



TIPS FOR SHEPARDIZING CASES

H. DOUGLAS BARCLAY LAW LIBRARY

Check the library's "Location Guide" and Summit/Voyager the Online catalog for the current location of sources mentioned in this pathfinder.

Purpose:

This Pathfinder provides guidance on how to Shepardize cases. Shepard's volumes are published for most of the case reporters. i.e. to Shepardize a case published in West's Pacific Reporter, Use Shepard's Pacific Reporter Citations.

- **Is My Case Still Good Law?** Use Shepard's as a tool to research whether a case is "good law" to discover subsequent history in the same case as well as other cases that question or overrule the holding in the original case.
- **Find Recent Cases:** Shepard's is used as a research tool to find cases citing the original case by court, jurisdiction, or headnote for a specific point of law.
- **Print Shepard's:** This pathfinder provides guidance in the necessary steps to "shepardize a case" using print Shepard's volumes.
- **Online Shepard's & Keycite:** Online Shepard's is available to authorized Lexis subscribers. Authorized Westlaw subscribers can use Keycite. Consult Lexis and Westlaw representatives or reference librarians for information.

For complete information about Shepard's, refer to the preface of any Shepard's volume for tips, lists of abbreviations and symbols, and citation examples.

Location: Regional Reporter Shepard's volumes are shelved on the 4th floor of the library following the cases. Federal and US Supreme Court Shepard's volumes are shelved in the Shepard's carrel on the 4th floor. New York Shepard's volumes are available on Stack 1: KFN 5059 .S54 N55 et. seq.

STEP 1: Locate all Bound Volumes and Paper Supplements Which Contain Your Citation

→ **REMEMBER, VOLUMES ARE NOT CUMULATIVE (!):** Usually a researcher must consult multiple volumes to Shepardize one case.

Bound Volumes:	Dated on Spine
Bound Supplements:	Dated on Spine
Paperback Supplements:	Gold - Annual Cumulative Supplement
	Red - Cumulative Supplement

White - Advance Sheets

STEP 2: Verify That You Have All Necessary Volumes and Issues

How do you know if you have all the necessary materials???

- Look at the front cover of the most recent pamphlet which contains your case citation.
- The month listed at the top of the pamphlet should be the present month, or the month immediately preceding.
- Once you have the most recent pamphlet, look at the box on the front cover that says: "**What Your Library Should Contain.**" Use this box as a checklist, making sure you consult all the items listed in the box.

For Example, to Shepardize a 1991 case in West's Pacific Reporter 2d Series, consult all volumes listed on the most recent Pamphlet's cover:

	Vol. 96, June 2003 No. 6
Shepard's Pacific Reporter Citations	WHAT YOUR LIBRARY SHOULD CONTAIN 1994 Bound Volume, Vol.1 (Parts 1-5)* 1994 Bound Volume, Vol.2 (parts 1-7)* 1994 Bound Volume, Case Names, Vols. 1-7* 1994-2003 Bound Supplement, (Parts 1-3)* *Supplemented with: June 2003 Supplement

STEP 3: Shepardize, Starting with the Most Current Paper Issue

→**REMEMBER THE DIFFERENCE: Cited** Material and **Citing** Material

- **Cited** material is the cite you are shepardizing: a case, statute, regulation
- **Citing** material is another case, statute, law review article, or ALR annotation, etc. that cites the original case.
- **Locate your case in the Shepard's volume:** Shepard's is arranged by series (Pacific Reporter, Pacific Reporter 2d Series, Pacific Reporter 3d Series), Volume & Page.
- **Review cases and other documents citing your case.** See examples on page 3 of this guide.
- **Repeat these steps in pamphlets and bound Shepard's volumes.**

Example: Shepard's Citing List: 406 U.S. 340 from Shepards United States Reports Citations

Page Number
and Name of
Cited Case

---340---
Atlantic Coast
Line Railroad
Co. v Erie
Lackawanna
Railroad Co.
1972

Parallel Citations
are in Parentheses
=
Same opinion
published in other
reporters

(32LE110)
(92SC1550)
s 404US909
s 442F2d694
s 31SFS357
d **417US109**
460US197
j **460US200**
Cir. 1
f 772F2d1021

Citations in
chronological order,
oldest to most current

Treatment Symbol:

f = followed
See inside cover for the
definition of other
symbols

d 373FS845
Cir. 2
497F2d1038
514F2d955
358FS152
d 359FS1225
434FS569
451FS410
Cir. 3
521F2d44
567F2d563

Arranged by jurisdiction
(federal by Circuit then state):
and from highest to lowest
court.

A superscripted numeral means
that the point of law, or West
headnote number, is addressed
in that case.

f 571F2d784¹
356FS613
Cir. 5
e 479F2d1042
546F2d122
798F2d163
Cir. 9
474F2d852
528F2d670
451FS93

Legal Periodical Citation
to NY Law Journal

NY
61NY644
89NYAD959
101YLJ492
12 AL2117s
13 AL344n

ALR citations:
s = case cited in the supplementation
n = case cited in the annotation