

PRODUCT LIABILITY SPRING '97 FINAL—CHECKLIST

QUESTION 1

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|---|---|
| <input type="checkbox"/> Overview | <input type="checkbox"/> Failure to Warn Theory |
| <input type="checkbox"/> Claim v. Doughboy | <input type="checkbox"/> SL v. Negligence |
| <input type="checkbox"/> Claim Based on Defect | <input type="checkbox"/> Was warning prominent |
| <input type="checkbox"/> Mfg. Defect? | <input type="checkbox"/> Did warning describe hazard |
| <input type="checkbox"/> Design Defect | <input type="checkbox"/> Was avoidance described |
| <input type="checkbox"/> Strict Liability Test | <input type="checkbox"/> Was danger obvious? |
| <input type="checkbox"/> Negligence Test | <input type="checkbox"/> Misuse |
| <input type="checkbox"/> Consumer Expectations | <input type="checkbox"/> Reasonably foreseeable? |
| <input type="checkbox"/> Which consumer's expectations? | <input type="checkbox"/> |
| <input type="checkbox"/> Risk-Utility Test | <input type="checkbox"/> Measure of Damages |
| <input type="checkbox"/> <i>Barker v. Lull</i> | <input type="checkbox"/> Bystander injury? |
| <input type="checkbox"/> Burden of Proof | <input type="checkbox"/> Wrongful death |
| <input type="checkbox"/> "State of the Art" evidence? | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> "Junk Science" issues | <input type="checkbox"/> |
| <input type="checkbox"/> Qualification of Experts | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |

QUESTION 2

- | | |
|--|--|
| <input type="checkbox"/> Pro: | <input type="checkbox"/> Negatives: |
| <input type="checkbox"/> More \$\$ to victims | <input type="checkbox"/> Lose deterrence function |
| <input type="checkbox"/> Avoid difficulty of proof | <input type="checkbox"/> Deprive plaintiffs' bar of deserved fee |
| <input type="checkbox"/> Reduce time to resolve | <input type="checkbox"/> |
| <input type="checkbox"/> Loss-spreading | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |
| <input type="checkbox"/> | <input type="checkbox"/> |

Exam Number _____