

LITIGATOR™

QUICK REFERENCE CARD

WestlaweCarswell

Litigator is a revolutionary online workflow solution from WestlaweCarswell providing users with online access to Canada's largest collection of litigation resources.

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www.westlawecarswell.com

01 WHAT INFORMATION IS IN LITIGATOR?

For information on content coverage and currency, please click the [What's in Litigator](#) and [Currency Notes](#) links in the **About Litigator** section located in the left frame of the Home page.

02 LITIGATOR HOME PAGE

The screenshot shows the Litigator home page interface. The top navigation bar includes 'Westlaw CARSWELL', 'FIND/PRINT', 'RECHERCHE/ARCADE', 'DIRECTOR', 'SITE MAP', 'CONTACT US', 'HELP', and 'LOG OUT'. Below this is a menu with 'LawSource', 'FamilySource', 'Estates&TrustsSource', 'CriminalSource', 'Litigator', 'IPSource', 'InsolvencySrc', and 'SecuritiesSrc'. The main content area is divided into several sections: 'Resources' (with sub-sections like 'Evaluate a Claim', 'Search for Precedents', 'Legal Directories', and 'Practice Guides and Commentary'), 'Current Awareness', and 'International Materials'. On the left, there are search and navigation options: 'Find by citation:', 'Find by Name/Title', 'KeyCite this citation:', 'Find A Court Rule:', 'Guides/Commentary', 'Directory', and 'About Litigator'. Red callout numbers 1 through 10 are placed around the page to highlight specific features: 1 points to 'Profile Awards by Judge or Counsel' in Resources; 2 points to 'Profile Awards by Judge or Counsel' in Current Awareness; 3 points to 'Search for Precedents' in Resources; 4 points to 'Find an Expert' in Legal Directories; 5 points to 'Alberta Rules of Court (Frabutt)' in Practice Guides and Commentary; 6 points to 'Ontario Practice Advisor - Legislative Updates, Cumulative, Digests' in Current Awareness; 7 points to 'US SCT and CTA Briefs' in International Materials; 8 points to 'What's in Litigator' in About Litigator; 9 points to 'Browse Rules Concordance' in Find A Court Rule; and 10 points to 'Find by Name/Title' in Find by citation.

1 Determine what your client's claim is worth by searching a quantum service.

2 Use the Profile Awards template to research judges and opposing counsel.

3 Retrieve actual court documents prepared by Canadian lawyers.

4 Retrieve a profile on an expert witness, lawyer, mediator or arbitrator.

5 Use Practice Guides and Commentary to retrieve annotations from Carswell expert authors.

6 Use the Current Awareness tools to access timely updates on case developments and legislation.

7 Click a link to access International Materials.

8 Review the content coverage and currency of Litigator.

9 Browse the Rules Concordance, Guide/Commentary, WestlawCarswell and Litigator Directory.

10 Find a document or KeyCite (note up) cases and legislation by name, title or citation.

03 HOW CAN I FIND OUT WHAT MY CLIENT'S CLAIM IS WORTH?

Each quantum service is a unique award-focused resource that can quickly tell you what a claim is worth based on historical case law results. The quantum reports will display all Canadian case law where damages were awarded, ranked by amount from highest to lowest. See the individual quantum service scope note for further coverage details.

Each Quantum Service has a customized search template (see examples below) to effectively narrow your results. By using these custom search templates, your search results will be exhaustive and focused on the facts of your case, a convenience that cannot be matched by mere key word searches.

Personal Injury Quantum Service Search Template:

The screenshot shows the search interface for Personal Injury Quantum. At the top, there are links for "Terms and Connectors Search", "Natural Language Search", and "Clear Query". Below this is the title "Search Personal Injury Quantums" and a brief description: "Use the Personal Injury Quantum Search Template to access Carswell's collection of quantum digests with personal injury or death damage assessments." The search area includes a text input field for "Any Text:" and a "Searchers Tips" link. A dropdown menu indicates "The results must contain: Any of these terms".

1 Select Primary Injury

- 03 - Most Severe Injuries - Very severe brain damage
- 04 - Most Severe Injuries - Permanent unconsciousness
- 05 - Most Severe Injuries - Other cases
- 06 - Multiple Injuries

2 Limit Results (optional)

Jurisdiction: All Jurisdictions, Alberta, British Columbia, Federal

Judgment Date: Unrestricted, Year-to-date, This year and last year, Most recent 3 years

Award (general damages): Age:

Award: Unrestricted, \$0, \$1-\$30,000, \$10,001-\$20,000

Age: Unrestricted, 0-20, 21-29, 30-39

Court: [Text Input] **Judge/Decider:** [Text Input]

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Breach of Contract Quantum Service Search Template:

The screenshot shows the search interface for Breach of Contract Quantum. At the top, there are links for "Terms and Connectors Search", "Natural Language Search", and "Clear Query". Below this is the title "Search Breach of Contract Quantums" and a brief description: "Use the Breach of Contract Quantum Search Template to access Carswell's collection of quantum digests with breach of contract damage assessments." The search area includes a text input field for "Any Text:" and a "Searchers Tips" link. A dropdown menu indicates "The results must contain: Any of these terms".

1 Select

Type of Contract: Unrestricted, Leasing agreement, Contract to lend money, Contract for support

Jurisdiction: Federal, Manitoba, New Brunswick, Newfoundland & Labrador

2 Limit Results (optional)

Award: Unrestricted, \$0, \$1-\$5,000, \$5,001-\$10,000

Judgment Date: Unrestricted, Year-to-date, This year and last year, Most recent 3 years

Court: [Text Input] **Judge/Decider:** [Text Input]

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Quantum Digests are custom written to isolate the key facts that pertain to the damage award, rather than fault, coverage or other issues. All Digests are linked to the full text decisions.

1. Select a specific quantum service from the [Evaluate a Claim](#) section located in the right frame of the Litigator Home page.
2. Begin by limiting your search to Section 1 of the Custom Search Template.
3. Click **GO**.

TIP: Click [Full Screen List](#) located in the upper left corner of the left frame to survey range of results.

04 HOW DO I FIND ACTUAL COURT PLEADINGS (INCLUDING APPLICATIONS)?

Search the Pleading Gallery which contains a collection of court pleadings and applications from leading cases, organized by Law Report.

1. Click [Pleading Gallery](#) in the [Search for Precedents](#) section located in the right frame of the Litigator Home page.
2. By default, the databases to which you subscribe are listed at the top of the right frame and will automatically be searched. You may add other databases from the left frame simply by clicking their hypertext link. To remove databases from your **Selected Databases** list, click the [Remove](#) link.
3. Enter your search parameters into the template in the right frame.
4. Click **Search**.

Once you have selected a pleading document, you can use the [Related Info](#) tab to access hypertext links for the related pleadings, motions and facts from that case, if available.

To view the entire pleading document collection associated with a particular document, click view [Pleading Document Collection](#) located in the upper left corner of the pleading document.

NOTE: Searching databases outside your subscription results in a pay-per-view charge. You will be invoiced for these charges.

TIP: Use this template to search application facts by subject.

05 HOW DO I FIND ACTUAL COURT MOTIONS?

Search the Court Motion Gallery which contains a collection of motions, orders, and motion facta, organized by Law Report.

1. Click [Court Motion Gallery](#) in the **Search for Precedents** section located in the right frame of the Litigator Home page.
2. By default, the databases to which you subscribe are listed at the top of the right frame and will automatically be searched. You may add other databases from the left frame simply by clicking their hypertext link. To remove databases from your **Selected Databases** list, click the [Remove](#) link.
3. Enter your search parameters into the template in the right frame.
4. Click **Search**.

Once you have selected a motion document, you can use the **Related Info** tab to access hypertext links for the related pleadings, motions and facta from that case, if available.

To view the entire motion document collection associated with a particular document, click [View Motion Document Collection](#) located in the upper left corner of the motion document.

NOTE: Searching databases outside your subscription results in a pay-per-view charge. You will be invoiced for these charges.

TIP: Use this template to search application facta by rule number.

06 HOW DO I FIND ACTUAL COURT MOTION FACTA/BRIEFS?

Search the Factum/Brief Gallery – Motions/Applications, which contains a collection of facta, organized by Law Report.

1. Click [Factum/Brief Gallery – Motions/Applications](#) in the **Search for Precedents** section located in the right frame of the Litigator Home page.
2. By default, the databases to which you subscribe are listed at the top of the right frame and will automatically be searched. You may add other databases from the left frame simply by clicking hypertext link. To remove databases from your **Selected Databases** list, click the [Remove](#) link.
3. Enter your search parameters into the template in the right frame.
4. Click **Search**.

Once you have selected a factum document, you can use the **Related Info** tab to access hypertext links for the related pleadings, motions and facta collection from that case, if available.

NOTE: Use this template to access the Carswell collection of motion and application factum/brief documents (including motion appeal facta/briefs) that have been filed with common law courts across Canada.

NOTE: Searching databases outside your subscription results in a pay-per-view charge. You will be invoiced for these charges.

07 HOW DO I FIND ACTUAL COURT APPEAL FACTA/BRIEFS?

Search the Factum/Brief Gallery - Appeals, which contains a collection of appeal facta, organized by Law Report.

1. Click [Factum/Brief Gallery – Appeals](#) in the **Search for Precedents** section located in the right frame of the Litigator Home page.
2. By default, the databases to which you subscribe are listed at the top of the right frame and will automatically be searched. You may add other databases from the left frame simply by clicking their hypertext link. To remove databases from your **Selected Databases** list, click the **Remove** link.
3. Enter your search parameters in the template in the right frame.
4. Click **Search**.

Once you have selected a factum document, you can use the **Related Info** tab to access hypertext links for the pleading, motion and facta collection from that case, if available.

NOTE: Use this template to access the Carswell collection of factum/brief documents that have been filed with appellate-level common law courts across Canada.

NOTE: Searching databases outside your subscription results in a pay-per-view charge. You will be invoiced for these charges.

08 HOW DO I FIND THE RIGHT EXPERT WITNESS FOR MY CASE?

Expert Directory provides access to a collection of Canadian and U.S. expert witness' profiles searchable by area of expertise.

1. Click [Find an Expert](#) in the **Legal Directories** section located in the right frame of the Litigator Home page.
2. Begin by limiting your search to the area of expertise.
3. Click **GO**.

TIP: Search for an opposing expert's profile by entering the expert's name in the field provided.

09 HOW CAN I FIND INFORMATION ON THE JUDGE AND OPPOSING COUNSEL IN MY CASE?

Use the Profile Awards template to research judges and opposing lawyers. Discover the manner in which a particular judge has ruled and how the opposing counsel has fared in court cases similar to yours.

1. Click [Profile Awards by Judge or Counsel](#) in the **Evaluate a Claim** section located in the right frame of the Litigator Home page.
2. Begin by limiting your search to Section 1 of the Custom Search Template and enter the name of the judge or lawyer in the fields provided in Section 2.
3. Click **GO**.

NOTE: Searching databases outside your subscription results in a pay-per-view charge. You will be invoiced for these charges.

10 HOW CAN I FIND SIMILAR RULES IN OTHER JURISDICTIONS?

Use the Rules Concordance to help you compare related sections of legislation quickly.

1. Click [Browse Rules Concordance](#) in the **Find a Court Rule** section located in the left frame.
2. Click the + buttons to expand the **Rules of Civil Procedure** Table of Contents.
3. Click the blue hypertext link to retrieve the rule and links to other similar rules.
4. For easier viewing, click the **Maximize** button in the **Link Viewer**.

11 WHAT AUTHORITIES ARE AVAILABLE IN LITIGATOR?

The Practice Guides and Commentary section contains annotations from Carswell expert authors to help you interpret the rules of the court.

1. Select a specific practice guide or text from the **Practice Guide and Commentary** section located in the right frame of the Litigator Home page.
2. Begin by limiting your search to a specific section or rule in Section 1 of the Custom Search Template.
3. Click **GO**.

To search *Annual Review of Civil Litigation (Eds. Archibald, Cochrane, Echlin)*, enter your search terms in the **Search full text for** box and click **GO**.

TIP: To browse the various Practice Guides and Commentary Tables of Contents, click the [Tables of Contents](#) link in the Guides/Commentary section located in the left frame of the Litigator Home page.

12 WHAT CURRENCY TOOLS DOES LITIGATOR OFFER?

Current Awareness Practice Advisors offer immediate access to timely legislative updates, as well as case law developments with the most current Carswell Practice Cases for Ontario, British Columbia, and Alberta.

To access these documents, click the appropriate hypertext link located in the **Current Awareness** section in the right frame of the Litigator Home page: [New and Noteworthy](#), [Legislative Updates](#), [Cumulative](#), or [Digests](#).

13 HOW DO I SEARCH INTERNATIONAL MATERIALS IN LITIGATOR?

Search these international materials by clicking the appropriate hypertext link in the **International Materials** section located in the right frame of the Litigator Home page. Please note that these databases are available on a pay-per-view basis only.

14 HOW DO I PRINT, E-MAIL, FAX, DOWNLOAD OR SAVE ON WestlawCarswell?

WestlawCarswell offers a variety of document delivery options. Simply click the appropriate button located in the upper right corner of the right frame.



Click **QUICK PRINT** to print the current document quickly using your default format preferences.

Click **PRINT** to print your current document along with other related information at the same time; or the Result List displayed in the left frame. You may change your default formatting/print settings here.

Click **E-MAIL** to e-mail your current document along with other related information at the same time or the Result List displayed in the left frame.

Click **DOWNLOAD** to download the document displayed in the right frame along with other related information at the same time or the Result List displayed in the left frame.

Click **OTHER** to fax or save a document or Result List.

Click **FIND&PRINT** to retrieve and print multiple documents. Enter up to 20 citations at a time and have them printed or downloaded together.

TIP: To print part of a document, highlight the desired text. Then, using your browser, open the **File** menu and select **Print**. In the **Print** window, choose the **Selection** radio button and then click **Print**.

15 WHERE CAN I FIND HELP?

For technical or reference support or to inquire about training, contact Carswell at:

Toll-Free:	1.800.387.5164
In Toronto:	416.609.3800
Online:	www.carswell.com/email

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