

IRAC: Jolly Trolley
Danielle A. Adams
Feb. 11, 2015

- Issue:** Is Benjamin's employer, the Jolly Trolley Co., liable for Benjamin's injuries? Is the Jolly Trolley Co. liable for Benjamin's 4 months unpaid wages?
- Facts:** Benjamin was a driver and tour guide with Jolly Trolley Co. His salary was \$1200 a month. Benjamin took his friends on a tour during off-duty hours last July. During the tour, Benjamin lost control of the trolley, and it smashed into a building. The trolley was destroyed, and Benjamin was injured. Jolly Trolley fired him and then sued Benjamin for destruction of the trolley. Benjamin believes the trolley malfunctioned and wants to sue Jolly Trolley for his injuries as well as for his last four months' wages, which were not paid.
- Rule of Law:** 1.) Code, § 114-102: In order for an injury to be compensable under the terms of the Workmen's Compensation Act, it must have been occasioned "by accident arising out of and in the course of the employment."
2.) OCGA § 34-9-17 is as follows: "Workmen's compensation shall not be allowed for an injury or death due to the employee's willful misconduct..."
- Analysis:** In the instant case, Benjamin was in commission of a traffic violation when he destroyed property at the time of the accident and his injury a direct result therein. Benjamin was not performing duties pursuant to his employment at the time of the accident. In New Amsterdam Cas. Co. v. Summrell, an injury arises "in the course of employment," within the meaning of the Workmen's Compensation Act, when it occurs within the period of the employment, at a place where the employee reasonably may be in the performance of his duties, and while he is fulfilling those duties or engaged in doing something incidental thereto. An accident arises "out of" the employment, when it arises because of it, as when the employment is a contributing proximate cause. This and the condition stated above must concur before the act can apply. New Amsterdam Cas. Co. v. Summrell, 30 Ga. App. 682, 118 S.E. 786 (1923). In Aetna Cas. & Sur. Co. v. Horne, the court upheld a denial of benefits from the claimant because "in this kind of a case the burden is on the claimant to prove that the injury for which compensation is sought arose out of and in the course of the employment before compensation can be awarded legally to the claimant. Aetna Cas. & Sur. Co. v. Horne, 71 Ga. App. 569, 31 S.E.2d 421, 422 (1944). Benjamin willfully violated

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Carlo Luciano Bianco, She-Sheng Xue

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Legal Writing for International Students Susan Reid, 2005 Business letter writing including sample letters and useful phrases Legal writing instruction including contracts briefs irac format Reading and vocabulary building strategies Readings and writing exercises in legal contexts with a focus on law school preparation Essay structures and rhetorical modes Advanced grammar and exercises Research writing

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IRAC, 1983

Probing Galaxy Evolution by Unveiling the Structure of Massive Galaxies Across Cosmic Time and in Diverse Environments Timothy Weinzirl, 2014-07-17 Awarded the American Astronomical Society AAS Rodger Doxsey Travel Prize and with a foreword by thesis supervisor Professor Shardha Jogee at the University of Texas at Austin this thesis discusses one of the primary outstanding problems in extragalactic astronomy how galaxies form and evolve Galaxies consist of two fundamental kinds of structure rotationally supported disks and spheroidal triaxial structures supported by random stellar motions Understanding the balance between these galaxy components is vital to comprehending the relative importance of the different mechanisms galaxy collisions gas accretion and internal secular processes that assemble and shape galaxies Using panchromatic imaging from some of the largest and deepest space based galaxy surveys an empirical census of galaxy structure is made for galaxies at different cosmic epochs and in environments spanning low to extremely high galaxy number densities An important result of this work is that disk structures are far more prevalent in massive galaxies than previously thought The associated challenges raised for contemporary theoretical models of galaxy formation are discussed The method of galaxy structural decomposition is treated thoroughly since it is relevant for future studies of galaxy structure using next generation facilities like the James Webb Space Telescope and the ground based Giant Magellan Telescope with adaptive optics

Penetrating Bars through Masks of Cosmic Dust David L. Block, Ivânio Puerari, K. C. Freeman, R. Groess, Elizabeth K. Block, 2013-04-17 THE EDITORS DAVID L BLOCK AND KENNETH C FREEMAN SOC CO CHAIRS IVANIO PUERARI ROBERT GROESS AND LIZ K BLOCK 1 Harvard College Observatory 1958 The past century has truly brought about an explosive period of growth and discovery for the physical sciences as a whole and for astronomy in particular Galaxy morphology has reached a renaissance The year 1958 The date October 1 The venue Harvard College Observatory The lecturer Walter Baade With amazing foresight Baade penned these words Young stars supergiants and so on make a terrific splash lots of light The total mass of these can be very small compared to the total mass of the system Dr Layzer then asked the key question the discussion raises the point of what this classification would look like if you were to ignore completely all the Population I and just focus attention on the Population II We stand on the shoulders of giants The great observer E E Barnard in his pioneering efforts to photograph the Milky Way devoted the major part of his life to identifying and numbering dusty holes and dust lanes in our Milky Way No one could have dreamt that the pervasiveness of these cosmic dust masks not only in our Galaxy but also in galaxies at high redshift is so great that their penetration is truly one of the pioneering challenges from both space borne telescopes and from the ground

Relativistic Astrophysics Carlo Luciano Bianco, She-Sheng Xue, 2008-01-18 All papers have been peer reviewed This is a conference for physicists in particular from China and Italy to present their most recent research works on both theoretical and observational aspects of Relativistic Astrophysics The conference topics cover the following research fields gamma ray bursts galactic dynamic and survey dark matter dark energy and high redshift universe black holes neutron stars and supernovae general relativity

classical and quantum gravity and field theory Some exciting breakthrough discoveries announced at the conference were The new classification of fake short GRBs new results on neutron stars electrodynamics the process of thermalization of an electron positron plasma and the pair production rate in non uniform electric fields *Civil Procedure* Scott Dodson,2013 In *Civil Procedure Model Problems and Outstanding Answers Second Edition* Scott Dodson helps students demonstrate their knowledge of civil procedure in the structured and sophisticated manner that professors expect on law school exams This book provides clear introductions to the major topics in civil procedure and includes the fact patterns and model answers most often found on Civil Procedure tests followed by a comprehensive self analysis section giving students the opportunity to evaluate their own work It prepares students by challenging them to use the law they learn in class while also explaining the way to best express the answer on law school exams This second edition has been updated to reflect recent changes to the federal rules of civil procedure *The Properties of Star-Forming Galaxies at $Z \sim 2$* Dawn Erb,2005 We study the properties of star forming galaxies at redshift $z \sim 2$ an era in which a substantial fraction of the stellar mass in the universe formed Using 114 near IR spectra of the H alpha and N II emission lines and model spectral energy distributions fit to rest frame UV through IR photometry we examine the galaxies star formation properties dynamical masses and velocity dispersions spatially resolved kinematics outflow properties and metallicities as a function of stellar mass and age While the stellar masses of the galaxies in our sample vary by a factor of 500 dynamical masses from H alpha velocity dispersions and indirect estimates of gas masses imply that the variation of stellar mass is due as much to the evolution of the stellar population and the conversion of gas into stars as to intrinsic differences in the total masses of the galaxies About 10% of the galaxies are apparently young starbursts with high gas fractions caught just as they have begun to convert large amounts of gas into stars Using the N II H alpha ratio of composite spectra to estimate the average oxygen abundance we find a monotonic increase in metallicity with stellar mass From the estimated gas fractions we conclude that the observed mass metallicity relation is primarily driven by the increase in metallicity as gas is converted to stars The picture that emerges is of galaxies with a broad range in stellar population properties from young galaxies with ages of a few tens of Myr stellar masses $M \sim 10^{10}$ M_{\odot} and metallicities $Z \sim 0.3 Z_{\odot}$ to massive objects with $M \sim 10^{11}$ M_{\odot} $Z \sim Z_{\odot}$ and ages as old as the universe allows All however are rapidly star forming power galactic scale outflows and have masses in gas and stars of at least 10^{10} M_{\odot} in keeping with their likely role as the progenitors of elliptical galaxies *101 Ways to Score Higher on Your LSAT* Linda C. Ashar,2008 Learn how to improve your LSAT score so that you are accepted to the law school of your choice The average LSAT score is 150 with over half of the test takers scoring between 145 and 160 *Photometric Redshifts and High Redshift Galaxies* Ray J. Weymann,1999 The 52 papers respond to the explosion of the search for and discovery of high redshift galaxies and the application of broad band photometry to obtain remarkably reliable estimates of the redshifts of galaxies at all redshifts spurred not only by the Hubble Deep Fields but also by the advent of wide field CCDs

on ground based telescopes and the development of sensitive infrared submillimeter and millimeter instrumentation They discuss techniques findings and integrating new data into existing models of galaxy formation and evolution Astronomy and Astrophysics ,2009 Geological Survey professional paper Geological Survey (U.S.),Geological Survey (U.S.). Geographic Names Information Management,1987* *Neutrinos and Explosive Events in the Universe* Maurice M. Shapiro,Todor Stanev,John P. Wefel,2006-01-26 Neutrinos and Explosive Events in the Universe brought together experts from diverse disciplines to offer a detailed view of the exciting new work in this part of High Energy Astrophysics Sponsored by NATO as an Advanced Study Institute and coordinated under the auspices of the International School of Cosmic Ray Astrophysics 14th biennial course the ASI featured a full program of lectures and discussion in the ambiance of the Ettore Majorana Centre in Erice Italy including visits to the local Dirac and Chalonge museum collections as well as a view of the cultural heritage of southern Sicily Enri ment presentations on results from the Spitzer Infrared Space Telescope and the Origin of Complexity complemented the program This course was the best attended in the almost 30 year history of the School with 121 participants from 22 countries The program provided a rich ex rience both introductory and advanced to fascinating areas of observational Astrophysics Neutrino Astronomy High Energy Gamma Ray Astronomy P ticle Astrophysics and the objects most likely responsible for the signals plosions and related phenomena ranging from Supernovae to Black Holes to the Big Bang Contained in this NATO Science Series volume is a summative formulation of the physics and astrophysics of this newly emerging research area that already has been and will continue to be an important contributor to understanding our high energy universe *Publications of the Astronomical Society of Japan* Nihon Tenmon Gakkai,2008

Multilingual Glossary of Commercial Law Terms. Commercial Law Terms : Multilingual,2006 **Monthly Notices of the Royal Astronomical Society** ,2012 Portfolio of 8 charts accompanes v 83 At the Edge of the Universe: Latest Results from the Deepest Astronomical Surveys José Afonso,2007 This volume contains the proceedings of an international conference held in October 2006 in Sintra Portugal on the recent results from the deepest astronomical observations of the Universe Focused on the latest observational developments in galaxy and structure formation and evolution as given by the use of the most powerful telescopes working throughout the electromagnetic spectrum the conference assembled some of the most active researchers in the field The ninety eight contributions included in this volume represent the state of the art of research covering such topics as the first billion years of galaxy formation probing the reionization epoch obscured galaxy populations and their role in galaxy evolution early AGN activity the star formation and mass assembly history of the Universe massive galaxies at high redshift and the metallicity history of galaxies A particular emphasis is given to the unification of the different views given by observations at different wavelengths making the books a valuable reference for researchers and graduate students interested in the exploration of the distant universe publisher s website IR Space Telescopes and Instruments John C. Mather,Society of Photo-optical Instrumentation Engineers,International Commission for

Optics, 2003

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Table of Contents Irac Sample Paper

1. Understanding the eBook Irac Sample Paper
 - The Rise of Digital Reading Irac Sample Paper
 - Advantages of eBooks Over Traditional Books
2. Identifying Irac Sample Paper
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Irac Sample Paper
 - User-Friendly Interface
4. Exploring eBook Recommendations from Irac Sample Paper
 - Personalized Recommendations
 - Irac Sample Paper User Reviews and Ratings
 - Irac Sample Paper and Bestseller Lists
5. Accessing Irac Sample Paper Free and Paid eBooks
 - Irac Sample Paper Public Domain eBooks
 - Irac Sample Paper eBook Subscription Services
 - Irac Sample Paper Budget-Friendly Options
6. Navigating Irac Sample Paper eBook Formats

- ePub, PDF, MOBI, and More
- Irac Sample Paper Compatibility with Devices
- Irac Sample Paper Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Irac Sample Paper
 - Highlighting and Note-Taking Irac Sample Paper
 - Interactive Elements Irac Sample Paper
- 8. Staying Engaged with Irac Sample Paper
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Irac Sample Paper
- 9. Balancing eBooks and Physical Books Irac Sample Paper
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Irac Sample Paper
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Irac Sample Paper
 - Setting Reading Goals Irac Sample Paper
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Irac Sample Paper
 - Fact-Checking eBook Content of Irac Sample Paper
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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