

Preface

Thank you for buying this book. I've worked hard on this new edition to make it more tightly focussed on just those topics that are important in today's Torts courses.

In addition to the comprehensive main Outline, the following special features of this book will help you succeed in your Torts course.

- **Casebook Correlation Chart** — This chart, located just after this Preface, correlates each section of the Outline with the pages covering the same topic in three of the leading Torts casebooks.
- **Capsule Summary** — This is a 114-page summary of the key concepts of the law of Torts, specially designed for use in the last week or so before your final exam.
- **Quiz Yourself** — At the end of nearly every chapter we give you short-answer questions so that you can exercise your analytical muscles. There are nearly 100 of these questions. Most are from the *Law in a Flash* Torts title. Also included are 30 multiple-choice questions (with detailed answers) in the style of questions on the Multistate Bar Exam. These questions begin on p. 529.
- **Exam Tips** — These alert you to the issues that repeatedly pop up on real-life Torts exams, and the factual patterns commonly used to test those issues. I created these Tips by looking at literally hundreds of multiple-choice and essay questions asked by law professors and bar examiners.
- **Essay Exam Q&As** — These are actual past Harvard Law School Torts essay questions, together with our suggested model answers.

I intend for you to use this book both throughout the semester and for exam preparation. Here are some suggestions about how to use it:¹

1. During the semester, use the book in preparing each night for the next day's class. To do this, first read your casebook. Then, use the *Casebook Correlation Chart* to get an idea of what part of the outline to read. Reading the outline will give you a sense of how the particular cases you've just read in your casebook fit into the overall structure of the subject. You may want to use a yellow highlighter to mark key portions of the *Emanuel*.
2. If you make your own outline for the course, use the *Emanuel* to give you a structure and to supply black letter principles. You may want to rely especially on the *Capsule Summary* for this purpose. You are hereby authorized to copy small portions of the *Emanuel* into your own outline, provided that your outline will be used only by you or your study group, and provided that you are the owner of the *Emanuel*.
3. When you first start studying for exams, read the *Capsule Summary* to get an overview. This will

1. The suggestions below relate only to this book. I don't talk about taking or reviewing class notes, using hornbooks or other study aids, joining a study group, or anything else. This doesn't mean I don't think these other steps are important — it's just that in this Preface I've chosen to focus on how I think you can use this outline.

probably take you about one day.

4. Either during exam study or earlier in the semester, do some or all of the *Quiz Yourself* short-answer questions. You can find these quickly by looking for *Quiz Yourself* entries in the Table of Contents. When you do these questions: (1) record your short “answer” on the small blank line provided after the question, but also (2) try to compose a “mini essay.” Remember that the only way to get good at writing essays is to write essays.
5. Three or four days before the exam, review the *Exam Tips* that appear at the end of each chapter. You may want to combine this step with step 4, so that you use the Tips to help you spot the issues in the short-answer questions. You’ll also probably want to follow up from many of the Tips to the main outline’s discussion of the topic.
6. The night before the exam: (1) do some *Quiz Yourself* questions, just to get your thinking and writing juices flowing; and (2) re-scan the *Exam Tips* (spending about 2-3 hours).

My deepest thanks go to my long-time editorial colleagues, Barbara Lasoff and Barbara Roth, who have helped greatly to assure the quality of this edition. Warm thanks also to the excellent publishing team at Aspen Publishing, Nicole Pinard, Joe Terry and Natalie Danner.

By the way, the **full text of this book**, plus the full text of many other study aids, is available **online** as part of a single low-cost monthly subscription at **www.EmanuelAYCE.com**. “AYCE” stands for “All You Can Eat” — we named it that way because you get **unlimited access** to the full-text of:

- This and the other **9 Emanuel Law Outlines** titles that I write;
- All **9 Emanuel CrunchTime** titles that I write;
- Emanuel Law in a Flash** flash-card titles in **13** subjects;
- Casenotes Legal Briefs** for **50** of the leading casebooks; and
- Over 1300 **multiple-choice questions and answers**.

Good luck in your Torts course. If you’d like any other Aspen publication, you can find it at your bookstore or at **www.AspenPublishing.com**. If you’d like to contact me, you can email me at **semanuel@westnet.com**.

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