Using KeyCite for analysing cases

The KeyCite citation network is integrated with the Key Number system to verify whether a case is good law, determine the depth of treatment from subsequent cases and legislation and provides citing references to support your legal argument.

Document tab

1. **Case Name or Title** with case information such as court, date and parallel citations.

2. **Functional tools** and delivery options.

🔍	Search document text for a term located in the document
⚐	Show the KeyCite status for citations within the document
📝 ▾	Annotate the document with a document-level note
🔔	Create a KeyCite Alert to follow updates with the case
🔗 ▾	Copy link or citation
📁	Save the case to Folders
✉ ▾	Email, print, or download the case

3. **KeyCite Flags** highlight that a point of law in the case has been treated negatively. The name of the case with the most significant negative treatment is shown.

   - A **yellow flag** warns that the decision has some negative history but has not been reversed or overruled.

   - A **red flag** warns that the case may not be good law, indicating that the decision has been reversed or overruled.

4. The **Court-ready version of the unreported judgment** can be downloaded in Microsoft Word format. Parallel citations are listed and are hyperlinked to on-screen and downloadable, Court-ready versions, if you subscribe to them.

5. **Australian Digest** entries showing key legal issues and link to cases citing the case on the issue

   a. **Key Number System** classifications outline key points of law. Click on links to find other cases from the same court on the point of law.

6. Case information such as Words and Phrases Judicially considered, party names and legal representatives and court-supplied summary (headnotes).

Negative treatment tab

7.   The **Negative Treatment tab** displays negative direct litigation history and citing references for the case.

   a.   **Negative Direct History** shows negative events or decisions in the same litigation or proceedings.

   b.   **Negative Citing References** from other litigation or proceedings are listed by most negative treatment, indicated by the bars in the Depth column.

   c.   To view where the citing references discuss this case, set the display information to **most** and click on the highlighted hyperlink to read further.

History tab

8. The **History tab** displays the direct history of the case and related references.

    a.   are listed in the left column.

    b. Direct history is also displayed graphically in the right column.

    - Hide or show the graphical history by selecting **hide.**

    - Use the **– and +** icons to zoom in and out.

Citing References tab

9.   The **Citing References tab** displays cases, secondary and other resources citing the case.

a.   Sort the display of options by depth of treatment.

b.   Filter by content, jurisdiction/court, date treatment or Digest topic.

c.   To view where the case is cited, change the Detail option to Most Detail.

d.   Click on the extract to go directly to the extract in the citing case.

e.   Depth of Treatment bars - indicate the extent to which a citing case, administrative decision, or brief discusses the cited case.

	Examined – the citing case contains an extended discussion of the cited case, usually more than a printed page in length.
	Discussed – the citing case contains a substantial discussion of the cited case, usually more than a paragraph but less than a printed page in length.
	Cited – the citing case contains some discussion of the cited case, up to a paragraph in length.
	Mentioned – the citing case contains a citation only to the cited case, usually in a string citation.

Table of Authorities tab

10. The **Table of Authorities** tab displays a list of cases determined as authoritative by the case.

   a. Sorting by depth of treatment (highest first), reorders cases with those citing the original case in most depth, at the top of the list.

   b. The table displays the depth of treatment, whether the case has been quoted by the original case and the number of pages.

   c. Click on the title to read view the case. Cases to be approached with caution can be evidenced by yellow or red flags.

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