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Cases	00
Practical Guidance	00
Treatises	00
Arguments	00

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Cited in your document (68)

 Warning	1
 Questioned	0
 Caution	19
 Positive	4
 Neutral	18
 Unverified	19
 No Signal	7

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Jurisdiction (15)

3rd Circuit, 6th Circuit, U.S. Supreme Court, 4th Circuit, 9th Circuit, 8th Circuit, 2nd Circuit, 10th Circuit, 11th Circuit, 7th Circuit, 5th Circuit, Maryland, Pennsylvania, Maine, Connecticut

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1.  [Daubert v. Merrell Dow Pharmas., Inc.](#)

Cases U.S. | June 28, 1993 | 509 U.S. 579

Discussion Level  Cited

OVERVIEW: Admission of expert evidence based on recalculation of study data was reliable and admissible under federal evidence rules to show drug caused petitioners' birth defects; federal evidence rules superceded common law's standard for reliability.

2.  [McTernan v. City of York](#)

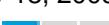
Cases 3d Cir. Pa. | April 27, 2009 | 564 F.3d 636

Discussion Level  Cited

OVERVIEW: Facts issues remained concerning whether officer's directive to pro-life advocate not to walk in alley where rear entrance to reproductive health clinic was located violated advocate's rights to freedom of religion or speech, since extent of safety hazard, general applicability of restriction, and necessity for burden on expression were unclear.

3.  [Ashcroft v. Iqbal](#)

Cases U.S. | May 18, 2009 | 556 U.S. 662

Discussion Level  Cited

OVERVIEW: A detainee who was designated a person "of high interest" to the September 11 investigation had his claims against a former U.S. Attorney General and the Director of the Federal Bureau of Investigation dismissed because his complaint did not make his claims of invidious discrimination plausible as required by Fed. R. Civ. P. 8(a)(2).

4.  [Bell Atl. Corp. v. Twombly](#)

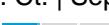
Cases U.S. | May 21, 2007 | 550 U.S. 544

Discussion Level  Cited

OVERVIEW: Telephone and Internet service subscribers failed to state a claim against local exchange carriers for violation of § 1 of the Sherman Act, since allegations of parallel anticompetitive conduct by the carriers, in the absence of plausible factual allegations of a preceding agreement, did not preclude identical and reasonable independent conduct.

5.  [Brown v. Progressive Ins. Co.](#)

Cases Pa. Super. Ct. | September 8, 2004 | 860 A.2d 493

Discussion Level  Cited

OVERVIEW: JNOV was entered in favor of auto insurer; the record did not support a finding of bad faith against the insurer but instead showed that the insurer never deceived deceased's administrator or forced him to settle a case for less than it was worth.

6.  [Johnson v. Progressive Ins. Co.](#)

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Cases Pa. Super. Ct. | December 28, 2009 | 987 A.2d 781Discussion Level  Cited

OVERVIEW: A trial court properly granted an insurer summary judgment in the insured's statutory bad faith insurance claim asserted pursuant to 42 Pa.C.S. § 8371 as the insurer committed no misconduct in handling the insured's underinsured motorist benefits claim and the facts showed merely a dispute over the value of the claim.

7.  [McDonough v. State Farm Fire & Cas. Co.](#)**Cases** Eastern Dist. Pa. | February 7, 2019 | 2019 U.S. Dist. LEXIS 19806Discussion Level  Cited8.  [Kosmalski v. Progressive Preferred Ins.](#)**Cases** Eastern Dist. Pa. | May 2, 2018 | 2018 U.S. Dist. LEXIS 74124Discussion Level  Cited9.  [Jones v. Allstate Ins. Co.](#)**Cases** Eastern Dist. Pa. | June 19, 2017 | 2017 U.S. Dist. LEXIS 93673Discussion Level  Cited10.  [Soldrich v. State Farm Fire & Cas. Co.](#)**Cases** Eastern Dist. Pa. | November 24, 2015 | 2015 U.S. Dist. LEXIS 159125Discussion Level  Cited11.  [Atiyeh v. Nat'l Fire Ins. Co.](#)**Cases** Eastern Dist. Pa. | September 27, 2010 | 742 F. Supp. 2d 591Discussion Level  Cited

OVERVIEW: An insured's bare-bones conclusory allegations did not state a plausible bad faith claim under 42 Pa. Cons. Stat. § 8371. The insured presented no factual support from which the court could have concluded that an insurer's actions in investigating and evaluating the insured's claim for property loss due to frozen pipes were unreasonable.

12.  [Pasqualino v. State Farm Mut. Auto. Ins. Co.](#)**Cases** Eastern Dist. Pa. | May 28, 2015 | 2015 U.S. Dist. LEXIS 69318Discussion Level  Cited

OVERVIEW: The complaint did not provide enough factual allegations to make a plausible inference that the defendant lacked a reasonable basis for denying benefits and knew or recklessly disregarded its lack of a reasonable basis. The allegations were conclusory statements without supporting facts.

13.  [Zaloga v. Provident Life & Accident Ins. Co. of Am.](#)**Cases** Middle Dist. Pa. | November 24, 2009 | 671 F. Supp. 2d 623Discussion Level  Cited

OVERVIEW: Insurance companies' motion to dismiss the insured's claim for violations of the Pennsylvania Unfair Trade Practices and Consumer Protection Law, 73 Pa. Stat. Ann. §§ 201-1 to 201-9.3 was denied because the facts alleged by the insured injected the question of the propriety of the insurance companies' behavior in performing their duty.

14.  [Moninghoff v. Tillet](#)**Cases** Eastern Dist. Pa. | June 28, 2012 | 2012 U.S. Dist. LEXIS 190896Discussion Level  Cited15.  [Wagner v. State Farm Mut. Auto. Ins. Co.](#)

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Cases Eastern Dist. Pa. | February 20, 2014 | 2014 U.S. Dist. LEXIS 194554
 Discussion Level  Cited

16.  [Weyerhaeuser Co. v. Ross-Simmons Hardwood Lumber Co.](#)

Cases U.S. | February 20, 2007 | 549 U.S. 312
 Discussion Level  Cited

OVERVIEW: Where sawmill alleged that competitor bid up price of sawlogs to prevent sawmill from being profitable in violation of 15 U.S.C.S. § 2, bidding up did not by itself establish predatory bidding absent showing that bidding led to below-cost pricing of competitor's logs and that competitor had dangerous probability of recouping bid-up losses.

17.  [Bates v. Campbell](#)

Cases Eastern Dist. Mich. | February 12, 2019 | 2019 U.S. Dist. LEXIS 22415
 Discussion Level  Cited

18.  [Kali Konangataa v. ABC](#)

Cases Southern Dist. N.Y. | June 21, 2017 | 2017 U.S. Dist. LEXIS 95812
 Discussion Level  Cited

19.  [Exxon Shipping Co. v. Baker](#)

Cases U.S. | June 26, 2008 | 554 U.S. 471
 Discussion Level  Cited

OVERVIEW: Assuming that punitive damages were otherwise available against corporate owners of a supertanker based on the recklessness of the supertanker's captain in causing an oil spill, CWA penalties did not bar such damages since compensatory and punitive remedies were not displaced, but the award was excessive since it exceeded the compensatory award.

20.  [Davis v. Colvin](#)

Cases Northern Dist. Cal. | February 18, 2014 | 2014 U.S. Dist. LEXIS 198312
 Discussion Level  Cited

21.  [Reeves v. Stoddard](#)

Cases Eastern Dist. Mich. | February 21, 2019 | 2019 U.S. Dist. LEXIS 27435
 Discussion Level  Cited

OVERVIEW: The court determined that the Michigan Legislature clearly intended to authorize multiple punishments for the two offenses based on the explicit statutory language in Mich. Comp. Laws § 750.145d.

22.  [Jefferson v. Hudgens](#)

Cases Eastern Dist. Mo. | March 28, 2019 | 2019 U.S. Dist. LEXIS 52718
 Discussion Level  Cited

23.  [United States v. Hatfield](#)

Cases Eastern Dist. N.Y. | June 2, 2015 | 2015 U.S. Dist. LEXIS 71205
 Discussion Level  Cited

24.  [United States v. Condon](#)

Cases Dist. N.D. | October 16, 2012 | 2012 U.S. Dist. LEXIS 194217
 Discussion Level  Cited

25.  [United States v. Lutz](#)

Cases 4th Cir. Md. | January 29, 2003 | 56 Fed. Appx. 133

Discussion Level  Cited

26. **A [Moran v. United Servs. Auto. Ass'n](#)**
Cases Middle Dist. Pa. | February 14, 2019 | 2019 U.S. Dist. LEXIS 24080
Discussion Level  Cited
27. **A [Clarke v. Liberty Mut. Ins. Co.](#)**
Cases Middle Dist. Pa. | February 11, 2019 | 2019 U.S. Dist. LEXIS 21507
Discussion Level  Cited
28. **A [Galvin v. Kelley](#)**
Cases Eastern Dist. Ark. | February 20, 2019 | 2019 U.S. Dist. LEXIS 26314
Discussion Level  Cited
29. **A [United States v. Smith](#)**
Cases Western Dist. La. | February 14, 2019 | 2019 U.S. Dist. LEXIS 24800
Discussion Level  Cited
30. **A [Whitely v. Cal. Dep't of Corr. & Rehab.](#)**
Cases Central Dist. Cal. | February 7, 2019 | 2019 U.S. Dist. LEXIS 21057
Discussion Level  Cited
31. **A [Valdez v. Boston Sci. Corp. \(In re Boston Sci. Corp. Pelvic Repair Sys. Prods. Liab. Litig.\)](#)**
Cases Southern Dist. W. Va. | May 9, 2018 | 2018 U.S. Dist. LEXIS 78231
Discussion Level  Cited
32. **A [Meredith v. Stein](#)**
Cases Eastern Dist. N.C. | May 2, 2018 | 2018 U.S. Dist. LEXIS 74214
Discussion Level  Cited
33. **A [Wheeler v. Jackson Nat'l Life Ins. Co.](#)**
Cases Middle Dist. Tenn. | December 2, 2015 | 2015 U.S. Dist. LEXIS 162408
Discussion Level  Cited
34. **A [Schreiner v. Hodge](#)**
Cases Dist. Kan. | November 25, 2015 | 2015 U.S. Dist. LEXIS 159215
Discussion Level  Cited
35. **A [Shealy v. City of Rock Hill](#)**
Cases Dist. S.C. | April 4, 2018 | 2018 U.S. Dist. LEXIS 57219
Discussion Level  Cited
36. **A [O'Keefe v. Friedman & Friedman, Ltd.](#)**
Cases Dist. N.J. | March 29, 2018 | 2018 U.S. Dist. LEXIS 54303
Discussion Level  Cited
37. **A [FDIC v. Brudnicki](#)**
Cases Northern Dist. Fla. | July 16, 2013 | 2013 U.S. Dist. LEXIS 194554
Discussion Level  Cited
38. **I [Kiessling v. State Farm Mut. Auto. Ins. Co.](#)**
Cases Eastern Dist. Pa. | February 14, 2019 | 2019 U.S. Dist. LEXIS 24085
Discussion Level  Cited

39. **I [Rosenthal v. Am. States Ins. Co.](#)**
Cases Middle Dist. Pa. | March 26, 2019 | 2019 U.S. Dist. LEXIS 50485
 Discussion Level  Cited
- OVERVIEW:** The court found that the plaintiff's allegations were largely conclusory statements and boilerplate language insufficient to support a bad faith claim.
40. **I [Lane v. McLean](#)**
Cases Middle Dist. Pa. | March 29, 2018 | 2018 U.S. Dist. LEXIS 54033
 Discussion Level  Cited
41. **I [United States v. Flick](#)**
Cases Southern Dist. Ind. | February 28, 2019 | 2019 U.S. Dist. LEXIS 31742
 Discussion Level  Cited
42. **I [Bethany Lutheran Home, Inc. v. Rehabcare Grp. East, Inc.](#)**
Cases Southern Dist. Iowa | December 15, 2014 | 2014 U.S. Dist. LEXIS 194455
 Discussion Level  Cited
- OVERVIEW:** Defendant's motion to compel was denied because, by bringing suit against defendant, plaintiff had not waived its attorney-client privilege where reliance upon advice of counsel was not at the very core of plaintiff's assertion that it negotiated a good faith, reasonable settlement.
43.  578 F.3d 412
 Here is the closest citation we found:
- ▲ [Lindsay v. Yates](#)**
Cases 6th Cir. Ohio | August 21, 2009 | 578 F.3d 407
- OVERVIEW:** Potential buyers alleging housing discrimination were not required to show the property had not \"remained available\" after the contract was terminated since termination of the contract two days after the owners discovered the buyers were African Americans was additional evidence to infer discrimination; summary judgment to the owners was reversed.
44.  571 F.3d 504
 Here is the closest citation we found:
- ▲ [Kramer v. Paul Revere Life Ins. Co.](#)**
Cases 6th Cir. Mich. | April 8, 2009 | 571 F.3d 499
- OVERVIEW:** In claimant's ERISA action, district court erred in determining that an insurance company's decision to terminate long-term disability benefits was not arbitrary and capricious after the district court determined on de novo review that the evidence established total disability under virtually identical terms of another insurance company's policy.
45.  546 F.3d 636
 Here is the closest citation we found:
- Q [Vaught v. Scottsdale Healthcare Corp. Health Plan](#)**
Cases 9th Cir. Ariz. | September 29, 2008 | 546 F.3d 620
- OVERVIEW:** Claimant under health benefit plan effectively exhausted remedies for purposes of claim against plan under 29 U.S.C.S. § 1132(a) of ERISA; claimant was not required to provide substantive basis because assertion of procedural errors was sufficient to invoke internal review process. Claim under § 1132(c) failed because plan was not proper defendant.
46.  558 U.S. 662
 Here is the closest citation we found:

 [**Citizens United v. FEC**](#)**Cases** U.S. | January 21, 2010 | 558 U.S. 310

OVERVIEW: Ban under 2 U.S.C.S. § 441b on corporate independent expenditures for electioneering communications violated the First Amendment, as political speech could not be suppressed on the basis of the speaker's corporate identity. Disclaimer and disclosure provisions under 2 U.S.C.S. §§ 434 and 441d were valid as applied to a film about a candidate.

47.  552 U.S. 544

Here is the closest citation we found:

 [**Medellin v. Texas**](#)**Cases** U.S. | March 25, 2008 | 552 U.S. 491

OVERVIEW: International Court of Justice decision that a violation of the Vienna Convention on Consular Relations, Apr. 24, 1963, 21 U.S.T. 77, 596 U.N.T.S. 261, entitled a state inmate to reconsideration of his conviction was not directly enforceable, nor could the President unilaterally give the decision domestic effect.

48. [**2019 U.S. Dist. LEXIS 24805**](#) 865 A.2d 498

Here is the closest citation we found:

 [**Zirinsky v. Zirinsky**](#)**Cases** Conn. App. Ct. | February 8, 2005 | 87 Conn. App. 257

OVERVIEW: By granting the ex-wife's motion to strike the postjudgment motion for modification, the rules of practice were not followed. Thus, the court improperly granted the motion to strike the postjudgment motion for modification.

50.  680 A. 2d 493

Here is the closest citation we found:

 [**North River Ins. Co. v. Mayor & City Council of Baltimore**](#)**Cases** Md. | August 1, 1996 | 343 Md. 34

OVERVIEW: A trial court erroneously entered default judgments against two insurance companies as sanctions for discovery violations. The appellate court found the trial court failed to address certain confidentiality issues raised by the insurers.

51.  991 A.2d 804

Here is the closest citation we found:

 [**Camden Nat'l Bank v. S.S. Navigation Co.**](#)**Cases** Me. | April 1, 2010 | 2010 ME 29

OVERVIEW: As attorney's agreement with debtor provided that his contingent fee would be based on collection of judgment or settlement and paid from funds received in trust, and as total jury award was never collected or received in trust, attorney was entitled to amount owed to debtor after bank's foreclosure claims were set off against debtor's jury award.

52.  978 A. 2d 781

Here is the closest citation we found:

 [**CSX Transp., Inc. v. Bickerstaff**](#)**Cases** Md. Ct. Spec. App. | August 26, 2009 | 187 Md. App. 187

OVERVIEW: In FELA case, error in allowing employees' counsel to conduct demonstration using ballast

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was harmless given railroad's introduction of video showing person rolling foot and tripping on ballast. Refusal to allow jury to apportion damages among railroad's negligence, employees' contributory negligence, and other causes prejudiced railroad's case.

53.  61 Fed. Appx. 227

Here is the closest citation we found:

 [**Laurence Wolf Capital Mgmt. Trust v. City of Ferndale**](#)

Cases 6th Cir. Mich. | April 10, 2003 | 61 Fed. Appx. 204

OVERVIEW: City's board of zoning appeals erred by denying wireless carrier's variance application to place wireless communication antenna on building's roof because request was a nonuse variance and carrier satisfied the practical difficulties standard.

54.  65 Fed. Appx. 133

Here is the closest citation we found:

 [**Saumur v. Robles**](#)

Cases 9th Cir. Cal. | May 8, 2003 | 65 Fed. Appx. 132

OVERVIEW: In a § 1983 action, the facts failed to demonstrate that an affidavit supporting the issuance of a search warrant would not have supported probable cause had alleged omissions been included, and thus the warrant was supported by probable cause.

55. 

[**2019 U.S. Dist. LEXIS 19860**](#)

56. 

[**2017 U.S. Dist. LEXIS 93763**](#)

57.  724 F. Supp. 2d 591

Here is the closest citation we found:

 [**United States v. Divine**](#)

Cases Western Dist. Va. | July 20, 2010 | 724 F. Supp. 2d 590

OVERVIEW: The government's request for restitution was denied because the government presented no evidence tending to support the proposition that the Virginia Department of Medical Assistance Services suffered any actual loss, much less supporting a calculation of actual loss.

58. 

[**2015 U.S. Dist. LEXIS 69813**](#)

59.  674 F. Supp. 2d 718

Here is the closest citation we found:

 [**Ervin v. Cont'l Conveyor & Equip. Co.**](#)

Cases Dist. S.C. | July 23, 2009 | 674 F. Supp. 2d 709

OVERVIEW: Plaintiff's personal injury suit for the loss of an arm while using a conveyor system at work was not barred by the South Carolina Statute of Repose, S.C. Code Ann. § 15-3-640, because the conveyor system was not a permanent improvement to real estate, even though it was bolted down, since it had been disassembled and moved to its present location.

60.  617 F. Supp. 2d 623

Here is the closest citation we found:

 [**Cvjetinovic v. Eberlin**](#)

Cases Northern Dist. Ohio | March 31, 2008 | 617 F. Supp. 2d 620

OVERVIEW: Where a habeas petitioner alleged that his Sixth and Fourteenth Amendment rights under

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Blakely were violated when he was sentenced to more than a minimum sentence based on judicial fact-finding, the petitioner showed cause for excusing procedural default because Blakely was decided after the state supreme court dismissed his direct appeal.

61.

 [2012 U.S. Dist. LEXIS 190986](#)

62.

[553 U.S. 218](#)

Cases

Discussion Level  Cited

OVERVIEW: The application of Indiana's Senate Enrolled Act No. 483 requiring citizens voting in person to present government-issued photo identification to the vast majority of Indiana voters was amply justified by the valid interest in protecting the integrity and reliability of the electoral process.

63.

[Coleman v. Prudential Ins. Co. of Am.](#)

Cases Western Dist. Ark. | February 14, 2018 | 2018 U.S. Dist. LEXIS 24085

Discussion Level  Cited

64.

[182 N.J. 1](#)

Cases

Discussion Level  Cited

65.

[Virgil E. Brown Ins. v. Progressive Bus. Funding, Inc.](#)

Cases Southern Dist. Cal. | March 26, 2019 | 2019 U.S. Dist. LEXIS 50845

Discussion Level  Cited

66.

[Benion v. Drinkert](#)

Cases Eastern Dist. Mich. | February 25, 2019 | 2019 U.S. Dist. LEXIS 28914

Discussion Level  Cited

67.

[748 F. Supp. 2d 610](#)

Cases

Discussion Level  Cited

68.

[742 F. Supp. 2d 501](#)

Cases

Discussion Level  Cited

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