

The Canadian Abridgment BULLETIN

May 2010 — Issue 50



Highlighting new developments and providing research tips for users of the Canadian Abridgment

FROM THE PUBLISHER

In this issue of the Bulletin, we focus on a new enhancement to be added to the online implementation of Carswell's Canadian Case Citations citator, KeyCite Canada. Citation frequency notes aim at streamlining research by telling you how many times judicial decisions in your results have been judicially cited as precedent.

I welcome any comments or suggestions that you have concerning any of the components of The Canadian Abridgment, in print or online.

Rachel Francis, B.A. (Hon.), LL.B.
Director, Legal Strategic Market Group

KeyCite Canada Introduces Citation Frequency Notes A New Strategy for Finding Important Cases

With the increase in case law over the past few years and the availability of all unreported case law in online services for the past number of years, you are often faced with a large number of decisions in viewing search results and KeyCite results lists. In an increasing number of cases it is impractical to view all relevant results. For example, when KeyCiting the landmark *R. v. Oakes* decision, you will get a result list of over 1,500 cases; determining which of these decisions to review can be challenging and time consuming. KeyCite Limits assists you in narrowing down an extensive list by allowing you to limit your results by document type, date, and jurisdiction. Using the KeyCite Limits "locate" function, to restrict results to decisions containing key words or phrases can be an

especially powerful tool in targeting relevant decisions.

Our newest feature, Citation Frequency Notes, offers an additional strategy for reducing results to a manageable number without overlooking any important decision. By providing you with information as to whether and how many times a decision in your result list has itself been cited as precedent, citation frequency notes can point you in the direction of the most significant cases. Using this feature to limit results, either on its own or in combination with other strategies, will help you to make intelligent choices as to which of many relevant cases you need to consult, thus saving research time and strengthening the quality of your legal arguments.

continued on page 2

In this issue...

- KeyCite Canada Introduces Citation Frequency Notes 1

CARSWELL®

Don't forget... you can now reach the Abridgment Helpline by e-mail at:
Carswell.Abridgment@thomson.com

continued from page 1 ...

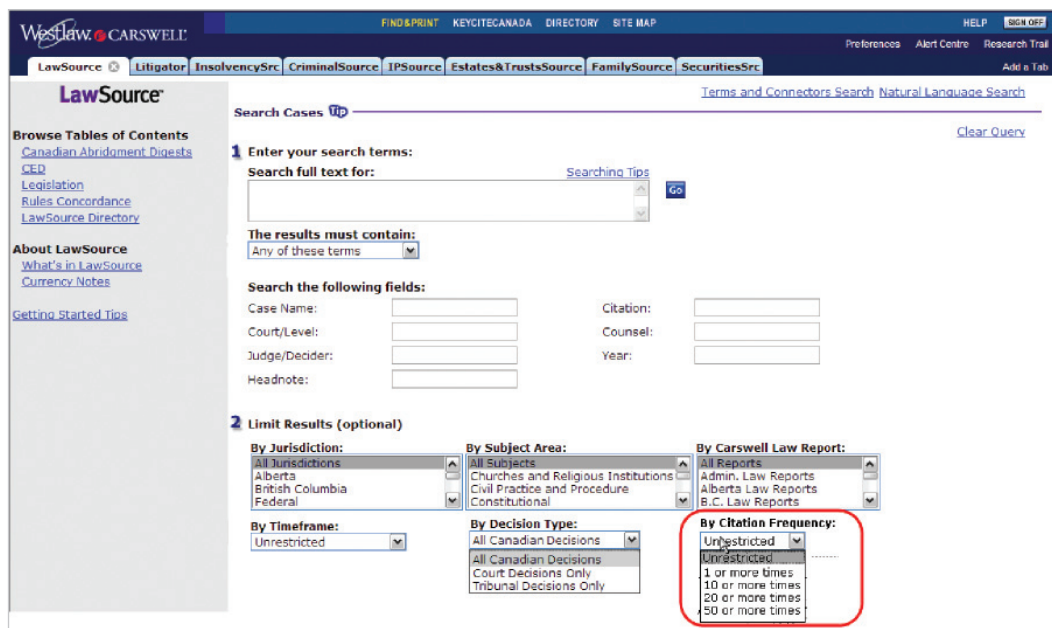
Custom Search Templates and Result Lists

When you perform any search that retrieves case law, citation frequency notes will appear in the result list beside each decision that has been the subject of judicial consideration.



Citation Frequency Drop-Down Menu

From the drop-down menu on the custom search template, you can also limit your search results returned based on citation frequency:



KeyCite Results

When you retrieve a KeyCite result, citation frequency notes will appear for all Canadian decisions in the KeyCite Result List.

KeyCite Canada

[R. v. M. \(A.\)](#)
2008 CarswellOnt 2258
Cour suprême du Canada, 2008

Citing References
(Showing 22 documents)

Negative and Cautionary Cases (Canada)
Recently added (treatment not yet designated)

- 1 R. v W. (J.J.), 2008 CarswellAlta 1601, 2008 ABPC 275 (Alta. Prov. Ct. Oct 03, 2008)

Positive & Neutral Cases (Canada)
Followed in

- 2 R. v Mahmood, 2008 CarswellOnt 5907 (Ont. S.C.J. Oct 09, 2008)
(Judicially considered 4 times)
- 3 R. v Brown, 293 D.L.R. (4th) 99, [2008] 6 W.W.R. 17, 432 A.R. 1, [2008] 1 S.C.R. 456, 230 C.C.C. (3d) 289, 373 N.R. 67, 2008 CarswellAlta 523, 2008 CarswellAlta 524, 424 W.A.C. 1, 2008 SCC 18, [2008] A.W.L.D. 1642, [2008] A.W.L.D. 1644, [2008] A.W.L.D. 1736, [2008] S.C.J. No. 18, 55 C.R. (6th) 240, 87 Alta. L.R. (4th) 1 (S.C.C. Apr 25, 2008)
(Judicially considered 75 times)

Considered in

- 4 R. v D. (R.M.), 2008 CarswellNS 473, 2008 NSPC 52 (N.S. Prov. Ct. Jul 24, 2008)
- 5 R. v Bramley, 2008 CarswellSask 353, 2008 SKPC 82 (Sask. Prov. Jun 03, 2008)
- 6 R. v Kanak, 432 A.R. 355, 2008 CarswellAlta 591, 424 W.A.C. 355, 2008 ABCA 179, [2008] A.W.L.D. 2716 (Alta. C.A. May 02, 2008)
(Judicially considered 13 times)

Referred to in

- 7 R. v Poloni, 2008 CarswellBC 1639, 2008 BCPC 219 (B.C. Prov. Ct. Jul 25, 2008)
(Judicially considered 24 times)
- 8 R. v Kelsy, 2008 CarswellOnt 3569, 77 W.C.B. (2d) 530, [2008] O.J. No. 2407 (Ont. S.C.J. Jun 17, 2008)

Using the Citation Frequency Limit in Conjunction with other Limits

With the introduction of Citation Frequency Notes you will be able to use the KeyCite Limits function to limit your KeyCite result list by citation frequency, either alone or in conjunction with other limits. Thus for example, you can restrict your results to decisions from B.C. which have been cited at least once.

Also, when you limit by citation frequency you will be able to specify that more recent decisions be retained in your result, regardless of whether they have yet been judicially cited. (eg. You can set up your search so you can retrieve only the cases that have been cited five or more times plus all cases decided in the last two years).

Westlaw CARSWELL

FIND & PRINT KEYCITE CANADA DIRECTORY SITE MAP

FamilySource LawSource **Estates & Trusts Source** SecuritiesSrc InsolvencySrc IPSource Litigator CriminalSource

KeyCite Limits
for: 1986 CarswellOnt 95

- Locate
- Jurisdiction
- Caselaw Citation Frequency**
- Date
- Document Type

Click one or more limits above to help restrict your citing references.

Caselaw Citation Frequency
Limit to results cited...

- ☒ Unrestricted
- ☐ 1 or more times (5)
- ☐ 10 or more times (2)
- ☐ 20 or more times (0)
- ☐ 50 or more times (0)

In addition, include Cases with decision date within the ...

- Unrestricted
- Unrestricted
- Last Month
- Last 3 Months
- Last 6 Months
- Last Year
- Last 2 Years
- Last 3 Years

these limits are applied to the caselaw results only [final message TBD]

Tip: Example of how to use both limits on this screen together with the rest of the Keycite limits [text TBD]

Apply Cancel

[KeyCite Limits Tips](#)

Citation frequency notes will be available this Spring and will be included in all Westlaw Canada subscriptions.

The Canadian Abridgment Helpline

Since 1992 Carswell has provided a toll-free Helpline to connect you with our Abridgment experts. Our bilingual Helpline representatives can assist you in:

- Using both print and electronic Abridgment editions effectively
- Integrating the various Abridgment components
- Maximizing your research strategies
- Learning more about our upcoming publications

We are proud of our Abridgment Helpline representatives, who are experienced legal researchers. They are part of Carswell's Customer Relations team, participating in our training and support initiatives, and they will be pleased to assist you with all of your Abridgment needs.

In Toronto, call **(416) 298-5140**

Outside Toronto, call **1-800-463-4106**

or E-mail us at **Carswell.Abridgment@thomson.com**

Hours: Mon. - Fri. 9:00 a.m. - 5:00 p.m. Eastern Time

The Canadian Abridgment BULLETIN

The Bulletin is published free of charge. If you would like a copy call us:

Toronto **(416) 298-5140**

Outside Toronto **1-800-463-4106**

Publisher: Rachel Francis, B.A. (Hon.), LL.B.

Editor: Michael Silverstein, M.A., LL.B.

Contributing Editor: Jennifer Matyas, B.A., LL.B.

Distribution: CUSTOMER RELATIONS
Toronto (416) 609-3800
Elsewhere in Canada/U.S. 1-800-387-5164

Published by: One Corporate Plaza,
2075 Kennedy Road
Toronto, Ontario M1T 3V4