



Westlaw International Research Guide Power Point
For Academic Package

Westlaw International 學術模組使用手冊



THOMSON REUTERS

介紹重點

- 背景資料
- 使用介面
- 查詢方式
- 如何判讀
- 加值好康

Westlaw International 學術模組涵蓋六大區域:

- Westlaw US 美國
- Westlaw UK 英國
- Westlaw EU Content 歐盟& 歐洲國家
- Westlaw Canadian Materials 加拿大
- Westlaw HK 香港
- Westlaw Australia 澳大利亞



Westlaw International 學術模組涵蓋內容:

United States

第一手資料

- Legislation including:
 - United States Code (both annotated and un-annotated)
 - Code of Federal Regulations
 - Federal Register
 - All State Statutes
- Cases: All Federal and All States, fully cross-referenced from 1658

第二手資料

- Commentary including:
 - American Law Reports
 - American Jurisprudence
 - Corpus Juris Secundum
- Journals including:
 - Harvard Law Review
 - Chicago Journal of International Law
 - Yale Journal of International Law
 - Cornell Law Review
- US Uniform Laws Annotated

United Kingdom

- Statutes from 1267 (fully consolidated)
- Cases from 1865, including:
 - The Law Reports
 - Common Market Law Reports
 - Fleet Street Reports
 - Weekly Law Reports
- Journals including:
 - Criminal Law Review
 - International Arbitration Law Review
 - Civil Justice Quarterly
 - Intellectual Property Quarterly

Australia

- Cases from 1903, including:
 - Commonwealth Law Reports
 - Federal Law Reports
 - Federal Court Reports

見下頁繼續...



Academic Package Coverage

Westlaw International 學術模組涵蓋內容:

European Union

- Comprehensive European Union Legislation
- Cases from 1954, including:
 - European Commercial Cases
 - European Patent Office Reports
 - European Human Rights Reports
- Journals including:
 - European Intellectual Property Review
 - European Human Rights Review
 - EU Focus

Hong Kong

- Cases from 1905, including:
 - Hong Kong Law Reports
 - Hong Kong Criminal Law Reports
- Journals:
 - Hong Kong Law Journal
 - Chinese Journal of International Law

Miscellaneous

- Black's Law Dictionary
- WTO & GATT Panel Decisions

Canada

- Canadian Statutes (Federal, Provincial and Territorial Statutes)
- Canadian Abridgement
- Canadian Cases from 1825
- Carswell Law Reports
- Federal Court Reports

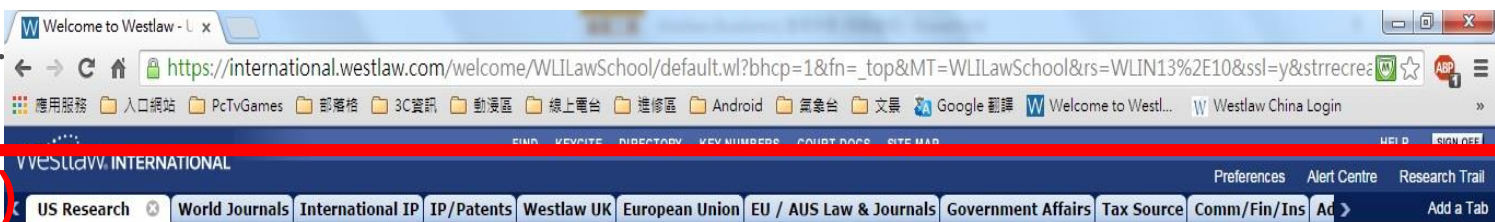
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- With access to over 13,000 individual news sources updated on a daily basis, Westlaw International ensures that you are receiving the news that matters, when you need it.
- Key sources include:
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 - New York Times - The Times (London)
 - Financial Times - The Economist
 - Forbes - Time
 - Bloomberg - Transcripts from major news channels; BBC, CNN etc
 - Reuters News

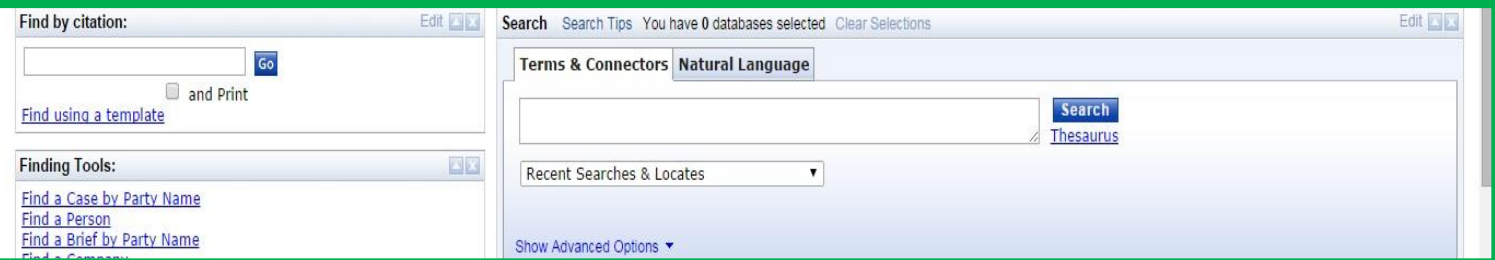


WESTLAW INTERNATIONAL 介面介紹 (1)

類別分頁(TAB)



四大查詢



各類型資料庫



小工具
快捷區

WESTLAW INTERNATIONAL 介面介紹 (2)

The screenshot displays the Westlaw International website interface. The browser address bar shows the URL: <https://international.westlaw.com/result/default.wl?mt=WLILawSchool&db=SCT&eq=search&rs=WLIN14.07&origin=Search&method=TNC&cfid>. The page title is "Westlaw INTERNATIONAL". The navigation menu includes "FIND", "KEYCITE", "DIRECTORY", "KEY NUMBERS", "COURT DOCS", and "SITE MAP". The search results section shows a list of documents, with the first document highlighted: "Bush v. Gore", 531 U.S. 98, 121 S.Ct. 525, U.S.Fl., 2000, December 12, 2000 (Approx. 34 pages). The document text is displayed in the main content area, starting with "Democratic candidates for President and Vice President of the United States filed complaint contesting certification of state results in presidential election. The Circuit Court, Leon County, N. Sanders Sauls, J., entered judgment denying all relief, and candidates appealed. The District Court of Appeal certified the matter to the Florida Supreme Court. On review, the Florida Supreme Court, 772 So.2d 1243, ordered manual recounts of ballots on which machines had failed to detect vote for President. Republican candidates filed emergency application for stay of Florida Supreme Court's mandate. The United States Supreme Court, 531 U.S. 1046, 121 S.Ct. 512, 148 L.Ed.2d 553, granted application, treating it as petition for writ of certiorari, and granted certiorari. The Supreme Court held that: (1) manual recounts ordered by Florida Supreme Court, without specific standards to implement its order to discern 'intent of the voter,' did not satisfy minimum requirement for non-arbitrary treatment of voters necessary, under Equal Protection Clause, to secure fundamental right to vote for President, and (2) remand of case to Florida Supreme Court for it to order constitutionally proper contest would not be appropriate remedy." The interface also shows a sidebar with "Result List" (4 Docs) and "Related Info" (121 S.Ct. 525). The sidebar includes links for "Full History", "Direct History", "Citing References", and "Monitor With KeyCite Alert". The main content area has a red border, and the sidebar has a green border.

相關補充資料

判決本文或法條本文

關鍵字/切換頁

WESTLAW INTERNATIONAL 介面介紹 (3)

The screenshot shows the Westlaw International search results page for the case 'Bush v. Gore'. The page is divided into several sections:

- Result List:** A table with 4 documents, showing '121 S.Ct. 525'.
- Related Info:** A section with '121 S.Ct. 525'.
- Case Summary:** 'Bush v. Gore', 531 U.S. 98, 121 S.Ct. 525, U.S.Fl., 2000. December 12, 2000 (Approx. 34 pages).
- Case Text:** '531 U.S. 98, 121 S.Ct. 525, 148 L.Ed.2d 388, 69 USLW 4029, 00 Cal. Daily Op. Serv. 9879, 2000 Daily Journal D.A.R. 13,163, 14 Fla. L. Weekly Fed. S 26'. It includes links for 'Briefs and Other Related Documents', 'Judges, Attorneys and Experts', and 'Oral Argument Transcripts with Streaming Media'.
- Case Details:** 'Supreme Court of the United States George W. BUSH, et al., Petitioners, v. Albert GORE, Jr., et al. No. 00-949. Argued Dec. 11, 2000 Dec. 12, 2000. Democratic candidates for President and Vice President.....'.
- Case Summary (continued):** 'Democratic candidates for President and Vice President of the United States filed complaint contesting certification of state results in presidential election. The Circuit Court, Leon County, N. Sanders Sauls, J., entered judgment denying all relief, and candidates appealed. The District Court of Appeal certified the matter to the Florida Supreme Court. On review, the Florida Supreme Court, 772 So.2d 1243, ordered manual recounts of ballots on which machines had failed to detect vote for President. Republican candidates filed emergency application for stay of Florida Supreme Court's mandate. The United States Supreme Court, 531 U.S. 1046, 121 S.Ct. 512, 148 L.Ed.2d 553, granted application, treating it as petition for writ of certiorari, and granted certiorari. The Supreme Court held that: (1) manual recounts ordered by Florida Supreme Court, without specific standards to implement its order to discern "intent of the voter," did not satisfy minimum requirement for non-arbitrary treatment of voters necessary, under Equal Protection Clause, to secure fundamental right to vote for President, and (2) remand of case to Florida Supreme Court for it to order constitutionally proper contest would not be appropriate remedy.'
- Case Summary (continued):** 'Reversed and remanded.'

查詢結果清單

返回

CITATIONS介紹

Citation是指引文標注方式，**Citation Format**系統編號。

• 範例：

• **386 US 487**

• **35 USCA 282**

• **109 HARV L REV 125**

• **US PAT 7255627**



CITATIONS介紹

386



第386卷

US



美國最高法院判決書

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第487頁



CITATIONS介紹

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TITLE 35

USCA



美國法典

§ 282



第282條



CITATIONS介紹

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第109卷

HARV L REV



哈佛Law Review期刊

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第125頁

CITATIONS介紹

US	PAT	7255627
↓	↓	↓
美國	專利法	檔案編號

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Find By Citation 的功能

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Find By Citation 的功能-結果 (Search Result)

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Result List 1 Doc Related Info 74 S.Ct. 686

Full Screen List Locate in Result Find citation: [] Go

Some negative history but not overruled KeyCite

Full History Direct History (Graphical View) Citing References Monitor With KeyCite Alert

Full-Text Document Case Outline

Petitions, Briefs & Filings

ResultsPlus™ View All Results

Corpus Juris Secundum: Civil Rights 1. Racial Segregation, In General, Generally

Am.Jur.2d: Evidence 2. Specific Matters Judicially Noticed, Economic and Financial Facts, Facts Relating to Agriculture and Farmland

ALR 3. Comment Note.-Racial Segregation

View All Results List of ResultsPlus Publications

Table of Authorities

Brown v. Board of Ed. of Topeka, Shawnee County, Kan.
347 U.S. 483, 74 S.Ct. 686
U.S. 1954.
May 17, 1954 (Approx. 8 pages)

West Reporter Image (PDF)

347 U.S. 483, 74 S.Ct. 686, 38 A.L.R.2d 1180, 98 L.Ed. 873, 53 O.O. 326

Briefs and Other Related Documents

Supreme Court of the United States
BROWN et al.
v.
BOARD OF EDUCATION OF TOPEKA, SHAWNEE COUNTY, KAN., et al.

347 U.S. 483, 74 S.Ct. 686, 38 A.L.R.2d 1180, 98 L.Ed. 873, 53 O.O. 326

Reargued Dec. 7, 8, 9, 1953.
Decided May 17, 1954.

Class actions originating in the four states of Kansas, South Carolina, Virginia, and Delaware, by which minor Negro plaintiffs sought to obtain admission to public schools on a nonsegregated basis. On direct appeals by plaintiffs from adverse decisions in the United States District Courts, District of [Kansas, 98 F.Supp. 797](#), Eastern District of South Carolina, [103 F.Supp. 920](#), and Eastern District of [Virginia, 103 F.Supp. 337](#), and on grant of certiorari after decision favorable to plaintiffs in the Supreme Court of Delaware, [91 A.2d 137](#), the United States Supreme Court, Mr. Chief Justice Warren, held that segregation of children in public schools solely on the basis of race, even though the physical facilities and other tangible factors may be equal, deprives the children of the minority group of equal educational opportunities, in contravention of the Equal Protection Clause of the Fourteenth Amendment.

Cases ordered restored to docket for further argument regarding formulation of decrees.

Tools Go

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[Find a Case by Party Name](#)

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Terms & Connectors Natural Language

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FIND by Party Name 的功能

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1 Enter at least one party name:
 and

2 Select a Jurisdiction:

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- All Federal Courts
- U.S. Supreme Court:
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Find by Party Name 的功能-結果 Search Result

The screenshot shows the Westlaw International interface. The search results for 'Mirror Worlds, LLC v. Apple, Inc.' are displayed. The case citation is '55361 (E.D.Tex.)'. The parties are listed as 'MIRROR WORLDS, LLC, Plaintiff, v. APPLE, INC., Defendant.' The court is 'United States District Court, E.D. Texas, Tyler Division.' The case number is 'No. 6:08-CV-88' and the date is 'Sept. 30, 2010.' The opinion is by 'LEONARD DAVIS, District Judge.' The opinion text states: '*I Having considered the parties' briefing and oral argument regarding non-infringement under the doctrine of equivalents for claims 16 and 18 of the '427 Patent, the Court GRANTS Apple's motion for judgment as a matter of law ("JMOL") on doctrine of equivalents ("DOE") under independent claim 16 and dependent claim 18 of the '427 patent.' JMOL "is appropriate only when a 'reasonable jury would not have a legally sufficient evidentiary basis to find for the party on that issue.'" Kinetic Concepts, Inc. v. Blue Sky Med. Group, Inc., 554 F.3d 1010, 1017 (Fed.Cir.2009) (quoting Cambridge Toxicology Group, Inc. v. Exnicios, 495 F.3d 169, 179 (5th Cir.2007), quoting FED. R. CIV. P. 50(a)(1)). In determining whether to grant JMOL, a court reviews all the evidence in the record and must draw all reasonable inferences in favor of the nonmoving party.'*

Annotations on the screenshot include:

- A red arrow points to the 'Result List' tab, with a text box containing: 顯示符合Mirror Words 和 Apple 的結果清單
- A red arrow points to the case name 'Mirror Worlds, LLC v. Apple, Inc.', with a text box containing: 與關鍵字相應之原告、被告案例

布林邏輯和自然語言檢索 的介紹

The screenshot shows the Westlaw International search interface. At the top, there are navigation tabs for various legal topics like 'US Law Classic', 'US/ UK/ Dockets Research', etc. The main search area is titled 'Search' and includes a search bar with the text 'director/s duty /p "minority shareholder"'. Below the search bar, there are options for 'Terms & Connectors' and 'Natural Language'. A red arrow points from the 'Natural Language' tab to a text box on the right that says '布林邏輯: 建立檢索詞間的關係, 以便精確找到相關文獻'. Another red arrow points from the search bar to a text box above it that says '布林邏輯'. A third red arrow points from the search bar to a text box above it that says '自然語言檢索'. The interface also includes sections for 'Free Online Training', 'Find by citation', 'Finding Tools', 'KeyCite this citation', 'Sticky Notes', 'Search for a database', 'Definitions', 'Cases', 'Statutes', and 'Secondary Sources'.

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Terms & Connectors Natural Language

Search

director/s duty /p "minority shareholder"

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Hide Advanced Options

Dates: Unrestricted

Fields: Select an Option

Hide connectors and expanders Help

&	AND	/s	In same sentence
space	OR	+s	Preceding within sentence
" "	Phrase	/p	In same paragraph
%	But not	+p	Preceding within paragraph
↓	Root expander	/n	Within n terms of
*	Universal character	+n	Preceding within n terms of

Cases

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布林邏輯

自然語言檢索

布林邏輯:
建立檢索詞間的關係,
以便精確找到相關文獻

布林邏輯常用的符號(Connectors)如下：

- **and (&)** Terms in the same document 各檢索詞在同一份文獻上
- **phrase “ ”** Terms appearing in the exact order 查詢完全相符之檢索
詞 (建議使用)
- **or (space)** Terms in the alternative 其中一個檢索詞在同一份文獻上
(不建議使用)
- **/s** Terms in the same sentence 各檢索詞在同一個句子上
- **/p** Terms in the same paragraph 各檢索詞在同一段落上 (建
議使用)
- **/n** Terms within “n” terms of each other 各檢索詞之間隔字
數
- **Root Expander**
 - To retrieve words with variant endings, use **the root expander (!)**. When you place an exclamation point (!) at the end of a root term, you retrieve all possible endings of that root. For example, **obey!** retrieves **obey, obeys, obeyed and obeying.**



布林邏輯示範的例子

The screenshot shows the Westlaw International search interface. The search bar contains the query: `director /s duty /p "minority shareholder"`. Below the search bar, there are options for "Dates" (set to "Unrestricted") and "Fields" (set to "Select an Option"). At the bottom, there is a table of connectors and expanders.

<code>&</code>	AND	<code>/s</code>	In same sentence
<code>space</code>	OR	<code>+s</code>	Preceding within sentence
<code>" "</code>	Phrase	<code>/p</code>	In same paragraph
<code>%</code>	But not	<code>+p</code>	Preceding within paragraph
<code> </code>	Root expander	<code>/n</code>	Within n terms of
<code>*</code>	Universal character	<code>+n</code>	Preceding within n terms of

Annotations in the image explain the query components:

- A box above the search bar explains: "-這例子表示director 與 duty 要在同一句, duty 與 'minority shareholder' 要在同一段. -'minority shareholder' 表示要 minority 和 shareholder 一同尋找".
- A box to the right of the search bar explains: "輸入關鍵詞, 並以適當之Connectors連接".
- A box below the "Dates" dropdown explains: "可限定查詢之日期範圍".
- A box below the connector table explains: "Connectors提示".

布林邏輯-可限定查詢的範圍

The screenshot shows the Westlaw search interface. A dropdown menu is open, listing various search options such as "Court - CO()", "Synopsis - SY()", "Digest - DI()", etc. A red arrow points from the "Add Connectors or Expanders" section to a text box containing the text: "可限定查詢的範圍,例如可限定查詢定法官名字或律師名字".

Select an Option

- Court - CO()
- Synopsis - SY()
- Digest - DI()
- Synopsis/Digest - SY,DI()
- Background - BG()
- Holding - HG()
- Words-Phrases - WP()
- Topic - TO()
- Headnote - HE()
- References - RE()
- Judge - JU()
- Attorney - AT()
- Opinions - OP()
- Full-Text - FT()
- Lead - LE()
- Concurring - CON()
- Dissenting - DIS()
- Prelim - PR()
- Notes - NO()
- Docket-Number - DN()
- Panel - PA()
- Title - TI()
- Citation - CI()
- Image - IM()

Search:

Selected:

Terms:

Search:

Dates:

Fields: Select an Option

Add Connectors or Expanders

&	AND	/s	In same sentence
space	OR	+s	Preceding within sentence
" "	Phrase	/p	In same paragraph
%	But not	+p	Preceding within paragraph
	Root expander	/n	Within n terms of
*	Universal character	+n	Preceding within n terms of

可限定查詢的範圍,例如可限定查詢定法官名字或律師名字

布林邏輯- 展示查詢結果

The screenshot shows the Westlaw International interface with search results for 'Cardinalli v. Cardinalli'. Annotations include:

- 紅旗 (red flag) :** 代表該案件之法律見解，已被推翻，不具法律效力。 (Red flag: Represents the legal opinion of the case, which has been overturned and is not legally effective.)
- 顯示檢索結果清單** (Display search results list)
- Citation 號碼** (Citation number)
- 黃底者為目前顯示之全文** (Yellow background is the full text currently displayed)

Key text from the screenshot includes:

- Westlaw INTERNATIONAL
- US Law Classic | US/ UK/ Dockets Research | New York | California | Westl
- Result List (994 Docs) | Related Info (2010 WL 5176852)
- Full Screen List | Edit Search | Locate in Results | Result Options
- SELECT TO PRINT, EMAIL, ETC.
- 1. **Cardinalli v. Cardinalli**, Not Reported in Cal.Rptr.3d, 2010 WL 5176852, Nonpublished/Noncitable (Cal. Rules of Court, Rules 8.1105 and 8.1110, 8.1115), Cal.App. 6 Dist., December 21, 2010 (NO. H032309)
- Not Officially Published (Cal. Rules of Court, Rules 8.1105 and 8.1110, 8.1115) Judges and Attorneys Only the Westlaw citation is currently available.
- California Rules of Court, rule 8.1115, restricts citation of unpublished opinions in California courts.
- Court of Appeal, Sixth District, California. Sal J. CARDINALLI, Plaintiff and Appellant, v. John T. CARDINALLI, Jr. et al., Defendants and Respondents.
- No. H032309. (Monterey County Super. Ct. No. M71906). Dec. 21, 2010.
- Hugo N. Gerstl, Monterey, CA, for Plaintiff and Appellant.
- Daniel P. Schrader, Fischer Schrader, LLP, Monterey, CA, Mark G. Bonino, Hayes Scott Bonino Ellingson & McLay, LLP, Redwood City, CA, for Defendant and Respondent.
- DUFFY, J. *1 This appeal arises from disputes relating to a family-owned taxicab business, Monterey Checker Transportation, Inc. (Checker). Plaintiff Sal Cardinalli, his father, John Cardinalli, Sr., and his brothers, John Cardinalli, Jr., and Stephen Cardinalli, each owned a 25 percent share in Checker. In October 2004, plaintiff filed this action, asserting, among other things, that beginning in 2002, defendants had eliminated his \$3,000 monthly salary and his \$1,000 share of the rent from certain corporate realty and had transferred other corporate assets to themselves, breaching their fiduciary duties as majority shareholders to him, a minority shareholder. Plaintiff requested relief including actual and punitive damages, partition of real property, and an accounting. Plaintiff named as defendants his brothers, their wives, Checker and New Hope, Inc., a corporation formed to acquire Checker, but not his father.
- FN1. Due to the common surname, we will refer to the parties by their given names.

Westlaw International 版面操作介绍

布林邏輯

The screenshot displays the Westlaw International interface. At the top, navigation tabs include 'US Law Classic', 'US/ UK/ Dockets Research', 'New York', and 'California'. The 'California' tab is active. Below the navigation, a search result is shown for '2010 WL 5176852'. A callout box with a pink arrow points to the 'Related Info' section, which contains the text: '有關該案件的相關資料, 例如歷史, 圖像, 引用資料等等'. The main content area shows the case details, including the citation 'Not Reported in Cal.Rptr.3d, 2010 WL 5176852 (Cal.App. 6 Dist.)', the status 'Not Officially Published', and the title '(Cal. Rules of Court, Rules 8.1105 and 8.1110, 8.1115) Judges and Attorneys'. The case involves 'John T. CARDINALLI, Jr. et al., Defendants and Respondents' and 'Sal J. CARDINALLI, Plaintiff and Appellant'. The case number is 'No. H032309' and the date is 'Dec. 21, 2010'. The court is 'Court of Appeal, Sixth District, California'. The case is cited as 'Hugo N. Gerstl, Monterey, CA, for Plaintiff and Appellant.' and 'Daniel P. Schrader, Fischer Schrader, LLP, Monterey, CA, Mark G. Bonino, Hayes Scott Bonino Ellingson & McLay, LLP, Redwood City, CA, for Defendant and Respondent.' The case is also cited as 'DUFFY, J.' and the text states '*1 This appeal arises from disputes relating to a family-owned taxicab business, Monterey Checker Transportation, Inc. (Checker). Plaintiff Sal Cardinali, his father, John Cardinali, Sr., and his brothers, John Cardinali, Jr., and Stephen Cardinali, each owned a 25 percent share in Checker. In October 2004, plaintiff filed this action, asserting, among other things, that beginning in 2002, defendants had eliminated his \$3,000 monthly salary and his \$1,000 share of the rent from certain corporate realty and had transferred other corporate assets to themselves, breaching their fiduciary duties as majority shareholders to him, a minority shareholder. Plaintiff requested relief including actual and punitive damages, partition of real property, and an accounting. Plaintiff named as defendants his brothers, their wives, Checker and New Hope, Inc., a corporation formed to acquire Checker, but not his father.' The case is cited as 'FN1. Due to the common surname, we will refer to the parties by their given names.'

FULL HISTORY

The screenshot displays the Westlaw International interface. At the top, there is a navigation bar with 'Westlaw INTERNATIONAL' and various menu options like 'FIND', 'KEYCITE', 'DIRECTORY', etc. Below this is a secondary navigation bar with tabs for 'US Law Classic', 'US/ UK/ Dockets Research', 'New York', 'California', 'Westlaw Patents', 'Patent Practitioner', 'Intellectual Property', 'Litigator', 'Westlaw Patents', and 'Europe'. The main content area is divided into several sections:

- Result List:** Shows '4 Docs' and 'Related 1'.
- Case Information:** 'Mirror Worlds, LLC v. Apple, Inc.' with a 'Slip Copy' link and date 'August 11, 2009'.
- History:** A section titled '(Showing All Documents)' with a sub-section 'Direct History'.
- Related References:** A list of related cases, including 'DOCUMENT STREAM OPERATING SYSTEM, US PAT 6006227' and 'Mirror Worlds, LLC v. Apple, Inc., --- F.Supp.2d ----, 2010 (NO. 6:08 CV 88)'. A red arrow points from the 'Full History' link in the left sidebar to this section.
- Court Documents:** A section titled 'Trial Court Documents (U.S.A.)' with a document 'MIRROR WORLDS, LLC, Plaintiff, v. APPLE INC., Defendant. APPLE INC., Counterclaim Plaintiff, v. MIRROR WORLDS LLC, Mirror Worlds Technologies, Inc., Counterclaim Defendants., 2008 WL 5533089 (Trial Pleading) (E.D.Tex. Nov. 25, 2008) Apple Inc.'s First Amended Answer, Affirmative Defenses and Counterclaims (NO. 608CV00088)'.

On the left sidebar, there is a 'Full History' link with a red arrow pointing to it. Below it are links for 'Direct History (Graphical View)', 'Citing References', and 'Monitor With KeyCite Alert'. There are also links for 'Full-Text Document' and 'Case Outline'.

At the bottom, there is a 'FORMS FOCUS' section and a 'Limit KeyCite History Display' dropdown menu.

Full History
包含 Direct History,
Negative Citing References,
Related Reference 等等

P.S: Full History
展示了案件的歷史,
相關的資料及 Court Documents

CITING REFERENCE 引用文獻

Westlaw INTERNATIONAL FIND KEYCITE DIRECTORY KEY NUMBERS COURT DOCS SITE MAP HELP SIGN OFF

Preferences Alert Centre Research Trail

US Law Classic US/ UK/ Dockets Research New York California Westlaw Patents Patent Practitioner Intellectual Property Litigator Westlaw Patents Europe Add a Tab

Result List 4 Docs Related Info 2009 WL 2461808 KeyCite

Full Screen List Edit Search

Case has some history KeyCite
Full History
Direct History
Graphical View
Citing References Monitor With KeyCite Alert

Full-Text Document
Case Outline

Petitions, Briefs & Filings

ResultsPlus™ View All Results

Am.Jur.2d: Patents
1. Reexamination, Conduct of Reexamination, Stay or Consolidation of Concurrent Proceedings

Am.Jur.2d: Patents
2. Reexamination, Conduct of Reexamination, Scope of Reexamination

Corpus Juris Secundum: Patents
3. Examination and Proceedings in Patent Office, Examination of Application, Reexamination-Ex Parte Reexamination on Basis of Prior Art

View All Results
List of ResultsPlus Publications

FORMS FOCUS About View All Results

Limit KeyCite Display

Mirror Worlds, LLC v. Apple, Inc.
Slip Copy, 2009 WL 2461808
E.D.Tex., 2009, August 11, 2009

Citing References
7 documents)

Cases (U.S.A.)

★ Cited
L 4704420, *3 (N.D.Cal. Nov 12, 2010) (NO. C-10-2475 VRW EMC)

Court Documents
Trial Court Documents (U.S.A.)

Trial Motions, Memoranda and Affidavits

- 2 SHARED MEMORY GRAPHICS, LLC, v. APPLE INC. et al., 2010 WL 4606127, *4606127+ (Trial Motion, Memorandum and Affidavit) (N.D.Cal. Sep 15, 2010) **Response In Support of Defendants' Joint Motion for Entry of Protective Order And Objections To Smg's Proposed Protective Order** (NO. 310CV02475) ★ ★
- 3 WI-LAN INC., Plaintiff, v. RESEARCH IN MOTION CORPORATION, Research in Motion Ltd., Motorola, Inc., Utstarcom, Inc., LG Electronics Mobile Comm U.S.A., and LG Electronics, Inc., Defendants., 2010 WL 2124628, *2124628+ (Trial Motion, Memorandum and Affidavit) (S.D.Cal. Apr 23, 2010) **Memorandum and Points of Authorities in Support of Wi-LAN Inc.'s Motion to Compel Third Party Qualcomm, Incorporated to Produce Documents, Information and Objects** (NO. 10CV0859WCAB) ★ ★
- 4 PERSONAL AUDIO, LLC, Plaintiff, v. APPLE INC., Sirius XM Radio, Inc., Coby Electronics, Corp., Archos, Inc., Defendants., 2010 WL 2747895, *2747895+ (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr 12, 2010) **Defendants' Reply in Support of Its Motion for a Protective Order** (NO. 909-CV-00111-RC) ★ ★ ★
- 5 PERSONAL AUDIO, LLC, Plaintiff, v. APPLE, INC., Sirius XM Radio, Inc., Coby Electronics, Corp., Archos, Inc., Defendants., 2010 WL 2747893, *2747893+ (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Apr 01, 2010) **Personal Audio, LLC's Response to Defendants' Motion for Protective Order** (NO. 909-CV-00111-RC) ★ ★ ★ ★
- 6 DAVIS-LYNCH, INC., Plaintiff, v. WEATHERFORD INT'L, INC., Defendant., 2009 WL 3227907, *3227907 (Trial Motion, Memorandum and Affidavit) (E.D.Tex. Aug 24, 2009) **Plaintiff Davis-Lynch, Inc.'s Reply to Defendant's Response to Plaintiff's Motion to Show Cause** (NO. 607-CV-559) ★ ★

提供其他案件引用本案之資訊

Natural Language 自然語言檢索的介紹-輸入介紹

The screenshot displays the Westlaw International search interface. At the top, the navigation bar includes 'Westlaw INTERNATIONAL', 'FIND', 'KEYCITE', 'DIRECTORY', 'KEY NUMBERS', 'COURT DOCS', 'SITE MAP', 'HELP', and 'SIGN OFF'. Below this, a secondary navigation bar lists various legal topics: 'US Law Classic', 'US/ UK/ Dockets Research', 'New York', 'California', 'Westlaw Patents', 'Patent Practitioner', 'Intellectual Property', 'Litigator', 'Westlaw Patents', and 'Europe'. The main search area is titled 'Search' and shows 'You have 1 database selected'. The search query is 'Does a director owe a duty of care to minority shareholder?'. A red arrow points to the 'Terms & Connectors' tab, which is labeled 'Natural Language'. Another red arrow points to the search query itself. A callout box on the right contains the text '以淺顯的英文詞彙、語句檢索'. The interface also features several sidebars: 'Free Online Training', 'Find by citation:', 'Finding Tools:', 'KeyCite this citation:', 'Sticky Notes:', 'Search for a database:', 'Definitions:', 'Cases', 'Statutes', 'Administrative Rules & Regulations', and 'Forms'. The 'Cases' sidebar has a checkbox for 'All State and Federal Cases' which is checked. The 'Statutes' sidebar has a checkbox for 'State Constitutions for the 50 states and D.C.' which is checked. The 'Forms' sidebar has a checkbox for 'FormFinder' which is checked.

以淺顯的英文詞彙、語句檢索

Natural Language 自然語言檢索的介紹

The screenshot shows the Westlaw International interface. At the top, there are navigation tabs for various legal topics like 'US Law Classic', 'US/ UK/ Dockets Research', etc. The main content area displays the search results for 'McMullin v. Beran', 765 A.2d 910, Del. Supr., 2000. A red arrow points to the 'Result List' tab, which is labeled '100 Docs'. A white callout box with orange text says '結果預設最相關的前100筆資料' (Results preset as the top 100 most relevant documents). The case text includes the court name, parties, and a summary of the dispute regarding a minority shareholder's duties. The interface also features a sidebar with 'ResultsPlus' and 'Fletcher Cyclopedia' sections.

Westlaw INTERNATIONAL FIND KEYCITE DIRECTORY KEY NUMBERS COURT DOCS SITE MAP HELP SIGN OFF

Preferences Alert Centre Research Trail

US Law Classic US/ UK/ Dockets Research New York California Westlaw Patents Patent Practitioner Intellectual Property Litigator Westlaw Patents Europe Add a Tab

Result List 100 Docs

Related Info 765 A.2d 910

Full Screen List Edit Search | Locate in Result

Some negative history but not a

Full History Direct History (Graphical View) Citing References Monitor With KeyCite Alert

Full-Text Document Case Outline

ResultsPlus™ View All Results

Bogert's Trusts & Trustee 1. Constructive Trusts, Breach of Fiduciary Obligation

Fletcher Cyclopedia 2. General Duties and Liabilities of Directors or Officers Connected with Management of Corporation, Duty of Care and the Business Judgment Rule, Business Judgment Rule-in General

Am. Jur. 2d: Corporations 3. Duty of Care: the Business-Judgment Rule, The Business-Judgment Rule, Generally

View All Results List of ResultsPlus Publications

McMullin v. Beran 765 A.2d 910 Del. Supr., 2000. November 20, 2000 (Approx. 27 pages)

Supreme Court of Delaware. McMULLIN, Plaintiff below, Appellant, v. Walter F. BERAN, Anthony G. Fernandes, Mark L. Hazelwood, Alan R. Hirsig, John H. Kelley, Marie L. Knowles, James A. Middleton, Stephen R. Mut, Frank Savage, Marvin B. Schlanger, Walter J. Tusinski, Donald R. Voelte, Jr., Arco Chemical Company and Atlantic Richfield Company, Defendants below, Appellees.

No. 611, 1999. Submitted: Aug. 21, 2000. Decided: Nov. 20, 2000.

Purported minority shareholder of chemical corporation brought putative class action against corporation, its directors, majority shareholder, and petrochemical corporation, alleging that individual defendants and majority shareholder, aided and abetted by petrochemical corporation, breached their fiduciary duties in connection with sale of chemical corporation to petrochemical corporation in transaction negotiated by majority shareholder. After minority shareholder voluntarily dismissed corporations from action, the Court of Chancery, New Castle County, granted remaining defendants' motions to dismiss. Minority shareholder appealed. The Supreme Court, Holland, J., held that: (1) directors had duty to conduct a critical assessment of proposed sale and make independent determination whether sale maximized value for all shareholders; (2) minority shareholder stated claims for breaches of duty of care and loyalty; and (3) minority shareholder stated claim for breach of duty to disclose all material facts to minority shareholders.

Reversed and remanded.

West Headnotes

[1] KeyCite Citing References for this Headnote

30 Appeal and Error

Table of Authorities

Term Best Doc 1 of 100 Tools Go

Internet 100%

Natural Language 自然語言檢索結果的顯示

The screenshot shows the Westlaw International interface. At the top, there are navigation tabs for 'US Law Classic', 'US/ UK/ Dockets Research', 'New York', 'California', 'Westlaw Patents', 'Patent Practitioner', 'Intellectual Property', 'Litigator', 'Westlaw Patents', 'European Union', 'Westlaw Australia', 'Westlaw UK', and 'World Journals'. Below these is a search bar and a 'Result List' section.

The 'Result List' shows three search results:

- 1. McMullin v. Beran**, 765 A.2d 910, Del. Supr., November 20, 2000 (NO. 611, 611,1999)
- 2. In re BHC Communications Shareholder Litigation, Inc.**, 789 A.2d 1, Del. Ch., June 04, 2001 (NO. CA. 18209, CA. 18218)
- 3. Miller v. Udall, Shumway, Blackhurst, Allen & Lyons, P.C.**, Not Reported in P.3d, 2000 WL 35730146, Ariz. App. Div. 1, May 11, 2000 (NO. 1 CA-0V 99-0261)

The first result, **McMullin v. Beran**, is expanded to show its full text. The text includes the case name, court (Supreme Court of Delaware), parties (Mary E. McMULLIN, Plaintiff below, Appellant, v. Walter F. BERAN, Anthony G. Fernandes, Mark L. Hazelwood, Alan R. Hirsig, John H. Kelley, Marie L. Knowles, James A. Middleton, Stephen R. Mut, Frank Savage, Marvin B. Schlinger, Walter J. Tusinski, Donald R. Voelke, Jr., Arco Chemical Company and Atlantic Richfield Company, Defendants below, Appellees), date (November 20, 2000), and page count (Approx. 27 pages). The main body of the opinion is highlighted in yellow and contains the following text:

Purported minority shareholder of chemical corporation brought putative class action against corporation, its directors, majority shareholder, and petrochemical corporation, alleging that individual defendants and majority shareholder, aided and abetted by petrochemical corporation, breached their fiduciary duties in connection with sale of chemical corporation to petrochemical corporation in transaction negotiated by majority shareholder. After minority shareholder voluntarily dismissed corporations from action, the Court of Chancery, New Castle County, granted remaining defendants' motions to dismiss. Minority shareholder appealed. The Supreme Court, affirmed the Court of Chancery's decision. Reversed and remanded with instructions to grant summary judgment for the minority shareholder.

A large orange text box is overlaid on the right side of the page, containing the text: **檢索結果以相關程度排序呈現** (Search results are displayed sorted by relevance).

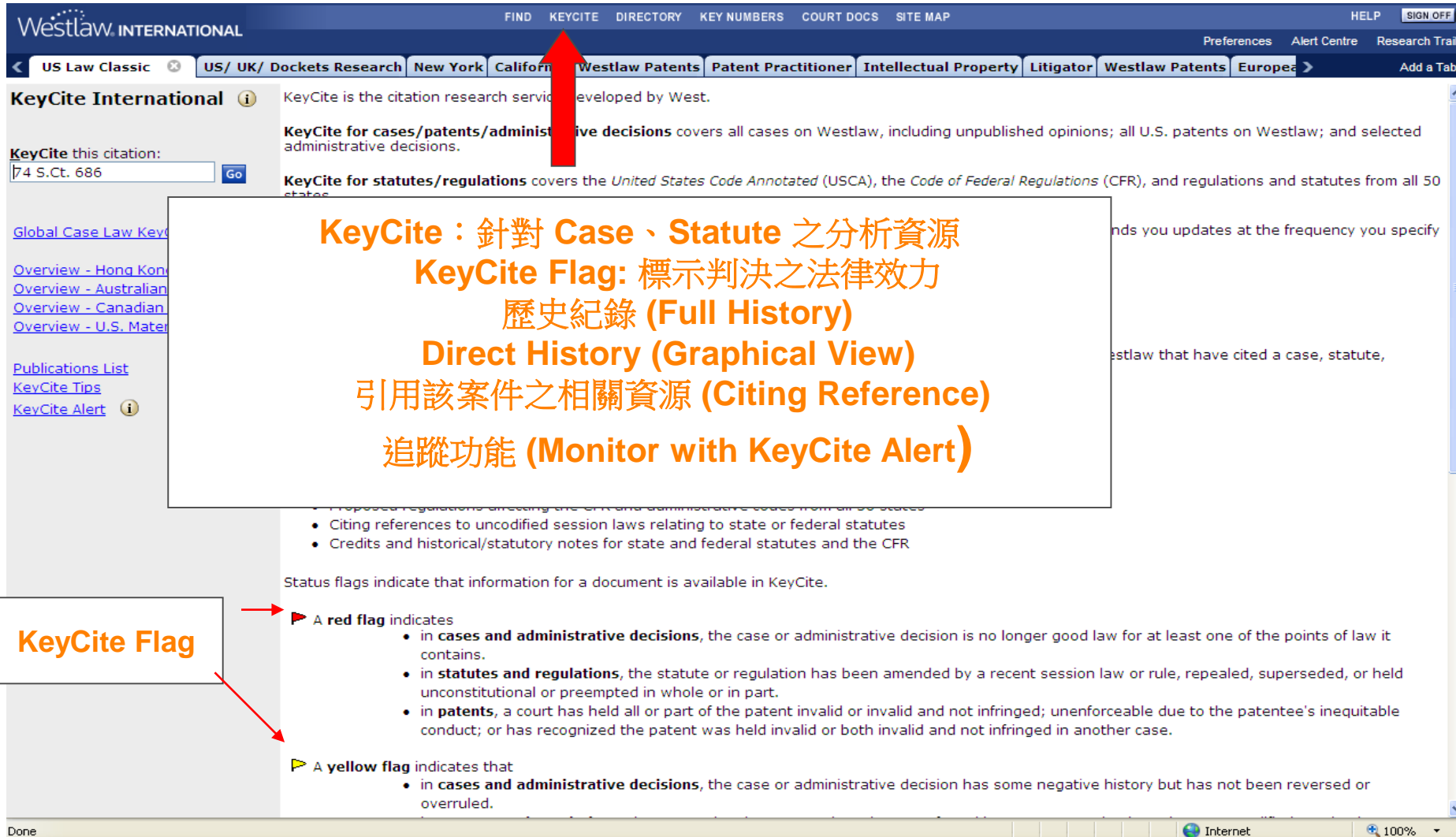
At the bottom of the page, there are navigation controls including 'Term', 'Best', 'Doc 1 of 100', and a 'Tools' menu.

Natural Language 自然語言檢索- Best Browsing

The screenshot shows the Westlaw International interface. At the top, there are navigation tabs for 'US Law Classic', 'US/ UK/ Dockets Research', 'New York', 'California', 'Westlaw Patents', 'Patent Practitioner', and 'Intellectual Property'. The main content area displays the case 'McMullin v. Beran', 765 A.2d 910, Del. Supr., 2000. The text of the opinion is highlighted in yellow, showing the following passage: '101X(C) Rights, Duties, and Liabilities as to Corporation and Its Members — When entire sale of corporation to third-party is proposed, negotiated, and timed by majority shareholder, board of directors cannot realistically seek any alternative, as majority shareholder has right to vote its shares in favor of third-party transaction it proposed for board's consideration; nevertheless, in such situations, directors are obliged to make informed and deliberate judgment, in good faith, about whether sale to third party that is being proposed by majority shareholder will result in a maximization of value for minority shareholders. 8 Del.C. § 251.'

A callout box with a red border and the text 'Best browsing – 跳選至文章中最符合檢索條件的段落' (Best browsing – jump to the paragraph in the article that best matches the search conditions) is overlaid on the text. A blue arrow points from the callout box to the highlighted text. Below the main text, there are sections for '[18] KeyCite Citing References for this Headnote' and '[19] KeyCite Citing References for this Headnote', each with a list of related legal topics and cases.

KeyCite 的功能



Westlaw INTERNATIONAL

FIND KEYCITE DIRECTORY KEY NUMBERS COURT DOCS SITE MAP

US Law Classic US/ UK/ Dockets Research New York California Westlaw Patents Patent Practitioner Intellectual Property Litigator Westlaw Patents Europe

KeyCite International

KeyCite is the citation research service developed by West.

KeyCite for cases/patents/administrative decisions covers all cases on Westlaw, including unpublished opinions; all U.S. patents on Westlaw; and selected administrative decisions.

KeyCite for statutes/regulations covers the *United States Code Annotated (USCA)*, the *Code of Federal Regulations (CFR)*, and regulations and statutes from all 50 states.

KeyCite this citation:
74 S.Ct. 686

Global Case Law KeyCite
Overview - Hong Kong
Overview - Australian
Overview - Canadian
Overview - U.S. Material
Publications List
KeyCite Tips
KeyCite Alert

KeyCite : 針對 Case、Statute 之分析資源
KeyCite Flag: 標示判決之法律效力
歷史紀錄 (Full History)
Direct History (Graphical View)
引用該案件之相關資源 (Citing Reference)
追蹤功能 (Monitor with KeyCite Alert)

Status flags indicate that information for a document is available in KeyCite.

KeyCite Flag

- ▶ A **red flag** indicates
 - in **cases and administrative decisions**, the case or administrative decision is no longer good law for at least one of the points of law it contains.
 - in **statutes and regulations**, the statute or regulation has been amended by a recent session law or rule, repealed, superseded, or held unconstitutional or preempted in whole or in part.
 - in **patents**, a court has held all or part of the patent invalid or invalid and not infringed; unenforceable due to the patentee's inequitable conduct; or has recognized the patent was held invalid or both invalid and not infringed in another case.
- ▶ A **yellow flag** indicates that
 - in **cases and administrative decisions**, the case or administrative decision has some negative history but has not been reversed or overruled.

KeyCite 的意思:

- 🚩 紅旗 (red flag) : 表示本案之法律見解，已被推翻，**不具法律效力**。在法令條文中出現紅旗，表示該條法令曾在**近期立法中被修正或廢止**。
- 🚩 黃旗 (yellow flag) : 代表本案曾出現負面的「被」引用歷史，該判解仍未被駁回或廢止。法令條文方面，則表示已提案修法，但尚未通過
- H 藍H (blue H) : 代表本案件有直接相關的前後案，但沒有負面歷史
- C 綠C (green C) : 表示本案件曾「被」引用，但無直接相關的前後案，也沒有負面歷史



KeyCite的意思:



 綠星 (Depth of Treatment stars) :

顯示被引用案件與本案的相關程度 (相關度最少一星, 最多四星)



The screenshot shows the Westlaw International KeyCite interface. On the left, there is a sidebar with navigation options like 'Full History', 'Citing References', and 'Full-Text Document'. The main area displays a list of cases under 'Negative Cases (U.S.A.)' and 'Positive Cases (U.S.A.)'. A red arrow points to the case 'Benco Mfg. v. Albertsen' which has 4 stars and a citation of 'HN: 11,12,13 (N.W.2d)'. A callout box on the right contains the text '本案與此案相關程度高' (This case is highly related to this case).

本案與此案相關程度高

KeyCite的意思 -Quotation Marks



Westlaw INTERNATIONAL

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Some negative history but not overruled KeyCite

Full History Direct History (Graphical View) Citing References Monitor With KeyCite Alert

Full-Text Document Case Outline

Petitions, Briefs & Filings

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Am.Jur.2d: Workers' Compensation
1. In General, Overview: Definitions of Terms, Necessity That Accident or Injury Arise Out of and in Course of Employment

Am.Jur.2d: Workers' Compensation
2. In General, Tests, Standards, and Criteria for Determining Causation, Tests as to Whether Accident or Injury Arises Out of Employment

Am.Jur. Proof of Facts
3. Workers' Compensation: Special Mission Exception to Going-and-Coming Rule

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KeyCite

Koehler Elec. v. Wills
608 N.W.2d 1
Iowa, 2000.
March 22, 2000

Citing References (Showing 1057 documents)

Negative Cases (U.S.A.)

SELECT TO PRINT, EMAIL, ETC.

Positive Cases (U.S.A.)

- ★★★ Benco Mfg. v. Albertsen, 764 N.W.2d 783, 783+ (Iowa (Table, text in WESTLAW) **HN: 11,12,13 (N.W.2d)**
- ★★★ Meyer v. IBP, Inc., 710 N.W.2d 213, 222+ (Iowa Feb 17, 2001) (Table, text in WESTLAW) **HN: 11,12,13 (N.W.2d)**
- ★★★ McIlravy v. North River Ins. Co., 653 N.W.2d 323, 332+ (Iowa App. Jul 12, 2007) (Table, text in WESTLAW) **HN: 11,12,13 (N.W.2d)**
- ★★★ Ace Const. v. McIlravy, 2001 WL 355692, *1+ (Iowa App. Dec 19, 2001) (Table, text in WESTLAW) **HN: 11,12,13 (N.W.2d)**
- ★★★ Cited
- ★★★ Gilbert v. USF Holland, Inc., 637 N.W.2d 194, 199 (Iowa Dec 19, 2001) (NO. 00-0873) **HN: 6,11 (N.W.2d)**
- ★★★ Cargill, Inc. v. Conley, 620 N.W.2d 496, 500 (Iowa Dec 20, 2000) (NO. 99-0461) **HN: 1 (N.W.2d)**
- ★★★ Burich v. John Deere Des Moines Works, 737 N.W.2d 327, 327 (Iowa App. Jul 12, 2007) (Table, text in WESTLAW, NO. 06-1251) (Table, text in WESTLAW) **HN: 5,11 (N.W.2d)**
- ★★★ Corp. v. Ann Merrill, 680 N.W.2d 377, 377 (Iowa App. Feb 27, 2004) (Table, text in WESTLAW, NO. 02-1685) (Table, text in WESTLAW)
- ★★★ Kobold v. Dodge, 672 N.W.2d 334, 334 (Iowa App. Oct 15, 2003) (Table, text in WESTLAW, NO. 02-2119) (Table, text in WESTLAW) **HN: 1 (N.W.2d)**
- ★★★ Sands v. Marian Health Center, 662 N.W.2d 375, 375 (Iowa App. Feb 12, 2003) (Table, text in WESTLAW, NO. 02-0643) (Table, text in WESTLAW) **HN: 3 (N.W.2d)**

40999) ★★★

608 N.W.2d 1 的 HN: 6:11 (N. W: 2 d) 被637 N.W. 2D 194直接引用了

Limit KeyCite Display

表示本案被直接引述於相關案件中

608 N.W.2d 1 的 HN: 6:11 (N. W: 2 d) 被637 N.W. 2D 194直接引用了

Table of Authorities 引用文獻的功能

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Preferences Alert Centre Research Trail

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Result List 9 Docs Related Info 608 N.W.2d 1 KeyCite

Full Screen List Edit Search

Am.Jur.2d: workers Compensation
1. In General, Overview; Definitions of Terms, Necessity That Accident or Injury Arise Out of and in Course of Employment

Am.Jur.2d: Workers' Compensation
2. In General, Tests, Standards, and Criteria for Determining Causation, Tests as to Whether Accident or Injury Arises Out of Employment

Am.Jur. Proof of Facts
3. Workers' Compensation: Special Mission Exception to Going-and-Coming Rule

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Nichols Cyclopeda of Legal Forms
1. Workers' Compensation - Attorney representation agreement

American Jurisprudence Pleading and Practice Forms
2. Workers' Compensation - Wage statement—Maine

[FormFinder](#)

▶ **Table of Authorities** ◀

[West Key Numbers](#)

Koehler Elec. v. Wills
608 N.W.2d 1
Iowa, 2000.
March 22, 2000

14 Cases Cited in Koehler Elec. v. Wills

Cases in U.S.A.

★ ★ ★ ★ **Examined**

▶ 1 Miedema v. Dial Corp., 551 N.W.2d 309 (Iowa 1996) 3+

★ ★ ★ **Discussed**

▶ 2 2800 Corp. v. Fernandez, 528 N.W.2d 124 (Iowa 1995) 3+

★ ★ **Cited**

▶ 3 ERC Contractor Yard & Sales v. Robertson, 977 S.W.2d 212 (Ark. 1998) 5

▶ 4 Evans v. Hara's, Inc., 849 P.2d 934 (Idaho 1993) 4+

▶ 5 Elliot v. Industrial Com'n of Illinois, 505 N.E.2d 1062 (Ill.App. 1 Dist. 1987) 5

H 6 Stapleton v. Industrial Com'n, 668 N.E.2d 15 (Ill.App. 5 Dist. 1996) 5

H 7 George A. Hormel & Co. v. Jordan, 569 N.W.2d 148 (Iowa 1997) 3

C 8 Cedar Rapids Community School v. Cady, 278 N.W.2d 298 (Iowa 1979) 3

▶ 9 Bradshaw v. Iowa Methodist Hospital, 101 N.W.2d 167 (Iowa 1960) 4

C 10 Howard v. Ford Motor Co., 363 S.W.2d 61 (Mo.App. 1962) 5

★ **Mentioned**

om'n, 641 N.E.2d 578 (Ill.App. 1 Dist. 1994) 4

59 So.2d 1019 (Miss. 1990) 4

53 P.2d 274 (Or.App. 1982) 4

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1. Zimnoch v. Bridge View Palace, LLC, 69 A.D.3d 928, 893 N.Y.S.2d 253, 2010 N.Y. Slip Op. 00672, N.Y.A.D. 2 Dept., January 26, 2010 (NO. 2008-11673, 47730/03)

...BRIDGE VIEW PALACE, LLC, appellant. Jan. 26, 2010. Background: Worker brought action against building owner, seeking to recover damages for **personal injuries** he sustained when he fell onto concrete floor while performing work on building. The Supreme Court Kings County Schack, J...

...reasonable compensation in worker's personal injury action against building owner, arising from injuries he sustained, including herniated discs, when he **fell** from **height** onto concrete floor while performing work on building. McKinney's CPLR 5501 (c); McKinney's Labor Law § 240 (1). [3] 115...

...reasonable compensation in worker's personal injury action against building owner, arising from injuries he sustained, including herniated discs, when he **fell** from **height** onto concrete floor while performing work on building, and thus awards would be reduced to \$150,000 for past pain and.....

2. Peay v. New York City School Const. Authority, 35 A.D.3d 566, 827 N.Y.S.2d 189, 2006 N.Y. Slip Op. 09436, N.Y.A.D. 2 Dept., December 12, 2006 (NO. 2005-10737, 12973/03)

...et al., appellants-respondents. Dec. 12, 2006. Background: Subcontractor's employee

Zimnoch v. Bridge View Palace, LLC
69 A.D.3d 928, 893 N.Y.S.2d 253
N.Y.A.D. 2 Dept., 2010.
January 26, 2010 (Approx. 3 pages)

Holdings: The Supreme Court, Appellate Division, held that:
(1) setting aside verdict and conducting new trial on damages was within court's discretion;
(2) damages awards of \$44,000 for past, and \$364,000 for future, medical expenses were reasonable; and
(3) damages awards of \$300,000 for past, and \$850,000 for future, pain and suffering would be reduced to \$150,000 and \$300,000, respectively.

Affirmed as modified.

[1] [KeyCite Citing References for this Headnote](#)

- 115 Damages
 - 115X Proceedings for Assessment
 - 115k219 Verdict and Findings
 - 115k221 Special Interrogatories and Findings by Jury
 - 115k221(7) k. Sufficiency of verdict or findings. [Most Cited Cases](#)

- 275 New Trial [KeyCite Citing References for this Headnote](#)
- 275II Grounds
 - 275II(D) Disqualification or Misconduct of or Affecting Jury
 - 275k52 k. Manner of arriving at verdict. [Most Cited Cases](#)

Court acted within its discretion in setting aside jury verdict as to damages for personal injury action against property owner; jury found that worker was injured by falling from height onto concrete floor while performing work on building; jury awarded damages for pain and suffering, and, since the jury's award for past and future damages was within court's discretion, and since the jury's award for past and future damages was more than warranted by evidence or requested by worker during summation, the award for past and future damages was reduced to \$300,000. McKinney's CPLR 4404(a); McKinney's Labor Law § 240 (1). [3] 115...

[2] [KeyCite Citing References for this Headnote](#)

- 115 Damages

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