

ERIE RAILROAD CO V TOMPKINS 304 US 64%0A

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[Erie Railroad Co. v. Tompkins :: 304 U.S. 64 \(1938\) ... Justia US Law US Case Law US Supreme Court Volume 304 Erie Railroad Co. v. Tompkins Erie Railroad Co. v. Tompkins, 304 U.S. 64 \(1938\) Opinions](#)

[Erie R. Co. v. Tompkins | Casebriefs](#)

Tompkins (Plaintiff) was walking along a path next to railroad tracks in Pennsylvania when an object protruding from a train struck him. Plaintiff sued Erie Railroad Company (Defendant), the owner of the property, for negligence in federal court. Defendant is based in New York. Under Pennsylvania law, Plaintiff was a trespasser and Defendant only owed a duty to avoid wanton negligence. The

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Tompkins was walking along the railroad tracks in Pennsylvania when he was hit by an open railcar door. However, in a likely instance of forum shopping, he filed a lawsuit against the railroad company in a federal court in New York, where the corporation was a resident.

[Erie Railroad Co. v. Tompkins | Case Brief Summary](#)

304 u.s. 64 (1938) Facts & Procedural History Plaintiff, a Pennsylvania citizen, was walking along the railroad tracks of the Erie Railroad in Pennsylvania when a train passed and an open door on a car struck him resulting in injury.

[Erie Railroad Co. v. Tompkins - Wikipedia](#)

Erie Railroad Co. v. Tompkins In reaching this holding, the Court overturned almost a century of federal civil procedure case law, and established the foundation of what remains the modern law of diversity jurisdiction as it applies to United States federal courts .

304 US 64 legal definition of 304 US 64 - Legal Dictionary

Erie Railroad Co. v. Tompkins A 1938 landmark decision by the Supreme Court, Erie Railroad Co. v. Tompkins , 304 U.S. 64, 58 S. Ct. 817, 82 L. Ed. 1188, that held that in an action in a federal court, except as to matters governed by the U.S. Constitution and acts of Congress, the law to be applied in any case is the law of the state in which the federal court is situated.

[ERIE R. CO. v. TOMPKINS | FindLaw](#)

ERIE R. CO. v. TOMPKINS, (1938) No. 367 Argued: January 31, 1938 Decided: April 25, 1938 [304 U.S. 64, 65] Messrs. Theodore Kiendl, Harold W. Bissell, and William C. Cannon, all of New York City, for petitioner. [Erie Railroad Co. v. Tompkins | US Law | LII / Legal ...](#) 304 U.S. 64. Erie Railroad Co. v. Tompkins (No. 367) Argued: January 31, 1938. Decided: April 25, 1938. 90 F.2d 605, reversed. Syllabus; Opinion, Brandeis; Separate,

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Butler; Separate, Reed; Syllabus, 1.

Erie Railroad v. Tompkins | Casebriefs

Defendant Harry Tompkins, was injured by a freight car of Plaintiff Erie Railroad while in Hughestown,

Pennsylvania. Defendant brought suit in federal district court in New York, asking the judge to apply general law regarding negligence, rather than Pennsylvania law, which required a greater degree of negligence.

Erie Railroad Co. v. Tompkins, 304 U.S. 64 by samuel roper ...

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Erie Railroad Co. v. Tompkins Case Brief - Quimbee

Facts. While walking along the railroad tracks, Harry Tompkins (plaintiff), a citizen of Pennsylvania, was injured by a train owned by Erie Railroad Co. (Erie) (defendant).

Erie Railroad Co. v. Tompkins | quimbee.com

A case brief summary of Erie Railroad Co. v. Tompkins, 304 U.S. 64 (1938). Read the text case brief at <https://www.quimbee.com/cases/erie-ra>

Erie Railroad Co. v. Tompkins - Academic Dictionaries and ...

Erie Railroad Co. v. Tompkins. SCOTUSCase

Litigants=Erie Railroad Co. v. Tompkins

ArgueDate=January 31 ArgueYear=1938

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Erie Railroad vs. Harry Tompkins, 304 US 64, April 25 ...

Erie Railroad vs. Harry Tompkins, 304 US 64, April 25,

1938 Erie Railroad Company v. Harry J. Tompkins*

CERTIORARI TO THE CIRCUIT COURT OF

APPEALS FOR THE SECOND CIRCUIT No. 367

Argued: January 31, 1938 --- Decided: April 25, 1938