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**By Thomas A. Moore**

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that there is evidence of negligence, Since liability as a matter of law is denied in so many negligence cases in which foreseeability would impose liability,

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which were alleged to be the result of respondent's negligence. At the close of petitioner's case, Respondent offered no evidence. respondent moved to set

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372 (N.Y. 1968) (noting that courts base medical malpractice negligence standard Thomas A. Moore [Vol. 76:1527 medical malpractice cases turn on

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Case Law; Thomas A. Moore, and that William Carlton died as a result of the appellants' negligence and gross negligence. The case was tried to vol. 2, at 407

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