



Help! I'm an Accidental Government Information Librarian

Brought to you by the North Carolina Library Association's
Government Resources Section.

Join us! <http://www.nclaonline.org/government-resources>



Upcoming Accidental Librarian Webinars

- July: VACATION! No webinars
 - August 12: Using data sources in instruction, Kristin Partlo
 - September: Trade data
 - October: Foreign affairs research
 - November: UN data
 - December: The Serial Set
 - January: Canadian data
- Brought to you by the North Carolina Library Association's Government Resources Section. Join us!
- <http://www.nclaonline.org/government-resources>

Order in the Court Records: Finding Briefs, Transcripts, and other Case Materials

*** * * * ***

NCLA Government Resources Section,)	Jennifer L. Behrens
“Help! I’m an Accidental Government)	Head of Reference Services
Information Librarian” Series)	Duke Law School
Webinar No. 48)	June 24, 2015
)	

INDEX

- Reasons to research court records
- Quick review of **court systems/structure**
- **Gathering background** for case research
- Researching **recent/pending** trials and appeals
- Researching **historical court records**
- Questions

Why research court records?

- **Academic:** background on a court case to write a paper, thesis, or other research pursuit.
- **Genealogical:** researching ancestors who were lawyers/judges/parties in a court case.
- **Personal:** personally involved, or emotionally invested, in a recent lawsuit.

What could your users find?

- **Dockets**, which list the case proceedings and filings.
- **Trial courts**: documents filed, such as the complaint (civil cases)/indictment (criminal), etc.
- **Appeals**: briefs submitted in support of each side's argument; selected items from the lower court (“record” or “appendix”).
- **Transcripts** may be available; sometimes excerpts and sometimes complete.

What could your users find?

- Something has been **sealed** by the court, or **destroyed** as part of a record disposal plan.
- Needed materials are **not available online**.
- Or, they're online, but **cost money to access**.
- Things **may not exist in the desired format** (e.g. audio recordings and transcripts of U.S. Supreme Court arguments, but no video).

It depends...

Several factors will determine what is available for a particular legal action, and how easy it will be to obtain the court records.

- **Location of court** (federal vs. state)
- **Level of court** (trial vs. appellate)
- **Time period of the proceeding**

Quick review of court systems

- There are separate systems for federal and state courts.
- The structures are similar across jurisdictions:
 - **Trial-level court** (the starting place)
(a.k.a. *District Court, Superior Court*)*
 - **Intermediate appellate court** (appeal is “of right”)
(a.k.a. *Court of Appeals*)*
 - **Court of last resort** (discretionary appeal)
(a.k.a. *Supreme Court*)*

*Names vary in different jurisdictions!

GATHERING BACKGROUND

The Five Ws

- **Who:** parties, attorneys, judges
- **What:** which documents are needed?
- **When:** current vs. historical materials
- **Where:** federal or state? which level of court?
- **Why:** may help determine appropriate sources

UNITED STATES of America,
Plaintiff,

v.

\$890,718.00 in U.S. CURRENCY,
Defendant.

No. 1:03 CV 00263.

United States District Court,
M.D. North Carolina.

May 25, 2006.

Background: Government filed civil action seeking forfeiture of currency allegedly involved in illegal drug activity and food stamp fraud. Claimant who owned home in which the currency was discovered filed answer to the complaint.

Holdings: After a bench trial, the District Court, **Beaty, J.**, held that:

- (1) government sufficiently established that the currency was furnished in exchange for illegal drugs and constituted the proceeds of illegal drug trafficking and other unlawful activity, namely food stamp fraud;
- (2) government sufficiently established that the currency was used to facilitate illegal drug activity; and
- (3) claimant could not establish that he was an innocent owner of the currency.

Working backwards: court opinions

- Party names
- Docket number
- Court name or abbreviation
- Date of court's opinion
(*not* date of case filing!)
- Judge's last name
(reappears later in opinion text)

U.S. v. \$890,718 IN U.S. CURRENCY

Cite as 433 F.Supp.2d 635 (M.D.N.C. 2006)

Sources for court opinions

- [LexisNexis Academic](#), Federal & State Cases section
 - [Google Scholar](#): free access to federal & state cases.
- Note:** Check dates of coverage!

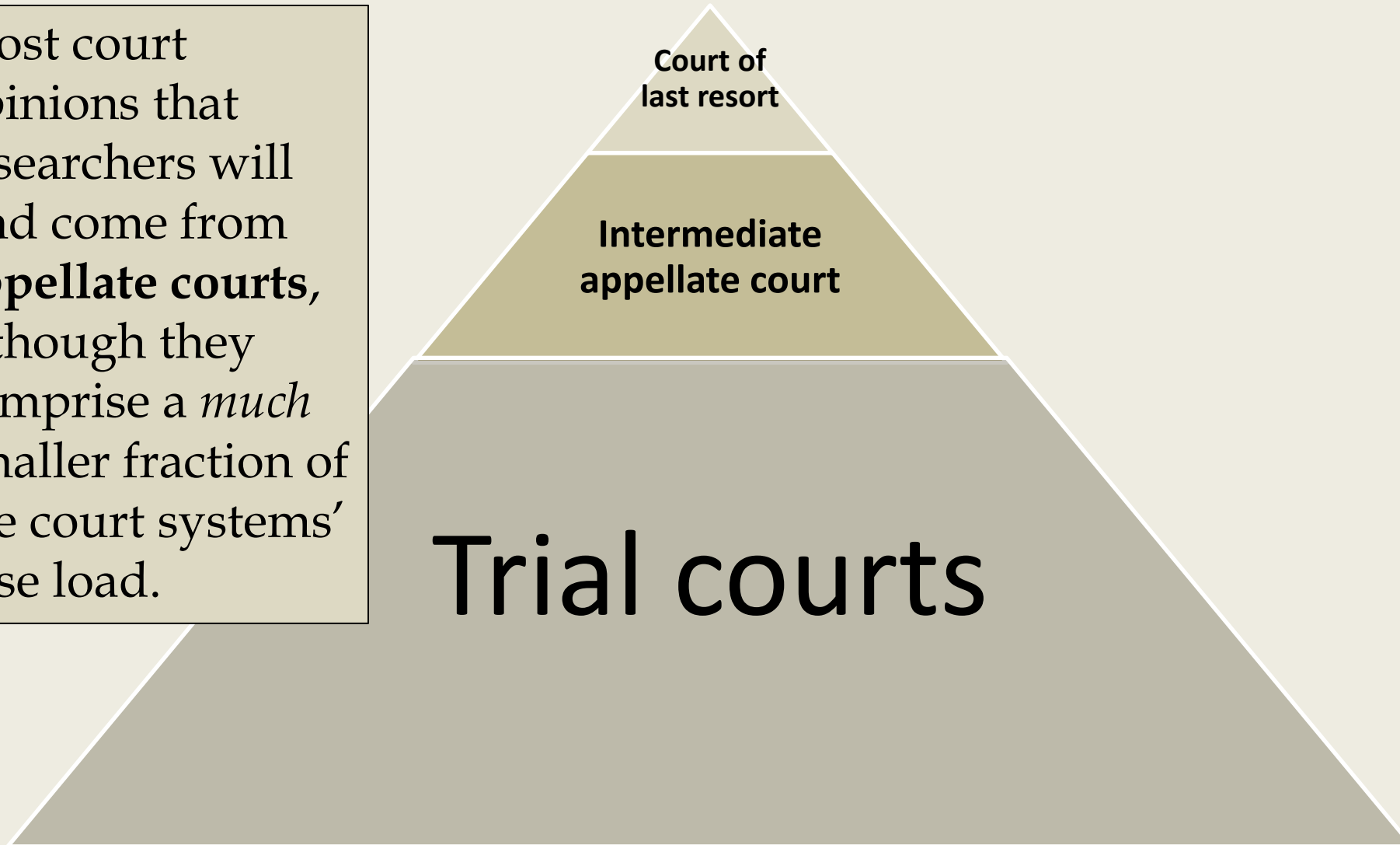
Where do “cases” come from?

Most court opinions that researchers will find come from **appellate courts**, although they comprise a *much* smaller fraction of the court systems' case load.

Court of
last resort

Intermediate
appellate court

Trial courts



Working forward: news/blogs

If you don't find a court opinion to start, **newspaper articles and/or blog entries** can help you pin down the five Ws.

- [America's News](#) (NewsBank)
- [ProQuest Newsstand](#) (via NCLive)
- [Justia BlawgSearch](#) (6000+ law blogs)

Led Zeppelin denies most allegations in 'Stairway to Heaven' suit, but admits 'exceptional talent'

POSTED MAY 26, 2015 11:15 AM CDT



Led Zeppelin members Robert Plant, Jimmy Page and John Paul Jones in 2012. [Featureflash / Shutterstock.com](#)

Led Zeppelin denied liability last week in its answer to a federal copyright infringement lawsuit that challenges the authorship of the group's iconic "Stairway to Heaven" song.

But a few basic facts are undisputed, [TheWrap.com](#) reports.

"Answering paragraph 11 of the first amended complaint, including the first amended complaint's footnote 1, Defendants admit that Led Zeppelin has been called one of the greatest bands in history and its members were and are exceptionally talented," the pleading states, "but otherwise deny each and every allegation contained in paragraph 11 of the

first amended complaint."

Filed by heirs of Randy Craig Wolfe (also known as Randy California), a founding member of the band Spirit, which toured with Led Zeppelin in the late 1960s, the Eastern District of Pennsylvania suit alleges that key portions of "Stairway to

Like { 387 }

+1 { 12 }

Tweet { 73 }

Led Zeppelin denies most allegations in 'Stairway to Heaven' suit, but admits 'exceptional talent'

POSTED MAY 26, 2015 11:15 AM CDT



Led Zeppelin members Robert Plant, Jimmy Page and John Paul Jones in 2012. [Featureflash / Shutterstock.com](#)

Led Zeppelin denied liability **last week** in its answer to a **federal** copyright infringement lawsuit that challenges the authorship of the group's iconic "Stairway to Heaven" song.

But a few basic facts are undisputed, [TheWrap.com](#) reports.

"Answering paragraph 11 of the first amended complaint, including the first amended complaint's footnote 1, Defendants admit that Led Zeppelin has been called one of the greatest bands in history and its members were and are exceptionally talented," the pleading states, "but otherwise deny each and every allegation contained in paragraph 11 of the

first amended complaint."

Filed by heirs of Randy Craig Wolfe (also known as Randy California), a founding member of the band Spirit, which toured with Led Zeppelin in the late 1960s, the **Eastern District of Pennsylvania** suit alleges that key portions of "Stairway to

Like { 387 }

+1 { 12 }

Tweet { 73 }

Summary: gathering background

- Locate as much information as you can about the case up-front!
 - **Docket number and court** is ideal.
 - **Case citation** (for published opinions) will also be helpful.
- Next steps depend upon **court location & age of case!**

RESEARCHING RECENT CASES

Recent cases: Key points

- The court maintains the case **docket**, which lists the case activity and filings.
- Best approach is to locate the **docket sheet** and identify further materials that you would like to obtain.
- Reproductions are likely available for a fee.
- For pending cases, it could be *years* before there is a “resolution.”

Locating dockets

Federal Courts

- [U.S. Supreme Court](#):
Case documents >
Docket search;
[SCOTUSblog](#)
- All other federal courts:
[PACER.gov](#)
[PacerPro](#)
[Justia Dockets](#) (2004 - ;
free searching; limited
access)

State Courts

- Check [court](#)
[system's website](#) for
online filings.
- If not provided,
contact the **court**
clerk's office where
the case was filed for
further assistance.

U.S. Supreme Court: Dockets



SUPREME COURT
OF THE UNITED STATES

Visiting the Court | Touring the Building | Exhibitions

Search: All Documents Docket [Advanced Search](#)

Enter Search Text:

[Home](#) | [Search Results](#)

[Opinions](#)

[Oral Arguments](#)

[Case Documents](#)

[Rules & Guidance](#)

[News Media](#)

[About the Court](#)

[Docket Search](#)

[On-Line MERITS BRIEFS](#)

[Where to Find Briefs](#)

[Orders of the Court - 2014 Term](#)

[Orders - Earlier Term](#)

[Orders by Circuit](#)

[Granted/Noted Cases List](#)

[Journal](#)

[Special Master Reports](#)

No. 14-556

Vide 14-562, 14-571, 14-574

Title: James Obergefell, et al.

v.

Richard Hodges, Director, Ohio Department of Health, et al.

Docketed: November 14, 2014

Lower Ct: United States Court

Case Nos.: (14-3057, 14-3464)

Decision Date: November 6, 2014

Questions Presented

~~~~Date~~~~ ~~~~~Proceedings and Orders~~~~~

Nov 14 2014 Petition for a writ of certiorari filed. (Response due December 15, 2014)

Dec 8 2014 Consent to the filing of amicus curiae briefs, in support of either party or of neither party,

Dec 12 2014 Brief of respondent Richard Hodges, Director, Ohio Department of Health filed.

Dec 15 2014 Brief amicus curiae of Idaho Governor C.L. "Butch" Otter filed. VIDED.

Dockets can be searched from the site search box or under “**Case Documents**” in the main menu.

Individual dockets look like this example from *Obergefell v. Hodges*, the same-sex marriage case.

# U.S. Supreme Court: Briefs



**SUPREME COURT**  
OF THE UNITED STATES

Visiting the Court | Touring the Building | Exhibitions

Search:  All Documents  Docket [Advanced Search](#)

Enter Search Text:

[Home](#) | [Search Results](#)

[Opinions](#)   [Oral Arguments](#)   **[Case Documents](#)**   [Rules](#)

No. 14-556  
Vide 14-562, 14-571, 14-574  
Title: James Obergefell, et al.  
v. Richard Hodges, Director, Ohio Department of Health  
Docketed: November 14, 2014  
Lower Ct: United States Court of Appeals for the Sixth Circuit  
Case Nos.: (14-3057, 14-3464)  
Decision Date: November 6, 2014

**Questions Presented**

-----Date----- Proceedings and Orders-----

Nov 14 2014 Petition for a writ of certiorari filed. (Response due December 15, 2014)

Dec 8 2014 Consent to the filing of amicus curiae briefs, in support of either party or of neither party, filed.

Dec 12 2014 Brief of respondent Richard Hodges, Director, Ohio Department of Health filed.

Dec 15 2014 Brief amicus curiae of Idaho Governor C.L. "Butch" Otter filed. VIDED.

Docket Search

**On-Line MERITS BRIEFS**

Orders of the Court - 2014 Term

Orders - Earlier Term

Orders by Circuit

Granted/Noted Cases List

Journal

Special Master Reports

“On-Line MERITS BRIEFS” links to a site hosted by the American Bar Association, with full-text briefs from case parties as well as from *amici curiae* (“friends of the Court”).

# U.S. Supreme Court: Briefs



SUPREME COURT  
OF THE UNITED STATES

[Visiting the Court](#) | [Touring the Building](#) | [Exhibitions](#)

Search:  All Documents  Docket [Advanced Search](#)

Enter Search Text:

[Home](#) | [Search Results](#)

[Opinions](#)

[Oral Arguments](#)

[Case Documents](#)

[Rules & Guidance](#)

[News Media](#)

[About the Court](#)

[Docket Search](#)

[On-Line MERITS BRIEFS](#)

[Orders of the Court](#)

[Orders - Earlier Term](#)

[Orders by Circuit](#)

[Granted/Noted Cases](#)

[Journal](#)

[Special Master Reports](#)

## Merit Briefs

- [Brief for Petitioners James Obergefell and Brittani Henry \(14-556\)](#)
- [Brief for Petitioners Valeria Tanco, et al. \(14-562\)](#)
- [Brief for Petitioners April DeBoer, et al. \(14-571\)](#)
- [Brief for Petitioners Gregory Bourke and Timothy Love \(14-574\)](#)
- [Brief for Respondent Richard Hodges, Director of the Ohio Dept. of Health \(14-556\)](#)
- [Brief for Respondents Richard Snyder, Governor of State of Michigan, et al. \(14-571\)](#)
- [Brief for Respondents William Haslam, et al. \(14-562\)](#)
- [Brief for Respondent Steve Beshear, Governor of Kentucky \(14-574\)](#)
- [Reply Brief for Petitioners James Obergefell, et al. \(14-556\)](#)
- [Reply Brief for Petitioners Valeria Tanco, et al. \(14-562\)](#)
- [Reply Brief for Petitioners April DeBoer, et al. \(14-571\)](#)
- [Reply Brief for Petitioners Gregory Bourke and Timothy Love \(14-574\)](#)

## Amicus Briefs

### In Support of Petitioners

- [Brief for 92 Plaintiffs in Marriage Cases in Alabama, Alaska, Arkansas, Indiana, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Montana, Nebraska, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming](#)

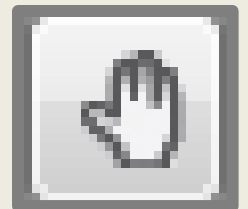
No. 14-556  
Vide 14-562, 14-571, 14-574  
Title: James Obergefell, et al.  
v. Richard Hodges, Director of the Ohio Department of Health  
Docketed: November 14, 2014  
Lower Ct: United States Court  
Case Nos.: (14-3057, 14-3464)  
Decision Date: November 6, 2014

## Questions Presented

~~~~~Date~~~~~ Proceedings and Orders~~~~~  
Nov 14 2014 Petition for a writ of certiorari filed. (Response due December 11, 2014)
Dec 8 2014 Consent to the filing of amicus curiae briefs, in support of either party, filed.
Dec 12 2014 Brief of respondent Richard Hodges, Director, Ohio Department of Health, filed.
Dec 15 2014 Brief amicus curiae of Idaho Governor C.L. "Butch" Otter filed.

Locating other federal dockets

- For recent (2000s – present) federal cases *not* in the U.S. Supreme Court, materials will be found on [PACER](#) (**P**ublic **A**ccess to **C**ourt **E**lectronic **R**ecords).
- PACER requires an individual **username** and **password**, as well as an **associated credit card**.



PACER billing

- Searching and viewing documents on PACER costs **\$0.10/page**.
- Most documents are capped at a maximum **\$3.00** (with some exceptions, like transcripts and large search results).
- Users will not be charged unless their usage exceeds **\$15.00** in a quarterly billing cycle.

UNITED STATES of America,
Plaintiff,

v.

\$890,718.00 in U.S. CURRENCY,
Defendant.

No. 1:03 CV 00263.

United States District Court,
M.D. North Carolina.

May 25, 2006.

Background: Government filed civil action seeking forfeiture of currency allegedly involved in illegal drug activity and food stamp fraud. Claimant who owned home in which the currency was discovered filed answer to the complaint.

Holdings: After a bench trial, the District Court, Beaty, J., held that:

- (1) government sufficiently established that the currency was furnished in exchange for illegal drugs and constituted the proceeds of illegal drug trafficking and other unlawful activity, namely food stamp fraud;
- (2) government sufficiently established that the currency was used to facilitate illegal drug activity; and
- (3) claimant could not establish that he was an innocent owner of the currency.

PACER

If a library user wants to access PACER, the most important things they should know first:

- The billing system!
- The docket number
- The (federal) court

PACER.gov: Find a Case

Manage My Account | Manage My Appellate Filer Account | Case Search Sign I



HOME REGISTER FIND A CASE E-FILE QUICK LINKS HELP CONTACT US



FIND A CASE

- PACER Case Locator
- Court Links
- Search Map
- Automated Telephone Access

INDIVIDUAL COURT SITES

Click a court below to access an individual PACER or Case Management/Electronic Case Files (CM/ECF) site. Visit the respective [court's homepage](#) for more information. (Note: Hover mouse over to see version.)

U.S. Supreme Court

[U.S. Supreme Court](#)

National Locator

[Pacer Case Locator](#)

U.S. Courts of Appeals

[First Circuit - ECF](#)

[First Circuit - BAP - ECF](#)

[First Circuit - BAP](#)

[Second Circuit - NextGen](#)

[Third Circuit - ECF](#)

U.S. District Courts

[Alabama Middle - ECF](#)

[Alabama Northern - ECF](#)

[Alabama Southern - ECF](#)

[Alaska - ECF](#)

[Arizona - ECF](#)

[Arkansas Eastern - ECF](#)

[Arkansas Western - ECF](#)

[California Central - ECF](#)

[California Eastern - ECF](#)

U.S. Bankruptcy Courts

[Alabama Middle - ECF](#)

[Alabama Northern - ECF](#)

[Alabama Southern - ECF](#)

[Alaska - ECF](#)

[Arizona - ECF](#)

[Arkansas Eastern - ECF](#)

[Arkansas Western - ECF](#)

[California Central - ECF](#)

[California Eastern - ECF](#)

- CM/ECF Version Number
- RSS Feed
- Court Information

Choose the appropriate court



Welcome to the U.S. District Court for the North Carolina Middle District

[North Carolina Middle District - Document Filing System](#)

Watch out for **U.S. *Bankruptcy* Courts**
with the same location names!

Click “Query” to search for a case within this court filing system.



**U.S. District Court
North Carolina Middle District
Official Court Electronic Document Filing System**

This message is contained in the file OperationNotice.htm.
You may use this file to alert users to current CM/ECF operational issues.

This Is The Middle District Of North Carolina Live CM/ECF Version 6.1 11/22/2013

This facility is for Official Court Business only. Activity to and from this site is logged. Document filings on this system are subject to the Federal Rule of Civil Procedure 11. Evidence of unauthorized or criminal activity will be forwarded to the appropriate officials.

Welcome to the U.S. District Court for the North Carolina Middle District Electronic Document Filing System. This page is for attorneys and firms participating in the electronic filing system. The most recent version of the Adobe PDF reader can be downloaded by selecting the *PDF Settings* option listed below.

UNITED STATES of America,
Plaintiff,

v.

\$890,718.00 in U.S. CURRENCY,
Defendant.

No. 1:03 CV 00263.

WARNING: Search results from this screen are NOT subject to the 30 page limit on PACER charges. Please be as specific as possible with your search criteria.

Search Clues

[Mobile Query](#)

Case Number

or search by

Case Status: Open Closed All

Filed Date to

Last Entry Date to

Nature of Suit
0 (zero)
110 (Insurance)
120 (Contract: Marine)

Cause of Action
0 (no cause specified)
02:0138 (Library of Congress Access)
02:0358 (President's Recommendations on Exec., Jud. & Leg. Salary)

Last/Business Name Exact matches only

First Name Middle Name

Type

Run Query

Clear

1:03-cv-00263-JAB USA v. \$890,718.00 IN US

JAMES A. BEATY, JR, presiding

Date filed: 03/20/2003

Date terminated: 05/25/2006

Date of last filing: 04/03/2007

[Mobile Query](#)

Query

[Alias](#)

[Associated Cases](#)

[Attorney](#)

[Case File Location...](#)

[Case Summary](#)

[Deadlines/Hearings...](#)

[Docket Report ...](#)

[Filers](#)

[History/Documents...](#)

[Party](#)

[Related Transactions...](#)

[Status](#)

[View a Document](#)

“**Docket Report**” allows you to generate a customized list of filings by date or by document number.

“**History/Documents**” will retrieve a fuller list. (May be more expensive for protracted proceedings.)

Docket Sheet

Case Number

1:03-cv-00263-JAB USA v. \$890,718.00 IN US

 Filed

to

 Entered**Documents**

to

Include:

- Parties and counsel
- Terminated parties
- List of member cases

Document opti

- View multiple

Format:

- HTML (unp
- PDF (pagina

Sort by Oldest date first ▾

Run Report

Clear

History/Documents

 All events (history) **Only events with documents** **Display docket text****Sort by** Oldest date first ▾

Run Query

Clear

PACER Docket Sheet

[Query](#)[Reports ▾](#)[Utilities ▾](#)[Logout](#)

Counter-Defendant

UNITED STATES OF AMERICA

represented by **GILL P. BECK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|-------------------|---|
| 03/20/2003 | | **Case assigned to Magistrate Judge Dixon. AO Code 18RA (fe) (Entered: 03/21/2003) |
| 03/20/2003 | 1 | VERIFIED COMPLAINT of Forfeiture with attached Declaration of Michael S. Stupar, Special Agent of the Drug Enforcement Administration. (fe) (Entered: 03/24/2003) |
| 03/20/2003 | 2 | Application by Plaintiff for Warrant for Arrest of Property (fe) (Entered: 03/24/2003) |
| 03/20/2003 | | See related case(s): 1:02CV898 (fe) (Entered: 03/24/2003) |
| 03/27/2003 | 3 | WARRANT FOR ARREST AND NOTICE IN REM Issued; five (5) certified copies to the US Attorney (K. Mckenzie) (Entered: 03/27/2003) |
| 04/24/2003 | 4 | ACCEPTANCE OF SERVICE by attorney Locke T. Clifford as to CLAYTON WILLIS, Claimant (K. Mckenzie) (Entered: 04/25/2003) |
| 05/12/2003 | 5 | ANSWER to Verified Complaint by CLAYTON WILLIS (K. Welch) (Entered: 05/13/2003) |
| 05/12/2003 | 6 | WARRANT to arrest/release property RETURNED on 4/23/03. Funds already seized on Administrative Seizure, 10/30/02; now being served on Judicial Order, 4/23/03. (N. Dickerson) (Entered: 05/13/2003) |

PACER Docket - receipt

ECF

[Query](#) [Reports ▾](#) [Utilities ▾](#) [Logout](#)

| | | |
|------------|--------------------|---|
| | | Trina) (Entered: 11/21/2006) |
| 11/27/2006 | 73 | USCA Notice of Receipt of Record on Appeal re 62 Notice of Appeal. USCA Case Number: 06-1747. (Law, Trina) (Entered: 11/27/2006) |
| 11/30/2006 | 74 | NOTICE of Change of Address by CLAYTON WILLIS. Updated address: The Salvation Army, Community Corrections Center, 1255 N. Trade Street, Winston-Salem, NC 27102. (Attachments: # 1 Letter dated 8/25/06) (Welch, Kelly) (Entered: 12/06/2006) |
| 04/03/2007 | 75 | OPINION OF USCA affirmed. USCA Case Number: 06-1747. (Law, Trina) (Entered: 04/04/2007) |
| 04/03/2007 | 76 | USCA JUDGMENT as to 62 Notice of Appeal affirms the judgment of the District Court. USCA Case Number: 06-1747. (Attachments: # 1 Mandate) (Law, Trina) (Entered: 04/04/2007) |
| 04/03/2007 | | Appeal Record Returned: re 62 Notice of Appeal in 2 volumes. USCA Case Number: 06-1747. (Law, Trina) (Entered: 04/04/2007) |

PACER Service Center

Transaction Receipt

06/02/2015 15:06:41

| | | | |
|------------------------|------------------|-------------------------|-------------------|
| PACER Login: | du0036:2541504:0 | Client Code: | JLB/webinar |
| Description: | Docket Report | Search Criteria: | 1:03-cv-00263-IAB |
| Billable Pages: | 7 | Cost: | 0.70 |

PACER document retrieval

| Date Filed | # |
|------------|--------------------------|
| 03/20/2003 | |
| 03/20/2003 | <u>1</u> |
| 03/20/2003 | <u>2</u> |
| 03/20/2003 | |
| 03/27/2003 | <u>3</u> |
| 04/24/2003 | <u>4</u> |

- Clicking the **hyperlinks** will **retrieve the full-text document** – and will cost an additional \$0.10/page each time.
- **Download/print documents** to avoid being charged multiple times for the same thing!

Searching PACER

- PACER search options are very limited.
- **PACER Case Locator** will search across all PACER sites for case numbers and/or parties...for a fee.
- *Always* better to know your court and party information before diving into PACER!

PACER Case Locator

Manage My Account | Manage My Appellate Filer Account | Case Search Sign I



HOME REGISTER FIND A CASE E-FILE QUICK LINKS HELP CONTACT US



FIND A CASE

- PACER Case Locator
- Court Links
- Search Map
- Automated Telephone Access

INDIVIDUAL COURT SITES

Click a court below to access an individual PACER or Case Management/Electronic Case Files (CM/ECF) site. Visit the respective [court's homepage](#) for more information. (Note: Hover mouse over to see version.)

U.S. Supreme Court

U.S. Supreme Court

National Locator

Pacer Case Locator

U.S. Courts of Appeals

First Circuit - ECF

First Circuit - BAP - ECF

First Circuit - BAP

Second Circuit - NextGen

Third Circuit - ECF

U.S. District Courts

Alabama Middle - ECF

Alabama Northern - ECF

Alabama Southern - ECF

Alaska - ECF

Arizona - ECF

Arkansas Eastern - ECF

Arkansas Western - ECF

California Central - ECF

California Eastern - ECF

U.S. Bankruptcy Courts

Alabama Middle - ECF

Alabama Northern - ECF

Alabama Southern - ECF

Alaska - ECF

Arizona - ECF

Arkansas Eastern - ECF

Arkansas Western - ECF

California Central - ECF

California Eastern - ECF

- CM/ECF Version Number
- RSS Feed
- Court Information



All Courts

Appellate

Bankruptcy

Civil

Criminal

Multi-District Litigation

Case Search

[Advanced Search](#)

Region

North Carolina x

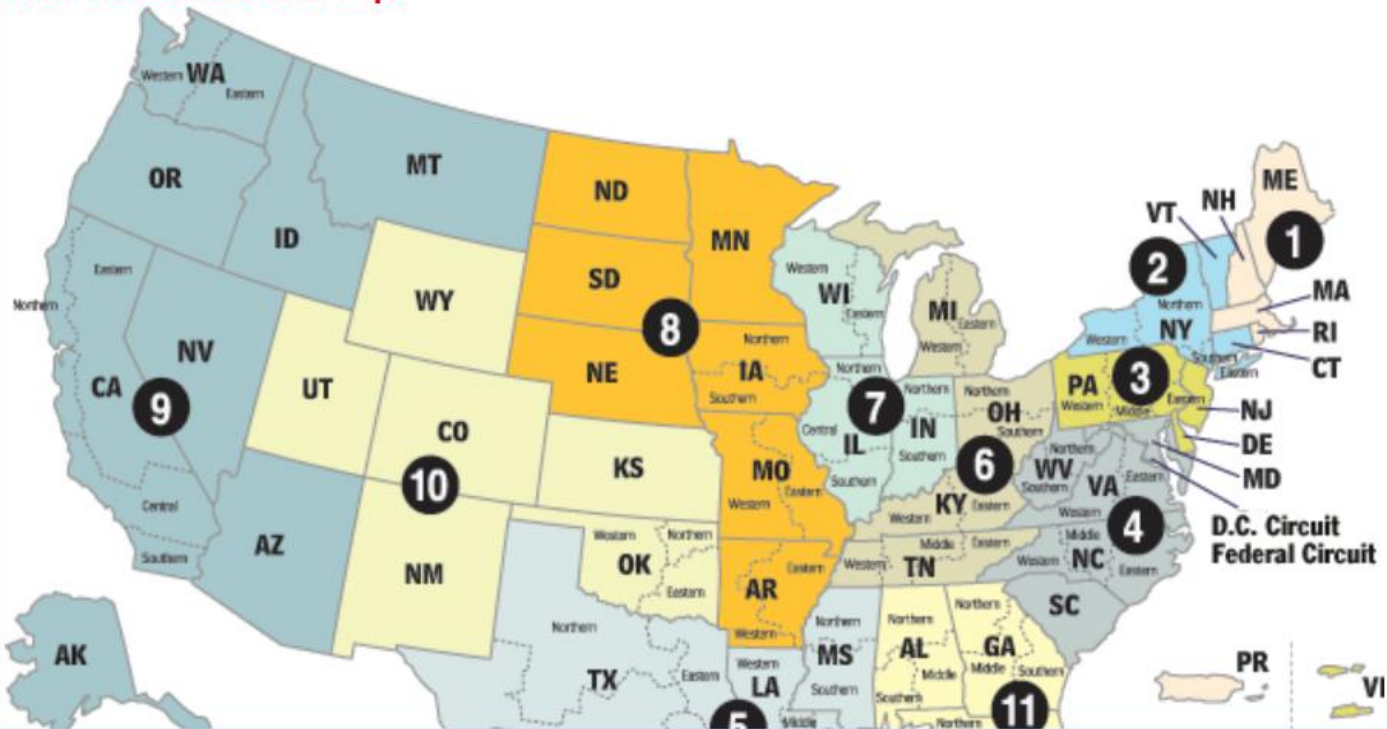
[Map](#)

Case Number

03-00263

Party Se

U.S. Court District Map



The PACER circumstances

normal s available

User: du0036

[Filter Results](#)

[Download](#)

[New Search](#)




Client: JLB/webinar

Search: All Court Types Case Search 03-00263 North Carolina Page: 1

Bankruptcy Results

| Case Title | Court ▼ | Case | Ch | Date Filed | Date Closed | Disposition |
|-----------------------------|---|-------------------------------|--------------------|----------------------------|-----------------------------|--|
| 4 USA v. \$890,718.00 IN US |  ncebke | 5:03-bk-00263 | 13 | 01/22/2003 | 06/14/2005 | Dismissed for Other Reason
05/05/2005 |
| |  ncebke | 8:03-bk-00263 | 13 | 01/09/2003 | 03/31/2004 | Dismissed for Other Reason |

Civil Results

| Case Title | Court ▼ | Case | NOS | Date Filed | Date Closed |
|---|--|---------------------------------|---------------------|----------------------------|-----------------------------|
| 3 Gore v. Southwest Airlines, et al |  ncedce | 5:2003-cv-00263 | 442 | 04/09/2003 | 05/09/2003 |
| 4 USA v. \$890,718.00 IN US |  ncmdce | 1:2003-cv-00263 | 625 | 03/20/2003 | 05/25/2006 |
| 5 Cook, et al v. Anchor Packing Co, et al |  ncwdce | 1:2003-cv-00263 | 368 | 10/23/2003 | 04/02/2004 |

Criminal Results

| Case | Date Filed | Date Closed |
|---------------------------------|----------------------------|-----------------------------|
| 5:2003-cr-00263 | 09/04/2003 | 03/02/2004 |
| 5:2003-cr-00263 | 09/04/2003 | 03/02/2004 |
| 5:2003-mi-00263 | 05/22/2003 | 01/25/2007 |
| 5:2003-mi-00263 | 05/22/2003 | 01/25/2007 |
| 1:2003-cr-00263 | 07/28/2003 | 03/30/2004 |
| 1:2003-cr-00263 | 07/28/2003 | 03/15/2004 |

Appellate Results

| Case | NOS | Date Filed | Date Closed |
|-------------------------|---------------------|----------------------------|-----------------------------|
| 03-0263 | 1 | 09/15/2003 | 10/09/2003 |

4 USA v. \$890,718.00 IN US

PACER Service Center

Receipt 06/02/2015 14:18:20 174917059

User du0036

Client JLB/webinar

Description All Court Types Case Search

03-00263 North Carolina Page: 1

Pages 1 (\$0.10)



Justia Dockets & Filings

- <http://dockets.justia.com>
- **Free front-end search** for federal docket information back to 2004.
- Some free documents; otherwise links into PACER.
- Good option to **confirm docket # and court information** before incurring PACER charges.

Federal cases, dockets and filings from U.S. District Courts and U.S. Courts of Appeal

Search for Cases

| | |
|--------------|---|
| Party Name: | <input type="text" value="led zeppelin"/> |
| Judge: | <input type="text" value="Enter Judge Name"/> |
| Filed In: | <input type="text" value="Federal Appellate & District Courts - All"/> |
| Type: | <input type="text" value="All Lawsuit types"/> |
| Show: | <input checked="" type="radio"/> All Case Filings
<input type="radio"/> Only Case Filings with Downloadable Opinions or Orders |
| Cases Filed: | <input checked="" type="radio"/> All Dates
<input type="radio"/> Between <input type="text" value="1"/> <input type="text" value="Jan"/> <input type="text" value="2004"/> and <input type="text" value="6"/> <input type="text" value="Jun"/> <input type="text" value="2015"/> |

Cases

Cases 1 - 2 of 2

MICHAEL SKIDMORE v. LED ZEPPELIN et al

Filed: May 8, 2015 as 2:2015cv03462

Defendant: Atlantic Recording Corporation, John Paul Jones, ROBERT ANTONIO

Plaintiff: MICHAEL SKIDMORE

Court: Ninth Circuit › California › California Central District Court

Type: Intellectual Property › Copyright

SKIDMORE v. ZEPPELIN et al

Filed: May 31, 2014 as 2:2014cv03089

Plaintiff: MICHAEL SKIDMORE

Defendant: LED ZEPPELIN, JAMES PATRICK PAGE, ROBERT ANTHONY

Cause Of Action: Copyright Infringement

Court: Third Circuit › Pennsylvania › Pennsylvania Eastern District Court

Type: Intellectual Property › Copyrights



- 2 results, 2 different courts, for what looks to be the same case.
- Note filing dates.

Disclaimer: Justia Dockets & Filings provides public litigation records from the federal appellate and district courts. These filings and docket sheets should not be considered findings of fact or liability, nor do they necessarily reflect the view of Justia.

Available Case Documents

 [Follow case documents by RSS](#)

The following documents for this case are available for you to view or download:

| Date Filed | # | Document Text |
|-------------|----|--|
| May 6, 2015 | 54 |  MEMORANDUM AND/OR OPINION. SIGNED BY HONORABLE JUAN R. SANCHEZ ON 5/6/2015. 5/6/2015 ENTERED AND COPIES E-MAILED.(sg,) |
| May 6, 2015 | 55 |  ORDER THAT DEFENDANTS MOTION TO DISMISS OR TRANSFER IS GRANTED IN PART AS THE DEFENDANTS SEEK TO HAVE THIS CASE TRANSFERRED TO THE U.S.D.C. FOR THE CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION. IT IS FURTHER ORDERED THAT THE THIS CASE SHALL BE TRANSFERRED FORTHWITH TO THE U.S.D.C. FOR THE CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION. SIGNED BY HONORABLE JUAN R. SANCHEZ ON 5/6/2015. 5/6/2015 ENTERED AND COPIES E-MAILED.(sg,) |

Access additional case information on PACER

Use the links below to access additional information about this case on the US Court's PACER system. A subscription to PACER is required.

[Access this case on the Pennsylvania Eastern District Court's Electronic Court Filings \(ECF\) System](#)

MICHAEL SKIDMORE v. LED ZEPPI

[Mobile Query](#)

Query

[Alias](#)

[Associated Cases](#)

[Attorney](#)

[Case File Location...](#)

[Corporate Parents](#)

[Docket Report ...](#)

[History/Documents...](#)

Defendant: Atlantic Recording Corporation, John Paul Jones, ANTHONY PLANT, James Patrick Page, Rhino Company, SUPER HYPE PUBLISHING, INC., Warner Corp, Warner/Chappell Music Inc and LED ZEPPI

Plaintiff: MICHAEL SKIDMORE

Case Number: 2:2015cv03462

Filed: May 8, 2015

Court: California Central District Court

Presiding Judge: R. Gary Klausner

Referring Judge: Alicia G. Rosenberg

Nature of Suit: Copyright

Access additional case information on PACER

Use the links below to access additional information about this case on the PACER system. A subscription to PACER is required.

Access this case on the California Central District Court's Electronic Court

Save a bit on search costs with Justia's direct link into the case on PACER.

[68](#) Filed & Entered: 05/20/2015 Answer to Complaint

[69](#) Filed & Entered: 05/20/2015 Answer to Complaint

[70](#) Filed & Entered: 05/21/2015

[71](#) Filed: 05/27/2015
Entered: 05/28/2015

To accept charges shown below, click on the 'View Document' button, otherwise click the 'Back' button on your browser.

Pacer Service Center

Transaction Receipt

Mon Jun 8 11:52:09 2015

| | | | |
|------------------------|------------------|---------------------|-----------------------|
| Pacer Login: | du0036:2541504:0 | Client Code: | JLB/webinar |
| Description: | Image68-0 | Case Number: | 2:15-cv-03462-RGK-AGR |
| Billable Pages: | 30 | Cost: | 3.00 |

The document you requested is 32 pages. You will only be billed for 30 pages.

[View Document](#)

| | |
|------------------------|---------|
| PACER | |
| Transaction | |
| 06 | |
| PACER Login: | du0036 |
| Description: | History |
| Billable Pages: | 2 |
| Cost: | 0.20 |

12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA**
14 **WESTERN DIVISION**

15 MICHAEL SKIDMORE, as Trustee for)
16 the Randy Craig Wolfe Trust,)

17 Plaintiff,)

18 vs.)

19 LED ZEPPELIN, JAMES PATRICK)
20 PAGE, ROBERT ANTHONY PLANT,)
21 JOHN PAUL JONES, SUPER HYPE)
22 PUBLISHING, INC., WARNER)
23 MUSIC GROUP CORP., parent of)
WARNER/CHAPPELL MUSIC, INC.,)
ATLANTIC RECORDING)
CORPORATION, RHINO)
ENTERTAINMENT COMPANY,)

Defendants.)

Case No. 2:15-cv-03462 RGK (AGR)

ANSWER OF DEFENDANTS

JAMES PATRICK PAGE,
ROBERT ANTHONY PLANT AND
JOHN PAUL JONES

¹ Plaintiff has named "Led Zeppelin" as a Defendant. Led Zeppelin is not a legal entity capable of suit. Messrs. Page, Plant and Jones performed with John Bonham, deceased, as the musical group professionally known as Led Zeppelin.

13 therein.

14 9. Answering paragraph 9 of the First Amended Complaint, Defendants
15 are without knowledge or information sufficient to form a belief as to the truth of the
16 allegations contained therein and, on that basis, deny the allegations contained
17 therein, except respectfully refer the Court to the May 1993 issue of Guitar World
18 for the full text thereof.

19 10. Deny each and every allegation in paragraph 10 of the First Amended
20 Complaint, except admit that on occasion Defendants have entered into agreements
21 to correct an error in songwriter credits or to resolve disputed claims.

22 11. Answering paragraph 11 of the First Amended Complaint, including the
23 First Amended Complaint's footnote 1, Defendants admit that Led Zeppelin has
24 been called one of the greatest bands in history and its members were and are
25 exceptionally talented, but otherwise deny each and every allegation contained in
26 paragraph 11 of the First Amended Complaint.

27 ///

28 ///

PacerPro.com

Free

Free!

For individuals

Up to 2 Bulk Downloads / Month

Up to 2 Followed Cases

Join

How This Works

Access to PacerPro's document archive is free. Only when you explicitly request information from PACER do we use your credentials to fetch information directly from official court sites. Additionally:

- We store and transmit PACER credentials in a secure manner using industry standard encryption
- We use your credentials and client codes to make PACER requests on your behalf
- Standard PACER fees apply for searches, docket updates and documents not currently in our archive

RECAP extension/archive

Welcome to the RECAP Archive

The RECAP Archive is your portal to the documents gathered by the RECAP Firefox Extension. By using our clean search interface below, you now have instant access to millions of U.S. Federal District and Bankruptcy Court documents, without charge.

Start searching through the RECAP court document repository! Enter search terms below:

Search for cases below. Click "Advanced Search" to refine your search.

SEARCH

> Advanced Search

Search Tips

RECAP is a project of Princeton University's [Center for Information Technology Policy](#) and the non-profit [Free Law Project](#).
Site content licensed under [Creative Commons Attribution 3.0 Unported](#) -- [Copyright Infringement](#) -- [Terms of Use](#)



- [RECAPthelaw.org](https://www.recapthelaw.org)
- Browser extension populates the free archive with user downloads from PACER.

State Courts

- **No uniformity among state courts** about online access or availability.
- Some free; some fee; some not available.
- Generally, check **court's website** for dockets and filings; then consult **court clerk's office** for more information.



Welcome to eCourts

Using our free case information services you can find future appearance dates for cases in Criminal, Family and Housing Court. You may also view information on both active and disposed cases in Civil Supreme and Local Civil Courts, and by signing up for our eTrack case tracking service you can receive email updates and appearance reminders for Civil Supreme and Local Civil Court cases.

WebCivil Local

WebCivil Local contains cases from all the local Civil Courts in New York State (61 City Courts, the District Courts in Nassau and Suffolk Counties, and the New York City Civil Courts). You may search for cases by Index Number, Party Name, Attorney/Firm Name or Judge, and produce calendars for a specific Attorney/Firm or by Judge or Part. For a complete list of all the courts click [here](#).

[» WebCivil Local](#)

WebCivil Supreme

WebCivil Supreme contains information on both Active and Disposed Civil Supreme Court cases in all 62 counties of New York State. You may search for cases by Index Number, Party Name, Attorney/Firm Name or Justice, and produce calendars for a specific Attorney/Firm or by Justice or Part. Sign up for our eTrack case tracking service and receive email updates and appearance reminders for cases you wish to follow.

[» WebCivil Supreme](#)
[» !\[\]\(dd161862f9164df98f62b726e9846241_img.jpg\) WebCivil Supreme Mobile](#)

WebCrims

WebCivil provides access to civil docket information & motions back to 1983. Some full-text documents.

WebCivil Local

WebCivil Supreme

WebCrims
(Public)

WebCrims
(Registered Users)

WebFamily

WebHousing

eTrack

Decisions

Electronic Filing

Contact Us



eCourts Home

CA: Online Services

LA COURT

Online Services

The Los Angeles Superior Court provides many online resources and more.

Online Services by Court Division

All

Fee Schedule³

| | |
|---|---------|
| Civil Documents 1-5 pages per document (fee per page) | \$1.00 |
| 6+ additional pages per document (fee per page) | \$0.40 |
| Maximum per document | \$40.00 |

Case Summary - Appellate

You can get a summary of your appellate case. All you need is your case number.

[Access Now](#)

Tentative Rulings - Appellate

You can search by case number or location for tentative rulings made in appellate cases.

[Access Now](#)

Civil Case Document Images - Civil

You can download scanned images of civil case documents (Cases filed in Stanley Mosk Courthouse).

[Access Now](#)

Civil Party Name Search - Civil

You can search parties of record and participants for civil, small claims, family law and probate cases to find your case number.

[Access Now](#)

North Carolina Supreme Court and Court of Appeals Electronic Filing Site and Document Library



[Home](#) | [FAQ](#) | [Search](#) | [Register](#) | [Login](#) | [Reset Password](#) | [Upload Document](#) | [Links](#) | [R](#)

needed if you intend to FILE documents with either the NC Supreme Court or the NC Court of Appeals.

of Appeals you cannot e-file TPR 3.1 cases, Records, 9(b)(5) Supplements, or Memos of Additional Author

Search Document Library

Search Fields

Values

Attorney's First Name:

Attorney's Last Name:

Case Number:

Case Title:

Party Name:

Filed After (date):

Filed Before (date):

File Type:

Court:

Search Condition:

Search Type:

| |
|------------|
| |
| |
| |
| |
| |
| mm/dd/yyyy |
| mm/dd/yyyy |
| Any Type ▼ |
| Either ▼ |

And

Or

Approximate

Exact

Search

Favorites

- ❖ [Appellate Reporter](#)
- ❖ [Background Checks](#)
- ❖ [Careers](#)
- ❖ [Civil eFiling Pilot](#)
- ❖ [Court of Appeals](#)
- ❖ [COA Docket Sheets](#)
- ❖ [Court Calendars](#)
- ❖ [Court Costs](#)
- ❖ [Court Directions](#)
- ❖ [Court Opinions](#)
- ❖ [Court Survey](#)
- ❖ [Criminal Court](#)
- ❖ [District Court](#)
- ❖ [Forms Search](#)
- ❖ [Guardian ad Litem](#)
- ❖ [Interpreters & Language Access](#)
- ❖ [Local Rules/Forms](#)
- ❖ [Magistrates](#)
- ❖ [Mediators](#)
- ❖ [Pre Foreclosure Filings](#)
- ❖ [SC Docket Sheets](#)
- ❖ [SelfServe Center](#)
- ❖ [Small Claims](#)
- ❖ [Supreme Court](#)
- ❖ [Training](#)
- ❖ [Trial and Appellate Court Rules](#)

Additional case materials

Oral argument audio or video may be available outside of usual filing systems.

- **U.S. Supreme Court:** [Oral Arguments](#) (2010 -); [OYEZ Project](#) (1955 -)
- [U.S. Circuit Courts: Oral argument audio links](#)
- [N.Y. Court of Appeals: webcasts & transcripts](#)

Recent cases: key points

- **Determine key case information** in advance.
- Check **PACER** (most federal) or **court websites** (U.S. Supreme Court & state courts) for possible online filings (possibly for a fee).
- Contact **court clerk's office** if unable to locate materials online.

RESEARCHING HISTORICAL CASES

Gathering background

- Largely the same process as with recent cases.
- **Opinions** are very helpful starting places, providing key information about the court, docket/reporter citation, and parties.
- Opinions may even include some **transcription of argument or background** by the case reporter.

SWAIN *v.* TILLET.

ROSALIND HAYMAN SWAIN *v.* ELIZABETH H. TILLET, ADMINISTRATRIX OF THE ESTATE OF HERMAN A. TILLET; ELIZABETH H. TILLET, INDIVIDUALLY, AND RADFORD TILLET.

(Filed 20 January, 1967.)

APPEAL by defendants from *Hubbard, J.*, January 1966 Session of DARE.

Plaintiff instituted this action to recover damages for personal injuries inflicted upon her by an animal. She alleges that the animal was a buck deer kept by defendants, who negligently permitted it to roam at large after notice of its vicious propensities. Both plaintiff and defendants offered evidence. Taken in the light most favorable to plaintiff, the evidence tends to show:

Defendant Elizabeth H. Tillett is the widow and administratrix

have the game warden come and get him in the morning.”

The evidence for both plaintiff and defendants tended to show that there were wild deer in the vicinity. Plaintiff, however, testified positively that it was not a wild deer which attacked her:

“It was Lizzie’s and Herman’s and Radford’s deer. I know it. I watched it grow up. He had a way he would straighten his legs stiff, and he would jump up and down like that (demonstrating with hands), and a wild deer won’t run you besides, and won’t do that. A wild deer won’t run you and won’t straighten his legs stiff and jump up and down. A wild deer won’t go in a house. A wild deer will run the minute he smells you. It was a tame deer.”

Defendants’ evidence tended to show: The Tillett fences were

This 5-page **summary of the case’s prior history** is not part of the N.C. Supreme Court judge’s opinion.

The opinion text begins after **“Sharp, J.”**

*Aydlett & White and Frank B. Aycock, Jr., for plaintiff.
Russell E. Twiford and John H. Hall for defendants.*

ponies; that they some
they had never experie
that he saw the deer “o

SHARP, J. Defendants assign as error the failure of the court to sustain their respective motions for nonsuit. Radford Tillett contends that he has no responsibility for the deer’s actions because he

Records & Briefs sets

- Appellate courts may provide sets of **records & briefs** to area libraries, which contain additional case materials provided to the court at the time of filing.
- For more **in-depth research of a case which was appealed**, this is a great place to begin.

What's in the records & briefs?

- Briefs from the appealing party (**appellant** or **petitioner**) and reply brief from the other party (**appellee** or **respondent**).
- Record of the trial court: **lower court opinion** (often unpublished elsewhere); selected or complete **transcript**; affidavits or other **filings**.

SUPREME COURT OF NORTH CAROLINA

Fall Term, 1966

ROSALIND HAYMAN SWAIN

v.

From Dare

ELIZABETH H. TILLETT, Administra-
trix of the Estate of Herman A.
Tillett; ELIZABETH H. TILLETT, In-
dividually, and RADFORD TILLETT.

I N D E X

Statement as to Summons ----- 1
 Complaint ----- 1
 Answer ----- 5
 Issues and Verdict ----- 7
 Judgment and Appeal Entries ----- 7
 Stipulation ----- 8
 Case on Appeal ----- 9
 PLAINTIFF'S EVIDENCE:
 Rosalind Swain ----- 9
 Dr. Z. D. Owens ----- 19
 Oma Pearl Tillett ----- 23
 Billy Gray ----- 25
 Defendants' Motions for Judgment
 as of Nonsuit ----- 27
 DEFENDANTS' EVIDENCE:
 Frank Richlie ----- 27
 Rev. Horace McLaurin ----- 28
 Mrs. Elizabeth H. Tillett ----- 29
 Radford Tillett ----- 34
 A. L. Hines, Jr. ----- 38
 Mrs. Tom Beacham ----- 40
 Alonza Harris ----- 41

Jack Twiford ----- 42
 Mrs. Alma Hayman ----- 42
 Mrs. Alma Finn ----- 42
 Orville Baum ----- 43
 Jack Finn ----- 44
 Aubrey Harris ----- 44
 Mattie Richlie ----- 45
 Tom Beacham ----- 45
 Adolphus Hines ----- 46
 Mrs. Marjorie Tillett ----- 47
 Jepp Harris ----- 48
 Edgar Perry ----- 49
 Foster Forbes ----- 49

PLAINTIFF IN REBUTTAL:

Mrs. Oma Pearl Tillett(RECALLED) 51
 Defendants' Motions at close of
 evidence ----- 51
 Charge of the Court ----- 52
 Further Exceptions to Charge ---- 59
 Stipulation of Counsel ----- 60
 Grouping of Exceptions and
 Assignments of Error ----- 61

Thereafter, to wit, at January Session, 1966, said cause came on for trial before the Court and a jury, with The Honorable Howard H. Hubbard, Judge Presiding, and upon said trial the following issues were submitted to the Jury and the Jury returned its verdict as set out therein; and thereupon the Court entered the following judgment, said issues, verdict, judgment and appeal entries being in words and figures as follows:

ISSUES (AND VERDICT) (Filed Jan. 13, 1966)

1. Was the plaintiff, Mrs. Rosalind Swain, injured by the negligence of the defendant Elizabeth H. Tillett, as alleged in the Complaint?

ANSWER: Yes.

2. Was the plaintiff, Mrs. Rosalind Swain, injured by the negligence of the defendant Radford Tillett, as alleged in the Complaint?

ANSWER: Yes.

3. What amount of damages, if any, is the plaintiff, Mrs. Rosalind Swain, entitled to recover?

ANSWER: \$5,000.00.

JUDGMENT (Filed January 13, 1966)

PRESENT HIS HONOR HOWARD H. HUBBARD, JUDGE PRESIDING.

This cause coming on to be heard, and being heard before Judge and Jury, and the Jury having answered the issues as appear of record herein;

Lower court judgment

-8-

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the plaintiff have and recover of the defendant Elizabeth H. Tillett, both as Administratrix of the Estate of Herman A. Tillett and individually, and of the defendant Radford Tillett, the sum of \$5,000.00. Let the defendants pay the costs of this action.

This the 13th day of January, 1966.

/s/ HOWARD H. HUBBARD
Judge Presiding.

Testimony

far as from here to the back of the courtroom (50 feet); and I was scared and did not know what to do, and I remembered about a ladder that went up into the attic of the garage and as I tried to get to the ladder, about five feet away, the deer jumped up and down and hit me in my stomach and knocked me down, and

knocked
hit the
back,
and he
that s
was be
get ou
ladder

as I tried to get to the ladder, about five feet away, the deer jumped up and down and hit me in my stomach and knocked me down, and knocked a big oil stove on top of me. My back hit the post inside the garage, and he came on back, I took hold of the post and climbed up,

The
grabbe
and hi
those

lawn mower handle, fell over the lawn mower,

and into a box out, I got out foot into the ing to pull my there and jump filled with bo lot of those b leg, and broke and came right my knee-cap of screaming just the time he ch

there and jumped over the top of a big tub filled with bottles and jugs; he broke up a lot of those bottles, and he kicked me on my leg, and broke my leg. He charged me two times, and came right back another time and knocked my knee-cap off, and then he backed out. I was screaming just as hard as I could scream from the time he charged me the first time.

I got the go crotch again, and Dr. Owens arm and hand.

Frank Richlie came and threw a bottle or something at him, and I heard it break. The

MRS. TOM BEACHAM testified as follows:

I live in Kitty Hawk and have lived there for the past ten years, about 1-1/2 to 2 miles from where Mrs. Elizabeth Tillett lives.

Q State whether or not you yourself have ever been attacked or threatened with an attack from a wild deer?

Objection - Sustained - EXCEPTION #4.

(THE JURY RETIRES to the Jury Room.)

(If permitted, the witness would have answered: "Yes.")

Q Would you go ahead, please, and state what the deer did or attempted to do in your presence, where you were and what you did?

Objection - Sustained - EXCEPTION #5.

(If permitted, the witness would have answered: "He was about 20 feet from my front door, and it was a big buck, and three or four does, and I tried to chase them out. They all ran but the big buck. He shook his head and pawed at the ground, and proceeded to chase me, and I went in the house.")

Q Now, where was that?

Objection - Sustained - EXCEPTION #6.

(If permitted, witness would have answered: "That was in my front yard in Kitty Hawk village.")

(JURY IS RETURNED TO COURTROOM)

I have seen wild deer in the immediate vicinity of my home in the Kitty Hawk community, and I have seen from one to five at the time, and

Testimony

The exclusion of Mrs. Beacham's testimony resulted in the order of a new trial by the N.C. Supreme Court.

this has been throughout the years. I have no interest in this lawsuit.

CROSS EXAMINATION

I live up in the woods, about half a mile from the main road. The deer I saw were half a mile back in the woods. We have a private road, four families. There are woods on each side of our road, and the woods surround my house. Mrs. Elizabeth Tillett lives in the settled village of Kitty Hawk. The nearest I ever saw a wild deer in the vicinity of Mrs. Elizabeth Tillett's home was around the post office, which is less than a quarter of a mile from her home.

Formats for records & briefs

- Records and briefs exist in **print, microforms, and digital formats.**
- May be organized by **docket number or case reporter citation.**
- Inclusion may be **irregular.**



Locating records & briefs

- Whiteman & Campbell's *A Union List of Appellate Court Records and Briefs: Federal and State* (1999) is a good starting place, although its holdings have grown outdated.
- [WorldCat](#) may also assist in locating records & briefs, although set titles are often supplied by catalogers and may vary.

Subscription services

Some databases offer access to digitized records and briefs.

- [The Making of Modern Law](#): U.S. Supreme Court Records & Briefs 1832-1978
- [LLMC Digital](#): New York and California state records
- [HeinOnline](#): New York Court of Appeals records & briefs

Other digitization projects

- [Virginia Supreme Court Records](#)
(Washington & Lee Law Library)
- [Florida Supreme Court Briefs & Opinions](#) (FSU Law Library)
- **UNC Law Library** is [in the process of digitizing North Carolina records & briefs.](#)

FINAL REVIEW

Key information

- **Party names**
- **Court** location and appellate level
- Case **docket number** and/or **reporter citation**
- **Date** of filing and/or court opinion
- **News sources** may assist with finding this info (and may actually be the most accessible sources for your patron).

Online availability

- Aside from **PACER**, no real uniformity in online availability of materials.
- **State courts vary widely** in available information.
- Some public and private entities are **digitizing records & briefs**, but not comprehensively online yet.

Getting help

- **Clerk's office in the court** where the case was filed can advise what is available.
- **Area law school libraries** may have received print or microform sets of records & briefs.
- **National Archives or state archives** may retain additional case materials.

“But...then what happened?”

- When **new trials are ordered by an appellate court** (like in *Swain v. Tillett*), it can be hard to track down the ultimate “outcome” of the case.
- Trial-level court orders tend to be **unpublished**; settlements may also occur.
- Will likely require some **archival research**.

- Cleveland Co
- Columbus Co
- Craven Count
- Cumberland C
- Currituck Cou
- Dare County
- Administr
- Bastardy E
- Civil Actio
- Civil A
- Civil A
- County Ac
- Criminal A
- Divorce R
- Election R
- Estates Re
- Guardians
- Land Sale

- Mars
- Dare County
- Civil Action Paper

Provenance

Click on item to view record.

Title Civil Action Papers

Years: 1869-1966, no date

Creator: Clerk of Superior Co

Languages:

Call Number: CR.031.325.1 - CR.

Location: 328 (Archive Stacks)

MARS Id: 231.30.1 (Box)

Other Ids:

Physical Description:

Quantity: 14 Fibredex box(es)

Other Copies:

Related Materials:

Arrangement: Chronological

Abstract:

Scope / Contents:

Index Terms:

Source / Donor:

Obituaries

Rosalind Hayman Swain

KITTY HAWK —Rosalind Hayman Swain, 100, of O'Neal Lane, Kitty Hawk, died Friday, May 3, at her residence.

She was a native of Kitty Hawk, a seamstress for the U.S. Government during WWI and a cook on a supply ship during WWII. Mrs. Swain helped start the Kitty Hawk schools, managed the hunting club at Martin's Point and was a member of the Kitty Hawk United Methodist Church. She was a florist and an avid interest in gardening. Mrs. Swain's nursery was known locally as "Rosalind's Garden."

She was the daughter of the late Daniel Webster and Mrs. Mary Elizabeth Perry Hayman and the widow of James Hickey Swain.

Mrs. Swain is survived by three daughters: Oma Pearl DeLaune Tillett and Frances DeLaune Hard, both of Kitty Hawk and Rosemarie Swain Burney of Taylor, Tex.; four half sisters: Stella Jordan of Aydlett, Millicent Lohman, Many Dan Fant and Bessie Mae Johnson, all of Norfolk, Va.; four grandchildren, 14 great-grandchildren and 10 great-great-grandchildren.

A graveside service will be con-

Questions? (Now or later)

Jennifer L. Behrens

Head of Reference Services

J. Michael Goodson Law Library

Duke University School of Law

behrens@law.duke.edu

(919) 613-7198

<http://law.duke.edu/fac/behrens/>

Slides will be posted at <http://www.nclaonline.org/government-resources/>.

Please fill out an evaluation form!