

**QUESTION 1 – Torts
(One hour)**

Kate, late for her flight, sat in traffic at the off-ramp to the airport. She was growing increasingly agitated. When the woman in the car next to her cut into her lane, Kate leaned on her horn, yelled obscenities and nudged the back of the woman's car with her bumper. Kate's bumper left a black scuff mark on the other woman's car. The woman seemed oblivious to Kate's antics but an elderly man one car over saw everything and was terrified the situation would escalate and endanger him. Luckily, traffic started to move again and Kate's agitation dissipated.

Kate found a parking spot in the airport garage, but it was a tight one. She wasn't the best driver and she misjudged the distance, scraping the neighboring car as she pulled in. She was scribbling a note to leave on the scratched up car when the owner, Anton, stormed over. He yelled: "I saw what you did! You're going to pay one way or the other!" Kate shrank back and blubbered that she was sorry and that she had insurance to cover the damage. That seemed to satisfy Anton, so after the two exchanged their information, Kate gathered her luggage and ran for the elevator.

As Kate neared the elevator, Bea's 5-yr-old child kicked his rubber ball. The ball ricocheted off a garbage can and hit Kate in the back of the head. Kate fell to the ground in a pile of luggage. Bea raced over to see if Kate was okay. Kate got up and said she was fine, but she smashed the child's ball in disgust. Kate made it to the elevator and squeezed in just before the doors closed. The elevator started to ascend and then stopped abruptly between floors. Wade, an off-duty airport security guard, had pressed the 'emergency stop button' because he thought there was a suspicious backpack on the floor in the corner of the elevator. Everyone on board freaked out, especially Kate, who is claustrophobic. Wade looked inside the backpack and found it only contained baby diapers and stuffed animals. Relieved, everyone except Kate immediately calmed down as Wade started the elevator back up. Kate was hyperventilating and had to breathe into a paper bag until her heart rate finally returned to normal.

What torts, if any, have the parties committed?