

Indexing/Classifying Headnotes - Bad Thanksgiving - Student Handout
Stacia Stein & Jordan Jefferson - 2020 RIPS-SIS Teach-In Kit

HN1 - Supermarket's giving away samples of pumpkin pie, which was covered with whipped cream, did not constitute an inherently dangerous activity imposing an extra duty of caution on the store, which was sued for injuries sustained by customer when, on the day before Thanksgiving, he slipped and fell on one such sample at a point some seven to ten feet from the sample tray; nor was such promotional activity so foreign to the operation of the market that it imposed a duty of extra caution.
(531 P.2d 360)

HN2 - Where the agent who sold cranberries stated they were bought for Thanksgiving trade and wrote that fact on the order, this was sufficient to justify a finding that they were ordered for Thanksgiving.
(246 S.W. 703)

HN3- Where jury had deliberated for three hours without reaching a verdict, where the jurors stated that they did not believe that further deliberation would result in a verdict, where time for dinner had been reached and it was uncertain that a restaurant could be found that could accommodate all of the jurors, where the following day was Thanksgiving and court was worried that the women on the jury would worry about their chores to prepare for the following day's celebration and that a clergyman on the jury might have his congregation in mind, trial court did not err in declaring mistrial over defendant's objections, so that retrial of defendant did not subject him to double jeopardy.
(369 A.2d 471)

HN4 - Prison dietician's act of serving meal on Thanksgiving including turkey stuffing which contained turkey meat was not deceptive and did not intrude on religious freedom of inmate whose religion proscribed eating meat.
(654 N.E.2d 179)

HN5 - In poultry farmer's action against turkey producer for breach of contract to process 24,000 turkeys before Thanksgiving, there was neither abuse of discretion nor error of law in trial court's assessment of damages based upon difference farmer would have received under the contract on the day after being informed of processor's breach and the amounts received by him after sale of 22,000 of the turkeys to another processor, plus loading costs normally borne by breaching processor.
(408 A.2d 289)

HN6 - Evidence that turkey seller received no complaints of illness before or after Thanksgiving period during which turkey was sold to buyers was irrelevant in buyers' action alleging negligence that caused salmonella.
(353 S.E.2d 922)

HN7 - Differences between food available for inmate purchase in federal prison on special holiday list available between Thanksgiving and Christmas and more limited list of kosher-for-Passover food available for inmate purchase did not violate Jewish inmate's right to equal protection under the Fifth Amendment; prison's stated penological interests in limiting a small group of inmates' access to special goods to avoid hoarding and illegal trade, and in the efficient financial operation of prison commissary, were logically advanced by offering a smaller number of "best sellers" for sale on Passover.
(551 F.Supp.2d 149)