LRC Research Training

For Professor Fox
Health Law & Bioethics seminar
Spring 2018

LRC Reference Desk:
(619) 260-4612
lrcrefer@sandiego.edu
What we will cover

• Picking a paper topic
• Literature review
  • Evaluating sources
  • Books & articles
  • Law and other disciplines
  • USD and other libraries
• Note-taking tools and techniques
  • Perma.cc
PICKING A PAPER TOPIC
news.google.com

Lexis & Factiva have thorough news archives
Health Law & Bioethics Blogs

- http://www.bioethics.com
- http://blogs.harvard.edu/billofhealth/
- http://www.bioethics.net/blog/
- http://www.thehastingscenter.org/publications-resources/forum/
- https://bioethicsarchive.georgetown.edu/pcsbi/blog/
- http://www.amc.edu/bioethicsblog/
- http://www.abajournal.com/blawgs/topic/health+law
Current Awareness Tools

Current news by practice area

- [Bloomberg Law](https://www.bloomberglaw.com): Health Care Practice Center
- [Westlaw](https://www.westlaw.com): Health Law Practice Area
- [Lexis](https://www.lexis.com): Healthcare Practice Center

Circuit splits

LITERATURE REVIEW
Literature Review

- A survey of books, scholarly articles, and any other sources relevant to a particular issue, area of research, or theory
- Helps you formulate your thesis and locate your arguments within the larger field of study
A note about secondary sources

- Evaluate sources for:
  - **Authority** – author is identified, reputable, credentialed
  - **Objectivity** – fairness, lack of bias
  - **Accuracy** – provides references to sources, verifiable
  - **Scope** – relevant to your topic and argument
  - **Currency** – may vary by topic, but make sure you know the current state of thinking in your field (even if it’s rooted in older writings)
BOOKS
Searching the catalogs

USD’s online catalog find items located in the LRC and also in the Copley Library collection.

• Remember that the catalog can be used to find not just materials in our print collection, but it also provides direct access to materials in our subscription databases, and it also links to websites!

• You can search USD’s online catalog from LRC’s homepage
Searching the catalogs

Circuit Catalog:

- USD is a member of a library consortium, the Circuit
- borrow materials from SDSU, UCSD, Cal State San Marcos, & the San Diego County & City Libraries.
- greatly increases the universe of materials that are accessible to you!
- delivered to LRC in 24–48 hrs.—pickup at Circulation desk

Access: You can link to the Circuit catalog through Sally (click on the hyperlinked Circuit logo) or go to: http://circuit.sdsu.edu
<table>
<thead>
<tr>
<th>Rank</th>
<th>Title</th>
<th>Authors/Editors</th>
<th>Location/Year</th>
<th>Pages/Access Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Current controversies in bioethics</td>
<td>New York, N.Y.: Routledge, 2017</td>
<td>1 online resource (ix, 181 p.)</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Contemporary controversies in Catholic bioethics</td>
<td>Cham, Switzerland: Springer, 2017</td>
<td>xvi, 622 pages ;</td>
<td></td>
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<tr>
<td>4</td>
<td>The bioethics of enhancement: transhumanism, disability, and biopolitics</td>
<td>Hall, Melinda Gann, author, Lanham: Lexington Books, 2017</td>
<td>xxii, 169 pages</td>
<td></td>
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<tr>
<td>5</td>
<td>Contemporary controversies in Catholic bioethics</td>
<td>Cham, Switzerland: Springer, 2017</td>
<td>1 online resource (607 pages)</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Religious perspectives on bioethics and human rights</td>
<td>Cham, Switzerland: Springer, 2017</td>
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</tbody>
</table>
Choose Your Institution

Requesting *The bioethics of enhancement: transhumanism, disability, and biopolitics / Melinda Hall*

*With which institution are you affiliated?*

- CSU San Marcos
- CSU San Marcos
- San Diego County Library
- San Diego Public Library
- U of San Diego
- UC San Diego
- ZZ Test - SD Staff only

Request Verification

Requesting *The bioethics of enhancement: transhumanism, disability, and biopolitics / Melinda Hall*

**USDOne Login**

Enter your USDOne username

Enter your USDOne password

**Forgot Your Password?**

**Pickup Location:**

(Choose a Pickup Location) - Copley Library

(Choose a Pickup Location) - USD Legal Research Center
Searching the catalogs

Interlibrary Loan (ILL):  
• If you can’t find an item at USD or through the Circuit, we may be able to get it through interlibrary-loaned from another library  
• Check [http://www.worldcat.org](http://www.worldcat.org) or come ask a reference librarian  
• Delivered to LRC anywhere from 3 days to 3 weeks—make your request early!

LAW ARTICLES
Law articles

- Lexis
- Westlaw
- Google Scholar

Unpublished or forthcoming
- SSRN
- Bepress
Articles

[CITATION] Three ethical revolutions: ancient assumptions remodeled under pressure of transplantation
FD Moore - Health Policy, 1990 - Elsevier

[HTML] The ethics of organ allocation: the state of debate
T Gutmann, W Land - Transplantation reviews, 1997 - Elsevier
During ethical discussions of transplantation is- tion system. Finally, organ allocation is not a medical sue, the problem of organ allocation keeps question (see section on Nature of Allograft Decisions), moving into the focus of attention. At the same time, Cadaver organs

[HTML] Principles for allocation of scarce medical interventions
G Persad, A Wertheimer, EJ Emanuel - The Lancet, 2009 - Elsevier
... Cover image Cover image. Department of Ethics ... Simple principles and their core ethical values ... relationships; little information about recipients needed; Favours wealthy, powerful, and well-connected; ignores other relevant principles, ICU beds; part of organ allocation, Exclude ...

Putting patients first in organ allocation: an ethical analysis of the US debate
JF Childress - Cambridge Quarterly of Healthcare Ethics, 2001 - cambridge.org
Abstract Organ allocation policy involves a mixture of ethical, scientific, medical, legal, and political factors, among others. It is thus hard, and perhaps even impossible, to identify and fully separate ethical considerations from all these other factors. Yet I will focus primarily on ...

Is it ethical to prioritize patients for organ allocation according to their values about organ donation?
KA Bramstedt - Progress in Transplantation, 2006 - journals.sagepub.com
Because the supply of deceased donor organs fails to meet demand, patients needing a transplant frequently have lengthy waits or die while waiting. In an effort to reduce waiting...
Search Term(s): bioethics

Advanced Search
Author, title, abstract, keywords

Browse
by Network & Subject Area

Browse
by JEL code

Author(s): 

Date: Last 3 Years

Networks: Current Selection: All SSRN Networks

Modify
1. From SARS to Ebola: Legal and Ethical Considerations for Modern Quarantine
   *Indiana Health Law Review, vol.12, no.1, 2015 Forthcoming, University of Louisville School of Law Legal Studies Research Paper Series No. 2015-03*
   Number of pages: 54 • Posted: 16 Jun 2015 • Last Revised: 16 Jun 2015
   **Mark A. Rothstein**
   University of Louisville - Institute for Bioethics, Health Policy, and Law
   Keywords: quarantine, SARS, ebola, public health, isolation, health law, bioethics, epidemics

2. Law and Moral Dilemmas
   Number of pages: 41 • Posted: 09 Jan 2017
   **Bert I. Huang**
   Columbia Law School
Full-Text Articles in Health Law and Policy

Will The Zika Virus Enable A Transplant Of Roe V. Wade To Brazil?, Amanda Greenberg

Jan 2018

Personal Health Records As A Tool For Transparency In Health Care (Draft), Sharona Hoffman

Jan 2018

Step Therapy: Legal And Ethical Implications Of A Cost-Cutting Measure, Sharona Hoffman

Jan 2018

If We Allow Football Players And Boxers To Be Paid For Entertaining The Public, Why Don't We Allow Kidney Donors To Be Paid For Saving Lives?, Philip J. Cook, Kimberly D. Krawiec

Jan 2018

Regulatory Disruption And Arbitrage In Health-Care Data Protection, Nicolas P. Terry

Dec 2017

Paying Research Participants: Regulatory Uncertainty, Conceptual Confusion, And A Path Forward, Emily A. Largent, Holly Fernandez Lynch

Dec 2017
Search strategies

- Use multiple search techniques
  - keyword (natural language & Boolean)
  - subject
  - browse

- Ask a librarian

- Build from the sources you’ve already found
  - look at sources cited by those sources
  - use a citator (Shepard’s or KeyCite) to find sources that have cited to sources you’ve already found
Highly cited articles on bioethics

5. REPRODUCTIVE TECHNOLOGY AND INTENT-BASED PARENTHOOD: AN OPPORTUNITY FOR GENDER NEUTRALITY
Wisconsin Law Review | 1990 | 1990 Wis. L. Rev. 297

A. The Traditional Version B. The Emerging Version 1. TECHNOLOGY ALLOWS SPECIFICITY OF PROCREATIVE PURPOSE 2. TECHNOLOGY EXPANDS AVAILABLE OPTIONS a. Options for the biologically infertile b. Options desired for particularized personal reasons c. Options for the “socially infertile” D. The Law of Parenthood 1. ASSIGNMENT OF PARENTAL STATUS 2. ...

...See, e.g., McCormick, Theology and Bioethics, Hastings Center Rep., Mar–Apr. 1989, at 5 (discussing various models of this relationship, e.g., the “power-plasticity” model in which nature is perceived as alien to humans, to be used, shaped and dominated by them vs. the “sacred-symbiosis” model in which humans are part of nature, not its masters but its stewards)...

6. FROM INFORMED CONSENT TO PATIENT CHOICE: A NEW PROTECTED INTEREST
Yale Law Journal | December, 1995 | 95 Yale L.J. 219

Judges and legal scholars have long asserted the importance of patient autonomy in medical decisionmaking. Yet autonomy has never been recognized as a legally protectable interest. It has been vindicated only as a by-product of protection for two other interests—bodily security as protected by rules against unconsented contact, and bodily...

...PATERNALISM IN HEALTH CARE (1982) (classifying types of paternalism and analyzing their justification in medical contexts); Dworkin, Autonomy and Informed Consent, 3 BIOETHICS REP. LITERATURE 308 (1983) (clarifying special role of autonomy in justifying medical consent norms); Gordon, The Doctor-Patient Relationship, 8 J. MED. & PHIL. 243 (1993) (from perspective of religious humanist, emphasizing need for physician to respect autonomy of patient)...

7. WHAT DOES IT MEAN TO BE A “PARENT”? THE CLAIMS OF BIOLOGY AS THE BASIS FOR PARENTAL RIGHTS

Modern technology has wreaked havoc on conventional and legal notions of parenthood. For example, the traditional legal presumption granting parental rights to a child’s biological mother seems at least questionable when the biological mother differs from the intended mother. As a result, courts employing traditional constitutional and family law...
REPRODUCTIVE TECHNOLOGY AND INTENT-BASED PARENTHOOD: AN OPPORTUNITY FOR GENDER NEUTRALITY

ARTICLES

INTRODUCTION

I. PARENTHOOD: FATE, INTENTION, GENDER AND LAW

A. The Traditional Version
<table>
<thead>
<tr>
<th>Title</th>
<th>Date</th>
<th>Type</th>
<th>Depth</th>
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<tbody>
<tr>
<td>1. THE NATURE OF PARENTHOOD</td>
<td>2017</td>
<td>Law Review</td>
<td></td>
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<tr>
<td>126 Yale L.J. 2368, 2378. In the wake of Obergefell v. Hodges, courts and legislatures claim in principle to have repudiated the privileging of different-sex over same-sex couples and men over women in the...</td>
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<tr>
<td>2. DADDY OR DONOR? UNCERTAINTY IN CALIFORNIA LAW IN THE WAKE OF JASON P. v. DANIELLE S.</td>
<td>2017</td>
<td>Law Review</td>
<td></td>
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<tr>
<td>63 Hastings L.J. 869, 907+. The era of technology has provided a proliferation of new scientific and technological methods designed to assist individuals and couples to successfully conceive children when...</td>
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<tr>
<td>3. A FAMILY IS WHAT YOU MAKE IT? LEGAL RECOGNITION AND REGULATION OF MULTIPLE PARENTS</td>
<td>2017</td>
<td>Law Review</td>
<td></td>
</tr>
<tr>
<td>76 Md. L. Rev. 817, 846. Assisted Reproductive Technology (&quot;ART&quot;) is steadily becoming more popular in the United States; in nearly twenty years, the use of ARTs tripled. ARTs are particularly...</td>
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ARTICLES FROM OTHER DISCIPLINES
Results

- Anthropology
- Art, Architecture & Applied Arts
- Biographical Information
- Biological Sciences
- Business & Economics
- Chemistry, Physics & Mathematics
- Communication & Media Studies
- Earth & Environmental Sciences
- Education
- Engineering & Computer Science
- Ethnic Studies
- History

- Languages & Literatures
- Law
- Library Science
- Music, Dance & Theatre
- News
- Nursing & Health Sciences
- Philosophy
- Politics & Government
- Psychology
- Reference
- Sociology
- Theology & Religious Studies
A few most relevant databases

- Academic Search Premier
- JSTOR
- Sage Premier Journals
- ScienceDirect
- SpringerLink Journals
- Web of Science (index only)
- Wiley Interscience Journals
Other libraries

- You may be able to access subscription databases available at other libraries by visiting campus (UCSD, SDSU)
Google searching

- Web
  - Google Advanced Search: [https://www.google.com/advanced_search](https://www.google.com/advanced_search)

- Subscription paywall
  - search the library catalog for title of publication – we may have a subscription
NOTE-TAKING TOOLS & TECHNIQUES
Why good note-taking is important

- Bolster your argument
- Avoid inadvertent plagiarism
- Save yourself time and trouble when creating citations
What to look for

• Reference manager
• Citation support for Bluebook style
• Organize and annotate PDFs and other digital content
• Fits your research style--something you will use!!
Note-taking apps

- Evernote
- Google Drive
- Microsoft OneNote
- Dropbox
- Box
Typical features include:

- Free or premium upgrade
- Web, client, mobile apps
- PDF storage & annotation
- Cloud & local storage
- Web content capture
- Citation style (“bibliographic utility”)
Web content management

- Evernote
- Microsoft OneNote
- Xmarks: The #1 Bookmarking Add-on
- diigo
- Delicious
If you cut & paste text from another source to look at later, **immediately** mark it as copied text & include citation info.
Summarizing & Paraphrasing

• Try to do it without looking at the source material
• Not enough to change a few words around, or substitute synonyms
• You literally have to rewrite the material using your own words

“If you can't explain it simply, you don't understand it well enough.”

Albert Einstein
Citing the best source

• Don’t rely on Source A to tell you what Source B says – go back to the original
  • Don’t cite Scholar A to tell your reader what Scholar B argued
  • Don’t cite a book or an article to tell your reader what a case held
  • Don’t cite a case to tell you what the statute says
Research log

• Keep a log of where you’ve searched and what search terms you used (not just what you found)
• This will save you time later
Sources & additional resources

Comparing reference managers:

• https://www.library.wisc.edu/services/citation-managers/comparison-chart
• http://library.law.yale.edu/research-management-and-citation

Setting up Bluebook style:

• https://www.law.georgetown.edu/library/research/citation-tools/bluebook.cfm
Bluebook Rule 18

- Author (if any)
- Title of article or page
- Publication/Organization/Sponsor
- Date
- URL
- Archive of page (Perma.cc or Internet Archive)

- When in doubt, more info is better!
Sign up with Perma.cc

Perma.cc is free to use for anyone. However, some types of users and organizations have special privileges and responsibilities. Select the affiliation that best describes you or your organization to learn more and get started creating an account. See our documentation for more about Perma.cc’s affiliations and roles.

Create an individual account

Anyone can create a free, individual Perma.cc account, which will allow you to create ten links per month. Just complete this form to get started.
Examples

Jeffrey Toobin (@JeffreyToobin), Twitter (Aug. 30, 2014, 6:10 AM),
https://twitter.com/JeffreyToobin/status/505704145035468800

Rocio Gonzalez, *Puerto Rico’s Status Debate Continues as Island Marks 61 Years as a Commonwealth*, Huffington Post (July 25, 2013, 9:00 AM),
http://www.huffingtonpost.com/2013/07/25/Puerto-rico-status-debate_n_3651755.html
[http://perma.cc/C6UP-96HN]
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- F 9am–5pm
- Su noon–4pm

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Call: (619) 260-4612

Jane Larrington (619) 260-4766 or jlarrington@sandiego.edu