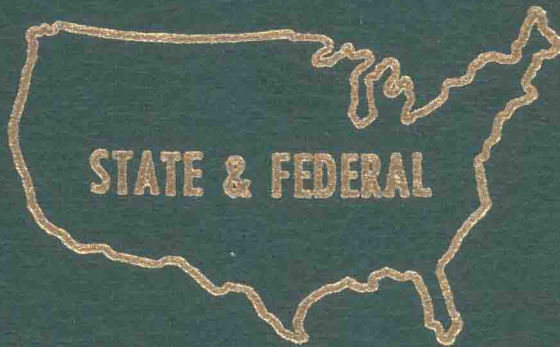


AMERICAN JURISPRUDENCE 2d



PLEADING

POLLUTION CONTROL

AMERICAN JURISPRUDENCE

SECOND EDITION

A MODERN COMPREHENSIVE TEXT STATEMENT
OF AMERICAN LAW

STATE AND FEDERAL

COMPLETELY REVISED AND REWRITTEN
IN THE LIGHT OF MODERN AUTHORITIES AND DEVELOPMENTS
BY THE EDITORIAL STAFF OF THE PUBLISHERS

VOLUME 61A

PLEADING
TO
POLLUTION CONTROL

1981



THE LAWYERS CO-OPERATIVE PUBLISHING CO.
Rochester, New York 14694

BANCROFT-WHITNEY CO.
San Francisco, California 94107

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Library of Congress Catalog Card Number 62-4388

61A Am Jur 2d

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FOREWORD

The rewriting and reissuance of Volume 61 of Am Jur 2d is compelled by the substantial body of new law affecting major topics appearing therein, or within its alphabetical scope.

Thus, since 1972, with respect to pollution control, we have seen complete reclassification of and substantial amendment to the Clean Air Act (42 USCS §§ 7401 et seq.), enactment of the Resource Conservation and Recovery Act of 1976 (42 USCS §§ 6901 et seq.), the Uranium Mill Tailings Radiation Control Act of 1978 (42 USCS §§ 7901 et seq.), the Toxic Substance Control Act of 1976 (15 USCS §§ 2601-2629), the Deepwater Port Act of 1974 (33 USCS § 1517, imposing liability for oil pollution), the National Pollution Research and Development and Monitoring Planning Act of 1978 (33 USCS §§ 1701 et seq.), and the creation of an offshore oil spill pollution fund (33 USCS §§ 1811 et seq.) in 1978. The above, together with NEPA (42 USCS §§ 4321 et seq.) in 1969, the Noise Control Act (42 USCS §§ 4901 et seq.) in 1972, FIFRA (7 USCS §§ 136 et seq.) in 1972, FWPCA (33 USCS §§ 1251 et seq.) in 1972, and the Marine Protection, Research and Sanctuaries Act (33 USCS §§ 1401 et seq.) in 1972, have resulted in a vast body of new law comprised of court decisions and agency regulations and decisions. Inclusion of the above results in a new and greatly expanded article on Pollution Control appearing in new Volume 61A.

With respect to the topic "Physicians, Surgeons, and Other Healers," the development of practice through professional corporations, the modern approaches to dealing with malpractice claims, including statutory limitations upon the amount of recovery, and requirement or authorization for submission of claims to pre-trial panels, impartial subpanels, or arbitration, and the rise of medical malpractice countersuits, have resulted in extensive changes in the law encompassed in this subject.

A vast body of law in the form of agency regulations and decisions, as well as decisions of the courts, have newly evolved from the original enactment of the Federal Occupational Safety and Health Act in 1970, and these are discussed, together with the original act, in a new article in Volume 61 entitled, "Plant and Job Safety—OSHA and State Laws," which replaces the article "Occupational Safety and Health Acts," formerly contained in the Am Jur 2d New Topic Service.

The article, Pleading, rewritten and reissued in Volume 61A, incorporates the changes in the Federal Rules of Civil Procedure relative to pleading, and discusses the substantial body of federal case law emanating therefrom, and the principal state cases arising under procedural statutes and rules paralleling, or similar to, these rules, as well as other state enactments and cases with respect to pleading.

The other topics in original Volume 61 have also been completely researched and rewritten in new Volumes 61 and 61A.

THE PUBLISHERS

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This table shows where the subject matter of the various sections of articles in the first edition of American Jurisprudence is treated in American Jurisprudence 2d. It enables one to translate references in the Am Jur General Index, in AM JUR FORMS books, in AM JUR PROOF OF FACTS, and in AM JUR TRIALS, as well as the many references to "Am Jur" in the reported cases in other legal publications, into references to Am Jur 2d.

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The reader should always consult the volume index for detail and for matter not appearing in the first edition.

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