

Bibliography on PAS
by Joan S. Meier, Esq.
last updated October 2009

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CASES:

Rejecting:

Snyder v. Cedar, 2006 Conn. Super. LEXIS 520 (2009)
People v. Fortin, 706 N.Y.S.2d 611 (N.Y. Crim. Ct. 2000)
NK v MK, 2007 WL 3244980 (N.Y. Sup. 2007)

Recognizing:

Only four *trial* courts have ruled favorably on the admissibility of PAS (as distinct from the hundreds of trial courts which have admitted it without examining its admissibility). While at least two of these decisions were ultimately upheld on appeal, neither appellate decision addressed the PAS issue:

In re Marriage of Bates, 794 N.E.2d 868 (Ill. App. Ct. 2003) (noting that the trial court allowed PAS testimony under a *Frye* test).

Boyd v. Kilgore, 773 So. 2d 546 (Fla. 3d DCA 2000)(rejecting request for appellate review), 783 So.2d 257 (Fla. 2d DCA 2001)(same), 783 So.2d 257 (2d DCA 2001)(same).

Arkansas and Louisiana appellate courts have seemingly recognized PAS while sidestepping the scientific validity and admissibility questions:

Palazzolo v. Mire, 2009 WL 103957 (La. App. 4 Dcir. 2009)

Ignatiuk v. Ignatiuk, 2006 WL 933490 (Ark. App. 2006)

Linder v. Johnson, 2006 WL 3425021 (Ark. App. 2006)

Faucher v. Bitzer, 2002 WL 432750 (Ark. App. 2002)

Discussing (unfavorably) in dicta:

In the Interest of TMW, 553 So.2d, 260, 262 (Fla. 1989)

People v. Loomis, 172 Misc.2d 265 (N.Y.Co.Ct. 1997)

Hanson v. Spolnik, 685 N.E.2d 71, 84 (Ind.App. 1997)

In the Matter of JF v. LF, 694 NYS2d 592, 1999 N.Y. Slip Op. 99408

C.J.L., v. M.W.B., 2003 Ala. Civ. App. LEXIS 100 (Ala. Civ. App., Feb. 2003)

In the Matter of JF v. LF, 694 N.Y.S.2d 592 (1999)

Widerholt v. Fisher, 485 N.W.2d 442 (Wisc. 1992)

Rejecting Related Diagnostic Instruments

Page v. Zordan, 564 So.2d 500 (Fla. Dist. Ct. App. 1990) (rejecting Sex Abuse Legitimacy Scale (SALS))

Tungate v. Kentucky, 901 S.W.2d 41 (Ky. 1995) (rejecting Gardner's "indicators" for pedophilia)