PROPERTY
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CLASS 12(B): BAILMENTS
Class Outline

- Bailments (v. licenses)
- Bailors and bailees
- Possession & liability
- Bailments v. contracts
Bailment

A temporary transfer of possession of personal property for a limited purpose, or, “possession lite” by the owner or bailor to the bailee.
Bailment v. License

• If this is a bailment, it means the bailee is presumed negligent when a piece of property in his possession is stolen.

• If this is a license, the bailor has the burden of proving that bailee was negligent.
Liability Standards

- Strict liability for involuntary bailees (misdeliveries)
- Negligence standard for lost, stolen or destroyed goods while in custody of bailee