

Shepard's® Table of Authorities

Shepard's *Table of Authorities* retrieves a report providing in-depth analyses of the authorities your case or law review article relied upon.



By using *Shepard's Table of Authorities*, you can effectively evaluate the cases on which your case or law review relied. Keep in mind that the validity of your case may be questionable, even though it has never been cited subsequently in a negative way. For example, there is no negative subsequent treatment in the *Shepard's* report for *Junker v. Tinney*, 549 F. Supp. 574, thereby suggesting it is good law.

But is it?

Shepard's Table of Authorities provides:

- An at-a-glance analysis of a case's foundation, uncovering hidden weaknesses that have no obvious negative treatment
- In-depth information on the legal authorities cited within a case
- Cases cited within law reviews available through the LexisNexis® Total Research System

You can request a Table of Authorities report in three ways:

- Click on the TOA link at the top right side while viewing a case.
- Click on the TOA link at the top of a *Shepard's* report.
- Select the Table of Authorities tab within the *Shepard's* option. (See graphic above.)

The *Shepard's Table of Authorities* report displays the list of cases in the following order:

- U.S. Supreme Court
- Federal Courts in numerical order (Courts of Appeals followed by District Courts for each circuit)

- Specialty Courts
- State Courts (alphabetically, highest court to lowest court)

Within a particular jurisdiction, the cases are arranged in the order they are found in the decision and then by the volume number of the reporter, the most recent first if more than one appears on the same page.

Shepard's Table of Authorities features:

Hide/Show Parallel Cites

Primary citations will be the only citations displayed when you view a table of authorities report. Hiding parallel cites is the default, but you can display all parallel citations by clicking on the [Show Parallel Cites](#) link at the top of the report. The citations will display until you click on the link to hide them.

Case Name

You can view the full text of a cited reference by selecting the case name of that reference. To return to the Table of Authorities, click on the [Return to TOA](#) link at the top of the page.

First Reference Links

You can jump from the Table of Authorities of the citing reference to the location where the cited reference is first cited. This "First Reference" link is determined by pinpoint page information, using the pagination of the left-most reporter citation (typically the official reporter) in the Table of Authorities display.

See other side, *Interpreting Shepard's Table of Authorities Results*, for a closer look.

Interpreting *Shepard's* Table of Authorities Results

The *Shepard's* report *Juncker v. Tinney* indicates it has received no negative subsequent history. However, a closer look at the Table of Authorities for *Juncker* reveals that one of the cases it relied upon, *Parratt*, has some serious negative treatment. This single case may reveal that *Juncker* is “bad law” since it relied on *Parratt*. Let’s take a closer look:

LexisNexis® Total Research System

Search Search Advisor Get a Document Shepard's® Check a Citation ECLIPSE™ History

New TOA: [input] GO

View: Full 1 - 27 of 27 Total Cites FAST Print Print Download Fax Email Text Only

Show Parallel Cites D FOCUS™ C

Shepard's® TABLE OF AUTHORITIES for: 549 F. Supp. 574 (Shepardize®)

Signal: Positive treatment is indicated (Legend)
Trail: Unrestricted

Juncker v. Tinney, 549 F. Supp. 574, 1982 U.S. Dist. LEXIS 15255 (D. Md. 1982)

TABLE OF AUTHORITIES (Copyright 2003 SHEPARD'S Company. All rights reserved.)

27 DECISION(S) CITED BY: 549 F. Supp. 574

U.S. Supreme Court B

- Following:
A Parratt v. Taylor, 451 U.S. 527 (1981) E
First Ref: 549 F. Supp. 574 at p. 575 F
- Explaining:
Ingraham v. Wright, 430 U.S. 651 (1977) A
- Citing:
Baker v. McCollan, 443 U.S. 137 (1979) A
- Citing:
G Estelle v. Gamble, 429 U.S. 97 (1976) A
- Citing:
Paul v. Davis, 424 U.S. 693 (1976) E
- Citing:
Imbler v. Pachtman, 424 U.S. 409 (1976) A

Ready to check another citation?
Type the citation here and click **Go**.

Printing *Shepard's* Table of Authorities reports

You can print, download, fax, or e-mail your results just as you would with other *lexis.com*® research results. Or view the report text without links.

Shepard's Signals are:



Warning—Negative treatment indicated

Contains strong negative history or treatment of your case (for example, overruled by or reversed).



Questioned—Validity questioned by citing references

Contains treatment that questions the continuing validity or precedential value of your case because of intervening circumstances, including judicial or legislative overruling.



Caution—Possible negative treatment indicated

Contains history or treatment that may have a significant negative impact on your case (for example, limited or criticized by).



Positive treatment indicated

Contains history or treatment that has a positive impact on your case (for example, affirmed or followed by). Only *Shepard's* offers this treatment.



Cited and neutral analysis indicated

Contains treatment of your case that is neither positive nor negative.



Citation information available

Indicates that citing references are available for your case but do not have history or treatment analysis (for example, the references are law review citations).

When you place your cursor over the signal, a definition for the signal appears.

For more complete definitions, click the [Legend](#) link in the upper left of your TOA screen.

- A View the full text of a cited reference by selecting the case name of that reference.
- B See cited references organized by jurisdiction.
- C Use the FOCUS™ feature to narrow the Table of Authorities by searching for terms, specific facts or points of law within the full text of the cited references.
- D Hide/show all parallel citations. (Default is Hide.)
- E The *Shepard's* Signal™ indicator previews the treatment and history of a cited reference. This signal is also a link to initiate *Shepard's* Citations Service for the citing reference.
- F Jump to the first location in *Juncker* where *Parratt* is cited.
- G Editorial analyses in *Shepard's* Table of Authorities tell you how the citing case (e.g., *Juncker*) treated the cited cases (e.g., *Parratt*) but also how those cited cases (e.g., *Parratt*) were subsequently treated themselves

Search tip: When reading a law review article, use Table of Authorities to retrieve a list of all the cases cited in the article and an at-a-glance indication of their subsequent history and treatment.

LexisNexis, the Knowledge Burst logo, *lexis.com* and *Shepard's* are registered trademarks, and FOCUS and *Shepard's* Signal are trademarks of Reed Elsevier Properties Inc., used under license. Other products or services may be trademarks or registered trademarks of their respective companies. © 2008 LexisNexis, a division of Reed Elsevier Inc. All rights reserved. LRS00462-0 0208