

RESTATEMENTS OF THE LAW**Introduction**

Restatements attempt to restate the principles of common law in a concise manner. The American Law Institute (ALI) publishes the Restatements. The Restatements were published from 1923-1952. The Second Restatements were published from 1952-1986. The Third Restatements began publication in 1987. All Restatements published today are part of the Third Restatement series. Before a Restatement is accepted for publication, Tentative Drafts and Proposed Final Drafts are circulated to the voting members of ALI. Restatements are not binding on any jurisdiction unless that jurisdiction has adopted the Restatements as binding authority. Some jurisdictions may adopt current editions, others adopt previous editions, e.g., the Second but not the Third; others choose to adopt only certain sections of a Restatement. The Third Restatements do not repeal or affect a jurisdiction's adoption of an older Restatement.

I. Restatements in the Wiener-Rogers Law Library (with call numbers)

Titles listed with (;) signify that the Law Library keeps the Restatements of a particular series within the same call numbers. *For example*, the Restatement and Second Restatement of Agency are located together. *However*, the Restatements of Contracts have different call numbers and are found in different locations.

<u>RESTATEMENT</u>	<u>CALL NUMBER</u>
AGENCY; 2d; 3d	KF1345 .A764
CONFLICT OF LAWS; 2d	KF411 .R47
CONTRACTS	
Contracts (1932)	KF395.A2 C6 1932
Contracts 2d (1981)	KF801.Z9 R84 1981
EMPLOYMENT LAW 3d (current project)	
Tentative Draft No. 4 (April 11, 2011)	KF3319 .R47 T.D. 2011
FOREIGN RELATIONS LAW OF THE UNITED STATES 3d	KF4651 .R47 1987
JUDGMENTS 2d	KF8990 .R48 1982
LAW GOVERNING LAWYERS 3d	KF300 .R469 2000
PROPERTY	
Property (1936)	KF570 .A73 1936
Property 2d – Landlord and Tenant (1976)	KF570 .A77 1976
Property 2d – Donative Transfers (1983)	KF570 .A75 1983
Property 3d – Mortgages (1997)	KF695 .R435 1997
Property 3d – Servitudes (2000)	KF657 .R48 2000
Property 3d – Wills and Other Donative Transfers (1999)	KF613 .R47 1999
RESTITUTION (& UNJUST ENRICHMENT)	
Restitution (1937)	KF1244 .R46 1937
Restitution 2d (1983) - <i>two Tentative Drafts were published before project was terminated</i>	
Tentative Draft No. 1 (April 5, 1983)	KF1244 .R47 1983
Restitution and Unjust Enrichment 3d (2011)	KF1244 .R48 2011
SECURITY	KF1050 .A75 1941
SURETYSHIP AND GUARANTY	KF1045 .R457 1996
TORTS	
Torts (1934)	KF395.A2 T6 1934
Torts 2d (1965)	KF1249.A4 T6 1965

Restatements of the Law - last updated Oct. 11, 2012

Available online at: <http://law.unlv.edu/law-library/refdeskguides>

Questions? Contact the Reference Desk at (702) 895-2420 or you may submit a request online at <http://law.unlv.edu/library-reference>.

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RESTATEMENTS OF THE LAW

Torts 3d – Apportionment of Liability (2000) KF1312 .R4742 2000
 Torts 3d – Liability for Economic Harm (tentative draft no. 1) KF1249.4.R47 2012
 Torts 3d – Liability for Physical and Emotional Harm (2010) KF1249.A4 A252 2010
 Torts 3s – Products Liability (1998) KF1296 .R467 1998

TRUSTS; 2d; 3d KF730 .R47

UNFAIR COMPETITION 3d KF3195 .R468 1995

U.S. LAW OF INTERNATIONAL COMMERCIAL ARBITRATION *Council Draft No. 2 is available elsewhere.*

II. Principles of the Law in the Wiener-Rogers Library (with call numbers)

Principles of the Law is a collection detailing undiscovered areas of law or areas of law that are thought to be in need of reform. The difference between a Restatement and a Principle of Law is that Restatements summarize existing common law trends; whereas, Principles of the Law recommend changes to existing common law.

ALI/UNIDROIT Principles of Transnational Civil Procedure

Proposed Final Draft KF8840.A2 T73 2004
The Law Library has the 2004 version in print; however, the proposed and accepted final print edition (2006) is available elsewhere.

Principles of the Law: Intellectual Property - Principles Governing Jurisdiction, Choice of Law, and Judgments in Transnational Disputes K7550 .I55 2008

Principles of Corporate Governance: Analysis and Recommendations KF1422 .P75 2008

Principles of the Law of Aggregate Litigation KF8890 .P75 2010

Principles of the Law of Family Dissolution: Analysis and Recommendations KF535 .P752 2002

Principles of the Law of Nonprofit Organizations
Tentative Draft No. 3 (April 18, 2001) KF1388 .P75 T.D. 2011

Principles of the Law of Software Contracts KF905.C6 P75 2010

Transnational Insolvency: Cooperation Among the NAFTA Countries (4 Volume Set)

International Statement of United States Bankruptcy Law KDZ384 .T73 2003

International Statement of Canadian Bankruptcy Law KE1485 .T73 2003

International Statement of Mexican Bankruptcy Law KGF1479 .T73 2003

Principles of Cooperation Among NAFTA Countries
 Proposed and accepted final print version KDZ384 .T7344 2003
 Tentative Draft (April 14, 2000) KF1544 .T75 2000

III. Restatements & Principles of the Law Online

Westlaw and LexisNexis carry the complete and ALI approved Restatements. Drafts are not available.

A. Westlaw: Restatements and Principles of the Law (Database identifier: REST)

B. LexisNexis: Under Secondary Legal > click on Jurisprudences, Restatements and Principles of the Law.

IV. For a guide to Restatements, consider using:

Steven M. Barkan, Roy M. Mersky & Donald J. Dunn, *Fundamentals of Legal Research* 379-383 (9th ed. 2009) (See Section D. "Restatements of the Law"), available in the Reserve Room at KF240.M469 2009.

American Law Institute website: <http://www.ali.org/index.cfm?fuseaction=about.checklist>