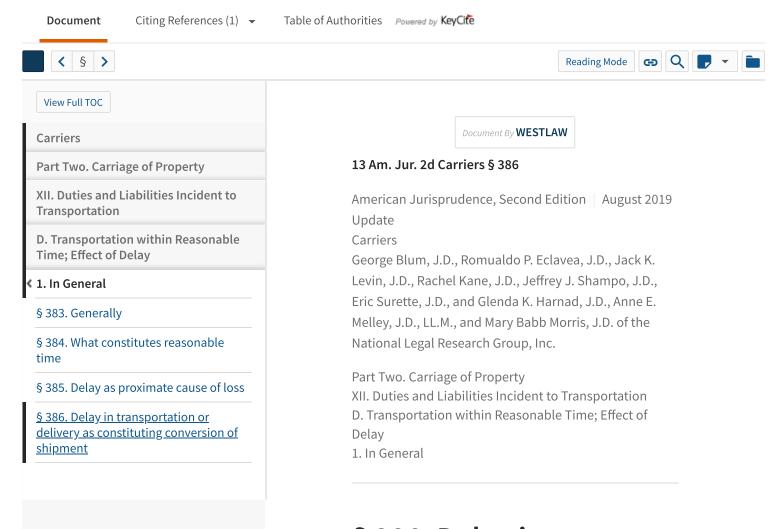
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§ 386. Delay in transportation or delivery as constituting conversion of shipment

Topic Summary | Correlation Table | References

West's Key Number Digest

West's Key Number Digest, Carriers 96



A carrier's delay in transporting and delivering of goods generally does not constitute a conversion of the property. ¹ A consignee may not be permitted to refuse to accept the goods and recover their full value as for a conversion but may be compelled to receive them unless the delay has destroyed the value of the goods entirely or caused what is equivalent to a total loss. ²

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Footnotes

Eastern Shore of Virginia Produce Exchange v. New York Cent. R. Co., 97 F.2d 565 (C.C.A. 4th Cir. 1938).

As to acts constituting conversion, generally, see Am. Jur. 2d, Conversion §§ 20 to 50.

Chicago, R.I. & P. Ry. Co. v. Albert Pfeifer & Bro., 90 Ark. 524, 119 S.W. 642 (1909);
Hutchison Grocery Co. v. Louisville & N.R. Co., 230 Ill. App. 291, 1923 WL 3310 (4th Dist. 1923); St. Louis & S. F. Ry. Co. v. Dreyfus, 1913 OK 344, 37 Okla. 492, 132 P. 491 (1913).

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