation (CIP)	CY	0	2000	2000	\$7.00	\$14,000.00
207 Topsoil	CY	0	100	100	\$8.00	\$800.00
212 Seeding (Native)	ACRE	0	0.13	0.13	\$1,500.00	\$195.00

7.5 Change Order: If any change in the work required by COMPANY or proposed by CONTRACTOR and accepted by COMPANY results in an adjustment in the compensation and/or Work Schedule, then upon COMPANY's acceptance of CONTRACTOR's proposal with respect to adjustments in the compensation and/or Work Schedule, such change in the Work and adjustments in the compensation and/or Work Schedule shall be confirmed by a written notice and confirmation by both parties. However, no decrease or increase in the Work Schedule or compensation

The Contractor accepts this change order for work to be performed and prices on which payment is to be based.

REQUIRED IN ACCORDANCE WITH INSTRUCTIONS IN THE CDOT CONSTRUCTION MANUAL		REQUIRED FOR ALL CHANGE ORDERS	
Approved by FHWA Operations Engineer:	Date:	Authorized by Project Engineer:	Date:
OPTIONAL		Contractor Representative:	Date:
Approved by Region Transportation Director:	Date:	Approved by Resident Engineer:	Date:
		<input type="checkbox"/> Participating <input type="checkbox"/> Non-participating <input type="checkbox"/> Participation as noted	
		Approved Funding by Region Program Engineer:	Date:

CDOT Form 90 07/02

Show Change Orders with Contract provisions

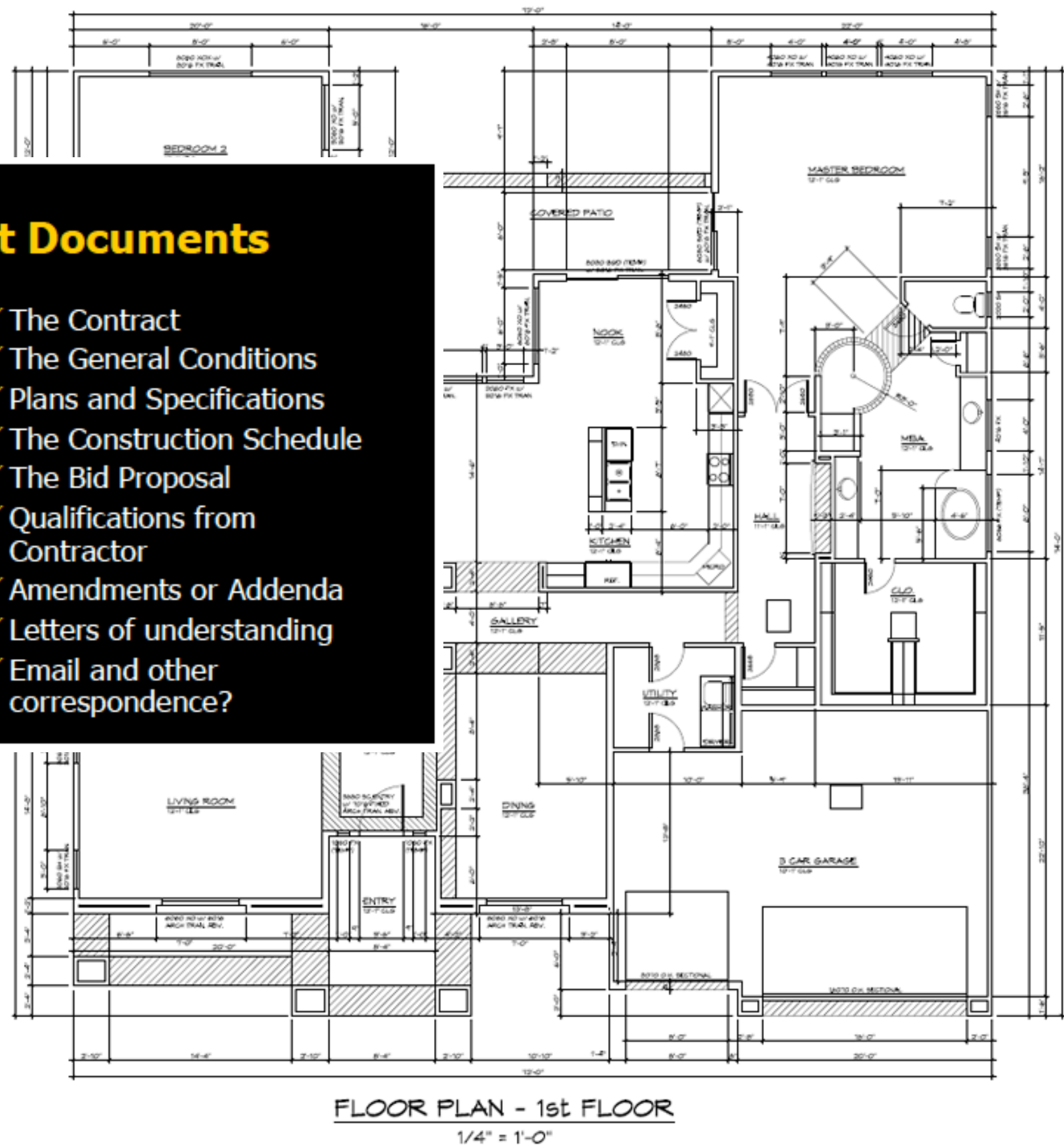
Construction Litigation

Contract Documents

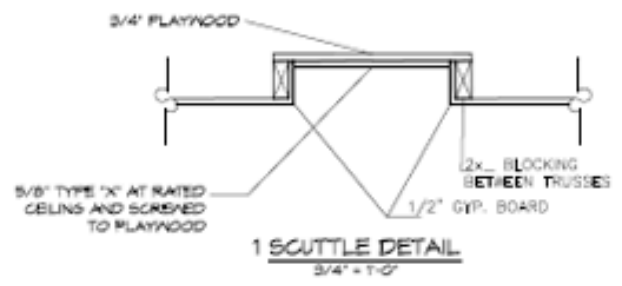


- ✓ The Contract
- ✓ The General Conditions
- ✓ Plans and Specifications
- ✓ The Construction Schedule
- ✓ The Bid Proposal
- ✓ Qualifications from Contractor
- ✓ Amendments or Addenda
- ✓ Letters of understanding
- ✓ Email and other correspondence?

Example of the variety of construction documents that can be used in Casebook.



- GENERAL NOTES**
1. FINISH FLOOR SHALL BE MIN. 6" ABOVE ADJ. GRADE
 2. FINISH GRADE SHALL SLOPE 5/8" FOR A DISTANCE OF 10' TO AN APPROVED WATER DISPOSAL AREA
 3. SHOWER WALLS TO BE FINISHED WITH MOISTURE RESISTANT GYP. BD. AND CERAMIC TILE OR EQUAL TO A MIN. 6'-0" ABOVE FIN. FLOOR
 4. SHOWER ENCLOSURES SHALL BE TEMP. GLASS, OR RODS, OR EQUAL
 5. ALL GLASS WITHIN 18" ABOVE FIN. FLOOR AND IN HAZARDOUS AREAS SHALL BE TEMP. GLASS
 6. IF UNDERGROUND RETURN AIR IS UTILIZED, BUILD UP PLATFORM 18" ABOVE FIN. FLOOR
 7. ALL EXITS TO BE OPERABLE FROM THE INSIDE WITHOUT SPECIAL KNOWLEDGE OR A KEY
 8. ONE WINDOW IN EA. ROOM USED FOR SLEEPING PURPOSES SHALL COMPLY BY 2003 IBC R510 FOR EGRESS REQD.
 9. SMOKE DETECTORS SHALL BE PERMANENTLY WIRED WITH BATTERY BACK-UP POWER & INTERCONNECTED, WHERE THE HIGHEST POINT OF A C.L.S. IN A ROOM THAT OPENS TO THE HALLWAY SERVING THE BEDROOM, EXCEEDS THAT OF THE OPENING INTO THE HALLWAY BY 24" OR MORE, S.D.'S SHALL BE INSTALLED IN THE HALLWAY & IN THE ADJ. ROOM. S.D.'S SHALL BE LOCATED MIN. 56" FROM ALL R/A/S, REGISTERS & ANY OTHER MECH. DUCT OPENING.
 10. MANUALLY OPERATED EDGE OR SURFACE-MOUNTED FLUSH BOLTS & SURFACE BOLTS ARE PROHIBITED AT A DOOR OR THE ACTIVE LEAF OF A PAIR OF DOORS.
 11. EMERGENCY ESCAPE ROUTE SHALL LEAD TO A PUBLIC WAY
 12. MAXIMUM CELL HEIGHT 44"
 13. ATTIC ACCESS SHALL BE ACCORDING PER 2003 IBC SECTION 607, SEE DET. 41 ON THIS PLAN.
 14. INSULATION CLEARANCE PER 2003 IBC SECTION 607.



AREA CALCULATION

LIVABLE AREA	3,635
GARAGE/STORAGE	635
ENTRY/PORCH	260
PATIO	370
TOTAL UNDER ROOF	4,900

- KEY NOTES**
- ① ATTIC ACCESS 22'x30'
 - ② FIBERGLASS TUB WITH MARBLE DECK & SURROUNDS
 - ③ FIBERGLASS SHOWER PAN WITH MARBLE SURROUNDS
 - ④ FIBERGLASS TUB & SHOWER
 - ⑤ GLASS BLOCK
 - ⑥ DOUBLE SINK WITH GARBAGE DISPOSAL
 - ⑦ 4 BURNERS RANGE WITH OVER
 - ⑧ COUNTER TOP FOR OWNER
 - ⑨ FACE FRAME
 - ⑩ UTILITY SINK

Environmental Issues



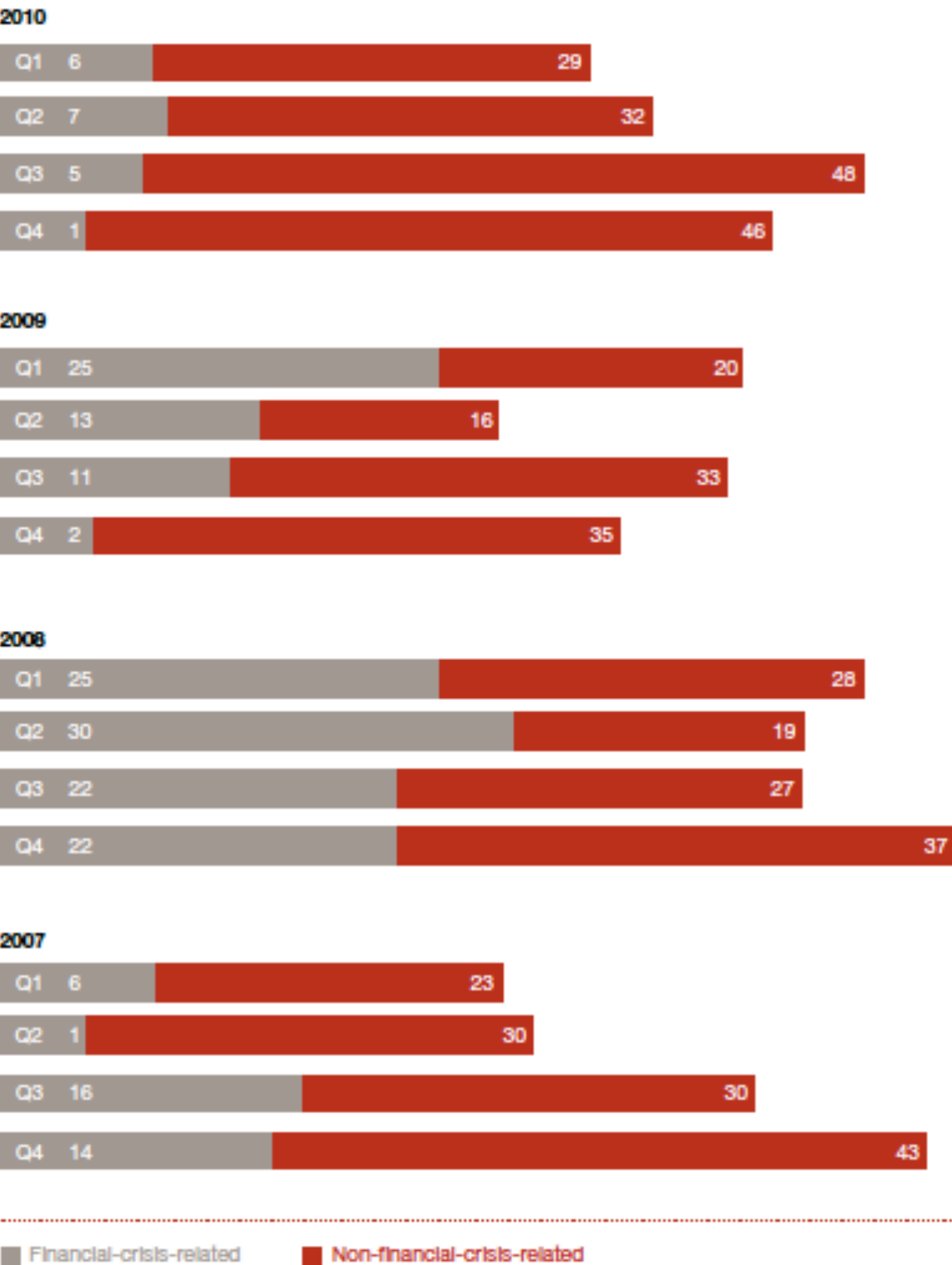
Illustrate problems and solutions for environmental issues

Part A - Air Quality and Emissions Limitations

This section of the act states the Congressional Findings and Declaration Of Purpose which declare protecting and enhancing the Nation's air quality to promote public health. The declaration also encourages the development of regional air pollution prevention and control programs along with providing technical and financial assistance to State and local governments for the execution of air pollution prevention. Additional subchapters consist of cooperative activities, research, investigation, training and other activities, as well as to research relating to fuels and vehicles. Grants for support of air pollution planning and control programs, and interstate air quality agencies and program cost limitations are included in this section of the act as well.

Securities & banking

Figure 3. Number of US federal securities class action lawsuits by quarter, 2007–2010



Morrison also applies to the Securities Act of 1933

In a January 2011 ruling in a case against the Royal Bank of Scotland, the District Court for the Southern District of New York issued a ruling consistent with those mentioned above—that only investors in ADRs listed in the US could remain in the class, removing investors in ordinary shares listed on the London and Amsterdam stock exchanges. Of perhaps greater significance was the ruling related to plaintiff claims under the Securities Act of 1933, arising from the share exchange that took place in connection with Royal Bank of Scotland’s acquisition of ABN Amro. The motion to dismiss such claims was upheld on grounds that the complaint was “void of any allegations that the purchase of RBS ordinary shares pursuant to the Exchange Offer actually took place in the United States.”³⁰

The overall impact of the Supreme Court’s ruling is yet to be determined, but early indications favor FI defendants. On a broader level, some have questioned whether this will impact companies’ decisions regarding whether or not to list ordinary shares on US exchanges, and many speculate that it could reduce listings of international companies. The ruling may also spur plaintiffs to pursue claims in the domestic courts of the issuer. As noted in PwC’s *2009 Securities Litigation Study*, many foreign jurisdictions have started to lay the foundations for class-action-type litigation. If plaintiffs seek to recover losses through international courts, it will be interesting to observe the development of class action securities litigation dockets in those foreign markets.

Use charts, graphs and documents to illustrate your case.

Real Property Issues

THE DOVER HILLSIDE ISSUE

(a) The “Dover Village lots would be the last build-able lots available in Dover Hillside.”

THE BOAT RAMP ISSUE

(b) James & Sons would build a motorized boat ramp with access to the Minnesota chain of lakes.

THE ROCKY INLET CLUB ISSUE

(c) The Rocky Inlet Club was a private, members-only club that would eliminate outside play and become completely private by April of 2008.

(d) The number of members of The Rocky Inlet Club would be capped at 350 and the initiation fee would increase to sixty-thousand dollars to support the exclusivity of the club and community.

(e) The Rocky Inlet Club would add a ten thousand square foot addition with a spa, exercise room, men’s grille room and men’s locker room, construction of which would begin by spring of 2008 and be complete by fall 2008.

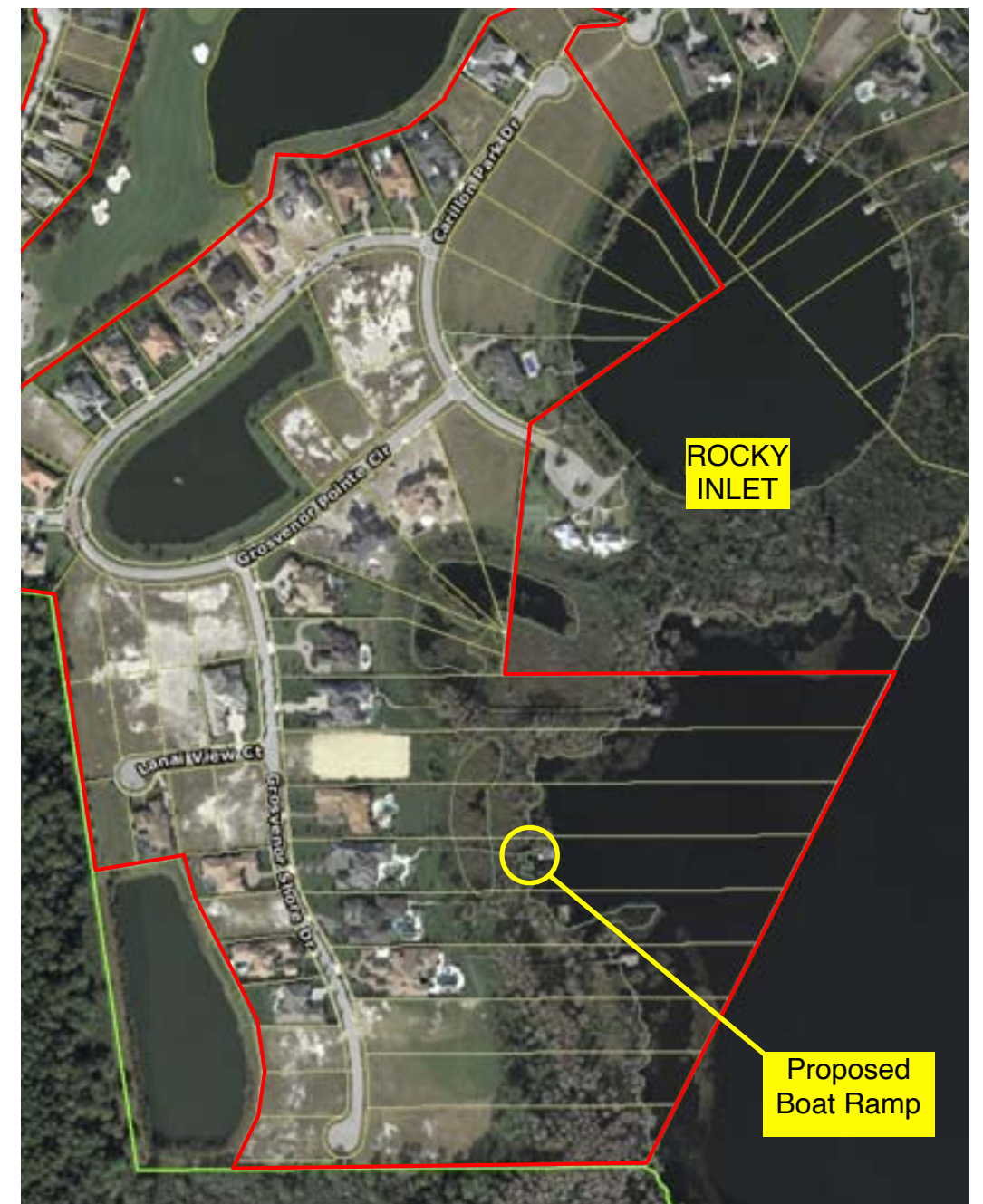
(f) The Rocky Inlet Club maintained a highly trained maintenance staff who would keep the course in the condition of the best country clubs.

(g) [T]he monthly dues of \$300 per month [for The Rocky Inlet Club] would only rise at a modest amount reflecting the rate of inflation.

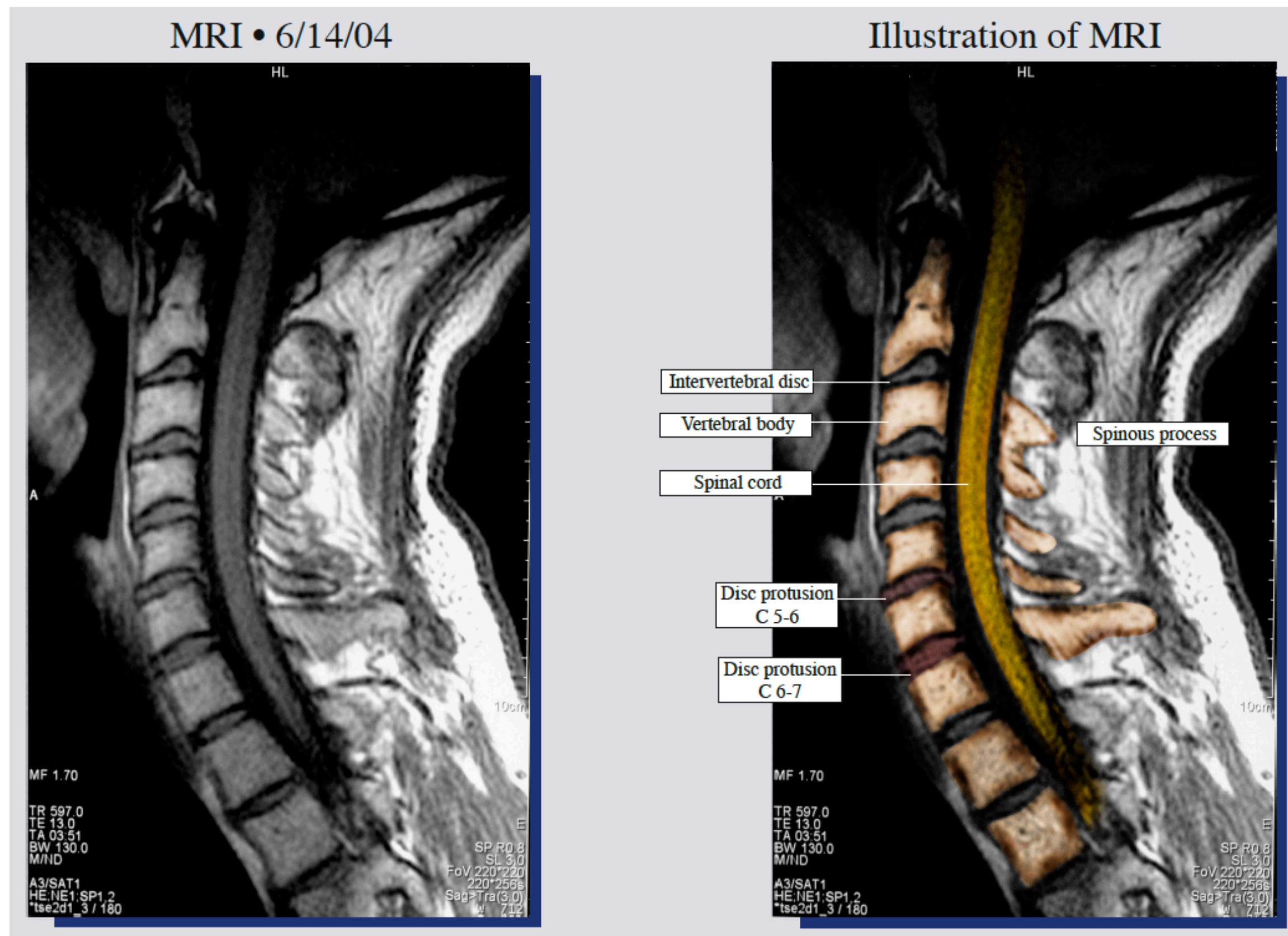
(h) James & Sons failed to disclose that “the [Rocky Inlet] Club membership agreement had been amended to require (1) year to quit and that refunds would only occur after Five (5) new members had joined for each one (1) that quit.”.

Use charts, graphs and documents to illustrate your case.

Dover Village

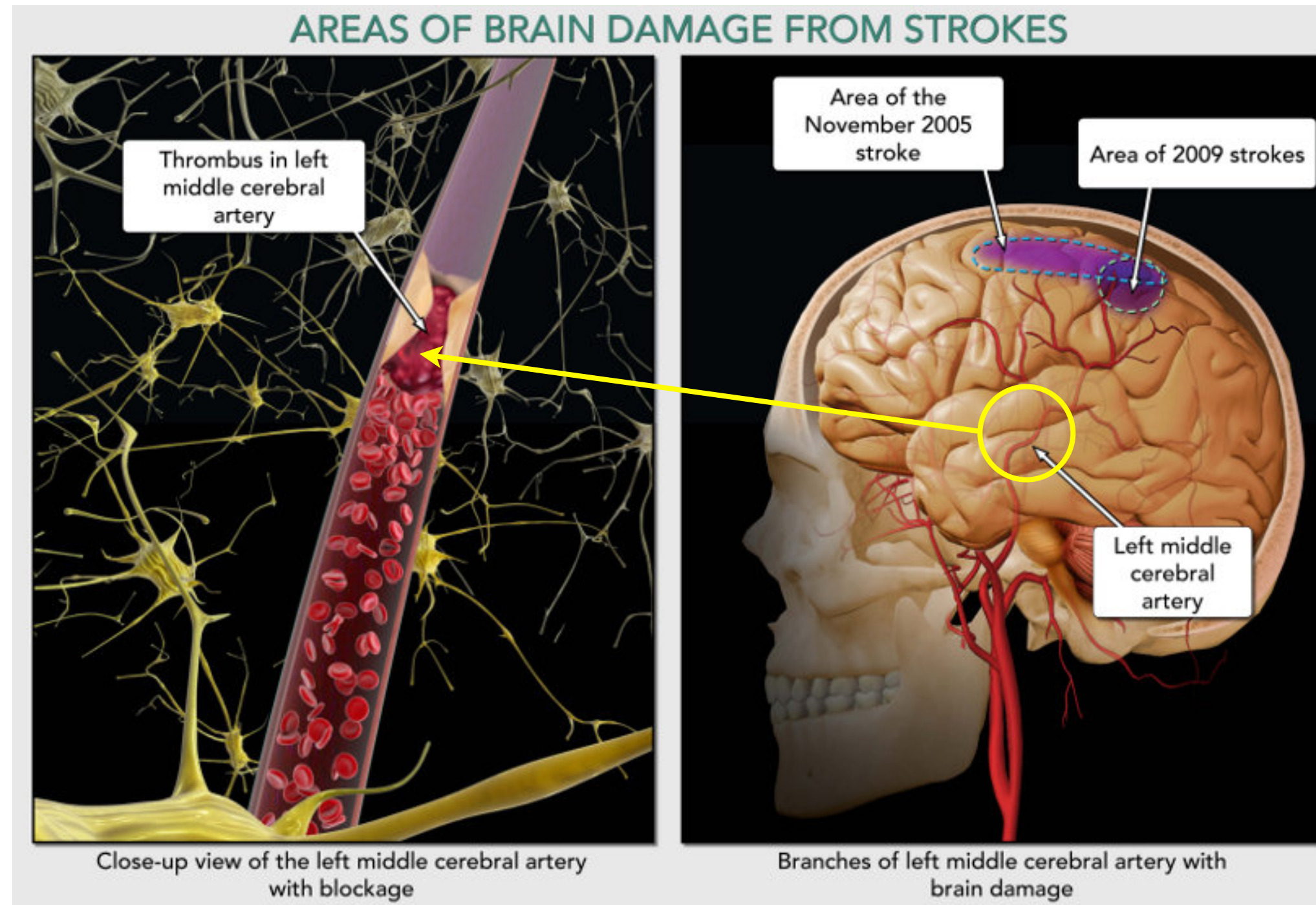


Medical / Professional Malpractice



Comparative medical films - colorized graphic teaches the anatomy to the jury

Medical Malpractice



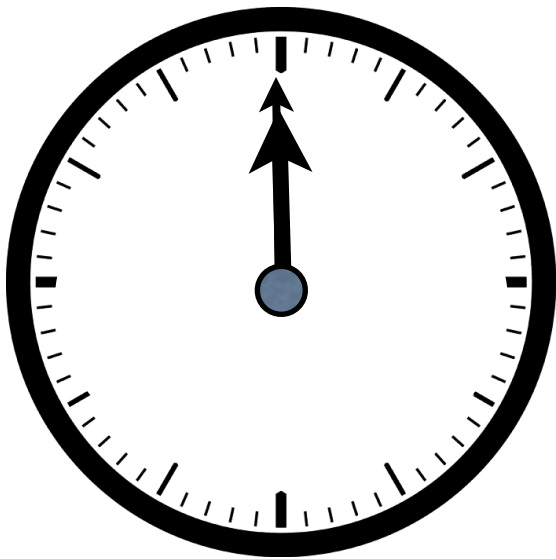
John Doe exhibited symptoms for over 16 hours after being admitted to Queens Memorial Hospital before being visited by the on-call specialist who determined that surgery was needed immediately. The result was severe brain damage

Use medical illustrations and medical documents to make your case

Medical Malpractice


John Doe:
Post CT scan.

Neurological
Check
Sheet...
Neurological
deterioration

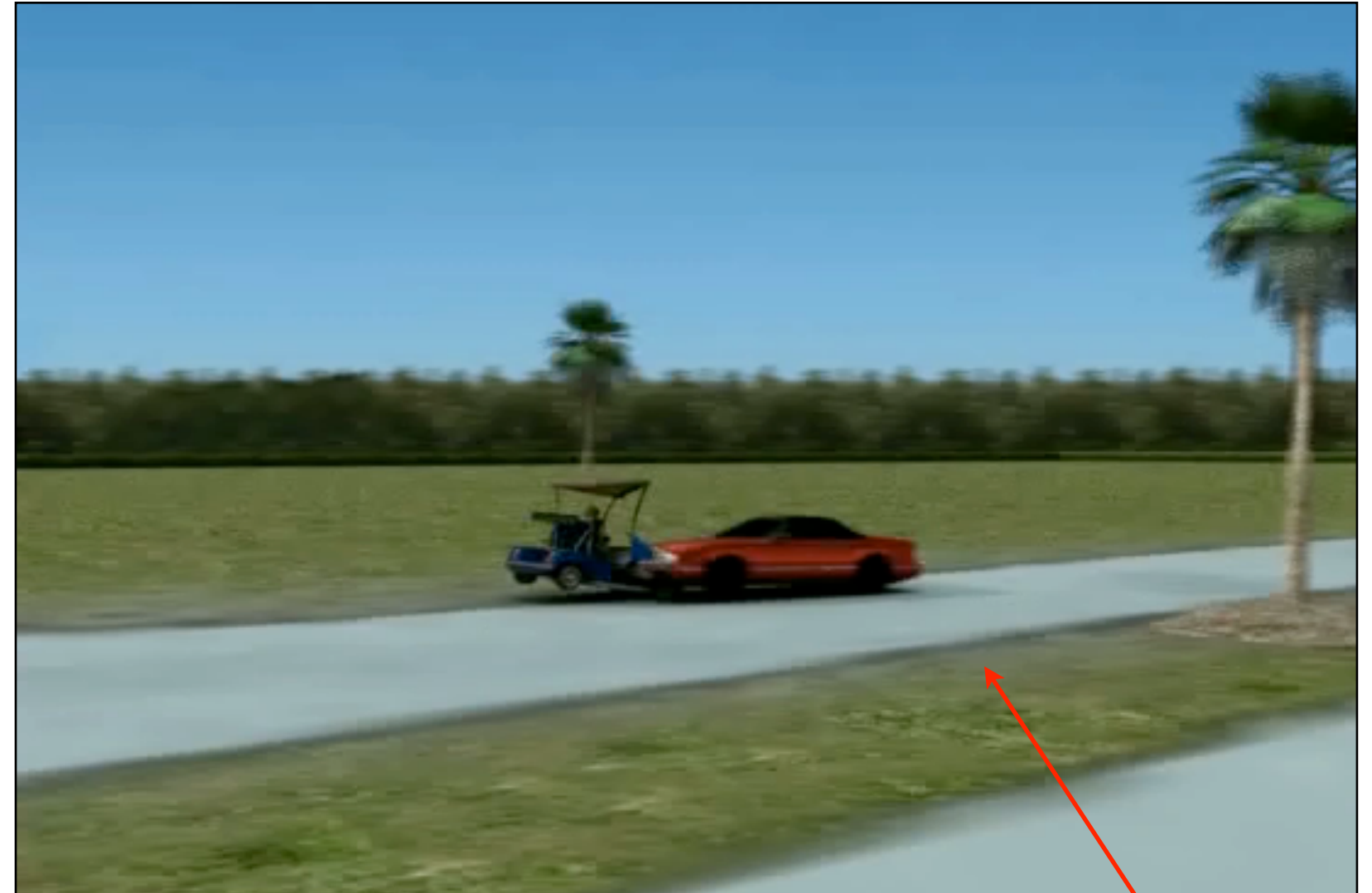
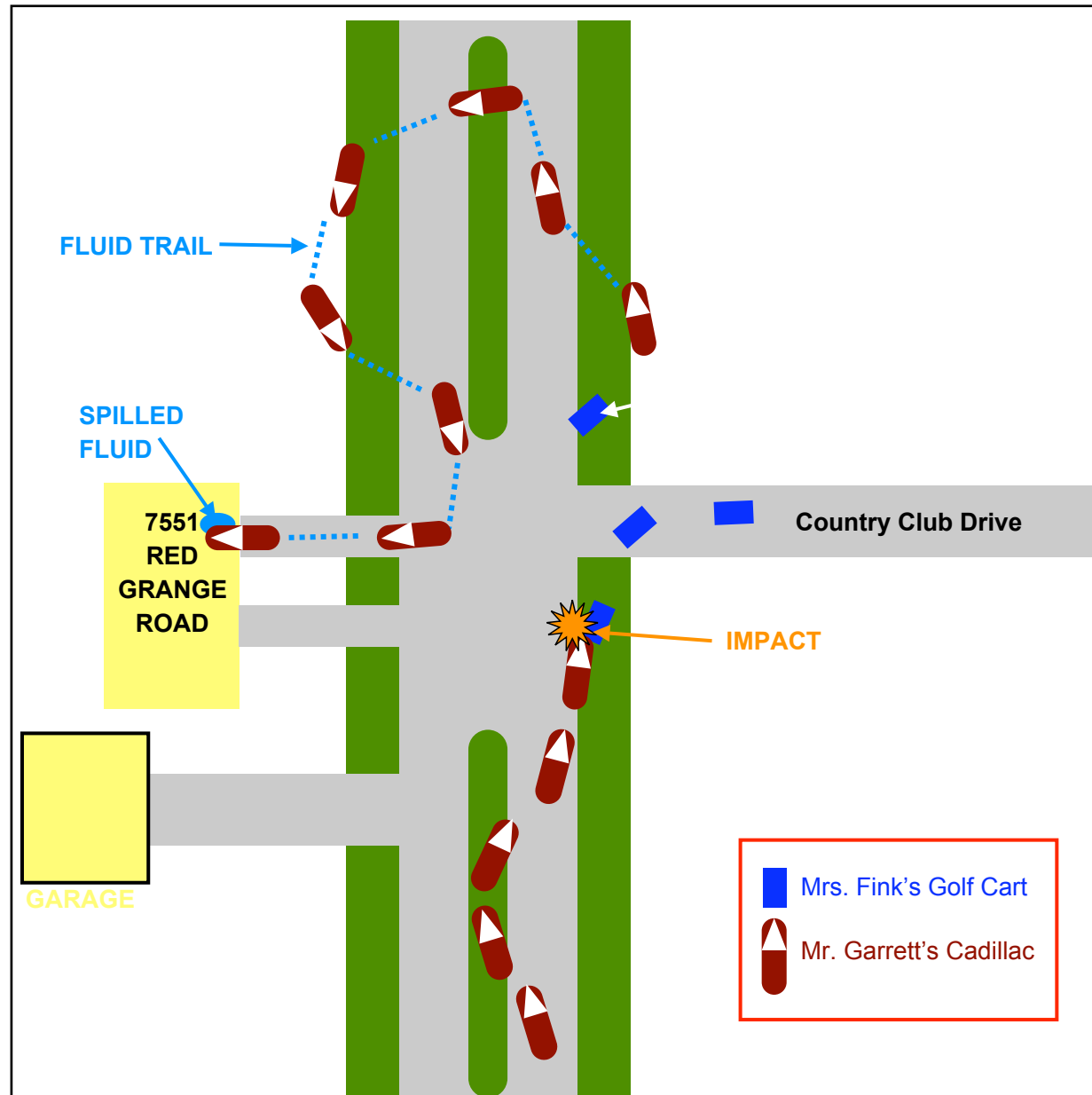


Midnight

Combine medical records with graphics and text to
build a graphic timeline of patient care.

DATE:		5/18/04												
TIME:		18 0001 2100 0102 0304 0506												
PUPILS	Key	React on Right	3	3	3	3	3	3	3	3	3	3	3	
	RS - React briskly	Size on Right	3	3	3	3	3	3	3	3	3	3	3	
	R - Reacting	React on Left	3	3	3	3	3	3	3	3	3	3	3	
	RS - Reacting slow	Size on Left	3	3	3	3	3	3	3	3	3	3	3	
GLASGOW COMA SCALE	Eye Opening Response	spontaneous	4	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
		to speech	3						3	3	3	3	3	7
		to pain	2											
	Verbal Response	none	1											
		oriented	5	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
		confused	4						4	4	4	4	4	9
		inappropriate	3											
	Best Motor Response	incomprehensible	2											
		no response	1											
		obeys	6	✓	✓	✓	✓	✓	✓	6	6	6	6	6
		localizes pain	5											
		withdraws	4											
Best Motor Response	abnormal flexor	3												
	extension	2												
	no response	1												
Total: (max 15)		15 15 15 15 15 15 15 15 15 15 15 15 15 15												
Initial Nurse		M. G. 4/7/9 ✓ 1/1 1/1 1/1 1/1 1/1 1/1 1/1 1/1 1/1 1/1 1/1 1/1												
GUIDELINES for COMA SCALE - patient should be graded on best response in each category.														
1. Eye Opening		4 spontaneous - independent of external stimulation 3 speech - to verbal stimulus 2 pain - stimulus to limb or torso												
2. Verbal Response		5 oriented - aware of self and environment 4 confused - able to respond in a conversational manner, but response indicate confusion 3 inappropriate - understandable speech - no conversation possible (i.e. swearing, shouting) 2 incomprehensible - no recognizable words												
3. Motor Response		6 obeys - moves limbs on verbal command <i>Use Paddis</i> 5 localizes - pain stimulus at multiple sites on limb elicits attempt to remove from stimulus 4 withdraws - pain stimulus at site causes withdrawal from stimulus 3 abnormal flexor - pain stimulus at site causes flexor response 2 extends - pain stimulus elicits extension of limb												
Pupil Size mm Gauge														
Note: Describe changes in neurological status and action taken in Nurses Narrative notes.														
SIGNATURE/TITLE		Initials		SIGNATURE/TITLE		Initials								
<i>Swilkins RN</i>		<i>SG</i>		<i>Roberts</i>		<i>SG</i>								
NEUROLOGICAL CHECK SHEET														
Form #2314 2/02														

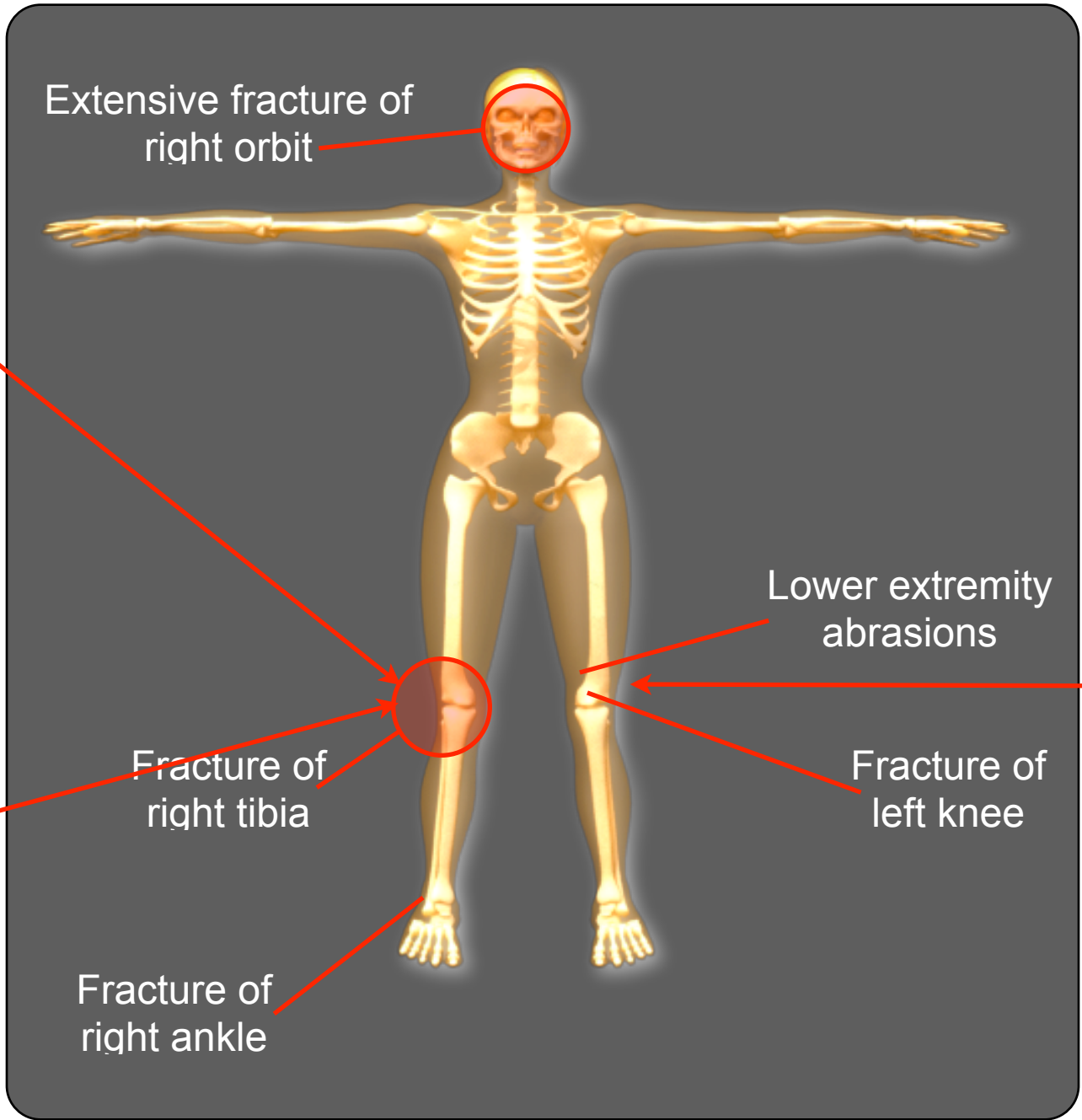
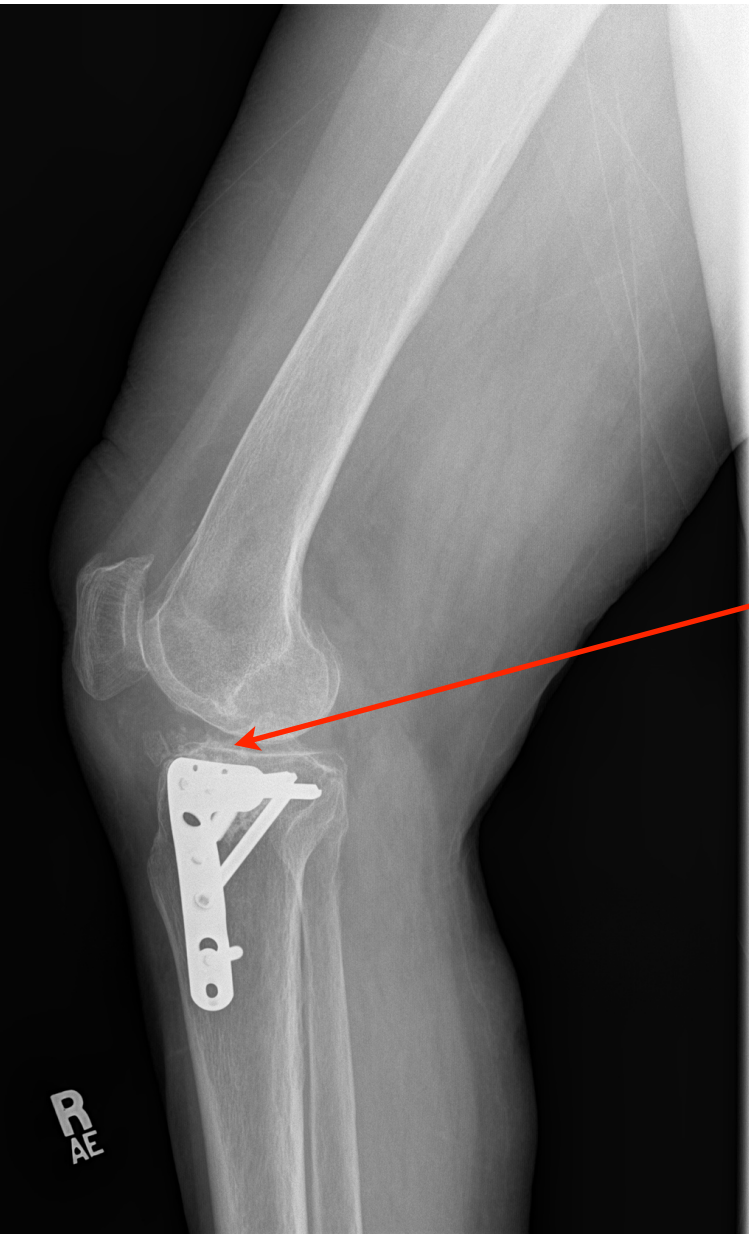
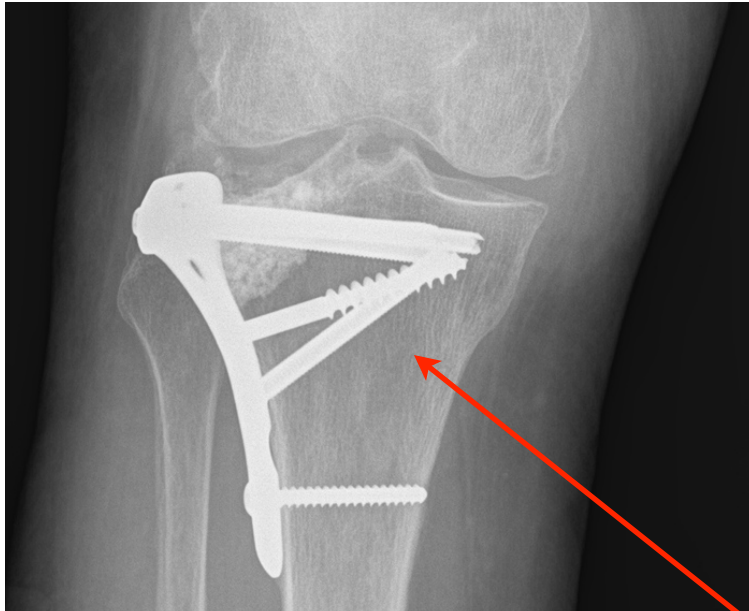
Personal Injury... this is a huge development!



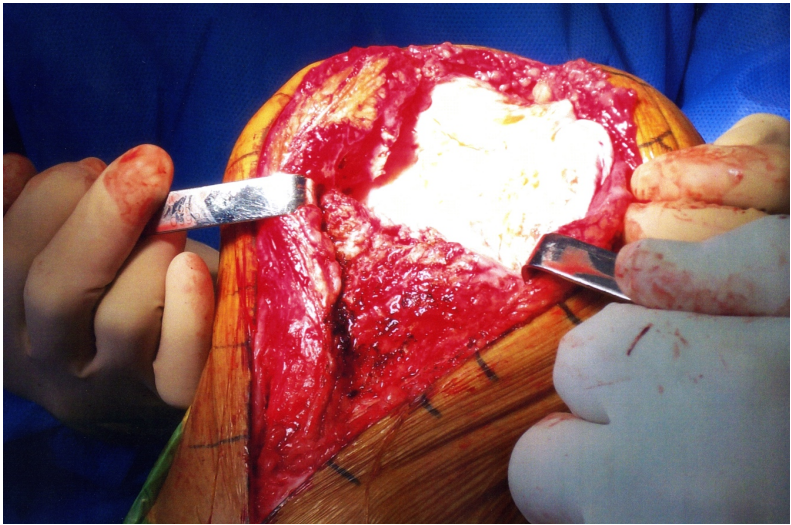
The above picture represents a 3D animation of the accident. The QR code symbol to the right is an electronic link to the animation. When scanned using a QR reader, the animation is activated and displayed on large screen monitors, projected to a screen or displayed on the judge and jury's courtroom monitors.



Personal Injury

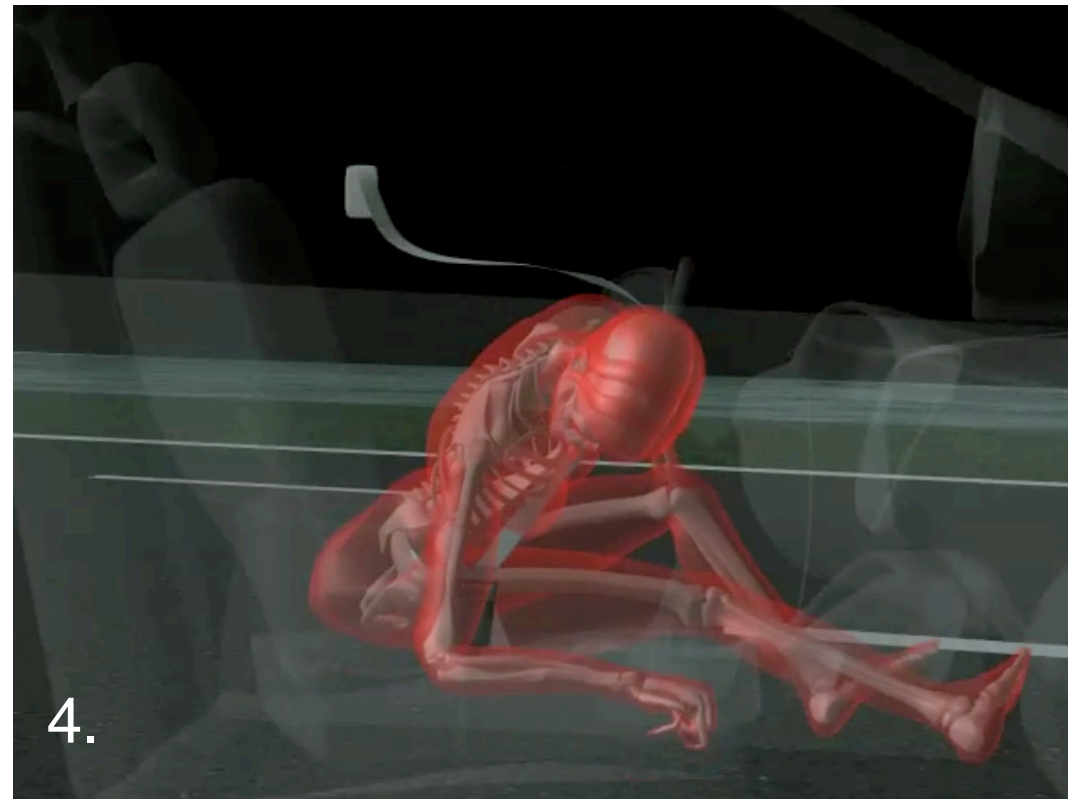
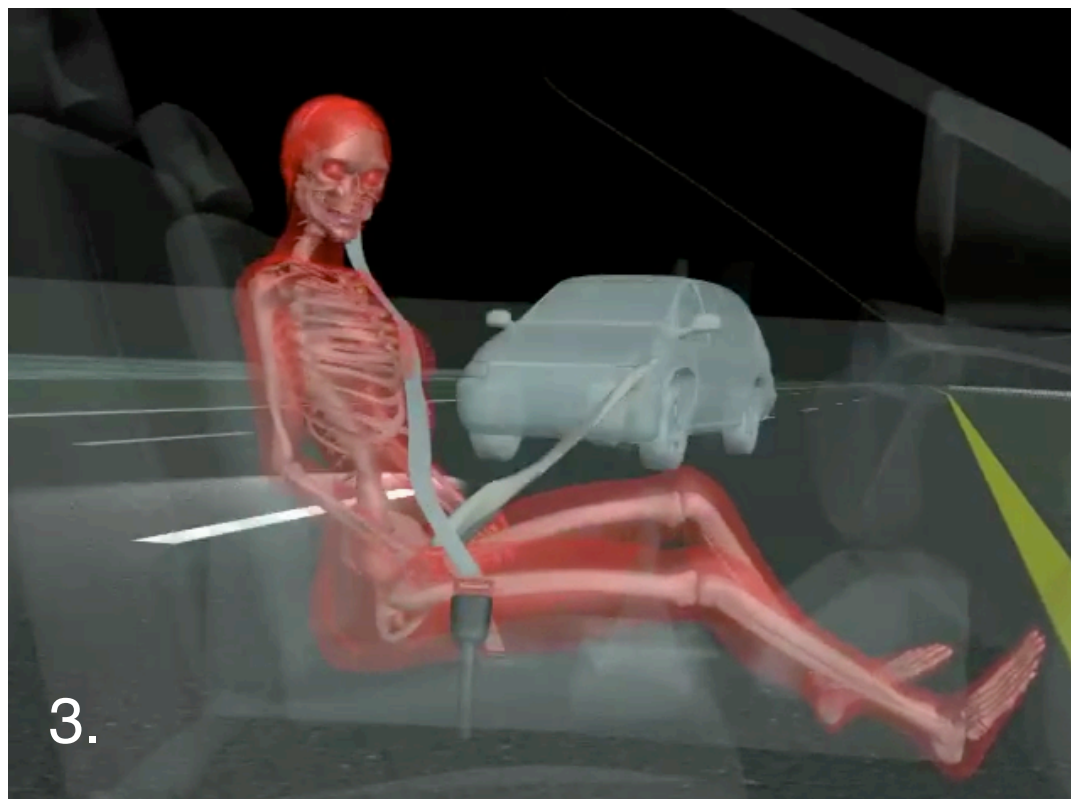
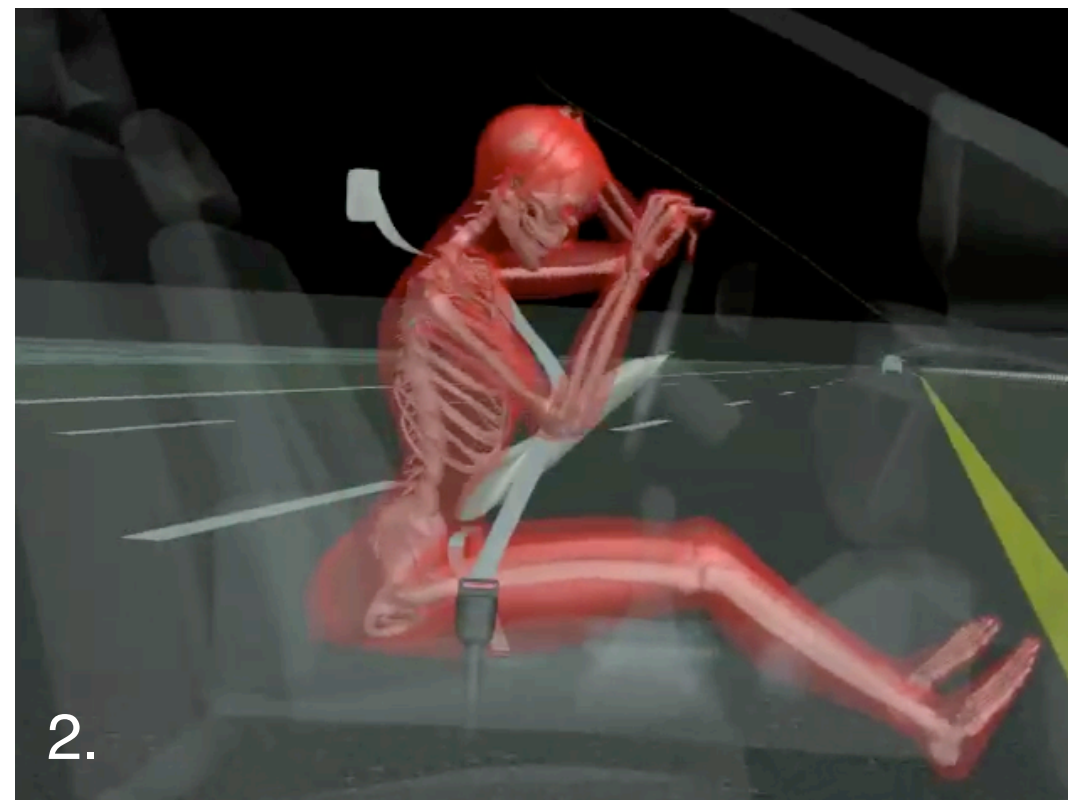
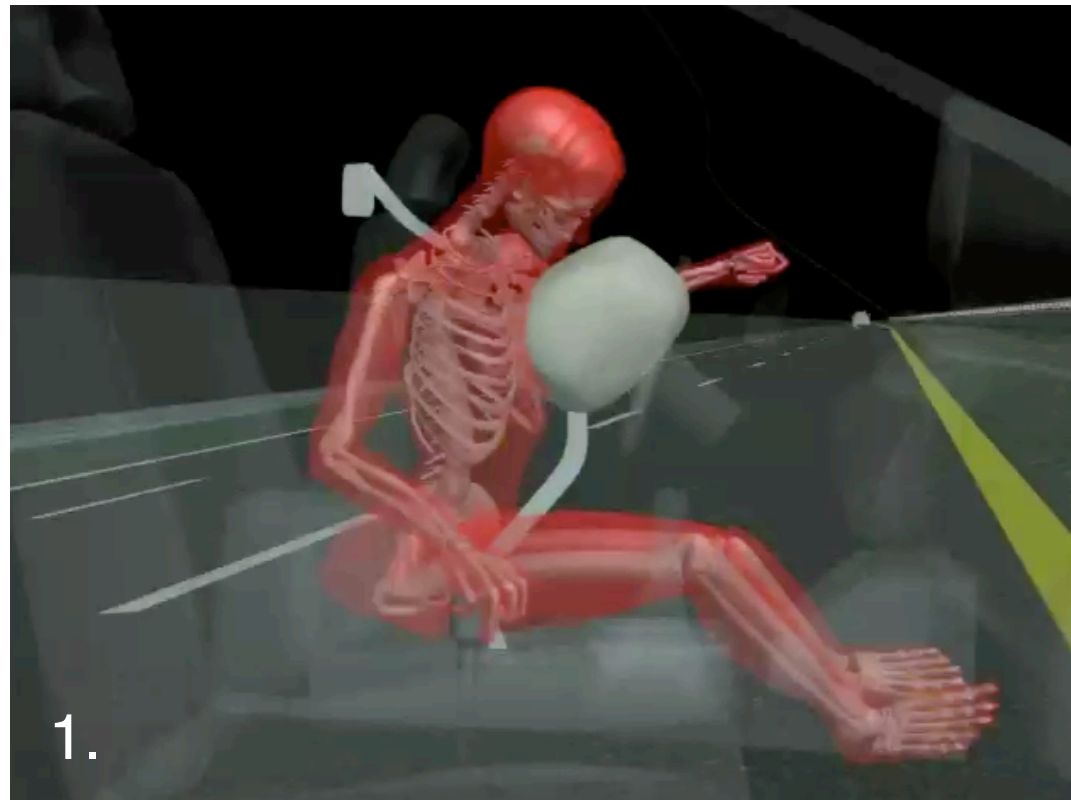


Scan the QR code below to activate electronic images of medical reports, expert reports, hospital records, etc. for display on monitors or projection.



Use illustrations, x-rays, pictures and electronic links to documents to make your case come alive.

Accident Reconstruction



Scan the QR code below to activate the 3D animation for display on monitors or projection.



Sequence illustration of double impact accident: 1. Airbag deploys at first impact 2. Second car coming in the distance 3. One half second before second impact 4. Directly after second impact.

Criminal Defense



Scan the QR code below to activate the 3D animation for display on monitors or projection.



Sequence illustration of alleged criminal act 1. The entrance and greeting 2. Confrontation and knifing 3. Second confrontation 4. Leaving the scene

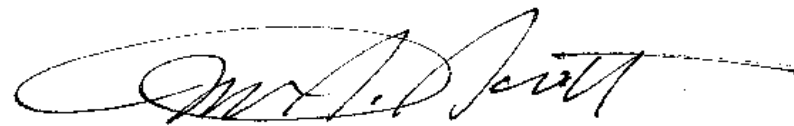
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