The State Bar of California

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FIRST-YEAR LAW STUDENTS' EXAMINATION CONTENT MAP – TORTS

The following subject matter outline indicates the scope for torts in the First-Year Law Students' Examination (FYLSX). The outline is not intended to list every aspect of a topic mentioned. Although the test items for each FYLSX are developed from these categories, each topic is not necessarily tested on each examination.

100 – Pervasive Issues

110 – Damages
120 – Statute of limitations
130 – Proximate cause / foreseeability

200 – Intentional torts

210 – Intent
220 – Assault and battery
230 – False imprisonment
240 – Trespass to land
250 – Trespass to chattels, conversion
260 – Privileges and defenses
- 261 – Public / private interests
- 262 – Defense of person (others) / property
- 263 – Self-defense
- 264 – Consent
- 265 – Necessity
- 266 – Recapture of chattels
- 267 – Shopkeeper's privilege

300 – Negligence

310 – Risk and duty
- 311 – Special relationship
  - o 311.1 – Duty to warn
320 – Standard of care
- 321 – In general
- 322 – Statutory
  - o 322.1 – Negligence per se

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- 323 – Special classes of persons (owners and occupiers of land; minors; handicapped)
- 324 – Professional negligence

330 – Proof of breach
- 331 – Res ipsa loquitur

340 – Cause in fact
- 341 – "Substantial factor"
- 342 – "But for"
- 343 – Multiple actors
- 344 – Intervening cause

350 – Apportioning liability, contribution and indemnity

360 – Liability for acts of others
- 361 – Vicarious liability
- 362 – Joint and several liability
- 363 – Non-delegable duty

370 – Defenses
- 371 – Assumption of risk
- 372 – Contributory fault
- 373 – Last clear chance
- 374 – Comparative fault

380 – Wrongful death and survival action

400 – Strict liability

410 – Defective products
420 – Abnormally dangerous
430 – Animals
440 – Defenses

500 – Emotional distress

510 – Intentional infliction
520 – Negligent infliction

600 – Others

610 – Nuisance
620 – Defamation
- 621 – Privilege as defense

630 – Privacy
640 – Fraud, deceit, misrepresentation

999 – Miscellaneous