

Chapter 8
Torts

1 Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Three Types of Torts

- Intentional
- Negligence
- Strict liability

2 Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Damages in Torts Cases

- Compensatory
- Pain and suffering
- Punitive

3 Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Intentional Torts

- Assault
- Battery
- False imprisonment
- Intentional infliction of emotional distress
- Invasion of privacy
- Defamation of character
- Fraud
- Trespass to land
- Trespass to personal property
- Conversion
- Nuisance

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Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Negligence

- Elements of negligence
 - Duty of care
 - Breach of the duty of care
 - Injury
 - Causation and proximate cause
- Special negligence doctrines
 - *Res ipsa loquitur*
 - Negligence *per se*
 - Dram shop acts
 - Social host liability
 - Guest statutes
 - Good Samaritan laws
 - Fireman's rule
 - "Danger invites rescue" doctrine
 - Liability of common carriers and innkeepers
 - Liability of landowners

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Strict Liability

- Strict liability does not involve fault, but rather liability for abnormally dangerous activities where harm results or where products liability is involved

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Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Business Torts

- Wrongful interference with contractual relations
- Intellectual property infringements

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Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Types of Intellectual Property

- Copyright
- Patent
- Trademark
- Service mark
- Trade name
- Trade secret

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Source: Bohlman/Dundas, The Legal, Ethical, & International Environment of Business

Legally Speaking

- Types of insurance
 - Property
 - Product liability
 - Motor vehicle

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Summary

- Three Types of Torts
- Damages in Tort Cases
- Intentional Torts
- Negligence
- Strict Liability
- Business Torts
- Types of Intellectual Property
- Legally Speaking

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