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Tort of Negligence Problem Question

Molly is a single mother. She takes her daughter Rhonda (a two year old infant) to a local playground. While lighting a cigarette, Molly starts talking with another young parent, Dilbert. Molly is distracted by Dilbert's good looks and gritty charm. Meanwhile, Rhonda starts to wander over to the road.

Dilbert notices a possible catastrophe and rushes out after Rhonda. Dilbert just manages to save Rhonda from being run over by Bob, who is driving a van within the speed limit and quite safely. However, Dilbert has too much forward momentum and collides with Bob's van. Dilbert is seriously injured. Bob skids off the road and crashes into some playground equipment. Luckily, no children are using the equipment. Laura, driving at speed behind Bob, sees the above-related events and puts her foot down hard on the brakes. Laura's car skids on an oil slick and crashes into a tree. Some distance behind the tree was Leonard. Leonard thought that Laura's car might hit him and he started running away screaming 'Oh Lord, don't take me now!' Leonard has an underlying personality disorder and develops a paranoid fear of going out into the street. As a result, he loses his job and his livelihood.

The accident involving Leonard is witnessed by Sherry, Rhonda's grandmother, who is also at the park. Sherry suffers from a brief fright, but believes that she will be alright. However, she later develops post-traumatic stress disorder as a result of this event, combined with the news that Rhonda barely escaped a serious injury. She had not seen the incident involving Rhonda herself, because she had been busy setting out the picnic lunch.

Identify any actions available in the tort of negligence and analyse the elements of the tort accordingly.

We have two available answers from different researchers to this problem question

[Answer 1](#)

Tort Negligence Sample Answer

Francis Hermann Bohlen



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Table of Contents Tort Negligence Sample Answer

1. Understanding the eBook Tort Negligence Sample Answer
 - The Rise of Digital Reading Tort Negligence Sample Answer
 - Advantages of eBooks Over Traditional Books
2. Identifying Tort Negligence Sample Answer
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Tort Negligence Sample Answer
 - User-Friendly Interface
4. Exploring eBook Recommendations from Tort Negligence Sample Answer

- Personalized Recommendations
 - Tort Negligence Sample Answer User Reviews and Ratings
 - Tort Negligence Sample Answer and Bestseller Lists
5. Accessing Tort Negligence Sample Answer Free and Paid eBooks
- Tort Negligence Sample Answer Public Domain eBooks
 - Tort Negligence Sample Answer eBook Subscription Services
 - Tort Negligence Sample Answer Budget-Friendly Options
6. Navigating Tort Negligence Sample Answer eBook Formats
- ePub, PDF, MOBI, and More
 - Tort Negligence Sample Answer Compatibility with Devices
 - Tort Negligence Sample Answer Enhanced eBook Features
7. Enhancing Your Reading Experience
- Adjustable Fonts and Text Sizes of Tort Negligence Sample Answer
 - Highlighting and Note-Taking Tort Negligence Sample Answer
 - Interactive Elements Tort Negligence Sample Answer
8. Staying Engaged with Tort Negligence Sample Answer
- Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Tort Negligence Sample Answer
9. Balancing eBooks and Physical Books Tort Negligence Sample Answer
- Benefits of a Digital Library
 - Creating a Diverse Reading Collection Tort Negligence Sample Answer
10. Overcoming Reading Challenges
- Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Tort Negligence Sample Answer
- Setting Reading Goals Tort Negligence Sample Answer
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Tort Negligence Sample Answer

- Fact-Checking eBook Content of Tort Negligence Sample Answer
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
- Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
- Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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