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1. F. M. Kamm [ACTION, OMISSION, AND THE STRINGENCY OF DUTIES](#) 142 U. Pa. L. Rev. 1493° University of Pennsylvania Law Review May, 1994²

2. Dr. Roni Rosenberg' [BETWEEN KILLING AND LETTING DIE IN CRIMINAL JURISPRUDENCE](#) 34 N. Ill. U. L. Rev. 391.

3. Dr. Roni Rosenberg, [TWO MODELS OF "ABSENCE OF MOVEMENT" IN CRIMINAL JURISPRUDENCE](#), 12 Ohio St. J. Crim. L. 195.

4. Breanna Trombley [CRIMINAL LAW—NO STITCHES FOR SNITCHES: THE NEED FOR A DUTY-TO-REPORT LAW IN ARKANSAS](#), 34 U. Ark. Little Rock L. Rev. 813.

Peter W. Low, Benjamin Charles Wood, [LAMBERT REVISITED](#), 100 Va. L. Rev. 1603

6. Melody J. Stewart, [HOW MAKING THE FAILURE TO ASSIST ILLEGAL FAILS TO ASSIST: AN OBSERVATION OF EXPANDING CRIMINAL OMISSION LIABILITY](#), 5 Am. J. Crim. L. 385

7. Diego Pol Longo, [ARE WE BAD SAMARITANS? A COMPARATIVE ANALYSIS OF DUTY TO RESCUE LEGISLATION AND CADAVERIC ORGAN DONATION SYSTEMS IN SPAIN AND THE UNITED STATES](#), 39 Syracuse J. Int'l. L. & Com. 55

8. Jennifer M. Collins, Ethan J. Leib, Dan Markel, [PUNISHING FAMILY STATUS](#), 88 B.U. L. Rev. 1327

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1. [Estate of Cilley v. Lane](#) 4985 A.2d 4814487 ME.2009² (discussing the "affirmative duty to aid or warn another person in peril"). The appellant in Cilley urged the Maine Supreme Judicial Court to adopt the witnessing of an injury as a new type of special relationship. Id. In declining to do so, the court stated that such a "relationship is unlike any other relationship recognized as sufficient to create a duty of care."²

2. [Young v. GASTRO-INTESTINAL CENTER, INC](#) 4361 Ark. 209, 205 S.W.3d 741 4 752° 2005² (It is well established in most jurisdictions that a person has no duty to warn or rescue another unless a special relationship between the two creates such a duty.").

3 [BUCH V. AMORY MFG.CO](#), 69 N.H. 257, 44 A. 809, 76 Am.St.Rep. 163([Buch v. Amory Mfg. Co.](#), 44 A. 809, 810 (N.H. 1898))

(A stranger is not liable for a young child's injuries or death if he fails to rescue the child, who lies on a railroad track in the path of an approaching car, even when he can do so without endangering himself.

A stranger is also not liable in damages, nor punishable by law, where he does not rescue his neighbor's two-year-old who is dangerously close to the machinery of a windmill in his yard.)

4. [Yania v. Bigan](#), 155 A.2d 343, 345-46 (Pa. 1959)