



American Negligence Reports, Current Series; All the Current Negligence Cases Decided in the Federal Courts of the United States, the Courts of Last R

By John Milton Gardner

Rarebooksclub.com, United States, 2013. Paperback. Book Condition: New. 246 x 189 mm. Language: English . Brand New Book ***** Print on Demand *****.This historic book may have numerous typos and missing text. Purchasers can usually download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1912 edition. Excerpt: .such as to relieve the master from liability for the injury of one servant through the negligence of another; and proceeds and sustains the New York rule. In the case of Weeks 1/. Scharer, 111 Fed. 330, 49 C. C. A. 372, from the Circuit Court of Appeals of the Eighth Circuit, is a late decision prepared by Circuit judge Sanborn. It is a very instructive and exhaustive opinion, containing the citations of many authorities. It is there stated: An employee frequently acts in a dual capacity--at times a fellow-servant, at times a vice-principal--and the line of demarcation between the negligence of one whose risk the servant assumes and that for which the master is liable is this, to wit: If the act is done in the discharge of a positive duty of the master, then the negligence therein is the negligence of the...



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