Empire College School of Law Professor Hall Law Study and Exams - Final Thursday, February 5, 2014

Student ID:

Category: TORTS (One Hour)

Doug, a doctor, was planning a Super Bowl party and decided to go to the big warehouse store, FoodCo, to stock up on beer and chicken wings. There were no FoodCo shopping carts left, so Doug went into the Office Supply Store next door and grabbed one of their carts. Doug figured the cart would eventually be retrieved by the Office Supply Store.

Once inside FoodCo, Doug stopped abruptly in the congested aisle to try a sausage sample being offered at a tasting station set up in the aisle. Simultaneously, he noticed Jessica, another shopper, swerving her cart to avoid colliding with him. During her swerve maneuver, the wheel of Jessica's cart got hung up on a piece of sausage on the floor near the sample tasting station, causing Jessica's cart to push into yet another shopper, Liza. Liza, who had osteoporosis, suffered multiple bone fractures from the impact and began to go into shock immediately. Since there was no store employee in sight, Jessica used her cell phone to call 911 for Liza.

Hoping nobody would notice him, Doug moved away from the scene and towards the beer aisle. But Albert, also a shopper, saw what happened and chased after Doug. Albert had flunked out of the police academy, but he planned to perform a citizen's arrest. Albert tackled Doug to the ground and held him down. Doug struggled but couldn't break free of Albert's hold. Doug began to hyperventilate and begged Albert to let him up. A store manager soon showed up and Albert finally released Doug. By that point, Doug was gasping for breath and stressed to the point of breaking.

Doug suffered damage to his neck from the tackle and required psychological therapy to get over the "citizen's arrest." Liza eventually recovered after months in the hospital.

What causes of action does the Office Supply Store have against Doug, if any? Discuss.

What causes of action does Liza have against Doug, if any? Discuss.

What causes of action does Liza have against FoodCo, if any? Discuss.

What causes of action does Doug have against Albert, if any? Discuss.

What causes of action does Doug have against FoodCo, if any? Discuss.