

TABLE OF CASES



- Ambassador Ins. Co. v. Montes, 388 A.2d 603 (1978), 390–91n. 63
- American Family Mut. Ins. Co. v. White, 65 P.3d 449 (Ariz. Ct. App. 2003), 385n. 13.
- Auto-Owners Ins. Co. v. Harrington, 565 N.W.2d 839 (Mich. 1997), 385–86n. 12
- Bernhard v. Harrah’s Club, 16 Cal. 3d 313 (1976), 376n. 38
- Beretta USA Corp. v. Federal Ins. Co., 17 Fed. Appx. 250 (4th Cir. 2001), 385n. 51
- Bichler v. Eli Lilly and Co., 436 N.E.2d 182 (N.Y. 1982), 377n. 17
- Bloxham v. Glock, Inc., 53 P.3d 196 (Ariz. Ct. App. 2002), 341n. 31, 342nn. 43–44
- BMW v. Gore, 517 U.S. 559 (1996), 329–31, 335, 337, 337, 393n. 37, 394nn. 42–44, 46
- Boston v. Smith & Wesson Corp., 66 F. Supp. 2d 246 (D. Mass. 1999), 393n. 38, 394n. 49, 395nn. 52–53
- Bowers v. Hardwick, 478 U.S. 186 (1986), 242
- Brown v. Board of Education, 348 U.S. 886 (1954), 160–61
- C&A Carbone, Inc. v. Clarkstown, 511 U.S. 383 (1994), 393n. 34
- California v. Arcadia Mach. & Tool, Inc., No. BC210894 (Cal. Super. Ct. Los Angeles 1999), 342n. 54
- Camden v. Beretta USA Corp., 81 F. Supp. 2d 541 (D. N.J. 2000), 393nn. 38, 40, 394nn. 48, 49, 395n. 52
- Camden County Bd. of Chosen Freeholders v. Beretta USA Corp., 273 F.3d 536 (3d Cir. 2001), 393n. 40, 394n. 50, 395nn. 52, 59
- Camps Newfound/Owatonna v. Harrison, 520 U.S. 564 (1997), 393n. 33
- Carter v. Brown & Williamson Tobacco Corp., 778 So. 2d 932 (2000), 372n. 12
- Castano v. American Tobacco Co., 84 F.3d 734 (5th Cir. 1996), 135

- Chapman by Ricciardi v. Wis. Physicians Serv. Ins. Corp., 523 N.W.2d 152 (Wis. Ct. App. 1994), 385–86n. 12
- Cincinnati v. Beretta USA Corp., 768 N.E.2d 1136 (Ohio 2002), 393–94n. 40, 395n. 53
- Cipollone v. Liggett Group, Inc., 505 U.S. 504 (1992), 395n. 61
- City of Boston, v. Smith & Wesson Corp., 2000 WL 1473568 (Mass. Super. Jul. 13, 2000), 342n. 55, 394n. 50, 395nn. 51–52
- City of Bridgeport v. Smith & Wesson, No. CV-99-036-1279 (Conn. Sup. Ct. 1999), 14–15, 342n. 54
- City of Chicago v. Beretta USA Corp., No. 98-CH15596 (Ill. Cir. Ct. Cook County 1998), 12, 23, 257, 260, 364n. 16, 365n. 31, 378n. 21
- City of Chicago v. Beretta, 2004 Ill. LEXIS 1665 (Ill. 2004), 342n. 46, 374n. 6, 378n. 17
- City of Erie v. Pap's A.M., 529 U.S. 277 (2000), 371n. 54, 393n. 31
- City of Gary v. Smith & Wesson Corp., 94 F. Supp. 2d 947 (N.D. Ind. 2000), 12–13, 342nn. 49, 61, 393nn. 38–39, 394nn. 48–49, 395nn. 54–56, 396n. 74
- City of New York v. Beretta USA Corp., No. 00CV 3641 [JBW] [CLP], 2004 WL 764959 (E.D.N.Y. Apr. 12, 2004), 342n. 52
- City of Philadelphia v. Beretta, 126 F. Supp. 2d 882 (E.D. Pa. 2000), 12, 132–33, 342n. 47, 58, 60
- City of Philadelphia v. Beretta, 277 F.3d 415 (3d Cir. 2002), 342n. 58
- Cooley v. Bd. of Wardens, 53 U.S. (12 How.) 298 (1851), 396n. 69
- Coulter v. Superior Court, 21 Cal. 3d 144 (1978), 376n. 38
- Daubert v. Merrell Dow Pharmaceuticals, Inc., 509 U.S. 579 (1993), 189–90, 370nn. 39–41
- District of Columbia v. Beretta USA Corp., 2002 WL 31811717 (2002), 393–94n. 40, 395n. 57
- Dix v. Beretta, No. 75068:19 (Cal Super Ct., Alameda County, Aug. 2, 2004), 340n. 26, 341nn. 28, 30
- Dun & Bradstreet, Inc. v. Greenmoss Builders, Inc., 472 U.S. 749 (1985), 321, 322, 392n. 23
- Ellett Bros., Inc. v. U.S. Fid. and Guar. Co., 275 F.3d 384 (4th Cir. 2001), 385n. 55
- Engle v. R.J. Reynolds Tobacco Corp., No. 94-08273 CA-22 (Fla. Civ. Ct., Nov. 6, 2000), 216, 372n. 15
- First Commercial Trust Co. v. Lorcin Engineering, Inc., 900 S.W.2d 202 (Ark. 1995), 341n. 36
- Gamin v. Smith & Wesson., 26 Conn. L. Rptr. 39 (Conn. Super. Ct. 1999), 342nn. 55, 57, 365n. 33
- Ganim v. Smith & Wesson, 780 A.2d 98 (Conn. 2001), 342n. 57, 385n. 54
- Gary ex rel. King v. Smith & Wesson Corp., 2003 WL 230100035 (Ind.) (Dec. 23, 2003), 342n. 55, 393–94n. 40, 394n. 45
- Geier v. American Honda Motor Co., Inc., 529 U.S. 861 (2000), 395n. 61
- General Electric Co. v. Joiner, 522 U.S. 136 (1997), 370n. 42

- Gertz v. Robert Welch, Inc., 418 U.S. 323 (1974), 321, 322, 392n. 22
- Greenman v. Yuba Power Prod., Inc, 59 Cal. 2d 57 (1963), 266, 267, 378n. 31
- Grunow v. Valor Corp. of Florida, No. CL 00-9657 (Fla. Cir. Ct., Palm Beach County Jan. 27, 2003), 339-40n. 11
- Halberstam v. Daniel, 13, 22, 252, 253, 254, 258
- Hamilton v. Accu-Tek, 62 F. Supp. 2d 802 (No. CV-95-0049) (E.D.N.Y. 1999), 120-21, 123, 145, 341n. 32, 363n. 1, 365n. 44
- Hamilton v. Beretta U.S.A. Corp., 727 N.Y.S.2d 7 (2001), 9-10, 22, 339-40n. 11, 341nn. 37, 39, 362nn. 60-64, 66, 67, 363n. 1
- Healy v. The Beer Institute, Inc., 491 U.S. 324 (1989), 334, 335, 336, 337, 391n. 6, 393n. 35, 396n. 64, 397nn. 68, 70
- Hughes v. Oklahoma, 441 U.S. 322 (1979), 393n. 34
- Hymowitz v. Eli Lilly, 73 N.Y.2d 487 (1989), cert. denied sub. nom. Rexall Drug Co. v. Tighe, 493 U.S. 444 (1989), 378n. 19
- Ileto v. Glock, Inc., 349 F.3d 1191 (9th Cir. 2003), 13-14, 342nn. 44, 53
- Johnson v. Bull's Eye Shooter Supply, 2003 WL 21639244 (Wash. Sup. Ct. June 27, 2003), 340n. 12, 374n. 6, 395nn. 55, 59, 396nn. 66, 78
- Kelley v. R.G. Industries, 497 A.2d 1143 (Md. 1985), 6-7, 170-72, 237, 265, 268, 340n. 16, 368n. 39, 372n. 9, 376n. 37
- Kumho Tire Co., Ltd. v. Carmichael, 526 U.S. 137 (1999), 370n. 43
- Lawrence v. Texas, 123 S. Ct. 2472 (2003), 242, 376n. 46
- Lemongello v. Will Co., Inc., No. 02-C-2952 (W. Va. Cir. Ct. Kanawha County 2003), 342n. 43
- Lodge v. Arett Sales Corp., 1994 WL 421428 (Conn. 1998), 391n. 64
- MacPherson v. Buick Motor Co., 271 N.Y. 382 (1916), 266, 267, 268, 378n. 31
- Mathieu v. Fabrica D'Armi Pietro Beretta SPA and Beretta U.S.A., No. 97-CV-12818-NG (U.S. District Court for the District of Massachusetts), 340n. 12
- Maxfield v. Bryco Arms, Index # 841-636 (Sup. Ct., CA, Alameda County 2003), 339n. 11
- Mayor of Detroit v. Arms Tech., 669 N.W.2d 845 (Mich. App. 2003), 368n. 33
- Merrill v. Navegar, 110 Cal. Rptr. 2d 370 (Cal. 2001), 10-11, 170, 172-73, 341n. 40, 368n. 42
- Morial v. Smith & Wesson Corp., No. 98-18578 (Civ. Dist. Ct. Parish of Orleans 1998), 23, 341n. 27, 368n. 32
- Morgan v. Virginia, 328 U.S. 373 (1946), 395n. 62
- Morrison v. Olson, 487 U.S. 654 (1988), 371nn. 55-56
- Motor Vehicle Mfr. Ass'n of the U.S. v. State Farm Mut. Auto Ins. Co., 463 U.S. 29 (1983), 348n. 79
- NAACP v. AcuSport Corp., 271 F. Supp. 2d 435 (E.D.N.Y. 2003), 13, 22, 123, 280, 342n. 51, 371n. 51, 378n. 28, 381n. 41, 382n. 50, 392n. 16, 393n. 39, 394n. 48, 395n. 59
- N.C. Farm Bureau Mut. Ins. Co. v. Mizell, 530 S.E.2d 93 (N.C. Ct. App. 2000), 385n. 12

- New York Times v. Sullivan, 376 U.S. 254 (1964), 315, 316, 317, 318–20, 322, 323, 324, 325, 326, 358n. 72, 383n. 72, 391n. 3, 392nn. 10, 12, 393n. 37
- O’Brien v. Mushkin Corp., 463 A.2d 298 (1983), 268, 378n. 33
- Patterson v. Rohn Gesellschaft, 608 F. Supp. 1206 (N.D. Tex. 1987), 320n. 24
- Penellas v. Arms Tech., Inc., No. 99-01941 (Fla. Cir. Ct. 11th Jud. Cir.) (Filed Jan. 27, 1999), 365n. 34
- People ex rel. Spitzer v. Sturm, Roger & Co., 761 N.Y.S.2d 192 (1st Dept. 2003), 342nn. 48, 50
- Pharm. Research and Mfr. of America v. Walsh, 123 S. Ct. 1855 (2003), 396nn. 65, 76
- Pike v. Bruce Church, Inc., 397 U.S. 137 (1970), 391n. 7, 393n. 36, 396n. 67
- Presser v. Illinois, 116 U.S. 252 (1886), 392n. 19
- Riordan v. International Armament Corp., 477 N.E.2d 1293 (Ill. App. Ct. 1985), 341n. 35
- Safeco Ins. Co. v. Robert S., 26 Cal. 4th 758 (2001), 385n. 14
- SIG Arms Inc v. Employers Ins. of Wasau, 122 F. Supp. 2d 255 (D. N.H. 2000), 389–90n. 55
- Sills v. Smith & Wesson Corp., 2000 WL 33113806 (Del. Super. Ct. 2000), 394n. 48, 395n. 60
- Smith v. Bryco Arms, 33 P.3d 638 (N.M. Ct. App. 2001), cert. denied, 34 P.3d 610 (N.M. Oct. 17, 2001), 255, 256, 264, 378nn. 12–14
- Spence v. Glock, 227 F.3d 308 (5th Cir. 2000), 365n. 44
- Sprietsma v. Mercury Marine, 537 U.S. 51 (2002), 378n. 16
- State Farm Fire and Cas. Co. v. Morgan, 2003 WL 1796004 (7th Cir. 2003), 385n. 12
- Sterling v. Velsicol Chem. Corp., 855 F.2d 1188 (6th Cir. 1988), 371n. 52
- Sturm, Roger and Co. v. City of Atlanta, 560 S.E.2d 525 (Ga. Ct. App. 2002), 368n. 33
- Vesley v. Sager, 5 Cal. 3d 153 (1971), 376n. 38
- Warren v. District of Columbia, 444 A.2d 1 (D.C. 1981), 392n. 14
- West v. Johnson and Johnson Prods., 380n. 19
- White v. Smith & Wesson, 97 F. Supp. 2d 816 (N.D. Ohio 2000), 393nn. 38, 40, 395n. 53
- Wilson v. Black Bird Creek Marsh Co., 27 U.S. (2 Pet.) 245 (1829), 393n. 33