LexisNexis™ Academic: Legal Research—Shepard’s

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Why Shepardize?

Once you have found a case that is relevant to your research, you must verify that it is still good law:

• it has not been reversed on appeal by a higher-level court, or

• it has not been overruled in a different case decided by the same court or a higher court, or

• its authority has not been altered by subsequent legislation.
Why Shepardize?

• In the legal research, it is not about “old” vs. “new.”

• It is about “good” vs. “bad.”

• Find additional cases that stand for the same legal principal or statement

• Ascertain that a legal citation used in a memo or other document is accurate.
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Enter a citation to retrieve prior and subsequent history and all citing references.

Enter Citation: 410 u.s. 113

Citation Formats

Check
Shepard's® Summary

No negative subsequent appellate history.

Citing References:

- Warning Analyses: Overruled (2)
- Questioned Analyses: Questioned (6)
- Cautionary Analyses: Criticized (13), Distinguished (133)
- Positive Analyses: Followed (216)
- Other Sources: Law Reviews (10732), Secondary Sources (28), Statutes (64), Treatises (192), Annotations (11), Other Citations (45), Court Documents (1417)

LexisNexis Headnotes: HN1 (817), HN2 (79), HN3 (527), HN4 (53), HN5 (741), HN6 (314), HN7 (409), HN8 (116), HN9 (120), HN10 (429), HN11 (4), HN12 (209), HN13 (121), HN14 (306), HN15 (266), HN16 (724), HN17 (11)
“Restrict By”

Unrestricted Shepard’s Summary

No negative subsequent appellate history.

Citing References:

Warning Analyses: Overruled (2)

Questioned Analyses: Questioned (6)

Cautionary Analyses: Criticized (13), Distinguished (133)

Positive Analyses: Followed (216)

Neutral Analyses: Concurring Opinion (188), Dissenting Op. (259), Explained (83), Harmonized (4), Quest. Precedent (12)

Other Sources: Law Reviews (10732), Secondary Sources (28), Statutes (64), Treatises (192), Annotations (11), Other Citations (45), Court Documents (1417)

LexisNexis Headnotes: HN1 (817), HN2 (79), HN3 (527), HN4 (53), HN5 (741), HN6 (314), HN7 (409), HN8 (116), HN9 (120), HN10 (429), HN11 (4), HN12 (209), HN13 (121), HN14 (306), HN15 (266), HN16 (724), HN17 (11)
All Negative:

CITING DECISIONS (150 citing decisions)

U.S. SUPREME COURT

14. Overruled in part as stated in, Criticized in Concurring Opinion at, Cited in Dissenting Opinion at, Cited by:


   Headnotes HN2, HN14, HN16

   Overruled in part as stated in:
   550 U.S. 124 p.146
   127 S. Ct. 1610 p.1626
   167 L. Ed. 2d 480 p.502

   Criticized in Concurring Opinion at:
   550 U.S. 124 p.169
   127 S. Ct. 1610 p.1639
   167 L. Ed. 2d 480 p.516

15. Overruled in part by, Followed by, Explained by, Cited in Dissenting Opinion at, Cited by:

14. Followed by, Cited in Concurring Opinion at, Cited in Dissenting Opinion at, Cited by:

   Followed by:
   530 U.S. 914 p.921
   120 S. Ct. 2597 p.2604
   147 L. Ed. 2d 743 p.753

15. Overruled in part by, Criticized by, Followed by, Explained by, Cited in Dissenting Opinion at, Cited by:

   Followed by:
   505 U.S. 833 p.844
   505 U.S. 833 p.845
   505 U.S. 833 p.846
   505 U.S. 833 p.869
   505 U.S. 833 p.870
   505 U.S. 833 p.871
Customize Shepard’s:

• Analysis
• Jurisdictions
• Headnotes
• Dates
“Narrow-Restrict by”


SHEPARD’S SUMMARY  Hide Summary

Restricted Shepard’s Summary

No negative subsequent appellate history.

Citing References:

Warning Analyses: Overruled (1)
Questioned Analyses: Questioned (2)
Cautionary Analyses: Criticized (3), Distinguished (1)
Positive Analyses: Followed (216)
Neutral Analyses: Concurring Opinion (6), Dissenting Op. (30), Explained (8), Harmonized (1)

LexisNexis Headnotes: HN1 (81), HN2 (5), HN3 (28), HN4 (7), HN5 (32), HN6 (13), HN7 (43), HN8 (16), HN9 (16), HN10 (41), HN11 (1), HN12 (34), HN13 (28), HN14 (57), HN15 (55), HN16 (117), HN17 (2)
Custom Restrictions:

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Narrow-Restrict by: 1973 U.S. LEXIS 159

No negative subsequent appellate history.
Type: Analyses, Search within results, Jurisdictions, Headnotes, Dates
Restrict by: Analyses, Criticized, Distinguished AND Jurisdiction: 8th Circuit

Analyses available: Select All | Clear All
Negative: Select All | Clear All
  - Criticized (13)
  - Overruled (2)
  - Distinguished (133)
  - Questioned (6)
Positive: Select All | Clear All
  - Followed (216)

Jurisdictions available: Select All | Clear All
Federal: Select All | Clear All
  - 10th Circuit (121)
  - 5th Circuit (153)
  - 11th Circuit (114)
  - 6th Circuit (204)
  - 1st Circuit (138)
  - 7th Circuit (197)
  - 2nd Circuit (211)
  - 8th Circuit (153)
  - 3rd Circuit (220)
  - 9th Circuit (249)
  - Admin. & Agency Dec. (5)
  - Mil. Justice (17)

Search within results - Terms:
Return a list of citations to cases that contain your terms.
HINT: "Search within results" will only identify citing references that have corresponding documents available in the LexisNexis® service. This feature is not available if your current results contain more than 2000 documents.
CITING DECISIONS (8 citing decisions)

8TH CIRCUIT - COURT OF APPEALS

14. Distinguished by, Cited by:
   Reproductive Health Services v. Freeman, 614 F.2d 585, 1980 U.S. App. LEXIS 21517 (8th Cir. Mo. 1980) LexisNexis Headnotes HN1, HN10, HN12, HN14, HN15, HN16
   Distinguished by:
   614 F.2d 585 p.589
   614 F.2d 585 p.594

15. Distinguished by:

   612 F.2d 359 p.360

16. Distinguished by:
Search within results - Terms:

Summary Judgment
### Shepard's Signal

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Shepard's Signal:

**Caution**

Possible negative treatment indicated. Includes:
- Limited
- Criticized by
- Clarified
- Modified
- Corrected

**Positive**

Positive treatment indicated. Includes:
- Followed
- Affirmed
- Approved

**Citing References with Analysis**

Other cases cited the case and assigned some analysis that is not considered positive or negative. Includes:
- Appeal denied by
- Writ of certiorari denied

**Citation Information**

References have not applied any analysis to the citation. For example the case was cited by law reviews, ALR® Annotations, or in other case law not warranting an analysis. Example: Cited By
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