

AVOIDING DANGEROUS VACATIONS 2018

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Planning a vacation? Please consider, among other things, your planned destination and the incidence of criminal activity, terrorism and disease in the local environment as well as the nature and type of accidents which tourists have previously sustained running the spectrum from wrongful death to slip, trips and falls. This is the sixth year that we have posted dangerous destination information collected from news articles and reported law cases.

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2018 OVERVIEW OF DANGEROUS DESTINATIONS

After Las Vegas: Hotel Security Choices

In Hsu, Las Vegas Shooting Underscores Hotel Security Choices, www.nytimes.com (10/2/2017) it was noted that "Before a gunman killed more than 50 people in Las Vegas on Sunday, the police said he brought an arsenal of rifles past security and up to his 32nd floor room in the Mandalay Bay hotel. That the shooter...was able to take at least 17 firearms and hundreds of rounds of ammunition up to a room starkly highlights the security priorities of hospitality companies. Wishing to appear inviting to guests, many hotels employ a lighter touch. Security in most hotels instead focuses on limiting theft, corralling unruly drunks and ferreting out people wandering the halls without a room, said Mr. Segal, a security consultant for an executive protection company, AS Solution. Hotels in the United States and Europe have been 'much slower on the uptake' regarding the chances of violence, compared in the Middle East and Africa... Explosive scanners and X-ray machines-standard equipment at airport terminals-will continue to be scarce in hotels because of the enormous premium that customers place on their privacy, said Jim Stover, a senior vice president of the real estate and hospitality practice at the Arthur J. Gallagher & Co., an insurance brokerage".

Mass Shooting American Style

In Fisher & Keller, What Explains U.S. Mass Shootings? International Comparisons Suggest an Answer, www.nytimes.com

(11/7/2017) ("The United States has 270 million guns and had 90 mass shooters from 1966 to 2012. No other country has more than 46 million guns or 18 mass shooters...The only variable that can explain the high rate of mass shootings in America is its astronomical number of guns...Americans make up about 4.4 percent of the global population but own 42 percent of the world's guns").

Most Deadly Attacks Since 911

Most deadly attacks since 9/11, Gulf News Egypt, <http://gulfnnews.com> (11/25/2017) the top six most deadly attacks after 9/11 were (1) Iraq in 2007: 400 dead [four suicide truck bombs explode]; (2) Somalia in 2017: 358 dead [a truck bomb explodes]; (3) Iraq in 2016: 323 dead [explosives-packed mini-van blows up]; (4) Egypt in 2017: 305 dead [attack on a mosque]; (5) Egypt in 2015: 224 dead [Russian jet leaving Egypt crashes in Sinai Peninsula]; (6) Indonesia in 2002: 202 dead [attacks on bar in Bali];

Trip Advisor To Report Sexual Assaults

In Schwartz, TripAdvisor Will Identify Hotels Where Sexual Assaults Occurred, www.nytimes.com (11/9/2017) it was noted that "Responding to what one travel expert categorized as 'a wake-up call' TripAdvisor has begun placing symbols next to hotels and resorts that

have been identified as locations of sexual assaults and other major concerns. Based on news reports as well as comments from the TripAdvisor community, the warnings are designed to identify health, safety and discrimination issues in all of the website's travel categories, said a company spokesman".

Report Environmental Abuse

Cruise Ship Whistleblower Sails Off With Million-Dollar Reward, www.dailybusinessreview.com (4/20/2017) ("Christopher Keays, a native of Scotland, was 27 years old and fresh out of the maritime academy in the summer of 2013 when he got "the chance of a lifetime' to work on a ship as a junior engineer with the Caribbean Princess. Today he is a millionaire. A federal judge in Miami awarded Keays \$1 million Wednesday for blowing the whistle on the Princess Cruise Lines' illegal dumping of oily waste into the ocean. As part of a plea agreement, U.S. District Judge Patricia Seitz also ordered the company to pay a \$40 million penalty-the largest ever levied for crimes involving deliberate vessel pollution...The cruise lines also falsified logs, dismantled evidence and instructed crew members to lie to investigators, according to court documents, including the cruise lines' admissions to the court in its plea memo...(The Judge) also placed the cruise lines on five year's probation under a corporate monitor...the company must make extensive environmental and compliance reforms throughout its ships...According to court

documents, Keays discovered and videotaped a 'magic pipe' that was illegally discharging oily waste water while clean water was being pumped overboard through another mechanism in order to fool the computer and cover up the illegal act").

Health Issues Abroad

As noted in *Tourism: 49 percent of the health problems when traveling related to the destination*, www.eturbonews.com (6/25/2015) "Observatory (TIO) with the support of the World Tourism Organization 49 percent of the health problems affecting tourists and travelers when they visit other countries are related to the county of destination, such as gastrointestinal or respiratory infections. 26 percent of the problems faced by travelers have to do with trauma, especially fractures".

Foreign Foods That Can Kill You

In Morse, *5 Foreign Foods That Can Kill You (But You Should Eat Anyway)*, www.smartertravel.com (1/30/2015) it was noted "How far are you willing to go to enjoy a rare delicacy? These foreign foods aren't just delicious-they're also potentially deadly! ...**Fugu**. Just a sliver of ill-prepared fugu fish can send you into paralysis, swiftly followed by death. But if it's prepared correctly, it's

delicious...**Sannakji**. Like your food tortured and eaten alive? The you'll love wriggling octopus, the food that fights back. The small octopus's legs are cut off while still alive-and then the still-moving limbs are offered up to diners. Chew carefully, as the suction cups on the thrashing tentacles can stick to the inside of your throat...**Bitter Cassava**. This shrub, native to South America, is a good source of carbohydrates-but also a good source of cyanide...If the bitter cassava isn't properly soaked and dried, it can contain enough poison to kill you...**Giant Bullfrog**. Ever looked at a seven-foot-wide bullfrog...Carefully check the calendar if you're contemplating eating this Namibian delicacy. These giants are only safe to eat after mating season or the third rain of the year, after the frog is mature enough to start croaking. If you eat it at the wrong time of the year...you could suffer kidney failure...**Ackee**. Ackee, the national fruit of Jamaica is literally a forbidden fruit...When the ackee is unripe, it is full of poison and potentially deadly to eat". Enjoy.

ORGANIZATION OF THIS TREATISE

The information in this treatise is categorized by region, types of accidents and by country and includes some discussions about liability theories, personal jurisdiction, *forum non conveniens* and choice of law. Included in these misadventures is a section on Behaving

Yourself while abroad and being arrested for failing to respect local customs and traditions¹.

THE CARIBBEAN

The Caribbean is a very popular destination for United States citizens and others arriving by cruise ship or aircraft. There are many tourist accidents in the Caribbean some of which involve criminal activity.

[I] WRONGFUL DEATH

Wrongful death claims have arisen from accidents occurring in Antigua², Aruba³, Bahamas⁴, Bermuda⁵, British Virgin Islands⁶, Cuba⁷, Dominica⁸, Dominican Republic⁹, Great Shrimp Cay¹⁰, Jamaica¹¹, Martinique¹², Nassau¹³, Puerto Rico¹⁴, St. Maarten¹⁵, St. Thomas¹⁶, Trinidad & Tabago¹⁷ and Turks and Caicos Islands¹⁸.

[II] ASSAULTS, ROBBERIES & TERRORISM

Robberies and assaults are quite common in the Caribbean¹⁹ have taken place in the Bahamas²⁰, Barbados²¹, Cayman Islands²², Jamaica²³, Puerto Rico²⁴, St. Kitts²⁵, St. Lucia²⁶, St. Thomas,

Trinidad [2017 Update: In Robles, *Trying to Stanch Trinidad's Flow of Young Recruits to ISIS*, www.nytimes.com (2/21/2017) it was noted that "Law enforcement officials in Trinidad and Tobago, a small Caribbean island nation off the coast of Venezuela, are scrambling to close a pipeline that has sent a steady stream of young Muslims to Syria, where they have taken up arms for the Islamic State...American officials worry about having a breeding ground for extremists so close to the United States, fearing that Trinidadian fighters could return from the Middle East and attack American diplomatic and oil installations in Trinidad or even take a three-and-a-half-hour flight to Miami"];

[III] **RAPES, SEXUAL ASSAULTS & KIDNAPING**

Rapes, sexual assaults and child molestations have taken place in Bahamas²⁸, Barbados²⁹, British West Indies³⁰, Cayman Islands³¹, Jamaica³², St. Thomas³³ and Turks and Caicos³⁴.

[IV] **WATER SPORTS**

Accidents involving water sports have taken place in Aruba³⁵, Bahamas³⁶, British Virgin Islands³⁷, Cayman Islands³⁸, Cuba³⁹, Dominica⁴⁰, Dominican Republic⁴¹, Grenada⁴², Jamaica⁴³, Netherlands Antilles⁴⁴, Puerto Rico⁴⁵, St. Lucia⁴⁶, Turks & Caicos⁴⁷ and U.S. Virgin

Islands⁴⁸.

[V] SLIP & FALLS & VARIOUS OTHER INJURIES

Slips, trips, falls and various other injuries have taken place in Antigua⁴⁹, Aruba⁵⁰, Bahamas⁵¹, Barbados⁵², Bermuda⁵³, British Virgin Islands⁵⁴, Dominican Republic⁵⁵, Haiti⁵⁶, Jamaica⁵⁷, Puerto Rico⁵⁸, St. Kitts⁵⁹, St. John⁶⁰ and St. Thomas⁶¹.

[VI] RIDING, VIEWING AND BEING ATTACKED BY ANIMALS

Accidents involving animals have taken place in the Bahamas⁶², Jamaica⁶³, Nassau⁶⁴ and Puerto Rico⁶⁵.

[VII] TRANSPORTATION

Transportation accidents have taken place in the Bahamas⁶⁶, Bimini⁶⁷, Dominica⁶⁸, Dominican Republic⁶⁹, Jamaica⁷⁰ Florida: Tracy v. VRL Operators, Ltd., Case No: 50 2006 CA 005719, Fla. Cir. Ct. Palm Beach Cty (Jan. 29, 2008) (after stay at Hedonism III in Ocho Rios, Jamaica tourist injured in tour bus accident), aff'd 985 So. 2d 1101 (Fla. App. 2008)), St. Lucia⁷¹, St. Maarten⁷², St. Thomas⁷³, Trinidad⁷⁴ and the U.S. Virgin Islands⁷⁵.

[VIII] DISEASE, FOOD POISONING & MEDICAL MALPRACTICE

Tourists are well advised not to rely on foreign clinics and medical professionals when a physical injury occurs. The best course of action for an injured tourist is to return to the U.S. as fast as possible for medical care. Medical malpractice and the contraction of disease has taken place in the Bahamas⁷⁶, Barbados⁷⁷ Dominican Republic⁷⁸, Netherlands Antilles⁷⁹ and Puerto Rico⁸⁰.

CENTRAL & SOUTH AMERICA, CANADA & UNITED STATES

Destinations in Central and South America generate accidents similar to those in the Caribbean. Mexico, in particular, has invested extraordinary sums in developing many beach destinations on both coasts and as a result has the highest number of travel accidents in this region.

[I] WRONGFUL DEATH

Accidents involving wrongful death have taken place in Argentina⁸¹, Belize⁸², Brazil⁸³, California⁸⁴, Canada⁸⁵, Chile⁸⁶, **Columbia**⁸⁷ [2017 Update: In *Death toll from Columbia's mudslides rises to 254*, <http://travelwirenews.com> (4/2/2017) it was noted that "Victims dug through the rubble searching for loved ones and trying

to save the last remaining possessions on Saturday (April 1) after mud slides in the Colombian city of Mocoa, Putumayo Department, killed 254 people and injured hundreds more”];

Costa Rica⁸⁸,

Florida⁸⁹ [2017 Update: In Alvarez, Fausset & Goldman, *Florida Airport Assailant May Have Heard Voices Urging Violence, Officials Say*, www.nytimes.com (1/6/2017) it was noted that “Federal law enforcement officials said they were investigating whether the gunman who opened fire on Friday at the airport in Fort Lauderdale, Fla., killing five people and wounding eight, was mentally disturbed and heard voices in his head telling him to commit acts of violence”],

Honduras⁹⁰,

Las Vegas [2018 Update: Las Vegas: Chokshi, More Than 450 Las Vegas Shooting Victims Sue Over Attack, www.nytimes.com (11/21/2017) (“Hundreds of victims of the October mass shooting in Las Vegas are suing over the attack, arguing that the owners of the hotel the gunmen used to stage the assaults and the organizers of the festival he targeted failed to adequately protect them. In five lawsuit filed on Monday, lawyers representing more than 450 victims of the ordeal sued MGM Resorts International, which owns the Mandalay Bay hotel and the festival venue, as well as Live Nations Entertainment, the concert

promoter. They also sued the estate of the gunman, Stephen Paddock, whose attack ended with 58 concertgoers dead and about 500 more wounded"); Las Vegas Shooting: Coroner Identifies Gunman's Victims, www.nytimes.com (10/6/2017) ("The coroner's office in Las Vegas completed the grim task of identifying all 58 people killed by a gunman at a country music festival...four days after the shooting. The victims include 36 women and 22 men. The oldest was 67, the youngest 20. They traveled to Las Vegas from across the United States. They were teachers, ;police officers, secretaries, retirees. The FBI is still trying to determine a motive, searching the electronic devices...that belonged to Stephen Paddock, the gunman (who) may have scouted other locations before targeting Las Vegas including Fenway Park in Boston, the Loolapalozza show in Chicago and the Life is Beautiful Festival in Las Vegas"); Belson, Medina & Perez Pena, A Burst of Gunfire, a Pause, The Carnage in Las Vegas The Would Not Stop, www.nytimes.com (10/2/2017) it was noted that "Many of the terrified concertgoers followed their instincts and crouched or lay flat, not realizing that they remained exposed to a gunman lodged high above them...By sunrise on Monday, the staggering toll...at least 59 people killed, the police said, and 527 injured, either by gunfire or in the flight to safety"); Hsu, Las Vegas Shooting Underscores Hotel Security Choices, www.nytimes.com (10/2/2017) ("Before a gunman killed more than 50 people in Las Vegas on Sunday, the police said he brought an arsenal of rifles past security and up to his 32nd floor room in the Mandalay

Bay hotel. That the shooter...was able to take at least 17 firearms and hundreds of rounds of ammunition up to a room starkly highlights the security priorities of hospitality companies. Wishing to appear inviting to guests, many hotels employ a lighter touch. Security in most hotels instead focuses on limiting theft, corralling unruly drunks and ferreting out people wandering the halls without a room, said Mr. Segal, a security consultant for an executive protection company, AS Solution. Hotels in the United States and Europe have been 'much slower on the uptake' regarding the chances of violence, compared in the Middle East and Africa... Explosive scanners and X-ray machines-standard equipment at airport terminals-will continue to be scarce in hotels because of the enormous premium that customers place on their privacy, said Jim Stover, a senior vice president of the real estate and hospitality practice at the Arthur J. Gallagher & Co., an insurance brokerage");

Mexico⁹¹ [2018 Update: Ahmed, In Mexico, 'It's Easy to Kill a Journalist', www.nytimes.com (4/29/2017) ("The calls come often now: another body discovered, broken and left in rags, felled by bullets. They surface at daytime, midnight and dawn, the deaths keeping to no clock....'We have lived in this hell for some time now' said Octavio Bravo, a journalist staring at the coffin of a colleague gunned down in Veracruz last year...Mexico is one of the worst countries in the world to be a journalist today. At least 104 journalists have been murdered in this country since 2000, while 25 others have disappeared,

presumed dead. On the list of the world's deadliest places to be a reporter, Mexico falls between the war-torn nation of Afghanistan and the failed state of Somalia");

New York⁹² [2018 Update: Callimachi, Mueller, Schwartz & Goldman, Islamic State Claims Responsibility for Lower Manhattan Terrorist Attack, www.nytimes.com (11/2/2017) ("The Islamic State claimed responsibility late Thursday for the terrorist attack in Lower Manhattan two days earlier that killed eight people and wounded a dozen more...It describes the suspect, Sayfullo Saipov, 29, as a 'soldier of the Caliphate' and goes on to say that the attack was carried out in response to the group's call to target 'citizens of the Crusader countries involved in the alliance against the Islamic State'"); Otterman, Manhattan Terror Attack Exposes Bike Path's Vulnerable Crossings, www.nytimes.com (11/1/2017) ("More than 10 years ago, Eric Ng was struck and killed by a drunken motorist who drove more than a mile on the bike path of the Hudson River Greenway. He was killed at about the same location where the driver in a terror attack entered the bike path on Tuesday"); Mueller, Rashbaum & Baker, Terror Attack Kills 8 and Injures 11 in Manhattan, www.nytimes.com (10/31/2017) ("A driver plowed a pickup truck down a crowded bike path along the Hudson River in Manhattan on Tuesday, killing eight people and injuring 11 before being shot by a police officer in what officials are calling the deadliest terrorist attack in New York City since Sept. 11, 2001");

Politi & Londono, Argentines on High School Reunion Bore Brunt of New York Attack, www.nytimes.com (11/2/2-17) it was noted that "Their big trip to New York had been decades in the making. Thirty years ago, when they were still high school students...10 young men promised to celebrate their reunion somewhere in style"); ("I wanted to kill them", Times Square crash driver tells police, <http://travelwirenews.com> (5/19/2017) ("The man accused of driving into pedestrians in Times Square, killing an 18-year-old woman and injuring 22 others, wanted 'to kill them' and police should have shot him, according to prosecutors")];

Panama⁹³, **Philadelphia**⁹⁴, **Peru**⁹⁵ and **Venezuela**⁹⁶.

[II] ASSAULTS, ROBBERIES, MURDERS & TERRORISM

Assaults and robberies have taken place in

California⁹⁷ [2018 Update: Northern California Gunman Killed Wife Before Shooting Rampage, www.nytimes.com (11/15/2017) ("The death toll in a Northern California shooting rampage rose from five on Wednesday after the authorities said they found the body of the gunman's wife hidden under the floor of the couple's home. The death toll, the authorities say, could have been much worse had an elementary school not ordered an immediate lockdown"); Missing Hikers Found Dead of Gunshot Wounds, and Locked in an Embrace, www.nytimes.com (10/23/2017) ("Two hikers whose bodies were discovered last week in

a steep canyon in a national park in Southern California died of gunshot wounds...in what appeared to be a murder-suicide. The bodies of the hikers...were found embracing each other under a tree in Joshua Tree National Park. Their lower extremities were covered by clothing. They had no water and seemed to have been rationing their food"); Haag, Gunmen, Thought to Be Targeting Whites, Kills 3 in Fresno, Police Say. www.nytimes.com (4/18/2017) ("When Kori Ali Muhammad, a homeless man who voiced a hatred of white people and the government, learned on Tuesday morning that he was wanted in the killing of a Motel 6 security guard in Fresno, Calif., he decided he was going to kill again, the police said. About 10:45 a.m., Mr. Muhammad walked up to a Pacific Gas & Electric utility truck and fatally shot a 34-year-old white employee in the passenger seat...Over the span of about a minute, Mr. Muhammad fired 16 bullets from a .357-caliber revolver over several blocks, killing three white men at random"]];

Canada [2017 Update: In Austin & Smith, Quebec Mosque Shooting Kills at Least 6, and 2 Suspects Are Arrested, www.nytimes.com (1/29/2017) it was noted that "Gunmen opened fire in a mosque in the City of Quebec on Sunday night, killing six people and wounding eight others in what Prime Minister Justin Trudeau called a 'terrorist attack on Muslims'...The attack shook Canada, a country where mass shootings are uncommon, and came as the country has become known as a beacon for refugees fleeing warfare and terrorism in Muslim-majority nations"]];

Chicago [2018 Update: Smith, A Chicago Neighborhood Faces a New Fear: Assault-Style Rifles, www.nytimes.com (5/11/2017) ("Over a five-day stretch this month, in a single police district on this city's South Side, 13 people were shot with assault-style rifles. The victims included two police officers wounded while sitting in a van. And 10 others were shot on Sunday during an impromptu memorial service for a man who had been killed a few hours earlier near the same spot along a neighborhood street")];

Columbia [2018 Update: Death toll from Columbia's mudslides rises to 254, <http://travelwirenews.com> (4/2/2017) ("Victims dug through the rubble searching for loved ones and trying to save the last remaining possessions on Saturday (April 1) after mud slides in the Colombian city of Mocoa, Putumayo Department, killed 254 people and injured hundreds more"); Casey, *'The Bodies Are Decomposing' After Mudslide in Columbia*, www.nytimes.com (4/3/2017) ("The bodies were piling up on Monday morning on Mocoa, a Colombian city where mud and debris had made it impossible in places to see that anyone had ever lived there. Rescue workers continued to scour the rubble for the dead. And family members...pleaded for the bodies of loved ones so they could offer them a proper burial")];

Ecuador⁹⁸, Florida⁹⁹, Georgia¹⁰⁰,

Las Vegas [2017 Update: In Las Vegas Shooting: Coroner Identifies Gunman's Victims, www.nytimes.com (10/6/2017) it was noted that "The coroner's office in Las Vegas completed the grim task of identifying all 58 people killed by a gunman at a country music festival...four days after the shooting. The victims include 36 women and 22 men. The oldest was 67, the youngest 20. They traveled to Las Vegas from across the United States. They were teachers, ;police officers, secretaries, retirees. The FBI is still trying to determine a motive, searching the electronic devices...that belonged to Stephen Paddock, the gunman (who) may have scouted other locations before targeting Las Vegas including Fenway Park in Boston, the Loolapalozza show in Chicago and the Life is Beautiful Festival in Las Vegas"; In Belson, Medina & Perez Pena, A Burst of Gunfire, a Pause, The Carnage in Las Vegas The Would Not Stop, www.nytimes.com (10/2/2017) it was noted that "Many of the terrified concertgoers followed their instincts and crouched or lay flat, not realizing that they remained exposed to a gunman lodged high above them...By sunrise on Monday, the staggering toll...at least 59 people killed, the police said, and 527 injured, either by gunfire or in the flight to safety".

In Mullany & Goldman, Las Vegas Shooting Near Mandalay Bay Casino Kills More Than 50, www.nytimes.com (10/2/2017) it was noted that "A gunman firing from a Las Vegas hotel rained a rapid-fie barrage on a hugh outdoor concert festival on Sunday night, sending thousands of people fleeing until SWAT units found and killed him. More than 50 victims

died, and at least 200 others were wounded, officials said, making it one of the deadliest mass shootings in United States history”];

Mexico¹⁰¹ [2017 Update: In Mexico Travel Warning, <http://travelwirenews.com> (8/26/2017) it was noted that “US citizens have been the victims of violent crimes, including homicide, kidnaping, carjacking and robbery in various Mexican states...Gun battles between rival criminal organizations or with Mexican authorities have taken place on streets and in public places during broad daylight ...U.S. citizens have been murdered in carjackings and highway robberies, most frequently at night and on isolated roads. Carjackers use a variety of techniques, including roadblocks, bumping/moving vehicles to force them to stop and running vehicles off the road at high speeds”; In Ahmed, *In Mexico, 'It's Easy to Kill a Journalist'*, www.nytimes.com (4/29/2017) it was noted that “The calls come often now: another body discovered, broken and left in rags, felled by bullets. They surface at daytime, midnight and dawn, the deaths keeping to no clock....’We have lived in this hell for some time now’ said Octavio Bravo, a journalist staring at the coffin of a colleague gunned down in Veracruz last year...Mexico is one of the worst countries in the world to be a journalist today. At least 104 journalists have been murdered in this country since 2000, while 25 others have disappeared, presumed dead. On the list of the world’s deadliest places to be a reporter, Mexico falls between the war-torn nation of Afghanistan and the failed sate of Somalia”];

New York¹⁰² [2017 Update: In "*I wanted to kill them*", *Times Square crash driver tells police*, <http://travelwirenews.com> (5/19/2017) it was noted that "The man accused of driving into pedestrians in Times Square, killing an 18-year-old woman and injuring 22 others, wanted 'to kill them' and police should have shot him, according to prosecutors"];

Peru¹⁰³,

Texas [2018 Update: Blinder, Montgomery & Healy, *Grisly Videos of a Massacre Raises an Unsettling Question: Who Should See it*, www.nytimes.com (11/20/2017) ("The scene captured on video is almost too terrible to imagine, much less contemplate watching: seven minutes of gunfire as a black-clad gunman executes his victims-many of them small children-inside the First Baptist Church here"); Texas Church Killings: What We Known and Don't Know, www.nytimes.com (11/7/2017) ("The shooting occurred during morning services at the church...The gunman exited his vehicle and began firing outside the church. He then walked to the side of the church and then inside, firing all the while...The suspect crashed his car...and was found dead with a self-inflicted wound...among the dead were 23 parishioners whose bodies were found inside the church...About 20 more were taken to hospitals with injuries").

Venezuela [2017 Update: In Casey, *In a Brutal Year in Venezuela, Even Crime Fighters Are Killers*, www.nytimes.com (12/30/2016) it was noted that "Venezuela has long suffered from one of the world's highest crime rates. But the nation's economic crisis, which has upended everything from its hospitals to its food supply, has deepened the misery and criminality. Killings have risen to 28,479 this year, the highest number ever recorded in the country...Armed gangs have established a tight grip over neighborhoods, with many Venezuelans turning to crime as inflation shrivels their wages and jobs become harder to find"]; and Belize¹⁰⁴.

[III] **RAPES, SEXUAL ASSAULTS & KIDNAPING**

Rapes and sexual assaults have taken place in Brazil¹⁰⁵, the Galapagos Islands¹⁰⁶ and Mexico¹⁰⁷.

[IV] **WATER SPORTS**

Accidents involving water sports have taken place in Canada¹⁰⁸, Costa Rica¹⁰⁹ (Ill. App. 1998) (tourist purchased a fishing vacation tour to Costa Rica from travel agent Fish & Game Frontiers with accommodations at Rio Parismina Lodge; tourist joins fishing trip and is injured when his boat is swamped by waves as river empties into ocean

) . and Mexico¹¹⁰.

[V] SLIP & FALLS AND VARIOUS OTHER ACCIDENTS

Accidents involving major and minor injuries have taken place in Argentina¹¹¹, Belize¹¹², Brazil¹¹³, Canada¹¹⁴, Costa Rica¹¹⁵, Ecuador¹¹⁶, Mexico¹¹⁷ and Peru¹¹⁸.

[VI] RIDING, VIEWING & BEING ATTACKED BY ANIMALS

Accidents involving animals have taken place in Brazil¹¹⁹, Canada¹²⁰, Florida¹²¹, and Mexico¹²²

[VII] TRANSPORTATION

Transportation accidents have taken place in Argentina¹²³, Bolivia¹²⁴, Canada¹²⁵, Costa Rica¹²⁶, Mexico¹²⁷, Philadelphia¹²⁸ and Virgin Islands¹²⁹.

[VIII] DISEASE, FOOD POISONING & MEDICAL MALPRACTICE

Medical malpractice and the contraction of diseases have taken place in Belize¹³⁰,

Brazil [2017 Update: In Belluck & Franco, *For Brazil's Zika Families, a Life of Struggle And Scares*, www.nytimes.com (3/11/2017) it was noted "In the impoverished northeast, devoted parents live around the needs of children whose grave disabilities are only beginning to be understood...Now more than a year old, Sophia is a child of the Zika epidemic, one of nearly 2,500 babies in Brazil born to infected mothers, with brain damage so profound the consequences of which are only beginning to be understood. Thirteen months after the World Health Organization declared Zika a global health emergency, some of the public alarm over the mosquito-borne virus that swept through Latin America is receding. (However) Thousands of new Zika infections continue to be reported throughout Latin America and W.H.O. officials said that their action simply signals that, like malaria or yellow fever, Zika is a continuing threat in the region rather an urgent pandemic"];

Costa Rica¹³¹, Mexico¹³² and New York¹³³

AFRICA, MIDDLE EAST, ASIA & THE PACIFIC

Africa, Asia, The Middle East and the Pacific nations are attracting ever greater numbers of tourists while at the same time attracting terrorists, pirates and very scary diseases like Ebola.

[I] **WRONGFUL DEATH**

Travel accidents involving wrongful death have taken place in

Afghanistan¹³⁴ [2018 Update: ISIS claims credit for suicide bombing at Kabul Shia mosque killing at least 39, <http://travelwirenews.com> (10/21/2017) ("The blast killed at least 39 people. (ISIS) did not provide evidence to support its claim, but said the attacker detonated his explosive vest inside the mosque as worshipers were gathering for prayer"); Kabul blast death toll rises to 159 as deadly attacks continue, <http://travelwirenews.com> (6/6/2017) ("Over 150 innocent Afghan sons and daughters were killed and more than 300 wounded were brought to hospital with burns and amputations"); Mashal, Abed & Sukhanyar, Deadly Bombing in Kabul Is One of the Afghan War's Worst Strikes, www.nytimes.com (5/31/2017) ("A truck bomb devastated a central area of Kabul near the presidential palace...In one moment more than 80 lives ended, hundreds of people were wounded and many more were traumatized"); Mashal & Rahim, Taliban Attack Afghan Army Base, Killing Dozens, www.nytimes.com (4/21/2017) ("Dozens of soldiers were killed on Friday when Taliban gunmen and suicide bombers in military uniforms stormed an Afghan Army base in northern Afghanistan... The attack...began around 1 p.m. in a crowded area where soldiers, most of them unarmed, were leaving Friday Prayer or eating lunch")];

Algeria¹³⁵, Australia¹³⁶, Bali¹³⁷, Bangladesh¹³⁸, Botswana¹³⁹,

Burkina Faso [2018 Update Gunmen Kill 18 at Restaurant in Burkina Faso, AP (8/14/2017) ("Gunmen believed to be Islamist extremists opened fire at a Turkish restaurant in Ouagadougou, the capital of Burkina Faso, late Sunday, killing at least 18 people, the second attack on a restaurant popular with foreigners in two years...Gunfire could still be heard almost seven hours after it began")];

Cameroon¹⁴⁰; Cape Verde Islands¹⁴¹, China¹⁴², Congo¹⁴³, East Java¹⁴⁴,

Egypt¹⁴⁵ [2018 Update: Youseff, Egypt Hangs 15 for Terrorism Stoking Fears Among Islamists, www.nytimes.com (12/26/2017) ("The Egyptian authorities hanged 15 men on Tuesday for an attack in the Sinai Peninsula in 2013, the start of an Islamic insurgency that the military-dominated government has been battling ever since. The hangings...were the biggest mass execution in Egypt since six convicted jihadists were hanged in 2015"); Walsh & Youseff, Militants Kill 305 at Sufi Mosque in Egypt's Deadliest Terrorist Attack, www.nytimes.com (11/24/2017) "Militants detonated a bomb inside a crowded mosque in the Sinai Peninsula on Friday and then sprayed gunfire on panicked worshipers as they fled, killing at least 305 people and wounding at least 128 others. Officials called it the

deadliest terrorist attack in Egypt's modern history. The scale and ruthlessness of the assault, in an area racked by an Islamist insurgency, sent shock waves across the nation-not just for the number of deaths but also for the choice of target. Attacks on mosques are rare in Egypt, where the Islamic State has targeted Coptic Christian churches and pilgrims but avoided Muslim places of worship"); Youssef, Egypt Shakes Up Security Forces After Deadly Ambush of Police, www.nytimes.com ftline(10/30/2017) ("Egypt carried out a sweeping reshuffle of its security forces, removing a dozen senior police and military officials from critical posts just a week after an ambush by militants killed 16 policemen in the desert outside Cairo"); Walsh & Youssef, Militants Kill Egyptian Security in Devastating Ambush, www.nytimes.com (10/22/2017) ("Militants carried out a devastating ambush on a convoy of Egyptian police and security officers deep inside the western desert late Friday...At last 59 Egyptian police officers and security officials were killed"); 24 ISIS militants, 6 soldiers killed in mass attack in Sinai, Egypt, <http://travelwirenews.com> (10/15/2017) ("At least six soldiers and 24 ISIS militants have been killed (in) a series of coordinated attacks on checkpoints in the north of Egypt's Sinai Peninsula... Six outposts...were simultaneously targeted with car bombs and rocket propelled grenades (RPGs) by Islamic State...fighters, which claimed responsibility for the attack"); 18 killed in ISIL ambush on Egypt's Sinai Peninsula, <http://travelwirenews.com> (9/11/2017) ("ISIL fighters ambushed a police convoy in Egypt's Sinai

Peninsula on Monday, killing 18 officers and wounding seven others in one of the deadliest attacks this year in the restiveregion"); Walsh, Attacks Shows ISIS' New Plan: Divide Egypt by Killing Christians, www.nytimes.com (4/10/2017) ("Grief and rage flowed through Egypt's Christian community on Monday as tear-streaked mourners buried the victims of the coordinated Palm Sunday church bombings that killed 45 people in two cities...It was just the reaction the Islamic State wanted. Routed from its stronghold on the coast of Libya, besieged in Iraq and wilting under intense pressure in Syria, the militant extremist group needs to find a new battleground where it can start to proclaim victory again. The devastating suicide attacks on Sunday in the heart of the Middle East's largest Christian community suggested it has found a solution: the cities of mainland Egypt"); Bomb Blast near police training center leaves 16 casualties in Egypt's Nile Delta, <http://travelwirenews.com> (4/2/2017) ("A newly-emerged militant group in Egypt has detonated a motorcycle bomb in the country's Nile Delta region, killing a policeman and wounding 15 other people. The bomb exploded near a police training center in the city of Tanta on Saturday");

Ghana¹⁴⁷ [2018 Update: Iyare & Stevens, Gas Station Explosion in Ghana Kills at Least 7 and injures Over 100, www.nytimes.com (10/7/2017) ("An explosion at a gas station in Ghana's capital killed at least seven people and injured more than 130 others Saturday...Videos on social

media showed giant balls of fire that set the night sky aglow. According to one witness...a fire started at a gas station in the capital, Accra, and then spread to another station nearby...there was an explosion that engulfed at least one tanker”)];

Hong Kong¹⁴⁸, **India**¹⁴⁹,

Indonesia¹⁵⁰ [2018 Update: Daesh cells present in nearly all Indonesian provinces: Military chief, <http://travelwirenews> (6/13/2017) (“The military chief in Jakarta says Daesh is present in almost all the Indonesian provinces as the Middle East-based Takfiri terror group is expanding its foothold in Southeast Asia...Militants have launched several terrorist attacks across Indonesia over the past few years, in the latest such assaults, two bombings claimed by Daesh rocked a bus station in eastern Jakarta on May 24, killing three police officers”)];

Iraq¹⁵¹,

Iran [2018 Update: Erdbrink, Iran Says Tehran Assailants Were Recruited Inside the Country, www.nytimes.com (6/8/2017) it was noted that “At least five assailants in the deadly Tehran attacks were recruited by the Islamic State from inside Iran...a strong indication they were Iranian citizens...Iranian news media reported that the

civilian casualty toll had risen to 17 dead and 52 wounded”)];

Israel [2018 Update: Kershner, Deadly Violence Erupts in Standoff Over Mosque in Jerusalem, www.nytimes.com (7/21/2017) (“Six people were killed on Friday in an outbreak of violence that erupted over Israel’s placement of metal detectors at entrances to the sacred Aqsa Mosque compound in Jerusalem and spread to the West Bank. Three Israelis were killed in what appeared to be a terrorist attack in a West Bank settlement hours after three Palestinians were killed in clashes with Israeli security forces”); Israel Agrees to Remove Metal Detectors at Entrances to Aqsa Mosque Compound, www.nytimes.com (7/24/2017) (“After days of violent protests, bloodshed and a diplomatic crisis with Jordan over the placement of metal detectors at the entrance of the Aqsa Mosque Compound in Jerusalem’s Old City, the Israeli government said early Tuesday it would remove them”)];

Japan [2018 Update: Rich, Suspect in Japan Serial-Killer Case Sought Out Suicidal People, www.nytimes.com (11/1/2017) (“The man, Takahiro Shiraishi was arrested Tuesday, a day after the police visited his apartment almost 30 miles southeast of Tokyo and found the dismembered parts of nine bodies. Japan was riveted as the news media disclosed more grisly details from the second day of the investigation, reporting the Mr. Shiraishi, 27, had confessed to finding the victims, who he said were considering suicide, on twitter. In Japan, a low-crime

country, it is the grimmest such case since a former employee of a center for the disabled went on a knife rampage there, killing 19 people last year”)];

Jordan¹⁵²,

Kenya¹⁵³ [2018 Update: No survivors: Helicopter with five people on board crashes into Kenya’s Lake Nakuru, <http://travelwirenews.com> (10/21/2017) (“The crash in Lake Nakuru occurred shortly after takeoff from a nearby hotel. Early indicators showed there were no survivors”); Three civilians killed in Kenya landmine blast, <http://travelwirenews.com> (8/31.2017) (“Three civilians were killed after their vehicle ran over a landmine on a road near Kenya’s border with Somalia...the fifth such incident in the area in three months. There was no immediate claim of responsibility for the blast”)];

Laos¹⁵⁴, Malaysia¹⁵⁵, Maldives¹⁵⁶,

Mali¹⁵⁷ [2018 Update: Two dead in attack on Mali tourist resort, hostages freed, <http://travelwirenews.com> (6/18/2017) (“Special force troops freed around 20 hostages seized by the gunmen...Bamako: Two people were killed in a terror on a tourist resort”)];

Mongolia [2018 Update: 10 mountaineers killed, 7 missing in Mongolia’s

highest peak avalanche, <http://travelwirenews.com> (10/23/2017) ("The bodies of 10 people who were caught in an avalanche on Mongolia's highest peak, Otgontenger, were recovered by rescuers...Seven of the mountaineers remain missing. A group of 30 climbers, aged between 30 and 50, was hit by an avalanche as it was descending from the 4,021-meter peak")];

Myanmar¹⁵⁸ [2018 Update: US urges Myanmar to avoid reprisals after attack kills 71, <http://travelwirenews.com> (8/26/2017) ("An attack by ethnic Rohingya militants in western Myanmar left 12 security personnel and 59 Rohingya Muslims dead in a dramatic escalation of communal violence that had plagued the region ...Police fought off groups of as many as 100 Rohingya attackers armed with guns, machetes and homemade grenades"); Three killed at suspected Rohingya insurgent camp in Myanmar, <http://travelwirenews.com> (6/22/2017) ("Myanmar security forces have killed three people in raids on 'terrorist' training camps run by Rohingya Muslim militants in the north of Rakhine state...Guns, ammunition and gunpowder were found at the camps in the Mayu Mountains").

Nepal¹⁵⁹, New Caledonia¹⁶⁰, New Zealand¹⁶¹,

Nigeria¹⁶² [2018 Update: Suicide bomber kills 13 people in northeast Nigerian city-police official, <http://travelwirenews.com> (10/22/2017) ("A suicide bomber killed 13 people in the northeastern city of Maiduguri on Sunday...The evening attack, which also injured five people, struck

the city's Muna Garage area...The area is home to a camp for those who have fled the conflict with the Boko Haram Islamist insurgency"); Boko Haram attack on oil exploration team in Nigeria kills over 50: Sources, <http://travelwirenews.com> (7/28/2017) ("An ambush attack by Boko Haram terrorists in Nigeria against an oil exploration team has killed more than 50 people")];

North Korea¹⁶³; Pakistan¹⁶⁴,

Philippines¹⁶⁵ [2018 Update: Philippine police kills 32 in drug's war bloodiest day, <http://travelwirenews.com> (8/16/2017) ("Philippine police killed 32 people in dozens of anti-drug operations in a province north of the capital, Manila, the single deadliest day of (an) unrelenting war on drugs"); ISIS-linked fighters decapitate civilians as Philippines city siege enters 6th week, <http://travelwirenews.com> (6/28/2017) ("The Philippines military has uncovered five decapitated bodies of civilians among a total of 17 dead bodies found in Malawi City. The macabre find comes amongst reports of widespread looting and sex slavery by Islamic State-affiliated Maute fighters"); Manila casino attacker identified and he's no terrorist, <http://travelwirenews.com> (6/4/2017) it was noted that "The lone suspect behind a deadly attack on a casino and shopping complex in Manila was a heavily armed indebted Filipino gambling addict...The gunman in a deadly casino rampage in the Philippines was seen on security camera footage firing his M4 rifle in the air, setting fires

and shooting at security forces in a stairwell during an attack that killed at least 38 people"); Paddock & Villamor, a0 After 37 Die in Attack at Manila Resort, Questions Mount, www.nytimes.com (6/2/2017) ("The first victims, identified as 22 guests and 13 employees of Resorts World Manila, appeared to have died of smoke inhalation...though autopsies had not yet been conducted. The fire was started in the early hours of Friday morning, when a man carrying an assault rifle and a two-liter soda bottle filled with gasoline fired shots at a television and set gambling tables ablaze, sending patrons and workers into a panic. Some fled through the exits, and others jumped from second-floor balconies. But others hid in restrooms and gambling rooms where they were overcome by smoke...The Islamic State claimed responsibility");

Red Sea¹⁶⁶, Saudi Arabia¹⁶⁷

Somalia¹⁶⁸ [2018 Update: Mohamed, In Mogadishu, Truck Bomb and Gunmen Kill at Least 23 on hotel attack, www.nytimes.com (10/29/2017) ("A truck bomb detonated outside a hotel in Mogadishu, Somalia's capital, minutes before gunmen on foot stormed the building on Saturday afternoon, killing at least 23 people and wounding at least 30 others, the police reported....The Nasa-Hablod hotel is frequented by government ministers, lawmakers and Somali business leaders"); Mohamed & Freytas-Tamura, Somalia Blasts Expose Security Failings and

Possible Shabab Infiltration, www.nytimes.com (10/17/2017) ("Car bombs, grenade attacks, assassinations and abductions by Shabab insurgents shatter the fragile veneer of calm in Somalia with such regularity that barely a week goes by without a deadly assault. Two large explosions occur on average in Mogadishu... every month....But even by Somalia's standards, the twin truck bombings this past Saturday in Mogadishu that killed more than 270 people, including at least three Somali-Americans were unusual in their scale and brutality"); Car bomb explosion kills 6 people in Mogadishu, wounding nearly dozen, <http://travelwirenews.com> (5/8/2017) ("The deadly incident occurred in central part of the capital on Monday, when a explosive-laden car exploded next to an Italian café, across from the Immigration Directorate...The huge blast also left 10 people wounded, police added"); Al-Shababb car bomb kills up to 10, injures 20 outside govt building in Mogadishu, <http://travelwrieneews.com> (6/20/2017) ("Al-Shabaab militants claimed responsibility for a massive suicide bomb attack at a government building in Mogadishu Tuesday that killed up to 10 people"); Suicide attack on Mogadishu hotel kills 9, www.eturboneews.com (6/14/2017) ("At least nine people were killed as a suicide bomber drove an explosive-laden car into a hotel in Somalia's capital...He said that a terrorist drove his car into the entrance of the Posh Hotel in the center of the city"); Al Shabab restaurant assault leaves 18 dead in Mogadishu, <http://travelwrieneews.com> (6/15/2017) ("Men prepare the transport of bodies of civilians killed in an attack at the Pizza House

restaurant in Mogadishu on June 15, 2017. A suicide car bombing and assault by Shabab militants on two neighboring restaurants in Somalia's capital...ended Thursday morning with 18 dead"); Nearly 70 dead in al-Shabab attacked on Somalia military base, <http://travelwirenews.com> (6/8/2017) ("Heavily armed al-Shabab extremists have stormed a military base in Somalia's semiautonomous state of Puntland, killing close to 70 people...Officials called it the region's deadliest attack in years"); Car bomb explosion kills 6 people in Mogadishu, wounding nearly dozen, <http://travelwirenews.com> (5/8/2017) ("The deadly incident occurred in central part of the capital on Monday, when a explosive-laden car exploded next to an Italian café, across from the Immigration Directorate...The hugh blast also left 10 people wounded, police added")];

South Africa¹⁶⁹, South Korea¹⁷⁰,

Sri Lanka [2018 Update Mudslides, floods kill over 200 in Sri Lanka, <http://travelwirenews.com> (5/31/2017) ("The Disaster Management Center said 300 people were confirmed dead. More than 77,000 have been displaced and over 1,500 homes destroyed since rains began inundating the southern and western areas of the Indian Ocean island nation last Friday"));

Sudan¹⁷¹, Taiwan¹⁷², Tanzania¹⁷³, Tibet¹⁷⁴,

Thailand¹⁷⁵ [2018 Update: Tour bus overturns in Phetchabun; 1 killed, 20 injured, www.travelwirenews.com (11/12/2017) ("A bus taking a group of elderly people on a tour of Khao Kho and Lom Sak districts overturned on Sunday morning, killing one of the tourists and injuring about 20 others...The passengers told police that the double decker bus was taking 43 elderly people from Bangkok to visit several temples and tourist attractions in Phetchabun")];

Tunisia¹⁷⁶, Turkey¹⁷⁷, Uganda¹⁷⁸ and Yemen¹⁷⁹.

[II] ASSAULTS, ROBBERIES, PURGES, FIRES & TERRORISM

Assaults and robberies have taken place in Afghanistan¹⁸⁰, Algeria¹⁸¹,

Australia¹⁸² [2017 Update: In *Australia foils 'terror plot' aimed at downing plane*, <http://travelwirenews.com> (7/30/2017) it was noted that "Australia has thwarted a Takfiri-inspired 'terrorist plot' aimed at downing an aircraft with explosives. 'I can report last night that there has been a major point counter-terrorism operation to disrupt a terrorist plot to bring down an airplane'"];

Bali¹⁸³, Bangladesh¹⁸⁴, Cape Verde Islands¹⁸⁵, China¹⁸⁶, Dubai¹⁸⁷,

Egypt¹⁸⁸ [2017 Update: In 18 killed in ISIL ambush on Egypt's Sinai Peninsula, <http://travelwirenews.com> (9/11/2017) it was noted that "ISIL fighters ambushed a police convoy in Egypt's Sinai Peninsula on Monday, killing 18 officers and wounding seven others in one of the deadliest attacks this year in the restive region"; In *5 policemen shot dead in Egypt ambush-state media*, <http://travelwirenews.com> (7/14/2017) it was noted that "Masked gunmen opened fire on a security checkpoint south of Cairo, Friday morning killing five policemen before fleeing the scene"; In *Two Ukranian tourists dead, four wounded in Egypt's Red Sea resort attack*, www.eturbonews.com (7/14/2017) it was noted that "Two Ukranian tourists were killed and four other tourists wounded when a man attacked them with a knife at a resort in Hurghada on Friday afternoon. According to a short statement from the Egyptian interior ministry, the assailant, who was arrested after the attack, had swum to the resort from a nearby beach...Three foreign tourists were stabbed at the same resort, renowned for the scuba diving, in January 2016 by two suspected militants from the Islamic State militant group"; In Walsh, *Attacks Shows ISIS' New Plan: Divide Egypt by Killing Christians*, www.nytimes.com (4/10/2017) it was noted that "Grief and rage flowed through Egypt's Christian community on Monday as tear-streaked mourners buried the victims of the coordinated Palm Sunday church bombings that killed 45 people in two cities...It was just the reaction the Islamic State wanted. Routed from its stronghold

on the coast of Libya, besieged in Iraq and wilting under intense pressure in Syria, the militant extremist group needs to find a new battleground where it can start to proclaim victory again. The devastating suicide attacks on Sunday in the heart of the Middle East's largest Christian community suggested it has found a solution: the cities of mainland Egypt"; In *Bomb Blast near police training center leaves 16 casualties in Egypt's Nile Delta*, <http://travelwirenews.com> (4/2/2017) it was noted that "A newly-emerged militant group in Egypt has detonated a motorcycle bomb in the country's Nile Delta region, killing a policeman and wounding 15 other people. The bomb exploded near a police training center in the city of Tanta on Saturday"; In *EgyptAir crash: Bodies of crew members returned to families*, www.bbc.com (12/31/2016) it was noted that "The bodies of the victims of the EgyptAir plane which crashed in the Mediterranean in May are being returned to their families ...Bodies of the 10 crew members were handed over on Saturday. Passengers would follow next week. Investigators say traces of explosives have been found on the victims and a criminal investigation will be held. Flight MS804 from Paris to Cairo plunged into the sea on 19 May killing all 66 people on Board. Among those who died were 40 Egyptians and 15 French nationals"];

Ethiopia¹⁸⁹, Fiji¹⁹⁰,

India¹⁹¹ [2018 Update: Stampede on Crowded Indian Pedestrian Bridge

Leaves 22 Dead, Associated Press, www.nytimes.com (9/29/2017) ("A stampede broke out on a crowded pedestrian bridge connecting two railway stations in Mumbai during the Friday morning rush, killing at least 22 people and injuring 32 others...Police were investigating what caused the stampede on the bridge which led some commuters to leap over the railing. Others were crushed or fell underfoot and were trampled"); At least 10 killed and over 100 wounded in India train derailment, <http://etn.travel> (8/19/2017) ("A train came off the tracks in India's northern state of Uttar Pradesh on Saturday, killing at least 10 people and wounding more than 100 as carriages slammed into each others"); 16 Pilgrims killed in India bus crash: police, <http://travelwirenews.com> (7/16/2017) ("At least 16 Hindu pilgrims were killed and many more injured Sunday after a bus crash in India's northern Jammu and Kashmir state"); Violent anti-India protests keeping tourists away from Kashmir, <http://etn.travel> (4/29/2017) ("The violence since last summer, largely in the form of Indian troops firing on civilian crowds with shotguns after protesters throw stones, has left 84 civilians dead and more than 12,000 civilians and security force personnel wounded")];

Indonesia [2018 Update: Indonesian police shoot dead 2 men in police station attack, www.travelwirenews.com (11/12/2017) ("Indonesian police say that they have fatally shot two men suspected of burning down a remote police station on Sumatra island. National police

spokesman Rikwanto says the suspects were killed early Sunday in the West Sumatra district of Dharmasraya. The fire had totally destroyed the main building of the Dharmasraya police station"); Daesh cells present in nearly all Indonesian provinces: Military chief, <http://travelwirenews> (6/13/2017) ("The military chief in Jakarta says Daesh is present in almost all the Indonesian provinces as the Middle East-based Takfiri terror group is expanding its foothold in Southeast Asia... Militants have launched several terrorist attacks across Indonesia over the past few years, in the latest such assaults, two bombings claimed by Daesh rocked a bus station in eastern Jakarta on May 24, killing three police officers"). Assaults; Indonesia: Emont, Lynched Over an Amplifier: Mob Justice Alarms Indonesians, www.nytimes.com (8/30/2017) it was noted that "His last words were: 'I'm not a thief'. But the mob, believing he had stolen an amplifier from a mosque, refused to accept the denial. They beat him to death and burned his body as onlookers filmed the proceeding. A triumphant cry went up as he burst into flames... Last month in Surabaya, a large city in East Java, two young men accused of stealing were beaten by a huge crowd and struck with stones... That same month, a video surfaced of residents tying up, interrogating, beating and burning a man on suspicion of stealing in Madura, an island off East Java... In June, a theft suspect in Madura was tied to a tree and fatally beaten by villagers".

Iran [2017 Update: Erdbrink, *Iran Says Tehran Assailants Were Recruited Inside the Country*, www.nytimes.com (6/8/2017) it was noted that "At least five assailants in the deadly Tehran attacks were recruited by the Islamic State from inside Iran...a strong indication they were Iranian citizens...Iranian news media reported that the civilian casualty toll had risen to 17 dead and 52 wounded"];

Irag¹⁹² [2017 Update: In *Daesh claims attack killing at least 30 in Iraq*, travelwirenews.com (6/9/2017) it was noted that "A woman detonated ger explosive belt in a market east of the Shiite holy city of Kerbala on Friday, kill at least 30 and wounding 35, Iraqi security sources said"];

Israel¹⁹³ [2017 Update: In Kershner, *Deadly Violence Erupts in Standoff Over Mosque in Jerusalem*, www.nytimes.com (7/21/2017) it was noted that "Six people were killed on Friday in an outbreak of violence that erupted over Israel's placement of metal detectors at entrances to the sacred Aqsa Mosque compound in Jerusalem and spread to the West Bank. Three Israelis were killed in what appeared to be a terrorist attack in a West Bank settlement hours after three Palestinians were killed in clashes with Israeli security forces"; In *Israeli policewoman 'in critical condition' after simultaneous stabbing attacks in Jerusalem*, <http://travelwirenews.com> (6/16/2017) it was noted that "A 20 year-old Israeli border guard is in critical condition in a Jerusalem hospital and

several civilians are injured after two simulations knife and gun assaults...Three assailants have been killed"; In Kershner, *4 Die in Jerusalem Attack as Palestinian Rams Truck Into Soldiers*, [www.nytimes.com\(1/8/2017\)](http://www.nytimes.com(1/8/2017)) it was noted that "A Palestinian driver plowed a truck into a group of Israeli soldiers as they were getting off a bus in Jerusalem on Sunday morning, killing four and injuring 17 others...The police called the episode an act of terrorism...the attacker had been shot and the police released images showing the truck's windshield riddled with bullet holes";

Kenya¹⁹⁴ [2017 Update: In Three civilians killed in Kenya landmine blast, <http://travelwriremews.com> (8/31.2017) it was noted that "Three civilians were killed after their vehicle ran over a landmine on a road near Kenya's border with Somalia...the fifth such incident in the area in three months. There was no immediate claim of responsibility for the blast";

Libya¹⁹⁵ [2017 Update: In Schmitt, *Warnings of a 'Powder Key' in Libya as ISIS Regroups*, www.nytimes.com (3/21/2017) it was noted that "After B-52 bombers struck an Islamic State training camp in Libya in January, killing more than 80 militants, American officials privately gloated. On the heels of losing its coastal stronghold in Surt the month before, the Islamic State seemed to be reeling. But Western and African counterterrorism officials now say that...its leaders are already

regrouping, exploiting the chaos and political vacuum gripping the country...'The instability in Libya and North Africa may be the most significant near-term threat to U.S. and allies' interests on the continent'"];

Malaysia¹⁹⁶, Mali¹⁹⁷, Mongolia¹⁹⁸, Mozambique¹⁹⁹,

Nigeria²⁰⁰ [2017 Update: In Searcey & Gilbertson, *Beneath Mask of Normal Nigerian Life, Young Lives Scarred by Boko Haram*, www.nytimes.com (3/18/2017) it was noted that "Boko Haram has abducted many hundreds, if not thousands, of girls and boys across the region, forcing them to fight, cook, to clean and even to bear children. To much of the world, the kidnaping of nearly 300 girls from their school dormitory in the town of Chibok three years ago was the seminal moment in the crisis, followed by another horror: children as young as 7 or 8, being used as suicide bombers. The Nigerian military has made recent gains, pushing into the forests where Boko Haram hides...the war, now in its eighth year"];

Pakistan²⁰¹ [2018 Update: Pakistani bride kills 17 in botched plot to kill husband, <http://travelwirenews.com> (11/1/2017) ("Pakastani police say they have arrested a newly married woman on murder charges after she poisoned her husband's milk and it inadvertently killed 17 other people. District police chief...says the woman...was married

against her will in September. He says she obtained a poisonous substance from her boyfriend last week and mixed it in milk for her husband who refused to drink it. Tajak said the woman's mother-in-law later used the tainted milk to make a traditional yogurt based drink and served it to 27 of her extended family"); Masood, ISIS Claims Suicide Bombing That Killed at Least 15 in Pakistan, www.nytimes.com (8/13/2017) ("A suicide bomber riding a motorcycle rammed into a military truck near a busy bus station in southwestern Pakistan, killing at least 15 people, including eight soldiers and wounding at least 40 others...The Islamic State group claimed responsibility for the attack in Quetta"); Pakistan suicide bomber kills dozens, <http://travelwirenews.com> (7/24/2017) ("A suicide bomber struck near a police team in the eastern city of Lahore Monday killing at least 26 and wounding another 53, many of them police officers. An outlawed Taliban faction claimed responsibility"); Twin blasts kill dozens in Parachinar market, <http://travelwirenews.com> (6/23/2017) ("At least 26 people have been killed and 75 others wounded when two explosions ripped through a crowded market in northwest Pakistan...When people rushed to the site...to rescue the wounded, a second blast took place'");

Philippines [2018 Update: Villamor, ISIS Threat in Philippines Spreads in Remote Battles, www.nytimes.com (10/24/2017) ("The leader of the Islamic State in the Philippines...is dead...But the Islamic State's

influence in the Philippines is far from over and communities on Mindanao are bracing for the next battles...That separatist movement and the sectarian and political resentment that drove it, never went away. It evolved into Muslim militant groups that fought the government for decades and in recent years proved to be fertile ground for the Islamic State ideology...the old and resilient militant cells here are now being strengthened by the brand and resources of the Islamic State's international network..."); Villamor, Key ISIS Operative in Philippines 'Taken' in Gunfight, President Says, www.nytimes.com (10/19/2017) ("A high-level Islamic State operative who funneled money and foreign fighters to the Philippines, helping militants seize territory there, was 'taken' during a gunfight on Thursday, President Rodrigo Duterte announced. The operative, Mahmud Ahmad, 39, a Malaysian former university lecturer, helped finance the siege of the southern city of Marawi, which jihadists stormed in May, killing scores of peoples and sending thousands of residents fleeing. After a fierce battle to retake the city, Mr. Duterte on Tuesday declared Marawi liberated"); Solomon & Villamor, In City of Ruins, Philippines' Battle Against ISIS Rages On, www.nytimes.com (9/1/2017) 9 "The houses still standing after more than three months of fierce urban combat in Marawi are barely holding on-pocked with bullet holes on the outside and blackened by fire from within...With the battle now past the 100-day mark, it was the first time in months that the military had allowed the press in...Marawi and the surrounding area...is now a mostly emptied-out field of wreckage, contested by a dwindling group of

Islamist militants who claim loyalty to the Islamic State");

ISIS-linked fighters decapitate civilians as Philippines city siege enters 6th week, <http://travelwirenews.com> (6/28/2017) ("The Philippines military has uncovered five decapitated bodies of civilians among a total of 17 dead bodies found in Marawi City. The macabre find comes amongst reports of widespread looting and sex slavery by Islamic State-affiliated Maute fighters"); Passock, *Duterte, Focused on Drug Users in Philippines, Ignored Rise of ISIS*, www.nytimes.com, (6/11/2017) ("Hundreds of militants belonging to the Maute Group and its allies fighting under the black flag of the Islamic State, also known as ISIS, seized Marawi three weeks ago, leading to a battle with the Philippine armed forces and the biggest test yet of Mr. Duterte's leadership...A president who has focused on a deadly antidrug campaign that has claimed the lives of thousands of Filipinos seems to have been caught unprepared for a militant threat that has been festering in the south for years"); Paddock & Villamor, *After 37 Die in Attack at Manila Resort, Questions Mount*, www.nytimes.com (6/2/2017) ("The first victims, identified as 22 guests and 13 employees of Resorts World Manila, appeared to have died of smoke inhalation...though autopsies had not yet been conducted. The fire was started in the early hours of Friday morning, when a man carrying an assault rifle and a two-liter soda bottle filled with gasoline fired shots at a television and set gambling tables ablaze, sending patrons and workers into a panic. Some fled through the exits, and others jumped

from second-floor balconies. But others hid in restrooms and gambling rooms where they were overcome by smoke...The Islamic State claimed responsibility"]];

Saudi Arabia²⁰² [2017 Update: In Car bomb hits predominantly Shia city in Saudi Arabia, <http://travelwirenews.com> (6/1/2017) it was noted that "A car bomb has exploded in the predominantly Shia city of Qatif in Saudi Arabia's Eastern Province...two people were killed in the bombing that happened near Qatif's Sheikh Hussein al-Omran Mosque"]];

Somalia²⁰³ [2017 Update: In Attacks in Somalia-a 2017 Timeline, <http://travelwirenews.com> (10/21/2017) it was noted that:" Jan 2 Suicide bomb 3 killed, Jan 7 Explosion 3 killed, Jan 28 Car bomb 28 killed, Feb 19 Suicide bomb 39 killed, Mar 13 Car bomb 5 killed, Apr 4 Car bomb 3 killed, Apr 9 Car bomb 15 killed, Apr 7 Mortar attack 3 killed, May 8 Suicide bomb 8 killed, May 25 Bombing 8 killed, June 15 Car bomb 9 killed, June 20 Suicide bomb 15 killed, Jun 22 Car bomb 7 killed, Jul 2 Roadside bomb 2 killed, Jul 30 Car bomb 6 killed, Aug 4 Car bomb 1 killed, Aug 11 Suicide bomb 1 killed, Sep 10 Suicide bomb 6 killed, Sep 28 Car bomb 7 killed, Oct 14 Explosion 358 killed". And October 22, 2017 a Roadside bomb kills 7 outside Somali capital of Mogadishu, <http://travelwirenews.com> (10/22/2017); In Mohamed, In Mogadishu, Truck Bomb and Gunmen Kill at Least 23 on hotel attack, www.nytimes.com (10/29/2017) it was noted that "A truck bomb detonated

outside a hotel in Mogadishu, Somalia's capital, minutes before gunmen on foot stormed the building on Saturday afternoon, killing at least 23 people and wounding at least 30 others, the police reported....The Nasa-Hablod hotel is frequented by government ministers, lawmakers and Somali business leaders"];

South Africa²⁰⁴, Tanzania²⁰⁵,

Thailand²⁰⁶ [2017 Update: In *18 suspects in car-bombing of Big C*, <http://travelwirenews.com> (5/11/2017) it was noted that "Pattani police chief...shows a picture of Pattani native Makorseng Maae, a prime suspect in Tuesday's bombing of the Big C Supercentre in Muang Pattani district"];

Tunisia²⁰⁷ [2017 Update: In Gall, *Tunisia Fears the Return of Thousands of Young Jihadists*, www.nytimes.com (2/25/2017) it was noted that "Tunisia has sent more fighters abroad to join the ranks of the Islamic State than any other country. And now, as the Islamic State takes a battering on the battlefields of Syria and Iraq, the country is at odds over what to do if and when they come home. Tunisians have been dealing with a frenzied polemic in recent weeks, as secularists have raised fears that a returning wave will bring further mayhem to this fragile state and Islamists have been forced to condemn the jihadists"];

Turkey²⁰⁸ [2017 Update: In *Fourteen tourists injured, 400 evacuated after hotel fire in Kemer, Turkey*, www.eturbonews.com (7/29/2017) it was noted that "Fourteen people-four Russian tourists and 10 Turkish citizens, have been injured in a fire at a hotel in Kemer, Turkey. Around 400 others were reportedly evacuated. The fire started in the kitchen of the 5-star hotel, local news sources reported"; In *All those responsible for failed coup will be beheaded: Ergogan*, <http://travelwirenews.com> (7/16/2017) it was noted that "Addressing a thousand-strong march on Saturday, Erdogan warned that his government was seriously mulling reintroducing the death penalty. 'First of all we will chop off the heads of those traitors' he said"; In *Kingsley, Turkey Purges 4,000 More Officials, and Blocks Wikipedia*, www.nytimes.com (4/30/2017) it was noted that "The Turkish government expanded its crackdown on dissent and free expression over the weekend, purging nearly 4,000 more public officials, blocking access to Wikipedia and banning television matchmaking shows...The dismissals mean that an estimated 140,000 people have now been purged from the state and private sectors and more than 1,500 civil groups closed, since a failed coup last year"; In *Istanbul New Year Attack: Islamic State proud to have killed foreign Christian tourists*, www.eturbonews.com (1/1/2017) it was noted that "The Islamic State (IS, formerly ISIS/ISIL) international terrorist group has claimed responsibility for the New Year's Eve shooting in a crowded Istanbul nightclub that killed 39 people (and injured nearly 70)...Saudi

Arabian, Moroccan, Libyan and Lebanese (Jordanian, Tunisian, Russian) citizens were among those killed in the attack...An American citizen has been injured”];

Uzbekistan²⁰⁹, Vietnam²¹⁰, Zaire²¹¹, Zanzibar²¹², Zimbabwe²¹³ and the Indian Ocean waters off the coast of Somalia²¹⁴.

[III] **RAPES, SEXUAL ASSAULTS, KIDNAPING & PIRACY**

Rapes and sexual assaults have taken place in Australia²¹⁵, Dubai²¹⁶, Egypt²¹⁷,

India²¹⁸ [2017 Update: In *India's top court upholds 201 gang rape death sentences*, <http://travelwirenews.com> (5/5/2017) it was noted that “Joti Singh, a 23-year-old physiotherapy student was raped and left for dead by a gang of five men and a teenager after she boarded a private bus while going home from the cinema with a male friend. She died of grievous internal injuries 13 days later. The brutality of the attack and her determination to survive long enough to identify her attackers to police, triggered large-scale angry street protests as well as soul-searching about India's treatment of women”];

Israel²¹⁹, Malaysia²²⁰, Nepal²²¹ and Thailand²²². Kidnaping and piracy continue to be a problem in this region²²³.

[IV] WATER SPORTS

Accidents involving water sports have taken place in China²²⁴, Fiji²²⁵, Gabon²²⁶, Guam²²⁷, Hong Kong²²⁸, Indonesia²²⁹, Laos²³⁰, Northern Mariana Islands²³¹, Tahiti²³², Taiwan²³³ and Thailand²³⁴.

[V] SLIP & FALLS, FIRES & VARIOUS OTHER ACCIDENTS

Slips, trips and falls and various other injuries have taken place in Australia²³⁵, China²³⁶, Egypt²³⁷, Fiji²³⁸, Hong Kong²³⁹, Indonesia²⁴⁰, Israel²⁴¹, Japan²⁴², Jordan²⁴³, Kenya²⁴⁴, Northern Mariana Islands²⁴⁵, Philippines²⁴⁶, Saudi Arabia²⁴⁷, South Africa²⁴⁸, Tanzania²⁴⁹, Turkey²⁵⁰ and Wake Island²⁵¹.

[VI] RIDING, VIEWING AND BEING ATTACKED BY ANIMALS

Accidents involving animals have taken place in Australia²⁵², Egypt²⁵³, Namibia²⁵⁴, New Caledonia²⁵⁵, South Africa²⁵⁶, Sri Lanka²⁵⁷, and Thailand²⁵⁸.

[VII] TRANSPORTATION

Transportation accidents have taken place in, Australia²⁵⁹, Bali²⁶⁰, Bangladesh²⁶¹, China²⁶², Congo²⁶³, Egypt²⁶⁴, Fiji²⁶⁵, French

Polynesia²⁶⁶, Gabon²⁶⁷, Ghana²⁶⁸, India²⁶⁹, Israel, Jordan, Kenya²⁷⁰, Macau²⁷¹, Malaysia²⁷², Malawi²⁷³, Mali²⁷⁴, Morocco²⁷⁵, Myanmar²⁷⁶, Nepal²⁷⁷, New Zealand²⁷⁸, Philippines²⁷⁹, South Africa²⁸⁰, South Korea²⁸¹, Sudan²⁸², Taiwan²⁸³,

Tanzania²⁸⁴ [2017: Update: In *Grisly bus accident kills 32 school children in northern Tanzania*, <http://www.eturbonews.com> (5/7/2017)

it was noted that "Bus safety has been an issue in Tanzania. Specifically in a country relying on tourism for foreign trade exports, safety should be on top of the agenda. Tanzania is among African countries prone to accidents and rampant corruption where more than 3,000 die from frequent road carnages...Thirty-two children were killed Saturday morning after their bus crashed into a gorge in northern Tanzania's tourist region of Arusha"];

Thailand²⁸⁵,

Turkey²⁸⁶ [2017 Update: In *Tour boat sinks in Mediterranean off Turkey, 3 missing*, <http://travelwirenews.com> (8/2/2017) it was noted that

"Three people were missing after a tour boat sank in the Mediterranean off the coast of Turkey's southwestern province of Mugia on Wednesday, an official said. The boat, named Anemore, was carrying 11 people when it sank off the Marmaris district of Mugia, a popular tourist area...Eight passengers have so far been rescued"; In *Turkish Airlines Boeing 747 crashed in Kyrgyzstan*, <http://etn.travel> (1/15/2017) it was

noted that "A scene of horror is developing in Kyrgyzstan, where a Turkish Airlines Boeing 747 crashed into a residential neighborhood close to Manas International Airport on Monday morning (located) 25 kilometers north-northwest of the capital Bishkek";

and **Vietnam**²⁸⁷ [2017 Update: In *Truck-bus collision in central Vietnam kills 12*, <http://travelwirenews.com> (5/7/2017) it was noted that "A truck collided with a passenger bus in central Vietnam killing 12 people and injuring 33...The newspaper quoted police as saying that the initial investigation showed the truck was speeding at 105km per hour and crossed into the lane of the bus. Traffic accidents killed 8,685 people in Vietnam last year".

[VIII] DISEASE, FOOD POISONING, DRUGS & MEDICAL MALPRACTICE

Incidents of medical malpractice and the contraction of disease and sale of illicit drugs have taken place in China²⁸⁸,

Congo [2017 Update: In Freytas-Tamura, *Ebola Outbreak Is Declared in Congo, With at Least 3 Dead*, www.nytimes.com (5/12/2017) it was noted that "An Ebola outbreak has been declared in northern Democratic Republic of Congo and has killed at least three people in the past three weeks, World Health Organization said of Friday...The outbreak is not linked to previous Ebola flare-up in Congo, nor the one that tore through West Africa in 2014, killing more than 11,000 people...That

outback was significant because it reached major cities and began in a part of Africa that had never seen Ebola before”];

Dubai²⁸⁹, Fiji²⁹⁰, Guinea²⁹¹,

India²⁹² [2017 Update: In *'Chemical snowfall': Toxic foam causes mayhem on busy Bangalore street*, <http://travelwirenews.com> (5/29/2017) it was noted that “Commuters in India are being forced to drive through large clumps of foul-smelling froth as local officials try to stem the flow of chemical foam rolling off Bangalore’s Varthur Lake. The event, which has been dubbed a ‘chemical snowfall’, occurred after pre-Monsoon showers whipped the surface of the sewage-ridden lake into a foam. Heavy winds then lifted the toxic froth over a wire mesh fence onto Varthur Kodi Junction, a busy commuter area, over the weekend”]; In Callimachi & Fourquest, *Long Before It Lost Turf, ISIS Was Already Targeting Britain*, www.nytimes.com (6/10/2017) it was noted that “In the weeks after Islamic State operatives struck Paris in November 2015, the group released a prerecorded video of the killers. They stared into the camera, waved serrated knives, raged at the West and specifically warned Britain: You’re next. Footage showed scenes of London through a gunsight. For the next 13 months, the Islamic State and those inspired by the group killed and maimed in Brussels, Berlin, Nice and Normandy as well as across the Atlantic in California and Florida...The strikes in the past week against the capitals of the United Kingdom and Iran followed back-to-back attacks in recent months in Britain...’This is

for Allah!’ the attackers were heard screaming in the latest bloodshed in London as they plunged knives into their victims”];

Japan [2017 Update: In de Freytas-Tamura, *Radioactive Boars in Fukushima Thwart Residents’ Plan to Return Home*, www.nytimes.com (3/9/2017) it was noted that “They descend on towns and villages, plundering crops and rampaging through homes. They occasionally attack humans. But perhaps most dangerous of all, the marauders carry with them highly radioactive material. Hundreds of toxic wild boars have been roaming across northern Japan where the meltdown of the Fukushima nuclear plant six years ago forced thousands of residents to desert their homes, pets and livestock...Wild boar meat is a delicacy in northern Japan, but animals slaughtered since the disaster are too contaminated to eat. According to tests...some of the boars have shown levels of radioactive element cesium-137 that are 300 times higher than safety standards”];

Kenya²⁹³, Liberia²⁹⁴, Lebanon²⁹⁵,

Mali [2017 Update: In *Two dead in attack on Mali tourist resort, hostages freed*, <http://travelwirenews.com> (6/18/2017) it was noted that “Special force troops freed around 20 hostages seized by the gunmen...Bamako: Two people were killed in a terror on a tourist resort”];

Nigeria²⁹⁶, Saudi Arabia²⁹⁷, Sierra Leone²⁹⁸, South Korea²⁹⁹,

Sudan³⁰⁰ **[2017 Update:** In Gettleman, *War Consumes South Sudan, a Young Nation Cracking Apart*, www.nytimes.com (3/4/2017) it was noted that "South Sudan's war and its full ugliness are engulfing, new, previously peaceful areas of the nation, spelling horror for the victims and signifying something deeper: This country is cracking apart...South Sudan's conflict started as a power struggle between the country's political leaders before slipping into a broader feud between the two biggest ethnic groups, the Nuer and the Dinka. But as it enters its fourth year, this war, Africa's worst, is rapidly sucking in many of the nation's other ethnic groups, including the Azande, the Shilluk, the Moru, the Kakwa and the Kuku"];

Tanzania [2017 Update: In *Tourist hotels in Tanzania in the spotlight over illicit drug deals*, <http://etn.travel> (2/21/2017) it was noted that "Tourist hotels and several tourist recreational facilities in Tanzania's commercial city of Dar es Salaam are in the spotlight, accused of working closely and in connection with illicit drugs and narcotics dealers...Dar es Salaam's Regional Commissioner ...said he had a list of 67 hotels and 20 recreational clubs which are well connected with illicit drugs and narcotics dealings"];

and Uganda³⁰¹.

ARCTIC, ANTARCTIC, EUROPE, RUSSIA & CENTRAL ASIA

From frozen waste lands to old and traditional venues travel accidents occur here as well.

[I] WRONGFUL DEATH

Wrongful deaths have taken place in Albania³⁰²,

Austria³⁰³ [2018 Update: Eight Die in the Alps in Three Climbing Accidents, AP, www.nytimes.com (8/27/2017) ("Eight mountain climbers died in three accidents this weekend in the Austrian and the Italian Alps. The Austrian Red Cross said five mountain climbers died Sunday in the Austrian Alps in Wilfgerlostal on Mount Gabler...and a sixth climber was severely injured...The group of six men...was roped together when they fell in a remote area of the mountain at an altitude of about 6,500 feet")];

Belgium³⁰⁴,

Britain³⁰⁵ [2017 Update: In Bilefsky, *Grenfell Tower Death Toll Rises to 17, U.K. Government Is Criticized*, www.nytimes.com (6/15/2017) it was noted that "with the death toll from horrific London fire rising

and many residents still unaccounted for, Prime Minister Theresa May-under pressure from critics-on Thursday ordered a formal inquiry into the disaster that turned an apartment tower into a smoldering ruin”];

Bulgaria³⁰⁶, **France**³⁰⁷,

Germany³⁰⁸ [2018 Update: German killer nurse murdered at least 90 patients: Police, <http://travelwirenews.com> (8/28/2017) (“A make nurse jailed for life two years ago for killing two hospital patients with lethal drug overdoses has murdered at least 90 patients in total, and possibly twice as many, police say, calling it post-war Germany’s worst killing”)];

Greece³⁰⁹, Hungary³¹⁰, Iceland³¹¹,

Italy³¹² [2017 Update: In *Cut off and up to 30 dead: Rigopiano di Farindola Hotel in Italy*, <http://etn.travel> (1/18/2017), it was noted that “Up to 30 people (may have) been killed after an Italian ski resort was buried by an avalanche during a series of earthquakes. The disaster happened at the base of the Gran Sasso mountain range near the Rigopiano di Farindola hotel. Rescue teams are still battling to access Hotel Rigopiano, in Pescara, a province in the Abruzzo region, which has been hit by heavy snowfall in the last week”];

Kazakhstan³¹³, Mallorca³¹⁴, Malta³¹⁵, Norway³¹⁶,

Portugal³¹⁷ [2017 Update: In 2 dead as plane hits Portugal beach, <http://travelwirenews.com> (8/2/2017) it was noted that "Lisbon: An eight-year-old girl and a man were killed while sunbathing when a small plane plummeted on to a crowded beach in Portugal on Wednesday, apparently due to engine failure"];

Russia³¹⁸, Spain³¹⁹, Switzerland³²⁰, Tajikistan³²¹, Turkey³²² and Ukraine³²³.

[II] ASSAULTS, ROBBERIES, FIRES & TERRORISM

Assaults, robberies and terrorist acts have taken place in

Belgium³²⁴ [2017 Update: In Man shot in Brussels after knife attack on soldiers-report, <http://travelwirenews.com> (8/25/2017) it was noted that "A knife wielding man has been shot in the center of the Belgian capital of Brussels after attacking a group of soldiers,...Police confirmed to the Belgian media that the suspect was shot dead...The attacker was a Somalian man about 30 years old who shouted 'Allahu Akbar' during his assault"; In Police shoot attacker following blast at Belgium train station, <http://travelwirenews.com> (6/20/2017) it was noted "Belgian

police have 'neutralized' a suspect after an explosion rocked Brussel's central train station"];

Britain³²⁵ [2018 Update: Magra & Chan, Van Hits Pedestrians Near a Mosque in London, Killing One, www.nytimes.com (6/18/2017) ("A van drove into a group of pedestrians early Monday near a mosque in London, killing one person and injuring to in what the mayor called a 'horrific errorist attack' that struck Muslims as they finished prayers"); Scott, After Terror Attacks, Britain Moves to Police the Web, www.nytimes.com (6/19/2017 it was noted "After deadly terrorist attacks and a nationwide election, Britain is once again focusing on a controversial plan: to regulate the internet. Lawmakers from across the political spectrum are promoting some of the widest-ranging plans anywhere kin the western world to rein in the like of Google, Facebook and Twitter, setting up a likely standoff"); <http://www.nytimes.com> Bilefsky, Grenfell Tower Death Toll Rises to 17, U.K. Government Is Criticized, www.nytimes.com (6/15/2017) ("with the death toll from horrific London fire rising and many residents still unaccounted for, Prime Minister Theresa May-under pressure from critics-on Thursday ordered a formal inquiry into the disaster that turned an apartment tower into a smoldering ruin"); Erlanger, Callimachi & Schmitt, Manchester Bomber Met With ISIS Unit in Libya, Officials Say, www.nytimes.com (6/3/2017) ("The bomber who killed 22 people at a pop concert in Manchester, England, last month met in Libya with members of an Islamic State unit linked to the *November 2015 Paris*

Terrorist attack, according to current and retired intelligence officials ...the possibility that he was directed or enabled by Islamic State operatives in Libya, as opposed to Syria, suggests that even as the group's Middle East base is shrinking, at least one of its remote franchises is developing ways to continue attacks within Europe"); Bennhold, *London Attackers Slipped By Despite an Avalanche of Warnings*, www.nytimes.com (6/6/2017) ("Islamic State propaganda had been found in the bag of one attacker while he was trying to board a flight in Italy. An FBI informant said he had raised alarms about the second attacker two years ago. The third attacked, denied asylum in Britain, appeared to have sneaked in from Ireland. The warning signs about the three assailants in a white van who smashed and stabbed their way through a trendy London neighborhood tumbled into the open on Tuesday compounding the pressure on the police...to explain them"); *Terrorist Attacks in the Heart of London Hit a Nation Still Reeling*, www.nytimes.com (6/3/2017) it was noted that "Another night of terrorism unfolded in Britain on Saturday with two attacks that killed six civilians in the center of the capital, London police said. At least one of the dead was killed when a van careened onto the sidewalk along London Bridge, mowing down pedestrians. The London Ambulance Service said it had brought 48 injured to five hospitals. The police said they killed three attackers, which they believed to be the total number of assailants").

Bulgaria³²⁶, Dagestan³²⁷,

Finland [2017 Update: In Anderson, Fatal Knife Attack in Finland Is investigated as Terrorism, www.nytimes.com (8/19/2017) it was noted that "A knife attack that killed two people and wounded eight others in southwestern Finland is being investigated as a terrorist attack apparently aimed at women, Finland National Bureau of Investigation said on Saturday. The suspect, who was shot after the attack in Turku and hospitalized with a leg wound, is an 18-year-old Moroccan"];

France³²⁸ [2018 Update: ISIS claims responsibility for Marseille knife attack that killed two people, <http://travelwirenews.com> (10/1/2017) ("(ISIS) has claimed responsibility for the deadly knife attack which left two women dead at a train station in Marseille Sunday. The message, via its propaganda channel allegedly says the attack was staged in retaliation against the US-led Coalition countries which are fighting against the terrorist group in Syria and Iraq"); Paris police: Champs-Elysees attacker killed, firearms and explosives found in car, www.eturbonews.com (6/19/2017) ("France's interior minister has said that a driver who rammed a car into police in an 'attempted attack' on security forces on the Champs-Elysees was carrying a 'number of firearms and explosives'"); Paris attacker was on terrorist watch list, had gun permit, <http://travelwirenews.com> (6/20/2017) ("The man who rammed a car into police in Paris had a gun permit, despite being

on a terrorist watch list over suspected jihadist links"); Breeden & Moreen, Police Shoot Attacker Outside Notre-Dame Cathedral in Paris, www.nytimes.com (6/6/2017) it was noted that "A police officer shot and wounded an assailant armed with a hammer and kitchen knives on the square outside Notre-Dame Cathedral in Paris on Tuesday afternoon"); Rubin, Breeden & Morenne, Paris Shootout Leaves Police Officer and Gunman Dead, www.nytimes.com (4/20/2017) ("A gunman wielding an assault rifle on Thursday night killed a police officer on the city's most iconic boulevard, the Champs-Elysees, stirring France's worst fears of a terrorist attack...The gunman was shot dead by the police as he tried to flee on foot; two other police officers and a bystander were wounded...The attack set off panic and a scramble for shelter, and officers began searching for possible accomplices after the attack");

Germany [2017 Update: In *German intelligence agencies 'knew about Hamburg attacker'*, <http://travelwirenews.com> (7/30/2017) it was noted that "The man who killed one person and injured six others in a knife attack in the German city of Hamburg had been known to intelligence authorities in Germany, an official says. The 26-year-old man, identified as Ahmad A., attacked customers at random at a German chain store before he was overpowered by passers by on Friday"; In *Two men detained in Stuttgart airport after bomb scare* <http://ravelwirenews.com> (6/18/2017) it was noted that "Two

unidentified men have been detained at Stuttgart airport over an alleged terrorist threat...All flights were temporarily canceled"; In *Shooting takes place at subway station, leaves casualties*, <http://travelwirenews.com> (6/13/2017) it was noted that "A shooting incident has taken place at a subway station in a suburb of the southern German city of Munich, leaving several people wounded, including a police officer"; In *German prosecutors probe officers over Berlin terrorist attacker 'cover-up' inquiry*, <http://travelwirenews.com> (5/30/2017) it was noted that "Investigators have raided officers' homes and offices amid an ongoing inquiry into document forgery in the case of Berlin terrorist Anis Amri. It is alleged that Amri's criminal history was downplayed to justify inaction prior to the assault...Amri...rammed a lorry into a crowd at Merlkin Christmas market in December, killing 12 people"; In *Several people wounded in ax attack at Dusseldorf train station*, <http://etn.travel> (3/9/2017) it was noted that "Police in Dusseldorf have arrested at least two people following an ax attack at the city's main train station...Up to five people were understood to have been injured in the attack...'They just came in here and attacked with an axe. I saw many things in my life, but I have never seen anything like this. He just started hitting people with an axe'"; In Povoledo, Pianigiani & Callimachi, *Hunt for Berlin Suspect Ends in Gunfire on an Italian Plaza*, www.nytimes.com (12/23/2016) it was noted that "It was a routine check, the kind Italy has relied on to stem the flow of illegal migration deeper into Europe...He turned out to be perhaps

Europe's most wanted man, Ania Amri, the chief suspect in the deadly terrorist attack on a Christmas market in Berlin that killed 12 people. Asked to show his papers and empty his backpack, he pulled out a gun, shot one officer, and in turn was shot and killed by another. 'Police bastards', Mr. Amri...shouted in Italian before dying];

Greece³²⁹ [2017 Update: In Magra, *Greece's Most-Wanted Terrorist Is Arrested in Athens Suburb*, www.nytimes.com (1/5/2017) it was noted that "She (Panagiota Roupa) was a leader of an anarchist group called Revolutionary Struggle. She helped organize, officials say, a car bombing near the country's central bank. Later, the authorities say, she rented a helicopter using a fake name and then tried to hijack it in an effort to rescue her imprisoned partner"];

Ireland³³⁰, Italy³³¹, Poland³³²,

Portugal [2017 Update: In Minder, *Portugal Fire Survivors Recount Confusion Amid a Search for Escape*, www.nytimes.com (6/19/2017) it was noted that "'People fought to save their houses', Mr. Graieta said. 'I knew that, with road completely cut and the whole forest on fire, firefighters were never going to get here quick enough to help us'. At least 64 people were not as fortunate, perishing in the wildfire, many of them while in their cars trying to flee. With 135 people injured, the authorities warned that the death toll could still rise

from the fire...apparently ignited by lightning strikes”];

Russia [2017 Update: In 7 wounded in knife rampage in Russia, ISIS claims responsibility, attacker shot by police, <http://etn/travel> 8/19/2017) it was noted that “A man armed with a knife has injured seven pedestrians in the Russian city of Surgut. Police killed the assailant as he was resisting arrest and are investigating claims he was mentally ill. Meanwhile, terrorist group Islamic State claimed responsibility for the attack”; In Nechepurenko & MacFarquhar, *Explosion in St. Petersburg, Russia, Kills 11 as Vladimir Putin Visits*, www.nytimes.com (4/3/2017) (“The train had just entered a tunnel between stations, on its way out of a sprawling hub, when the bomb exploded. The homemade device, filled with shrapnel, tore through a third car. It killed 11 people; wounded more than 40, including children, and spread bloody mayhem as the train limped into the Technology Institute station with smoke filling the air...‘What a nightmare’ somebody yelled amid piercing screams”];

Scotland³³³,

Spain [2017 Update: In Bolon, Karasz & McKinley, *Van Hits Pedestrians in Deadly Barcelona Terror Attack*, www.nytimes.com (8/17/2017) it was noted that “Spain was hit by its worst terrorist attack in more than a decade on Thursday, when a van driver plowed into dozens of people

enjoying a sunny afternoon on one of Barcelona's most famous thoroughfares, killing at least 13 people and leaving 80 bloodied on the pavement. Hours later, the Catalan police said they foiled a second vehicular attack, in the seaside town of Cambrils, 70 miles to the South, fatally shooting four people. A fifth died later of wounds...The suspects appeared to be wearing explosive belts, though these devices were later found to be fake...Six civilians and one police officer were injured"];

Sweden [2017 Update: In Anderson & Sorensen, *Stockholm Truck Attack Kills 4; Terrorism Is Suspected*, www.nytimes.com (4/7/2017) it was noted that "A man drove a stolen beer truck into a crowd of people in a popular shopping district in Stockholm on Friday afternoon and then rammed it into a department store, killing four people and injuring 15 others in an attack that unleashed bloodshed and panic on the streets of another European capital. 'Sweden has been attacked', Prime Minister Stefan Lofven said in a televised news conference.'This indicates that it is an act of terror'";

Switzerland [2017 Update: In *Armed assailant attacks 5 people in Switzerland, police launch manhunt*, <http://travel.wirenews.com> (7/24/2017) it was noted that "A manhunt is underway in the Swiss town of Schaffhausen after an armed assailant injured five people, two seriously, in a violent attack";

Kajikistan³³⁴

Russia [2018 Update: 7 wounded in knife rampage in Russia, ISIS claims responsibility, attacker shot by police, <http://www.travelwire.news.com> (8/19/2017) ("A man armed with a knife has injured seven pedestrians in the Russian city of Surgut. Police killed the assailant as he was resisting arrest and are investigating claims he was mentally ill. Meanwhile, terrorist group Islamic State claimed responsibility for the attack");

Ukraine³³⁵ [2017 Update: In Kramer, *Ukraine Cyberattack Was Meant to Paralyze, not Profit, Evidence Shows*, www.nytimes.com (6/28/2017) it was noted that "The day started like most for Roman N. Klimenko, an accountant in Kiev who had just settled in at this desk, typing at a computer keyboard and drinking coffee. He was unaware that concealed within his tax preparation software lurked a ticking bomb (which) soon exploded, destroying his financial data and quickly spreading through computer systems vital to Ukraine's government-and beyond. The cyberattack on Tuesday was caused by a virus similar to one that wreaked global havoc less than two months ago. Both had the appearance of hacker blackmail assaults known as ransomware attacks: screens of infected computers warn users their data will be destroyed unless ransoms are paid. But in Ukraine's case, a more sinister motive-paralysis of the

country's vital computer systems-may have been the motive".

[III] RAPES, SEXUAL ASSAULTS & KIDNAPING

Rapes and sexual assaults have taken place in France³³⁶ **and kidnappings in Cyprus³³⁷ and Pakistan³³⁸.**

[IV] SLIP & FALLS AND VARIOUS OTHER ACCIDENTS

Slip and falls and other injuries have taken place in Czech Republic³³⁹, **England³⁴⁰, France³⁴¹, Greece³⁴², Hungary³⁴³, Ireland³⁴⁴, Italy³⁴⁵, Russia³⁴⁶ and Spain³⁴⁷.**

[V] RIDING. VIEWING & BEING ATTACKED BY ANIMALS

Riding accidents have taken place in Greece³⁴⁸, alligators have been reported in Spain³⁴⁹, polar bears attack tourists in Norway³⁵⁰ and seagulls terrorize tourists in Wales³⁵¹.

[VI] TRANSPORTATION

Transportation accidents have taken place in Antarctica³⁵², Austria³⁵³,

Belgium [2017 Update: In *Belgium passenger train derailment leaves one dead, dozens injured*, <http://etn.travel> (2/18/2017) it was noted that "A passenger train has derailed on the way from Leuven to Brussels in Belgium, killing at least one person and leaving up to 25 people injured...The Leuven fire department has confirmed to local media that two people are in critical condition and 23 others have been injured. 14 people have already been transferred to local hospitals for treatment"];

Delaware [2017 Update: In *Booth, Judge Orders \$5M in Coverage for Fatal Bus Crash*, www.newyorklawjournal.com (7/7/2017) it was noted that "A federal magistrate judge has ordered the distribution of \$5 million in insurance coverage to the families of three people who died and to 42 others who were injured when their tour bus overturned in Delaware...News reports at the time described the accident as horrific, with passengers being ejected from the bus and being crushed. Many of the passengers...were foreign nationals who were in the United States on a sightseeing tour"];

England³⁵⁴, France³⁵⁵, Germany³⁵⁶, Greece³⁵⁷, Holland³⁵⁸, Hungary³⁵⁹

Italy³⁶⁰ [2017 Update: In *Sixteen people killed, two dozen injured in Italian bus crash*, <http://etn.travel> (1/21/2017) it was noted that "Sixteen people have been killed when a bus transporting Hungarian

students crashed in northern Italy. The bus was traveling from France to Hungary on Saturday when it crashed...The bus was carrying the students home from a school ski trip to France. The vehicle burst into flames when it hit a highway barrier”];

Kazakhstan³⁶¹, Poland³⁶², Portugal³⁶³, Rumania³⁶⁴,

Russia³⁶⁵ [2017 Update: *More than 20 people wounded in Moscow two-train head-on collision*, <http://etn.travel> (4/8/2017) it was noted that “More than 20 people have reportedly been injured and 16 hospitalized after a train going from Moscow to Brest collided with a commuter train...Four carriages were derailed, with one turning upside down and visibly wrecked”];

Scotland³⁶⁶, Spain³⁶⁷ and Ukraine³⁶⁸.

[VII] DISEASE, FOOD POISONING & MEDICAL MALPRACTICE

Medical malpractice and the contraction of disease have taken place in Europe³⁶⁹, Germany³⁷⁰, Greece³⁷¹, Italy³⁷²,

New York City [2017 Update: *In Southhall, Bacteria Behind Legionnaires’ Disease Found in New York Police Station*, www.nytimes.com<http://www.nytimes.com> (6/11/2017) it was noted that

"Traces of the bacteria that cause Legionnaires' disease have been found in the water at a Manhattan police station where an officer who recently fell ill works, the police and health officials said on Sunday"; In Nir. *Legionnaires' Outbreak on Upper East Side Kills One and Sickens Six*, www.nytimes.com (6/16/2017) it was noted that "One person is dead and six other people have been sickened in an outbreak of Legionnaires' disease on the Upper East Side of Manhattan, the city health department announced on Friday"];

Russia [2017 Update: In MacFarquhar, *H.I.V. Cases Surpass a Million in Russia, but Little Is Done*, www.nytimes.com (12/28/2016) it was noted that "Quietly, the number of Russians who have received a positive H.I.V. diagnosis passed the one million mark this year. There is, however, little indication that the government will commit resources to stem the acceleration of the virus from high-risk groups into the general population. About 850,000 Russians carry H.I.V. and an additional 220,000 have died since the late 1980s, said Vadim Pokrovsky, the longtime head of the Moscow-based Federal AIDS Center, who estimated that at least another 500,000 cases of H.I.V. have gone undiagnosed. Although the label 'epidemic' prompts denials from some senior officials, experts on the front lines like Mr. Pokrovsky are calling it just that"];

Sweden [2017 Update: In *Stockholm clinic probed for discouraging vaccination, says measles is good for child's development*.

[Http://travelwirenews.com](http://travelwirenews.com) (5/10/2017) it was noted that "A children's clinic in Stockholm is being investigated after giving parents dubious information about vaccines and advising homeopathy, leaving their young patients at risk of developing potentially life-threatening diseases, local media report. The Allvis clinic in the Sodermain district, which practices alternative medicine, allegedly advised parents to wait before vaccinating their child against measles, mumps and rubella, claiming that having the diseases can help along their child's development"];

Slovakia³⁷³ and Ukraine³⁷⁴.

ENDNOTES

1. BEHAVE YOURSELF

Travelers not only need to be careful and protect themselves but they need to behave in accordance with the laws and customs of the destination country. For example, " In Singapore, which places a high value on order, prostitution is legal but careless disposal of chewing gum can invoke fines up to \$500...Jaywalking and spitting result in similar fines. On the bright side, Singapore saves canings for more serious offenses, such as vandalism, for which American teenager Michael Fay received a public lashing in 1994. Sensitivity to another country's values (is important as) Raffi Nernekian, a Lebanese tourist visiting the United Arab Emirates learned...when he was arrested for wearing a skin cancer awareness T-shirt depicting Posh Spice in her birthday suit. Though a strategic pose and lettering kept Mrs. Beckham's revelations from being explicit, Nerekian spent a month in jail...(and) Ireland, the land of creative invective, just passed a blasphemy law making it 1 25,000-euro

(\$37,000) offense to say or print anything 'grossly abusive or insulting' about any subject held sacred by any religion" (Dougherty, *The Informer, Lost in Translation, Conde Nast Traveler*, p. 76).

See also: French tourists fines \$4000 each for animal cruelty in Australia, www.eturbonews.com (4/17/2015); Cochrane, Indonesia Executes 8, Including 7 Foreigners, Convicted on Drug Charges, www.nytimes.com (4/28/2015); Reckless driver fined \$136K in Dubai, www.eturbonews.com (5/5/2015); Chinese teenager first tourist blacklisted for 'uncivilized behavior', www.eturbonews.com (5/8/2015); Tourists caught with 12 kilos of meth face life in prison (New Zealand), www.eturbonews.com (5/26/2015); Mallorca tourists warned: No stripping in public, www.eturbonews.com (6/8/2014); British tourists may face imprisonment for stripping on Malaysian mountain, www.eturbonews.com (6/11/2015); Habits of International Travelers: Pee in pool, taking hotel toiletries, cheating, www.eturbonews.com (6/15/2015); Japanese public bathhouses deny entry to tourists with tattoos, www.eturbonews.com (6/18/2015); Malaysia state institutes dress code for tourists, www.eturbonews.com (3/2/2015); Tourists behaving badly, www.eturbonews.com (3/11/2015) ("Twitter user 'Princess Breanna' posted smiling selfie at the Auschwitz concentration camp"); Lord Buddha with headphones-not a good idea (in Myanmar), www.eturbonews.com (3/17/2015); Chinese tourist fined for washing her feet in public bathroom sink (in Thailand), www.eturbonews.com (3/16/2015); French tourist arrested in Rio for drugs and bribery is a French off duty police officer, www.eturbonews.com (6/23/2014); Turkewitz, A Fight as U.S. Girls Face Genital Cutting Abroad (in Guinea), www.nytimes.com (6/10/2014); Oman: Dress code for tourists, www.eturbonews.com (8/16/2014); Tourist fined E600 for stubbing out cigarette on the beach (in Sardinia), www.eturbonews.com (8/23/2014); Barcelona residents fed up with drunken tourists' antics, www.eturbonews.com (8/21/2014); Germany and UK wage 'towel war' in Spain, www.eturbonews.com (8/16/2014); The charm of Russian tourist starting to wane in Goa, www.eturbonews.com (2/17/2014); Chinese tourists scandalize Taipei restaurant, www.eturbonews.com (10/20/2014); Russian visitor fined 20,000 euros for vandalizing ancient monument (in Italy), www.eturbonews.com (11/24/2014); China to tourists: We may blacklist you for bad behavior. www.eturbonews.com (4/11/2015); Linda, Drink camel milk instead of alcohol says Sudan Tourism Minister, www.eturbonews.com (3/25/2013) ("Sudan's Tourism Minister...last week declared the country off limits for tourists expecting to be served alcohol or wanting to dance in a disco...he advised tourists to drink camel milk...hundreds of miles of sandy beaches along the Red Sea are off limits for those wearing bikinis"); Steinmetz, Photo of female tourist posing with Buddha statue irks Thais, www.eturbonews.com (1/4/2013); Steinmetz, Saudi tourist, prostitute charged with consensual ("sex, illegal drinking in Dubai,

www.eturbonews.com (12/15/2012) ("Drunk tourist from Saudi Arabia had sex with an Uzbek prostitute at a hotel apartment in Muraqabbat, a court heard today"); Steinmetz, Myanmar warns visitors on child sex tourism, www.eturbonews.com (11/21/2012) ("Since last month, warning signs have been posted in every hotel room in Bagan to let foreigners know that committing child sexual exploitation is a serious crime in Myanmar") <http://www.eturbonews.com>; Steinmetz, Despite new regulations drunken tubing goes on in Laos, www.eturbonews.com (9/16/2012) ("After a spate of tourist deaths on the Nam Song River in Vang Vieng, Laos, authorities from the capital have closed more than two dozen of the riverside and late-night island bars that are pit-stops for tubing tourists...floating down the Nam Song River in a large tractor-tyre innertube, stopping at the legion of jerry-built bars on the waterside for free shots of drugs, has become a popular pastime"); Steinmetz, French tourists given jail terms in Sri Lanka for 'insulting religious feelings', www.eturbonews.com (8/21/2012) ("Two women and one man were detained in the southerntown of Galle after a photographic laboratory alerted police. The pictures show the travelers posing with Buddha statues and pretending to kiss one of them... Mistreatment of Buddhist images and artefacts is strictly taboo in the country"); Steinmetz, One Australian visitor dies in Bali every nine days, www.eturbonews.com (8/12/2012) ("Consular officials say alcohol and drugs fuel many of the accidents, while nightclub fights are among the biggest cause of trouble for thousands of Aussies who fly to the tropical island every year. Information release by the Department of Foreign Affairs reveals 39 Australians died in Bali in 2011-12. Another 93 sought consular help after being taken to hospital while 36 were arrested, 18 jailed and eight needed support after being attacked...traffic accidents were the biggest cause of deaths after natural causes"); Steinmetz, Foreign Tourists to be Banned >From Getting Thai Religious Tattoos, www.eturbonews.com (June 2, 2011; Steinmetz, www.eturbonews.com (7/5/2012) ("Kashmir has asked tourists visiting the Valley to desist from wearing skimpy clothes and warned them of an angry reaction if they failed to do so. 'Some tourists, mostly foreigners, are seen wandering in short mini-skirts and other objectionable dresses openly which is against local ethos and culture"); Steinmetz, Abu Dhabi issues tourist flyer with guidelines on ethics and values of UAE, www.eturbonews.com (7/5/2012) <http://www.eturbonews.com> (Abu Dhabi has issued "flyers (that) provide guidelines to prevent tourist(s) from getting into trouble with the law. As an example, the information makes it clear that possession of drugs and drug usage are illegal in the UAE...other illegal acts such as prostitution, driving while intoxicated, alcohol consumption with license...the flyers provide guidelines on how to behave in public and behaviors that may be tolerable in other countries but considered either illegal or inappropriate in the UAE. It addresses issues such as physical displays of affection, attire, smoking, drinking or eating during Ramadan, respect for religious sites and occasions, attire for beaches, photography of restricted areas"); Steinmetz, Swiss tourist arrested

in Zimbabwe for 'insulting' Mugabe, www.eturbonews.com (9/18/2012) ("a Swiss tourist was arrested at the border of insulting the President...Insulting Mugabe is an offense under sweeping security laws and prosecutions are common...A Zimbabwean carpenter was arrested in February after he questioned whether Mugabe still had the strength to blow up balloons at his 88th birthday"); Steinmetz, Hindu shrine cops beat up US tourist, www.eturbonews.com (6/25/2012) ("An American tourist was allegedly beaten by Jagannath temple security men while he was trying to climb Jagannath's chariot on the second day of Rath Yatra on Friday"); Steinmetz, French tourist's strip dance on Uluru causes Aboriginal outrage, www.eturbonews.com (6/27/2010) ("Aboriginal elders are outraged and are calling for her deportation"); Steinmetz, German tourist jailed in New Zealand for smuggling lizards, www.eturbonews.com (3/3/2010) ("A German tourist was sentenced to jail time Wednesday after he admitted trying to smuggle native New Zealand lizards out of the country...The reptiles had a value of 192,000 New Zealand dollars (\$134,000) on the European market"). See also: 10 Super Weird Laws from Around the World, www.smartertravel.com (12/15/2012) (discussing the following laws which tourists should be aware of: Rome, Italy: eating and drinking near landmarks illegal; Dubai: sharing a hotel room outside of marriage illegal; Greece: stiletto heels illegal; Netherlands: soft drugs like marijuana and hash illegal; Doytona Beach, Florida: spitting in public illegal; Thailand: stepping on currency with the King's face on it illegal; Venice, Italy: feeding the pigeons illegal; Canada: using more than 25 pennies in a transaction illegal; Singapore: chewing gum illegal).

If you find yourself in jail in a foreign country you may wish to contact the U.S. Embassy or Consulate and a U.S. attorney (See International Legal Defense Counsel at www.ildc-law.com).

DANGEROUS DESTINATIONS

2. See Myers & Jainchill, Cruise lines continuing Antigua port calls, Travel Weekly (2/1/2010) (cruise passenger murdered near Pigeon Beach during shore excursion).

3. See Vlastic v. Wyndham International, Inc., 451 F. Supp. 2d 1005 (C.D. Ill. 2006) (cruise passenger in lounge chair killed when palm tree fell on him).

4. See e.g.,

Eleventh Circuit: Van Hoy v. Sandals Resorts International, 2013 WL 1192316 (S.D. Fla. 2013) (resort guest "dies after he was trapped underwater by the suctioning mechanism in the resort's hot tub"); Walker v. Wedge Hotel, U.S. Dist. Ct. S.D. Fla. No. 01-3564 (CIV-GOLD, 27 ATLA Law Reporter 127 (Sept. 3, 2002)) ("Walker, 27, went parasailing during

a trip to the Bahamas. She and a friend were required to ride together [due to] inclement weather. During the ride the frayed towrope failed, causing Walker to be dragged through the water for several minutes. Walker drowned...Walker's mother sued the management company of the hotel located on the stretch of beach on which the vendor operated its parasailing business. Plaintiff alleged the vendor, which had an office in the hotel, was an agent of the hotel. Plaintiff asserted defendant was liable for the vendor's negligence in failing to maintain the towrope and failing to give Walker instructions on how to unclip herself in the event of an emergency...A jury awarded plaintiff \$1.88 million ").

State Law:

Florida: *United Shipping Co. v. Winter*, 724 So. 2d 722 (Fla. App. 1999) (cruise passenger drowns during shore excursion boat tour in the Bahamas).

New York: *Smith v. West Rochelle Travel Agency, Inc.*, 238 A.D. 2d 398, 656 N.Y.S. 2d 340 (1997) (17 year old on spring break jumps to death from " booze cruise " during vacation in the Bahamas; tour operator not liable for actions of hotel in serving liquor to student and then allowing student to go on local booze cruise; student's act of jumping over cruise ship railing was intervening cause of accident).

5.5. See *Barrett v. Ambient Pressure Diving, Ltd.*, 2008 WL 4280360 (D.N.H. 2008) (diving accident in Bermuda; defective re-breather).

6. See e.g.,

Fifth Circuit: *Stutzman v. Rainbow Yacht Adventures Limited*, 2007 WL 415355 (N.D. Tex. 2007) (" Steven and Susan Means...made reservations...to charter the Arabesque for a sailing and scuba diving trip in the British Virgin Islands. On January 16, 2006 the Means boarded the Arabesque in the BVI...Captain Rose...organized a scuba dive for the Means (during which) Susan Means experienced complications with her scuba equipment. After being unable to locate Captain Rose at the dive site, Mr. And Mrs. Means surfaced without his assistance. Upon reaching the surface Susan Means managed to board the Arabesque's dinghy; however, Steven Means drowned while trying to board ").

Eleventh Circuit: *Zapata v. Royal Caribbean Cruises, Ltd.*, 2013 WL 1296298 (S.D. Fla. 2013) (cruise passenger drowns while "bell diving" during shore excursion in Bermuda).

7. See Steinmetz, Canadian visitor drowns in Cuba, www.eturbonews.com (3/1/2013) ("A Canadian has died while on vacation in Cuba").

8. See Steinmetz, Six French tourists disappear from a boat in the Caribbean, www.eturbonews.com (10/29/2012) ("The four men and two women had been attending a music festival on Dominica...The boat was traveling to the nearby island of Martinique").

9. See e.g.,

Eleventh Circuit: *Perez-Lang v. Corporacion De Hoteles, SA*, 2008 WL 4181334 (S.D. Fla. 2008) (plaintiffs " purchased a vacation package to Casa de Campo...a resort located in La Romana Dominican Republic. The package...included use of a motorized golf cart as a means of transportation. (Plaintiffs) while on the premises of the Resort and operating the golf cart, were struck by an automobile. The accident produced severe and permanent injuries to both Plaintiff...and her daughter...and fatal injuries to her husband ").

State Law:

California: *Hernandez v. Barcelo Hotels & Resotrs*, 2005 WL 67112 (Cal. App. 2005) (" The case arises from the fatal drowning of Roberto Hernandez (which) occurred...during the Hernandez family vacation at the hotel, located in Punta Cana, Dominican Republic. Appellants allege that Roberto drowned after he was encouraged and allowed to snorkel in a dangerous reef without a life vest ").

Massachusetts: *Gianocotas v. RIU Hotels, S.A.*, 2001 WL 758695 (Mass. Super. 2001), judgment reversed 797 N.E. 2d 937 (Mass. App. 2003), on remand 2005 WL 503931 (Mass. Super. 2005) (insulin-dependent diabetic takes vacation and " became ill and vomited periodically through the night...A hotel representative put her in touch with Doctor Correa International Touristic Medical Service (" the Clinic ") which had a contractual relationship with the hotel to provide medical services to its guests...The doctor did not appear to understand the words ' diabetic ' or ' diabetes '. The doctor [said] that [patient] would be fine and that the pharmacy would re-open in the morning...[She] was discharged from the Clinic on March 18 but her vomiting and weakness persisted...[the Doctor at the Clinic who treated the patient] agreed that her condition was caused by ' nervousness '...[She was eventually taken to the hospital]. According to [the patient's mother] the hospital was filthy and the medical equipment antiquated. Hospital personnel were unresponsive to her inquiries...[The patient] was transported to a hospital in Miami where she died one month later as a result of an acute diabetic ketoacidotic come ").

See also: *Gianocostas v. RIU Hotels, SA*, 2006 WL 2089772 (Mass. Super. 2006) (failure of hotel and local clinic to diagnose and properly treat tour participant with diabetes; negligent misrepresentation claims against tour operator dismissed) vacated 450 Mass. 715, 2008 WL 483766 (Mass. Sup. 2008).

10. See *Balachander v. NCL (Bahamas) Ltd.* 800 F. Supp. 2d 1196 (S.D. Fla. 2011) (cruise passenger drowns at resort on Great Shrimp Cay during stopover; Death on the High Seas Act exclusive remedy).

11. See Schmall, Violence Puts a Chill on Jamaica's Vital Tourism Industry, www.dailyfinance.com (June 5, 2010) ("In Jamaica, where tourism is a \$4 billion industry that accounts for around 20% of GDP, more than a week of negative headlines poses a serious risk to the island's economy...a four day gun battle in Kingston's Tivoli Gardens erupted last week, leaving dozens of people dead...'I don't fee safe,

it's as simple as that'"); Myers, *Caribe Noire*, Travel Weekly, January 11, 2010, p. 18 ("Crime in the Caribbean is the elephant in the room that no one wants to talk about, but several headline-grabbing events in 2009 propelled the issue onto newspapers' front pages, social media outlets and websites...Though examples of extreme violence remain isolated, a few have also been horrendously alarming: (1) Eighteen cruise passengers were ambushed and robbed in November by armed thugs in a daring daylight attack while they were touring the Earth Village nature attraction during a port call in Nassau, (2) That incident occurred just two weeks after the robbery of another group of cruisers during a tour stop at the Queen's Staircase, another attraction in Nassau, (3) In separate incidents in October on Tobago, a British couple was wounded in a machete attack and two British women were raped at knife point in their Holiday villa, (4) Honeymooners from Wales were murdered on Antigua in 2008, (5) An Australian yachtsman was shot and killed on Antigua last January, (6) A pregnant U.S. jogger was abducted, raped and murdered in February during a run near Fajardo, Puerto Rico"); Higgins, *When Crimes Comes to Paradise*, N.Y. Times Online, December 6, 2009 ("Eighteen cruise passengers were robbed at gunpoint on Bahamas tours last month. A retired couple was seriously wounded in a machete attack at their second home in Tobago in August. A pregnant American tourist was abducted and killed during a morning jog in Fajardo, P.R. in February...Crime, in one form or another, is rising in Bermuda, Belize, St. Lucia and Trinidad and Tobago, based on a review of the State Department's consular information sheets, which provide data on safety and other issues in foreign countries. It continues to be an issue in places like to Dominican Republic, where pickpocketing and mugging are the most common crimes against tourists and in Jamaica, where the United States Embassy has received several reports of sexual assaults against Americans this year, including two at resorts...What is different, though, is how those crimes are handled. 'Law enforcement, especially in the Caribbean, does not necessarily have the resources or response that you might expect in the U.S....If you're victimized by a crime you need to be prepared for a slow justice process'").

12. See *Bapte v. West Caribbean Airways*, 370 Fed. Appx. 71 (11th Cir. 2010) (flight from Jamaica to Martinique crashes in the Venezuela killing all onboard).

13. See *Carlisle v. Ulysses Line Ltd.*, 475 So. 2d 248 (Fla. App. 1985) ("Mr. And Mrs. Carlisle (and another couple) were passengers aboard the S.S. Dolphin on a four day cruise to Freeport and Nassau. They were attracted to this particular cruise by promotional brochures advertising the beautiful beaches of Nassau...the two couples rented a jeep and headed for...

'Yamacraw Beach'. On their return back...they were ambushed by three masked gunmen who opened fire on them with shotguns. All four of them were wounded. Mr. Carlisle later died from a gunshot wound to the head. After the incident, the survivors learned from members of the ship's crew that other tourists and a member of the ship's crew had been victims of violent acts perpetrated in various places on the island. Bahamian police reported that the particular beach where plaintiffs were attacked was 'very bad'").

14. See e.g.,

U.S. Supreme Court: *Yamaha Motor Corp. V. Calhoun*, 516 U.S. 199, 116 S. Ct. 619, 133 L. Ed. 2d 578 (1996) (12 year old infant killed

in a collision in territorial waters off of Puerto Rico while riding jet ski).

First Circuit: In re San Juan Dupont Plaza Hotel Fire Litigation, 768 F. Supp. 912 (D.P.R. 1991)(attorneys fees).

15. See e.g., Phillips v. Talty, 555 F. Supp. 2d 265 (D.N.H. 2008)(car accident in St. Martin).

See also: Linda, St. Maarten issues statement concerning murders of 2 Americans, www.eturbonews.com (9/24/2012) ("couple found murdered at the Ocean Club in St. Maarten...The woman was tied onto a chair. The man was lying on the floor and partially over another chair. The motive of this horrific crime is yet unclear").

16. See Chaparro v. Carnival Corporation, 693 F. 3d 1333 (11th Cir. 2012) (plaintiff passengers took a cruise aboard Carnival's M/V Victory during which a Carnival employee urged plaintiffs to visit Coki Beach and Coral World which plaintiffs did; "On their way back to the ship from Coki Beach (plaintiffs) rode an open-air bus past a funeral service of a gang member who recently died in a gang-related shooting near Coki Beach...While stuck in traffic, gang-related retaliatory violence erupted at the funeral, shots were fired and Liz Marie was killed by gunfire which she was a passenger on the bus"; motion by Carnival to dismiss denied, claim stated for failure to warn; complaint alleged, inter alia, "Carnival was familiar with Coki Beach because it sold excursion to passengers to Coki Beach; Carnival generally knew of gang violence and public shootings in St. Thomas; Carnival knew of Coki Beach's reputation for drug sales, theft and gang violence...Carnival failed to warn (passengers) of any of these dangers; Carnival knew or should have known of these dangers because Carnival monitors crime in its ports of call; Carnival's negligence in encouraging its passengers to visit Coki Beach and in failing to warn disembarking passengers of general or specific incidents of crime in St. Thomas and Coki Beach caused Liz Marie's death").

17. See Steinmetz, Trinidad & Tabago now murder capital of the Caribbean, www.eturbomews.com (3/6/2012) ("With a steady rise in violent crime including an alarming increase in homicides, Trinidad and Tobago has overtaken Jamaica as the 'murder capital of the Caribbean'. While homicides increased two percent in Jamaica in 2008, murders were up a staggering 38 percent in Trinidad and Tobago").

18. See Estate of Fraser v. Smith, 2007 WL 5007084 (S.D. Fla. 2007)(" This action arises out of an incident which took place on December 15, 2002, when an explosion occurred in the Turks and Caicos Islands aboard a small powerboat named the Sundance. As a result of the explosion, several passengers were injured and one passenger-Charles E. Fraser-died. The passengers were residents of South Carolina visiting the Turks and Caicos Islands as

tourists ").

19. See Linda, Underfunded Belize police challenged by crime, www.eturbonews.com (8/20/2012) ("CNN Go rated Belize City as the tenth most hated city in the world... 'consistently rated as the worst destination' among cruise ship passengers. Between January and June 2012 there were 35 murders in Belize City... In 2011, a Swedish tourist was robbed at gunpoint and her cash and passport stolen... Data combined with the United Nations Information and US Justice Department shows that most of the 5,500 US-bound human trafficking victims are from Central America, via Belize");

Myers, Caribe Noire, Travel Weekly, January 11, 2010, p. 18 ("Crime in the Caribbean is the elephant in the room that no one wants to talk about, but several headline-grabbing events in 2009 propelled the issue onto newspapers' front pages, social media outlets and websites... Though examples of extreme violence remain isolated, a few have also been horrendously alarming: (1) Eighteen cruise passengers were ambushed and robbed in November by armed thugs in a daring daylight attack while they were touring the Earth Village nature attraction during a port call in Nassau, (2) That incident occurred just two weeks after the robbery of another group of cruisers during a tour stop at the Queen's Staircase, another attraction in Nassau, (3) In separate incidents in October on Tobago, a British couple was wounded in a machete attack and two British women were raped at knife point in their Holiday villa, (4) Honeymooners from Wales were murdered on Antigua in 2008, (5) An Australian yachtsman was shot and killed on Antigua last January, (6) A pregnant U.S. jogger was abducted, raped and murdered in February during a run near Fajardo, Puerto Rico"); Higgins, When Crimes Comes to Paradise, N.Y. Times Online, December 6, 2009 ("Eighteen cruise passengers were robbed at gunpoint on Bahamas tours last month. A retired couple was seriously wounded in a machete attack at their second home in Tobago in August. A pregnant American tourist was abducted and killed during a morning jog in Fajardo, P.R. in February... Crime, in one form or another, is rising in Bermuda, Belize, St. Lucia and Trinidad and Tobago, based on a review of the State Department's consular information sheets, which provide data on safety and other issues in foreign countries. It continues to be an issue in places like to Dominican Republic, where pickpocketing and mugging are the most common crimes against tourists and in Jamaica, where the United States Embassy has received several reports of sexual assaults against Americans this year, including two at resorts... What is different, though, is how those crimes are handled. 'Law enforcement, especially in the Caribbean, does not necessarily have the resources or response that you might expect in the U.S.... If you're victimized by a crime you need to be prepared for a slow justice process'").

20. See e.g.,

Sixth Circuit: *Fling v. Hollywood Travel and Tours*, 765 F. Supp. 1302 (N.D. Ohio 1990) (tourist shot and robbed).

Eleventh Circuit: *Larsen v. Kerzner International Hotels Limited*, 2009 WL 1759585 (S.D. Fla. 2009) (guest at Atlantis Hotel in Nassau assaulted by unidentified man).

See also: Higgins, When Crime Comes to Paradise, www.nytimes.com (Dec. 6, 2009) ("Eighteen cruise passengers were robbed at gunpoint on Bahamas tours last month. A retired British couple was seriously wounded in a machete attack at their second home in Tobago in August...Crime, in one form or another, is rising in Bermuda, Belize, St. Lucia and Trinidad and Tobago...It continues to be an issue in places like the Dominican Republic where pickpocketing and mugging are the most common crimes against tourists and in Jamaica where the United States Embassy has received several reports of sexual assaults against Americans this year, including two at resorts").

21. See Steinmetz, UK cruise tourists attacked, shot in Barbados, www.eturbonews.com (March 18, 2013) (two British cruise passengers on a shore excursion were shot by a robber).

22. See *Wilson v. American Trans Air, Inc.*, 874 F. 2d 386 (7th Cir. 1989) (tour participant assaulted at Holiday Inn on Grand Cayman Island when intruders gain entry into room through second story balcony window).

23. See e.g.,

Third Circuit: *Schreiber v. Camm*, 1994 WL 131611 (D.N.J. 1994) (guests at Jamaican vacation estate, Mockingbird Hill, shot by security guard rendering one of the guests quadriplegic).

Fourth Circuit: *Early v. Travel Leisure Concepts, Inc.*, 669 F. Supp. 130 (E.D. Va. 1987) (tourist purchased tour of Jamaica featuring accommodations at Sunflower Villas Hotel where she is assaulted).

Eleventh Circuit: *Wagner v. Island Romance Holidays, Inc.*, 2013 WL 5718969 (S.D. Fla. 2013) (anonymous attack of guest on hotel grounds).

State Law:

New York: *Creteau v. Liberty Travel, inc.*, 195 A.D. 2d 1012, 600 N.Y.S. 2d 576 (1993) (tourist raped and robbed in Jamaica).

24. See e.g., *Woods-Leber v. Hyatt Hotels of Puerto Rico*, 1997 WL 476360 (1st Cir. 1997) (mongoose attacks guest sunbathing at hotel pool); *Gilmore v. Caribbean Cruise Line*, 789 F. Supp. 488 (D.P.R. 1992) (passengers stabbed and robbed on pier).

25. See *Gabrielle v. Allegro Resorts Hotels*, 210 F. Supp. 2d 62 (D.R.I. 2002) (guests at Jack Tar Village in St. Kitts robbed and assaulted by intruder who gained entry through open balcony sliding window).

See also: Linda, Assuring the cruise industry and its ports of call,

www.eturbonews.com (3/6/2012) ("cruise ships or cruise passengers have experienced multiple problems (in 2010-2012 to include) (1) Tourists robbed on shore excursion on...St. Kitts (November 2010), (2) Attacks in Matzalan (January 2011) caused cruise ships to drop the city as a port of call, (3) In Puerto Vallarta, some 22 cruise passengers were robbed (February 2012) while on what appears to be a cruise-sponsored shore excursion").

26. See Steinmetz, Armed bandits rob cruise ship tourists in St. Lucia, www.eturbonews.com (4/16/2013) ("Masked gunmen have held up a tour bus in St. Lucia, robbing 50 sightseers from a cruise ship").

28. See e.g.,

Third Circuit: Loretto v. Holiday Inns, Inc., 1986 WL 5339 (E.D. Pa. 1986) (tourist raped and robbed on beach in the Bahamas).

Eleventh Circuit: Doe v. Sun International Hotels, Ltd., 20 F. Supp. 2d 1328 (S.D. Fla. 1998) (guest raped at resort).

29. Crocker v. Hilton International Barbados, Ltd., 976 F. 2d 797 (1st Cir. 1992) (guest at Hilton International Barbados, Ltd. Hotel in Bridgetown, Barbados raped at knife point).

30. Shanzer v. Club Med Sales, Inc., New York Law Journal, Sept. 7, 1994, p. 22, col. 5 (N.Y. Civ. 1994) (male guest at Club Med facility, Bay Providenciales, in the British West Indies sexually assaulted and wakes up in the morning sitting naked in " seashore's shallow waters ").

31. See e.g., Wilson v. American Trans Air, Inc., 874 F. 2d 386 (7th Cir. 1989) (intruder entered Mrs. Wilson's second floor hotel room through the balcony window and attempted to rape and rob her; tour operator not liable for assault at hotel); Wilson v. Humphreys Cayman Ltd., 916 F. 2d 1239 (7th Cir. 1990) (guest raped at hotel).

32. See Creteau v. Liberty Travel, Inc., 195 A.D. 2d 1012, 600 N.Y.S. 2d 576 (1993) (tourist raped and robbed in Jamaica).

33. See Flanagan v. Wyndham International, Inc., 231 F.R.D. 98 (D.C.D.C. 2005) (sexual assault by hotel employee of guest's child; " In December 2000, Flora Nicholas and Paul Gayter filed suit...on behalf of their minor daughter S.G. against (hotel and employee who " worked at the Kids Klub day-care program at the Wyndham Sugar Bay Resort in St. Thomas. The suit sought damages arising out of Hornby's alleged sexual molestation of S.G. while she was under his care. After the initiation of the civil suit

(employee) was convicted of sexually molesting S.G. and is currently incarcerated in the Virgin Islands...Approximately two years after Nicholas [action] was filed, the plaintiffs in the two underlying actions, Flanagan and James, filed similar suits (alleging) that (employee) sexually molested the 9-year old Flanagan girl and the 8-year

old James girl while they attended the Wyndham Kids Klub "); Nicholas v. Wyndham International, Inc., 301 F. Supp. 2d 407 (D.V.I. 2002).

See also: " Who's Minding The Kids? ", Conde Nast Traveler, August 2005, pp. 61 (" More hotels and resorts are opening children's programs every day, but few parents really know what separates the good ones from the bad...Our outlook changed radically, however, when we learned the story of a nine-year-old girl who was molested by a 22-year-old male counselor while staying with her parents at St. Thomas's Wyndham Sugar Bay Resort & Spa (Although the abuse occurred in April 2000, the case gained widespread publicity only last year, after the man was denied an early prison release from his five-year sentence). Just this past April, the issue of safety at these facilities made headlines again when the Australian press reported allegations that in recent years, two Australian children had been abused at two hotel kids' clubs in Bali. In one case, a three-year-old girl was diagnosed with gonorrhea after spending time at a hotel kids' club; in the other a five-year-old boy was molested by a man who entered the child-care facility at the resort where the boy and family were staying ").

34. See Grossman v. Club Med Sales, Inc., 273 N.J. Super. 42, 640 A. 2d 1194 (1994) (guest at Club Med facility in Turks and Caicos sexually assaulted by former employee).

35. See e.g.,

Third Circuit: Contino v. Blue Melody Tours, 2010 WL 5479608 (D.N.J. 2010) (boating accident in Aruba).

Seventh Circuit: Crawley v. Marriott Hotels, Inc., 2006 WL 2331143 (D. Ill. 2006) (" She stayed at the Aruba Marriott Resort & Stellaris Casino(where) the concierge recommended Crawley take a jeep island tour through ABC Tours...charging the deposit to her hotel room. While on this tour Crawley had a ' near drowning incident causing her to sustain serious personal injuries ' including permanent lung damage ' ").

Ninth Circuit: Huang v. Marriott International, Inc., 2012 WL 170166 (E.D. Cal. 2012) (timeshare owners booked "a tour of Aruba with De Palm Tours that included scuba diving at Baby Beach (which) allegedly has a significant undertow that has previously caused fatalities, the Huangs were not warned about the dangerous conditions and were told that the beach was safe and that life jackets were unnecessary. While snorkeling... plaintiffs' wife and mother [were] pulled by an undertow ad drowned").

36. See e.g.,

Sixth Circuit: Matthews v. Kerzner International Limited, 2011 WL 5122641 (N.D. Ohio 2011) (plaintiff "sustained injuries to his left leg and knee upon using an allegedly defective and dangerous water slide (Mayan Temple Waterslides)").

Seventh Circuit: Carris v. Marriott International, Inc., 466 F. 3d 558 (7th Cir. 2006) (hotel patron injured in personal watercraft accident).

Eleventh Circuit: *Stubbs v. Wyndham Nassau Resort and Crystal Palace Casino*, 447 F. 3d 1357 (11TH Cir. 2006) (" The complaint arises out of a diving accident in which Howard Stubbs...was severely injured when he dove into the shallow end of a swimming pool at the (Wyndham Nassau Resorts And Crystal Palace Casino) located in Nassau, Bahamas "); *Meier v. Sun International Hotels, Ltd.*, 288 F. 3d 1264 (11th Cir. 2002) (hotel guest struck by motorboat while snorkeling; motorboat operated by a Bahamian water-sports concessionaire conducting business at (another hotel) which, plaintiff claims, negligently supervised the motorboat operator); *In re Matter of Royal Caribbean Cruises*, 2013 WL 425837 (S.D. Fla. 2013) (jet ski accident in the Bahamas); *Campbell v. Starwood Hotels & Resorts Worldwide*, 2008 WL 2844020 (S.D. Fla. 2008) (guest swimming struck motorboat operated by Ocean Motion); *Klima v. Carnival Corporation*, 2008 WL 4559231 (S.D. Fla. 2008) (" The case involves a claim...for injuries Plaintiff suffered while taking a catamaran boat tour in the Bahamas...While aboard (the cruiseship ' Sensation ') the Klimas booked an excursion on the ' Thriller Powerboat '...Mrs. Klima was injured while aboard the Thriller Powerboat "); *Miyoungh Son v. Kerzner International Resorts, Inc.*, 2008 WL 4186979 (S.D. Fla. 2008) (tourist on excursion " received severe and extensive injuries as a result of being pulled through the churning propellers of the excursion boat "); *Mashburn v. Royal Caribbean Cruises, Ltd.*, 55 F. Supp. 2d 1367 (S.D. Fla. 1999), *aff'd* 214 F. 3d 1356 (11th Cir. 2000) (cruise passenger disembarks at Coco Cay Island, Bahamas, an island owned by cruiseline; rents a jet ski owned by cruiseline and is injured in an accident).

37. See e.g.,

First Circuit: *Binder v. McVey*, 2007 WL 3391419 (D.V.I. 2007) (" While on an around-the-world sailing trip, the McVeys... sailed the Seahorse to Jost Van Dyke, British Virgin Islands...In the early morning on January 1, 2004, while leaving a bar and restaurant on Jost Van Dyke, P. McVey was asked by several individuals, including plaintiff Heidi Binder, for a ride on his dinghy back to their boats...While P. McVey and...Binder were in the dinghy, the dinghy was struck by a motorboat. Binder sustained injuries in the collision ").

Second Circuit: *Matter of Illusions Holdings, Inc.*, 78 F. Supp. 2d 238 (S.D.N.Y. 1999) (scuba diver sustains injury to shoulder while diving in the British Virgin Islands).

38. See e.g.,

Second Circuit: *Szollosy v. Hyatt Corporation*, 396 F. Supp. 2d 147 (D. Conn. 2005) (" the Szollosys took a day trip to the nearby Rum Point recreation area. Rum Point offered a swimming beach and several restaurants and snack bars. Defendant Red Sail also operated a concession stand at Rum Point where sailboats, paddleboats, windsurfers and wave runners and other equipment were available for rental...The wave runner carried Dean across the Rum Point harbor and crashed directly into a stone jetty or break wall...as a result of the crash; he suffered

injuries including come and brain hemorrhage").

Eighth Circuit: *Lehman v. Humphreys Cayman Ltd.*, 713 F. 2d 339 (8th Cir. 1983) (guest at Grand Caymanian Holiday Inn, owned by defendant Humphreys Cayman, Ltd., a franchisee of defendant, Holidays Inns, Inc., in Cayman Islands rented a 16-foot " Hobie Cat " for a sailboat shop, Bob Soto's Diving, Ltd., located on hotel premises; guest and two companions lost at sea when boat overturned).

State Law:

Florida: *LeValley v. Carnival Cruise Lines, Inc.*, 786 So. 2d 18 (Fla. App. 2001 (jury verdict for cruise passenger injured during shore excursion scuba dive in Grand Cayman Island reversed for failure of trial court to allow introduction of evidence of diver's asthmatic condition as a causative factor in accident).

39. See Steinmetz, Canadian visitor drowns in Cuba, www.eturbonews.com (3/1/2013) ("A Canadian has died while on vacation in Cuba").

40. See Steinmetz, Six French tourists disappear from a boat in the Caribbean, www.eturbonews.com (10/29/2012) ("The four men and two women had been attending a music festival on Dominica...The boat was traveling to the nearby island of Martinique").

41. See *Calvo v. Sol Melia*, 761 So. 2d 461 (Fla. App. 2000) (resort guest struck by motorboat in Dominican Republic).

42. See *Healy v. Renaissance Hotel Operating Co.*, 282 A.D. 2d 363, 724 N.Y.S. 2d 719 (2001) (Irish citizen living in London, England struck by motorboat while snorkeling in Grenada).

43. See e.g.,

Eleventh Circuit: *Torres v. International Hotels (Jamaica) Ltd.*, 2007 WL 2254929 (S.D. Fla. 2007) (plaintiff " seeking relief for injuries sustained while vacationing at the Hedonism II Resort in Jamaica...she was injured while using Hedonism II's water slide, a tube like structure which opens into a pool...immediately after exiting the slide and landing in the pool, an inebriated hotel guest crashed on top of her while she was still submerged underwater, injuring her head and neck and rendering her unconscious. Plaintiff further alleges that Hedonism II's life guards made no attempt to aid or rescue her, that she was forced to seek medical attention on her own, and that, due to her injuries, she remained in bed in her hotel room for the next three days ").

State Law:

California: *McCollum v. Friendly Hills Travel Center*, 217 Cal. Rptr. 919 (Cal. App. 1985) (water skiing accident at hotel; " the driver then made too fast a turn for prevailing water condition which caused (plaintiff) to fall hitting ' the water hard and twisted [his] head '...22 days after the accident he suffered a stroke as a result of that fall and is now paralyzed on the left side of his body from the stroke

) .

44. See *Cutchin v. Habitat Curacao*, 1999 WL 33232277 (S.D. Fla. 1999) (guest at Habitat Curacao in Netherlands Antilles suffers decompression sickness during scuba dive; complaint asserts that Habitat negligent in failing to properly conduct dive and in failing to administer necessary medical treatment) .

45. See e.g.,

First Circuit: *Santos v. Posadas De Puerto Rico Associates, Inc.*, 452 F. 3d 59 (1st Cir. 2006) (guest at Wyndham Condado Plaza Hotel and Casino in Puerto Rico injured entering hotel pool; jury verdict for vacationers in the amount of \$1,000,000 for injured guest and \$250,000 to wife for loss consortium affirmed; " Knowing that guests used the steps to enter and exit the pool, the Hotel neither made them safe for this readily foreseeable use nor warned of the inherent danger. These failures, the jury plausibly could have found, caused the accident "); *Fiorentino v. Rio Mar Associates, LP*, 381 F. Supp. 2d 43 (D.P.R. 2005) (guest at Westin Rio Mar Beach Resort & Casino in Puerto Rico rendered quadriplegic after " body whomping " in surf at Rio Mar beach " when he was suddenly hit by a wave which caused him to topple over and strike his head and neck on the ocean bottom rendering him partly unconscious"); *Torres v. National Association of Underwater Instructors*, 928 F. Supp. 134 (D.P.R. 1996) (scuba accident in Puerto Rico) .

Second Circuit: *Pollack v. Hyatt Hotels of Puerto Rico, Inc.*, 85 Civ. 5564 (EW) (S.D.N.Y. 1985) (hotel guest nearly drowns by falling into underwater hole off of beach) .

46. See e.g.,

Third Circuit: *Neely v. Club Med Management Services, Inc.*, 63 F. 3d 166 (3d Cir. 1995) (U.S. citizen employed as scuba instructor at St. Lucia Club Med resort sucked into propellers of dive boat, *Long John*) .

Eleventh Circuit: *Henderson v. Carnival Corp.*, 125 F. Supp. 2d 1375 (S.D. Fla. 2000) (honeymoon couple on cruise purchase tickets for ride on catamaran in St. Lucia which struck coral reef injuring couple) .

47. See *Craig v. Sandals Resorts International*, 2014 WL 6610342 (E.D.N.Y. 2014) (hotel guest dies after being struck by motorboat while snorkeling; forum non conveniens motion granted); *O'Donnell v. Club Mediterranee, S.A.*, 2008 WL 794975 (E.D.N.Y. 2008) (" At some point during the (scuba diving) excursion, plaintiff abandoned the dive and attempted to board the boat by climbing a side ladder, which provided access between the water and the boat...the ladder was slippery and the dive boat did not have a lookout on board to help plaintiff climb on board. Plaintiff slipped as she was trying to board the Bat Ray and suffered an ankle fracture, for which she was treated immediately by a physician in Turks & Caicos "); *Welch-Rubin v. Sandals Corp.*, 2004 WL 2472280

(D. Conn. 2004) (" The central issue in this case is whether Defendants—a resort company and a tour operator owned, operated or controlled the Beaches Resort which Plaintiff...injured her shoulder while attempting to board a boat ").

48. See *Oleksiuk v. Caribbean watersports and Tours, LLC*, 2005 WL 1668906 (D.V.I. 2005) (guest at Elysian Beach Resort on St. Thomas owned and operated by Equivest broke leg in accident with jet ski provided by concessionaire Caribbean Watersports and Tours LLC); *Wyatt v. Rosewood Hotels and Restorts, LLC*, 2005 WL 1706134 (D.V.I. 2005) (campground patron went swimming at Cinnamon Bay beach in Virgin Islands National Park on St. John and " was struck by a breaking wave [and] was driven into the sand and suffered a broken neck which left him quadriplegic "); *Fabend v. Rosewood Hotels*, 181 F. Supp. 2d 439 (D.V.I. 2002) (tourist vacationed at Cinnamon Bay Campgrounds and was injured while body surfing in Virgin Islands National Park).

49. See *Feinstein v. Curtain Bluff*, 1998 WL 458060 (S.D.N.Y. 1998) (guests at Curtain Bluff hotel in Antigua contract ciguatera poisoning after eating fish in hotel restaurant).

50. See e.g.,

Second Circuit: *Wenzel v. Marriott International, Inc.*, 2014 WL 6603414 (S.D.N.Y. 2014) (accident at hotel; forum non conveniens motion granted); *Clarke v. Marriott International, Inc.*, 2014 WL 476720 (D.V.I. 2014) (slip and fall in bathtub; summary judgment for hotel); *Andrei v. DHC Hotels and Resorts, Inc.*, 2000 WL 343773 (S.D.N.Y. 2000) (guest at Tamarign Aruba Beach Resort takes shower outside of room, enters room and slips and falls onto floor; no personal jurisdiction over hotel); *Passero v. DHC Hotels*, 1996 WL 931767 (D. Conn. 1996) (tour participant trips over a flotation mat placed near a chair at hotel pool).

Third Circuit: *Plinio v. Americana Aruba Beach Resort & Casino*, 1998 WL 1286233 (D.N.J. 1997) (slip and fall in hotel bathtub).

Eleventh Circuit: *Leinhart & Caribbean Hospitality Services, Inc.*, 426 F. 3d 1337 (11th Cir. 2005) (" Lienhart was vacationing at the Aruba Grand (which) is located next to the public beach and it provides lounge chairs and tiki huts on the beach exclusively for use of its guests. Leinhart and a friend were spending the day relaxing and had been led to chairs by an Aruba Grand employee who placed the chairs under a tiki hut for their use...Leinhart was asleep in a lounge chair when...she was struck by a pickup truck and boat trailer operated by an employee of Unique Sports of Aruba. The boat and trailer were backing up along the beach ").

State Law:

Connecticut: *Cicchiello v. Reney Tours Plane Brokers, Inc.*, 1996 WL 278348 (Conn. Super. 1996) (tourists purchase tour to Aruba featuring accommodations at the La Cabana; " The plaintiffs allege that...Emanuel ` turned on the gas stove in his room... when suddenly

and without warning there was a gas explosion from the gas stove ` causing injury").

51. See e.g.,

First Circuit: *McElheny v. Trans National Travel, Inc.*, 165 F. Supp. 2d 190 (D.R.I. 2001) (on " the second day of her vacation...she met with a certain representative at the Club Fortuna Beach. Plaintiff asserts that this representative intended to sell Plaintiff vacation-related products, including a time-share. Plaintiff pulled up a chair to sit with the representative, but due to a defect (Plaintiff alleges that the chair had only three legs), Plaintiff slip and fell off the chair. As a result, Plaintiff broke her ankle ").

Eleventh Circuit: *Moseley v. Carnival Corporation*, 2014 WL 6601147 (11th Cir. 2014) (cruise passenger injured on shore when public bathroom sink dislodges and falls on her; complaint against cruise line dismissed); *Pappas v. Kerzner International Bahamas Limited*, 585 Fed. Appx. 962 (11th Cir. 2014) (water slide accident at hotel; Bahamas forum selection clause enforced); *McArthur v. Kerzner International Bahamas Limited*, 2015 WL 1404409 (11th Cir. 2015) (slip and fall at hotel; Bahamas forum selection clause enforced); *Barilotti v. Island Hotel Company, Ltd.*, 2014 WL 1803374 (S.D. Fla. 2014) (slip and fall in puddle of water at Atlantis Resort on Paradise Island).

State Law:

Florida: *Kerzner International Resorts, Inc. v. Raines*, 983 So. 2d 750 (Fla. App. 2008) (guest injured at resort in the Bahamas).

New York: *Meshel v. Resorts International of New York*, 160 A.D. 2d 211, 553 N.Y.S. 2D 342 (1990) (guest at Britannia Tower suffers heart attack; complaint alleges that hotel was negligent in providing defective oxygen equipment including spent or inadequate oxygen cylinders).

52. See e.g.,

Third Circuit: *O'Connor v. Sandy Land Hotel Co., Ltd.*, 2007 WL 2135274 (3rd Cir. 2007) (" They booked a five-night stay at Sandy Lane (in Barbados which) then mailed the O'Connors a brochure highlighting the many treatments available at the on-site spa...Sandy Land agreed to provide spa treatments at specific dates and times and the O'Connor's agreed to pay a set price...Mr. O'Connor was due one of his massages. He went to the spa at the appointed time and the staff began to ` rejuvenate ` his ` mind, body and spirit `. As part of that process, a Sandy Land employee instructed Mr. O'Connor to step into the shower and wash up. Unfortunately, Mr. O'Connor's feet were still slick with massage oils, and there were no mats on the shower's wet floor. As he stepped into the shower, Mr. O'Connor slipped, fell and tore his rotator cuff ").

Great Britain: *Japp v. Virgin Holidays* [2013] EWCA Civ (guest at hotel in Barbados walks into balcony glass door which shatters causing lacerations).

53.

See See e.g.,

Second Circuit: *Klein v. Marriott International, Inc.*, 34 F. Supp. 2d 176 (S.D.N.Y. 1999) (guests at Marriott Castle Harbor Resort in Bermuda becomes ill from consuming contaminated water).

State Law:

New York: *Amsellem v. Host Marriott Corp.*, 280 A.D. 2d 357, 721 N.Y.S. 2d 318 (2001) (guest at Marriott Castle Harbour Resort in Tucker's Town, Bermuda operated by Marriott International Services, Ltd (MLTD) became ill from consuming contaminated water; " Castle Harbour's water tanks and filtration system are monitored by the Bermuda Ministry of Health (the Ministry) pursuant to Bermuda law. On February 13, 1998 the Ministry was summoned to Castle Harbour after a large number of guests reported nausea, vomiting and diarrhea. Ministry officials subsequently advised MLTD personnel that there was nothing unusual in the stool and water samples that they had analyzed and that the outbreak was, they believed, the result of an airborne virus...on February 16, 1998 MLTD was informed by the Ministry that contrary to its earlier pronouncement, additional sample tested by the Ministry indicated that the water supply was contaminated ").

54. See *Heidle v. The Prospect Reef Resort, Ltd.*, 364 F. Supp. 2d 312 (W.D.N.Y. 2005) (" Heidel vacationed with her boyfriend...at Prospect Reef's resort on Tortola in the British Virgin Islands (and while there she fell into a cistern)").

55. See e.g.,

Third Circuit: *Miloseska v. Liberty Travel, Inc.*, 2013 WL 178065 (D.N.J. 2013) (accident at hotel in Dominican Republic); *Callista v. Inversora Internacional Hotelera, S.A.*, 2009 WL 137332 (D.N.J. 2009) (" Plaintiff...was a guest at the Grand Flamenco Resort...in Punta Cana (and) during his stay...he contracted food poisoning ")..

Sixth Circuit: *Viches v. MLT, Inc.*, 124 F. Supp. 2d 1092 (E.D. Mich. 2000) (tour participants injured in Dominican Republic when resort sprayed insecticide on its premises).

56. See *Rams v. Royal Caribbean Cruise Lines*, 17 F. 3d 11 (1st Cir. 1994) (cruise passenger on shore excursion in Haiti slips and falls in hotel owned by cruise line).

57. See e.g.,

First Circuit: *Hofer v. The Gap, Inc.*, 2007 WL 2827380 (D. Mass. 2007) (" She contends that as she turned around to descend the stairs, the thong of her right sandal became detached by pulling through the sole. This caused her to lose her balance, and she fell to her right into the turtle pond. As she fell, she gouged her left leg on the sharp rocks in the pond...It is well settled that travel agents are not generally liable for the negligence or dangerous conditions of third-party hotel or travel operators... Plaintiff contends, however,

that this case should fall outside the general rule for three reasons (1) Expedia ' controlled ' the Turtle Beach Towers resort as a result of inspections it allegedly conducted at the hotel, (2) Expedia as plaintiff's agent owed her a duty to warn of dangerous hazards of which Expedia was aware through its ' inside information ' and (3) Expedia voluntarily assumed a duty to warn her of safety hazards ").

Eleventh Circuit: *Campbell v. Air Jamaica Ltd.*, 2012 WL 3562126 (S.D. Fla. 2012) ("The above-styled action arises from Defendants' alleged refusal to allow Plaintiff Campbell to board a flight (departing from Kingston, Jamaica) for which he was ticketed which (allegedly) caused him to suffer a heart attack"; complaint dismissed as failing to come within Article 17 or Article 19 of the Montreal Convention); *Smolnikar v. Royal Caribbean Cruises Ltd.*, 787 F. Supp. 2d 1308 (S.D. Fla. 2011) ("while participating on an offshore 'zip line' excursion tour in Montego Bay, Jamaica... (plaintiff) collided at a high speed with a tree and suffered a herniated disk in her neck...(alleges) (1) negligent selection (of) a zip line tour operator and (2) failure to warn of dangerous conditions present in the zip line tour"); *Prophet v. International Lifestyles, Inc.*, 2011 WL 1388576 (S.D. Fla. 2011) (accident at hotel gym (defective power rack)).

58. See e.g.,

First Circuit: *Kaden v. Wyndham Conquistador Resort & Country Club*, 2005 WL 1949694 (D.P.R. 2005) (guest slips and falls on Jacuzzi platform at Wyndham El Conquistador Resort & Country Club in Puerto Rico); *Raybourne v. San Juan Marriott Resort*, 2003 WL 1984482 (D.P.R. 2003) (guest falls in bathtub; award of \$500,000 compensatory damages grossly excessive and award of \$150,000 in lost earnings unsupported by evidence); See *In re San Juan Dupont Plaza Hotel Fire Litigation*, 768 F. Supp. 912 (D.P.R. 1991) (attorneys fees); *In re San Juan Dupont Plaza Hotel Fire Litigation*, 117 F.R.D. 30 (D.P.R. 1987) (discovery).

Fourth Circuit: *Camasso v. Dorado Beach Hotel Corp.*, 689 F. Supp. 384 (D. Del. 1988) (outbreak of salmonella poisoning at Hyatt Regency Cerromar Resort at Dorado Beach, Puerto Rico).

Fifth Circuit: *Room v. Caribe Hilton Hotel*, 659 F. 2d 5 (5th Cir. 1981) (hotel directory stated " A registered nurse is on duty, and a qualified physician is available at all times...After hours and Saturday and Sunday call: Telephone operator "; hotel guest felt weak and nauseous and called operator at 7:30PM asking for a doctor and was assured by the operator that a doctor would be obtained. At 11:30PM the guest called again and was assured that a doctor would be called. The telephone operator was unable to get a doctor to come and so advised the guest who took a cab to the local hospital where he was diagnosed with a myocardial infarction and remained in the hospital for a month. The lawsuit asserts, inter alia, that the hotel's delay in obtaining a doctor and providing promised medical assistance caused the guest permanent brain damage).

State Law:

New York: *Smith v. Atlas International Tours*, 80 A.D. 2d 62, 436 N.Y.S. 2d 722 (1981) (tour operator fails to deliver Glatt Kosher food during Passover holiday at resort hotel in Puerto Rico; Compare: *Jaraslawicz v. Prestige Caterers, Inc.*, 292 A.D. 2d 232, 739 N.Y.S. 2d 670 (2002) (food poisoning at Miami hotel during Passover tour); *Sacks v. Loews Theatres, Inc.*, 47 Misc. 2d 854, 263 N.Y.S. 2d 253 (1965) (guest slips and falls at Americana Hotel in Puerto Rico) .

59. See *Clarke v. Marriott International, Inc.*, 2013 WL 47581999 (D.V.I. 2013) (slip and fall in bathtub in St. Kitts hotel) .

60. See Family poisoned at tourist resort: 2 children in comas, www.eturbonews.com (4/8/2015) (family from Delaware stayed "at the Sirenusa Condominium Resort in Cruz Bay, St. John, in the Virgin Islands (and) became seriously ill and it is believed that it was due to exposure to a pesticide known as methyl bromide") .

61. See *Tross v. Ritz Carlton Hotel Company, LLC*, 928 F. Supp. 2d 498 (D. Conn. 2013) (ceiling tile in bathroom falls on hotel guest's head) .

62. See *Tucker v. Whitaker Travel, Ltd.*, 620 F. Supp. 578 (E.D. Pa. 1985), *aff'd* Mem. 800 F. 2d 1140 (3rd Cir. 1986), *cert. denied* 107 S. Ct. 578 (1986) (horse riding accident) .

63. See *Colby v. Norwegian Cruise Lines, Inc.*, 1996 WL 1752 (D. Conn. 1996) (cruise passenger on shore excursion thrown from horse) .

64. See *Snyder v. Dolphin Encounters Limited*, 235 F. Supp. 2d 433 (E.D. Pa. 2002) (" a large dolphin landed on plaintiff's head and pushed her underwater...The dolphin trapped the plaintiff underwater for several seconds...she suffered permanent partial hearing loss in one ear and cervical injury "; no personal jurisdiction; discussion of jurisdiction and Internet websites) .

65. See *Woods-Leber v. Hyatt Hotels of Puerto Rico*, 1997 WL 476360 (1st Cir. 1997) (guest at Cerromar Beach Hotel in Dorado Beach, Puerto Rico attacked by mongoose in pool area) .

66. See *Ward v. Kerzner International Hotels Limited*, 2005 WL 2456191 (S.D. Fla. 2005) (guest at Ocean Club on Paradise Island, Bahamas " used one of the bicycles provided by the Ocean Club's sports facility, but the bicycle did not have lights and she was not given a helmet...after dark, she hit some unpainted speed bumps in the unlighted driveway, was thrown over the handlebar and was seriously injured ") .

67. See *Spaziano v. Price*, 763 So. 2d 1047 (Fla. App. 1999) (tourist injured when plane approaching Bimini crash lands with wheels up; legal malpractice action) .

68. See *Randolph v. Baron*, 2006 WL 2627977 (D.N.J. 2006) (cruise passenger injured in tour van accident on the island of Dominica).

69. See *Lang v. Corporacion De Hoteles, SA*, 2007 WL 3286385 (D.P.R. 2007) (" The complaint alleges that plaintiffs... traveled to the Dominican Republic for a vacation at Casa de Campo resort after purchasing and booking their vacation package through MK Tours (PR), Inc., a travel agency in Puerto Rico. During their stay...the family suffered an accident when their golf cart , which is claimed have been part of the vacation package deal, was struck by a truck in the premises of Casa de Campo resort. As a result Mr Lang died while plaintiffs were seriously"). See also *Perez-Lang v. Corporacion De Hoteles, SA*, 2008 WL 4181334 (S.D. Fla. 2008).

70. See e.g.,

Eleventh Circuit: *Bridgewater v. Carnival Corporation*, 2011 WL 4383312 (S.D. Fla. 2011) ("Plaintiff, a passenger on the Carnival Conquest, participated in a catamaran sailing excursion on Montego Bay, Jamaica which was operated by (Jamaican company Rapsody Tours, Charters & Cruise Limited). Lightning struck at or near the catamaran and Plaintiff was injured as a result"; discovery to establish relationship between domestic cruise line and foreign ground service provider).

State Law:

71. See e.g.,

Third Circuit: *Santoro v. Unique Vacations, Inc.*, 2015 WL 179540 (D.N.J. 2015) (vehicle accident in St. Lucia; disclaimer of liability may not be enforceable); *Santoro v. Unique Vacations, Inc.*, 2014 WL 1614861 (D.N.J. 2014) (taxi accident in St. Lucia).

Eighth Circuit: *DeSirey v. Unique Vacations, inc.*, 2014 WL 272369 (E.D. Mo. 2014) (dune buggy accident in St. Lucia).

72. See *Heyden v. Celebrity Cruises, Inc.*, 2013 WL 773477 (S.D. Fla. 2013) (Segway accident during cruise shore excursion in St. Maarten); *Ash v. Royal Caribbean Cruises, Ltd.*, 2013 WL 6970900 (S.D. Fla. 2013) (tour bus accident in St. Maarten).

73. See e.g.,

Second Circuit: *Jerome v. Water Sports Adventure Rentals*, 2013 WL 692471 (D.V.I. 2013) (jet ski accident in St. Thomas); *Stotesbury v. Pirate Duck Adventure, LLC*, 2013 WL 3199353 (D.V.I. 2013) (cruise shore excursion accident when Duckaneer crashes after brakes fail); *Piche v. Stockdale Holdings, LLC*, 2009 WL 799659 (D.V.I. 2009) (cruise passenger " was injured onboard the Ocean Rider (during snorkeling excursion) while traveling on navigable water off the coast of St. Thomas "); *Welch-Rubin v. Sandals Corp.*, 2004 WL 2472280 (D. Conn. 2004) (" The central issue in this case is whether Defendants—a resort company and a tour operator owned, operated or controlled the Beaches Resort which Plaintiff...injured her shoulder while attempting to board a boat ");

Lubick v. Travel Services, Inc., 573 F. Supp. 904 (D.V.I. 1983) (cruise passenger injured in tour bus accident during shore excursion of St. Thomas).

Fourth Circuit: Poe v. Budget Rent A Car System, Inc., 2006 WL 2161865 (D. Md. 2006) (rental car accident in Virgin Islands " when the brakes on a (rental) car...failed").

State Law:

California: Fisher v. Olde Towne Tours, LLC, 2011 WL 3310362 (Cal. App. 2011) ("During the trip to the snorkeling site, Fisher's dinghy was struck by a large wave. Fisher grabbed the mooring line but it did not provide a secure hand hold. Fisher lost her balance and fell backward against the edge of the bench, striking her back. She sustained a serious injury...that required surgery").

74. See Taylor v. Costa Lines, Inc., 441 F. Supp. 783 (E.D. Pa. 1977) (cruise passenger purchased shore excursion tour of Trinidad aboard cruise ship during which taxi cab struck tree causing severe injuries).

75. See Poe v. Budget Rent A Car System, Inc., 2006 WL 2161865 (D. Md. 2006) (rental car accident).

76. See e.g.,

Second Circuit: Hoch v. Venture Enterprises, Inc., 473 F. Supp. 541 (D.V.I. 1979) (diners eat poisonous hind fish and contract "typical ciguatera poisoning").

Eleventh Circuit: Howard v. Kerzner International Limited, 2013 WL 5353417 (S.D. Fla. 2013) (poisonous fish with ciguatoxins consumed by hotel guest).

State Law:

New York: Meshel v. Resotrs International of New York, 160 A.D. 2d 211, 553 N.Y.S. 2d 342 (1990) (guest at Britannia Tower suffers heart attack; complaint alleges that hotel was negligent in providing defective oxygen equipment including spent or inadequate oxygen cylinders).

77. See Ure v. Oceania Cruises, Inc., 2014 WL 5523122 (S.D. Fla. 2014) (cruise ship passenger became ill and disembarked in Barbados and alleged medical malpractice while at Bay View Hospital in Barbados; complaint dismissed).

78. See Gianocotas v. RIU Hotels, S.A., 2001 WL 758695 (Mass. Super. 2001), judgment reversed 797 N.E. 2d 937 (Mass. App. 2003), on remand 2005 WL 503931 (Mass. Super. 2005) (insulin-dependent diabetic takes vacation and " became ill and vomited periodically through the night...A hotel representative put her in touch with Doctor Correa International Touristic Medical Service (" the Clinic ") which had a contractual relationship with the hotel to provide medical services to its guests...The doctor did not appear to understand

the words 'diabetic' or 'diabetes'. The doctor [said] that [patient] would be fine and that the pharmacy would re-open in the morning...[She] was discharged from the Clinic on March 18 but her vomiting and weakness persisted...[the Doctor at the Clinic who treated the patient] agreed that her condition was caused by 'nervousness'...[She was eventually taken to the hospital]. According to [the patient's mother] the hospital was filthy and the medical equipment antiquated. Hospital personnel were unresponsive to her inquiries...[The patient] was transported to a hospital in Miami where she died one month later as a result of an acute diabetic ketoacidotic coma).

See also: *Gianocostas v. RIU Hotels, SA*, 2006 WL 2089772 (Mass. Super. 2006) (failure of hotel and local clinic to diagnose and properly treat tour participant with diabetes; negligent misrepresentation claims against tour operator dismissed) vacated 450 Mass. 715, 2008 WL 483766 (Mass. Sup. 2008).

79. See *Cutchin v. Habitat Curacao*, 1999 WL 33232277 (S.D. Fla. 1999) (guest at Habitat Curacao in Netherlands Antilles suffers decompression sickness during scuba dive; complaint asserts that Habitat negligent in failing to properly conduct dive and in failing to administer necessary medical treatment).

80. See e.g.,

Second Circuit: *Henderson v. Carnival Cruise Lines, Inc.*, 2001 WL 114401 (W.D.N.Y. 2001) (cruise passenger contracts appendicitis, treated initially in ship's infirmary and removed from cruise ship and placed in shore medical facility in Puerto Rico; claims " negligence and breach of contract for... failure to ;provide adequate medical facilities and treatment "); *Pollack v. Hyatt Hotels of Puerto Rico, Inc.*, 85 Civ. 5564 (EW) (S.D.N.Y. 1985) (hotel guest nearly drowns after steeping into hidden hole off of beach).

Fifth Circuit: *Room v. Caribe Hilton Hotel*, 659 F. 2d 5 (5th Cir. 1981) (hotel directory stated " A registered nurse is on duty, and a qualified physician is available at all times...After hours and Saturday and Sunday call: Telephone operator "; hotel guest felt weak and nauseous and called operator at 7:30PM asking for a doctor and was assured by the operator that a doctor would be obtained. At 11:30PM the guest called again and was assured that a doctor would be called. The telephone operator was unable to get a doctor to come and so advised the guest who took a cab to the local hospital where he was diagnosed with a myocardial infarction and remained in the hospital for a month).

81. See Breeden & Gilbert, 3 French Athletes Are Mourned After Argentine Air Crash, www.nytimes.com (3/10/2015) ("The three French athletes were flying in two helicopters...on their way into a remote gorge in northwestern Argentina for the filming of a new reality show, 'Dropped', in which they would be left to fend for themselves and find their way back to civilization. But the two helicopters touched briefly in midair and then fell to the ground").

82. See *Delgado v. Reef Resort Limited*, 364 F. 3d 642 (5th Cir. 2004) (scuba diver " never surfaced during a recreational scuba diving trip off the coast of Belize...organized by Ramon's Village Resort").

83. See e.g.,

Second Circuit: *Darby v. Compagnie Nationale Air France*, 13 Fed. Appx. 37 (2d Cir. 2001) (guest of hotel drowns off public beach in Brazil; hotel has no duty to warn of dangerous surf even though it encouraged and facilitated the use of the beach); *In re Air Crash Near Peixoto De Azeveda, Brazil*, 2008 WL 4093568 (E.D.N.Y. 2008) (Brazilian passengers killed when commercial aircraft " crashed into the Amazon rainforest").

State Law:

New York: *Darby v. Compagnie Nationale Air France*, 96 N.Y. 2d 343, 728 N.Y.S. 2d 732, 735 N.E. 2d 160 (2001) (hotel guest drowned while swimming at Copacabana Beach, a public facility in Rio de Janeiro, Brazil. He and his wife were guests at the Meridien Copacabana Hotel, which is separated from the beach by a four-lane public highway. The hotel marketed its proximity to the beach and encouraged guests to use it, even providing them with chairs, umbrellas, towels and a security escort service. It also furnished guests with pamphlets warning about sun exposure and crime on the beach. The pamphlets did not, however, say anything about possibly dangerous surf conditions; Brazilian hotel " across the road from a public beach, use of which by hotel guests was encouraged and facilitated by the hotel [had no duty] to warn of rip tides that caused injury to...[guest] swimming off that beach "; hotel had no duty " to take reasonable care to discover the actual condition of the land under water in the area wherein [guests] were invited and permitted to bathe, and...warn them of its dangerous condition...Moreover, that the hotel chose to warn its guests of the risks of sun exposure and crime does not create any duty to warn against hazards of the sea ").

See also: Not safe for tourism? 42,000 people shot dead in Brazil, www.eturone.com (5/15/2015).

84. See Nagourney, Masood & Schmidt, Killers Were Long Radicalized, F.B.I. Investigators Say, www.nytimes.com (12/7/2015) ("The couple who carried out the deadly attack that killed 14 people here last week had long been radicalized and had been practicing at a target range days before their murder spree, the Federal Bureau of Investigation said Monday... 'As the investigation has progressed, we have learned and believe that both subjects were radicalized and have been for quite some time', David Bowdich. The F.B.I. assistant director in charge of the Las Angeles field office, said at a news conference here"); Medina, Perez-Pena, Schmidt & Goodstein, F.B.I. Treats San Bernardino Attack as Possible Terrorism Case, www.nytimes.com (12/3/2015) ("The couple who the police say killed 14 people and left 21 wounded here had stockpiled thousands of rounds of ammunition and a dozen homemade pipe bombs on

their home...a sign that they might have been planing future attacks. The F.B.I. is treating the Wednesday shooting as a potential terrorist act, though the agency is far from concluding that it was"); Baker, A Nation Wonders When Bloodshed Becomes Terrorism, www.nytimes.com (12/3/2015) it was noted that "The attackers assembled a bristling arsenal of guns and bombs...The authorities were still trying to piece together enough information on Thursday to answer that question, looking at the main gunman's travels to the Middle East, searching for any contacts with extremist groups, examining his life for evidence of radicalization").

85. See also: Tourists on a whale watching boat: 5 dead, 21 rescued, www.eturbonews.com (10/26/2015) ("The British Columbia, Canada, Coroners Service confirms 5 are dead after a whale watching boat capsized near Tofino. 27 people, mostly tourists, were on the vessel").

See e.g.,

Sixth Circuit: *Brunner v. Hampson*, 441 F. 3d 457 (6th Cir. 2006) (" Defendant Canada North is an international booking agent and outfitter providing sport hunting excursions...Moore, a resident of Ohio, was contacted by...a ' booking agent '...regarding a muskox hunt to be offered by Canada North in 2001...Moore then booked the hunt for himself, Brunner and Hampson...Canada North used a cabin in the Ellice River in the Province of Nunavut...On August 26, 2001, Jerry Hampson, while in the cabin placed a pot on a Coleman stove and it caught fire. Hampson then grabbed a container with clear liquid which he threw on the flames. The liquid, however, was naphtha, a highly flammable substance, which caused an explosion. The cabin caught fire...Hampson died and plaintiffs...suffered severe burns. A fire investigation concluded that (1) the hunting party was accommodated in an inadequate hunting camp that was neither inspected nor licensed for commercial operation, (2) camp safety orientation was not provided, (3) portable fire extinguishers were not provided and (4) the Coleman camp stove was operated contrary to the manufacturer's instructions "; no personal jurisdiction over Canadian defendants); *Rafferty v. Blake's Wilderness Outpost Camps*, 1997 WL 14795 (E.D. Mich. 1997) (plane crash during bush tour in Canada); *Goldstein v. D.D.B. Needham*, 740 F. Supp. 461 (S.D. Ohio 1990) (white water rafting accident in British Columbia).

State Law:

California: *Van Humbeck v. Robinson Helicopter Company, Inc.*, 2007 WL 4340996 (Cal. App. 2007) (" The lawsuit arose from the crash in British Columbia, Canada of a helicopter en route to a remote logging camp...plaintiffs are citizens of Canada ").

86. See Parry, Dead, Injured in Chilean Bus Crash Return Home, *The Journal News*, p. 7B (March 25, 2006) (" 64-member B'nai B'rith group that was traveling aboard the cruise ship Millennium...(who) had made a side

excursion to see the mountains on a tour bus that tumbled more than 300 feet down a mountainside ").

87. See UK tourist found dead in Columbia (ETN (4/25/2014) ("A British teenager has been found dead in Columbia after taking a hallucinogenic drug in a tribal ritual").

88. See e.g.,

Second Circuit: *Mayer v. Cornell University*, 107 F. 3d 3 (2d Cir. 1977), cert. denied 1997 WL 336602 (1997) (bird watcher on Cornell University sponsored 28 day tour of Costa Rica drowns while snorkeling off Il DeCano in the Pacific Ocean; defendants owed no duty to drowning victim " the evidence amply demonstrates that neither Cornell nor Brown was in a position to ensure the safety of the snorkeling activity because neither had any particular ex[pertise in snorkeling...and more significantly neither had any authority over the actions of Marengo or its employees...Indeed, there was no realistic opportunity for Brown or Cornell in particular to control the circumstances of the snorkeling because in planning its sponsorship of the tour, Cornell could not have anticipated Marengo's unexpected offer for the group to join the del Cano day trip...We see no reason for extending New York law to impose a duty of care on the basis of what appellant characterizes as the ' special relationship ' between a sponsor and the third party controlling an event or between a sponsor and the event participants ").

Third Circuit: *Wolf v. Fico Travel*, 2011 WL 5920918 (D.N.J. 2011) ("members of New Jersey based Cutty Sharks Fishing Club traveled to Costa Rica on a fishing expedition (purchased through defendant Florida travel agent Tico Travel which made arrangements with defendant California booking agent Bob Marriott's Flyfishing Store d/b/a Travel Center which made arrangements for accommodations with defendant Costa Rican fishing resort Casa Mar Lodge Del Caribe and fishing adventures with defendant Costa Rican Casa Mar Fishing Club, S.A.)...two of the travelers went out on the Don Carlo which capsized "due to turbulent and choppy" waters, one drowned and one swam to shore).

State Law:

Massachusetts: *Tongier v. EF Institute For Cultural Exchange*, Mass. Sup. Ct. Civil Action No. 08-01916 Middlesex (April 29, 2012) (three high school students and teacher on student tour to Costa Rica drown in rip tides; defendants summary judgment motion denied; strict liability under Swiss and Costa Rican law); See also: *Tongier v. EF Institute*, 2011 WL 7090713 (Mass. Super.) (violation of Massachusetts consumer protection statute claim reinstated).

See also: American tourist drowns in Costa Rica, www.eturbonews.com (6/29/2015).

89. In Steinmetz, *ISIS claims responsibility on Orlando terror attack killing 50, injuring 53*, www.eturbonews.com (6/12/2016) it was noted that "According to Syrian News agency Amaq, ISIS had claimed responsibility for Orlando mass shooting".

In Santora, *Last Call at Pulse Nightclub, and Then Shots Rang Out*, www.nytimes.com (6/12/2016) it was noted that "The music was still pounding but the night was drawing to a close at the Pulse nightclub in Orlando when shots rang out....A man, identified by law enforcement officials as Omar Mateen, had come to the club to kill. And over the course of the next three hours, until he was shot and killed himself, he executed dozens of people. By the time the shooting ended, it would rank as the deadliest mass shooting in American history".

In Callimachi, *Was Orlando Shooter Really Acting for ISIS? For ISIS, It's All the Same*, www.nytimes.com (6/12/2016) it was noted that "The revelation that the 29-year-old man who opened fire on Sunday in a gay nightclub had dedicated the killing to the Islamic State has prompted a now-familiar question" Was the killer truly acting under orders from the Islamic State, or just seeking publicity and the group's approval for a personal act of hate? For the terror planners of the Islamic State, the difference is mostly irrelevant. Influencing distant attackers to pledge allegiance to the Islamic State and then carry out mass murder has become a core part of the group's propaganda over the past two years. It is a purposeful blurring of the line between operations that are planned and carried out by the terror group's core fighters and those carried out by its sympathizers".

See also: In Madigan & Hauser, *Divers Find Body of Toddler Snatched by Alligator at Disney Resort*, www.nytimes.com (6/15/2016) it was noted that "Lane Graves was doing what any 2-year-old boy would be doing on a hot Florida evening-splashing around in the shallow waters of a lagoon. His parents and sister, Nebraskans all, were nearby on the beach at a Disney resort here, relaxing, carefree. Suddenly, an alligator sprang from the water and clamped its jaws around the boy. Lane's father, Matt Graves, bounded into the lagoon to wrestle his son from the animal's steel-trap grasp, but lost the battle...The alligator made off with the boy and an intense search for him yielded nothing in the wide, murky expanse of water until more than 16 hours later...when divers found him about six feet below the surface and only 10 to 15 feet from where he had last been seen...'His body was completely intact' Sheriff Demings said...Alligators are a common sight in Florida ponds, lakes, lagoons and canals. *The sheriff said five alligators were taken from the lagoon after the boy went under.* They have been euthanized to determine if any of the them killed the boy...Thomas Scolaro, a partner at the Miami law firm Leesfield Scolaro, which has represented families after alligator attacks elsewhere, said that in this case, 'the facts look horrible for Disney'.'*While this is a tragedy, it was entirely preventable had Disney acted reasonably and not left }softlineunwitting tourists at the mercy of dangerous and wild animals that roam its resorts'*...Wildlife experts estimate that there are 1.3 million alligators in Florida, and that they can be found in all 67 counties".

90. See *Fojtasek v. NCL*, 613 F. Supp. 2d 1351 (S.D. Fla. 2009) (during

shore excursion in Honduras cruise passenger falls to death from zip-line).

91. See e.g.,

Second Circuit: *Barker v. Goldberg*, 1987 WL 10820 (E.D.N.Y. 1987) (tourist drowned during white water river rafting expedition on the Rio Grande River in Mexico).

Fifth Circuit: *Gardemal v. Westin Hotel Company*, 186 F. 3d 588 (5th Cir. 1999) (" Gardemal and her husband John..., a physician, traveled to Cabo San Lucas, Baja California Sur, Mexico at attend a medical seminar at the Westin Regina Resort Los Cabo...According to Gardemal, the concierge at the Westin Regina directed the group to ' Lovers Beach ' which, unbeknownst to the group, was notorious for its rough surf and strong undercurrents. While climbing the beach's rocky shore, five men in the group were swept into the Pacific Ocean by a rogue wave and thrown against the rock. Two of the men, including John Gardemal drowned "); *Snaza v. Howard Johnson Franchise Systems, Inc.*, 2008 WL 5383155 (N.D. Tex. 2008) (" This is a wrongful death action brought by the parents of Duane Snaza...who in March 2005 fatally fell from his balcony on the tenth floor of a Howard Johnson hotel in Mazatlan, Mexico "); *Sacks v. Four Seasons Hotel Limited*, 2006 WL 783441 (E.D. Tex. 2006) (guest dies at Mexican hotel).

Seventh Circuit: *Wozniak v. Wyndham Hotels and Resorts, LLC*, 2009 WL 901134 (N.D. Ill. 2009) (" While walking in the Wyndham CDM lobby...Jim Wozniak slipped and fell over the side of a stairwell. Mr. Wozniak died later that day from injuries sustained from the fall "); *Simmelroth v. American Airlines*, 448 F. Supp. 730 (E.D. Ill. 1978) (travel agent on Fam trip murdered by bandits).

Ninth Circuit: *Loya v. Starwood Hotels & resorts*, 2007 WL 1991163 (W.D. Wash. 2007) (guest at Club Regina Los Cabos in Baja California Sur, Mexico dies during scuba dive).

Eleventh Circuit: *Joseph v. Carnival Corporation*, 2011 WL 3022555 (S.D. Fla. 2011) (cruise passengers during shore excursion in Cozumel, Mexico dies while para-sailing; Death on the High Seas Act; liability theories).

State Law:

Arizona: *Knoell v. Cerkenik-Anderson Travel, Inc.*, 181 Ariz. 394, 891 P. 2d 861 (1995) (student on a student tour to Mazatlan, Mexico spent three days drinking alcoholic beverages and then decided to jump from the balcony of his hotel and was killed); *Meurer v. Cerkenik-Anderson Travel, Inc.*, 181 Ariz. 294, 890 P. 2d 69 (1994) (student falls to death under steel wheels of party train to Matzalan).

California: *Princess Hotels v. Superior Court*, 33 Cal. App. 4th 645, 39 Cal. Rptr. 457 (1995) (guest at Mexican hotel drowns off public beach adjacent to hotel where guest registered).

New York: *Hernandez v. Quality Inns, inc.*, New York Law Journal, March 23, 1993, p. 21, col. 6 (N.Y. Sup.) (a tourist was fatally injured while using the parasailing equipment rented for a local Mexican company

having no legal connection to the hotel where the tourist was a guest. To establish the liability of the hotel the complaint sought " to hold Quality Inns vicariously liable for Hotel Calinda's failure to hire a competent parasailing concessionaire with sufficient training in parasailing and/or life saving, for advertising parasailing on its grounds and creating an illusion of safety without first checking on the competency of the operators of the parasailing concessionaire, and for failing to properly supervise and observe the parasailing activity. The record indicates Hotel Calinda contracted with the parasailing concessionaire ' Deportee Aquaticos ', received a monthly fee pursuant to the contract, and that employees of the hotel were responsible for regularly inspecting the activity and equipment of the parasailing concessionaire. The parasailing activity was conducted along the Hotel Calinda beach and signs were posted on the grounds of the hotel directing guests to the parasailing facility...In fact, plaintiff's husband was instructed by a clerk of the hotel's front desk to go the beach area to sign-up for parasailing ").

See also: Steinmetz, Bus crash killed 21 tourists on way to the beach, www.eturbonews.com (7/23/2012) ("The bus full of tourists heading to the beach in the resort town of Rincon de Guayabitos, Mexico crashed and killed at least 21"); " Nineteen Die on HAL Tour Excursion ", Travel Weekly, p. 56 (September 17, 2001) (" Sixteen passengers from Holland America Line's Maasdam, along with two pilots and one tour escort were killed Sept. 12 when their sightseeing plane crashed in a jungle near Mexico's Yucatan Peninsula ").

92. See Hu, *Brisk Business at Bronx Hotel, Center of Legionnaires' Outbreak*, www.nytimes.com (8/27, 2015) ("The Opera House Hotel had to turn off its air-conditioning one hot day this month so that a cleaning crew could scrub away the Legionella bacteria lurking in the cooling tower on its roof...Not much else has changed at the hotel at the center of the worst outbreak of Legionnaires' disease in the city's history. Business has been, if anything a little brisker. Occupancy rates have hovered between 90 and 95 percent for the past two months, slightly higher than a year ago, the management said...The Opera House Hotel...remained open throughout the outbreak, which claimed 12 lives and sickened more than 120 people, including two hotel guests, before city health officials declared it officially over last week. City health officials identified the hotel's cooling tower as the source of the outbreak. Legionnaire's disease, often described as a severe form of pneumonia, is contracted by inhaling contaminated mist from water sources harboring Legionella bacteria...But for the most part, the Opera House Hotel seems to have escaped the notoriety and stigma that kept guests away from the Philadelphia hotel that was the site of the first outbreak of Legionnaires' disease in July 1976...In contrast, many guests staying at the Opera House Hotel this summer have shown no hesitation in wheeling their suitcases past its rooftop cooling tower, and the journalists camped out front. 'I think the hotel is more popular than before', said (Mr. X), who owns a CD shop next to the hotel. 'Now everybody knows about the Opera House. People are not afraid. They come no matter what'").

93. See Panamanian authorities resume search for tourists missing since March (ETN (5/27/2014) ("A search for female Dutch tourists who went missing in Panama almost two months ago is resuming").

94. See Amtrak Train Derailment; Pennsylvania. See In Flegenheimer, McGeehan, Mouawad & Stolberg, *Amtrak Crash Illuminates Obstacles to Plan for Controlling Train Speeds*, www.nytimes.com (5/18/2015) it was noted that "Nearly seven years after Congress instructed the nation's railroads to install an automatic speed control system by the end of 2015, the crash of a speeding Amtrak train last week has laid bare the industry hurdles, regional rivalries and often dismal economies of rail safety. Miles of track on Southern California's commuter lines still lack the system years after 1 2008 crash that killed 25 people there, fueling the drive to install the technology, known as positive train controls. Chicago's commuter rails are not likely to have the safety system for years, while comparatively sleepy train service on Amtrak's Michigan line already has it...Rail safety experts have noted that far less costly upgrades, including an older braking system found on tracks opposite the site of last week's crash in Philadelphia, would have prevented high-speed derailments like this one. And they say that even with positive rain control, not all accidents can be avoided"; D'Annunzio, *'Indescribable Horror' of Amtrak Derailment Prompts Suits*, www.law.com²⁴ (5/18/2015) it was noted that "A cluster of lawsuits against Amtrak stemming from last week's derailment that injured over 200 people and killed eight has been filed in Philadelphia"; In Stolberg, Mouawad & Fitzsimmons, *Amtrak Train Derailed Going 106 M.P.H. on Sharp Curve; at Least 7 killed*, www.nytimes.com (5/13/2015) it was noted that "An engineer jammed on the emergency brakes just seconds before Tuesday's fatal Amtrak derailment, but the train-traveling at 106 miles an hour, more than twice the speed limit-slowed only slightly, federal authorities said, before hurtling off its tracks, killing at least seven people and injuring more than 200. Survivors who emerged battered and bloodied described a chaotic scene, with passengers thrown against walls, furniture and one another, and luggage and other items and falling on terrified riders". In Passarella, *Valuing Damages in Amtrak Crash Made Trickier by \$200M Cap*, www.law.com (5/14/2015) it was noted that "Lingering over the liability claims expected to be raised by victims of the Amtrak 188 derailment is a 1997 federal law that creates a \$200 million damages cap to be paid out for any single railroad accident". In Shear and Mouawad, *Amtrak Says Shortfalls and Rules Delayed Its Safety System*, www.nytimes.com (5/14/2015) it was noted "The Amtrak train that derailed in Philadelphia on Tuesday night was equipped with an automatic speed control system that officials say could have prevented the wreck, which killed eight passengers and injured hundreds. But the system, which was tantalizingly close to being operational, was delayed by budgetary shortfalls, technical hurdles and bureaucratic rules, officials said Thursday".

95. See *Vivas v. The Boeing Company*, 2009 WL 1686539 (Ill. App. 2009) (plane crash in Peru).

See also: Steinmetz, Peruvian police: No survivors in helicopter crash, www.eturbonews.com (6/11/2012) (12 tourists including South Korean, Dutch, Swiss, Czech and Peruvian passengers killed in crash).

96. See *Bapte v. West Caribbean Airways*, 370 Fed. Appx. 71 (11th Cir. 2010) (flight from Jamaica to Martinique crashes in the Venezuela killing all onboard).

97. See Nagourney, Masood & Schmidt, Killers Were Long Radicalized, F.B.I. Investigators Say, www.nytimes.com (12/7/2015) ("The couple who carried out the deadly attack that killed 14 people here last week had long been radicalized and had been practicing at a target range days before their murder spree, the Federal Bureau of Investigation said Monday... 'As the investigation has progressed, we have learned and believe that both subjects were radicalized and have been for quite some time', David Bowdich. The F.B.I. assistant director in charge of the Las Angeles field office, said at a news conference here"); Medina, Perez-Pena, Schmidt & Goodstein, F.B.I. Treats San Bernardino Attack as Possible Terrorism Case, www.nytimes.com (12/3/2015) ("The couple who the police say killed 14 people and left 21 wounded here had stockpiled thousands of rounds of ammunition and a dozen homemade pipe bombs on their home... a sign that they might have been planing future attacks. The F.B.I. is treating the Wednesday shooting as a potential terrorist act, though the agency is far from concluding that it was"); Baker, A Nation Wonders When Bloodshed Becomes Terrorism, www.nytimes.com (12/3/2015) it was noted that "The attackers assembled a bristling arsenal of guns and bombs... The authorities were still trying to piece together enough information on Thursday to answer that question, looking at the main gunman's travels to the Middle East, searching for any contacts with extremist groups, examining his life for evidence of radicalization").

98. See Steinmetz, Kidnaped tourists freed in Ecuador, www.eturbonews.com (9/30/2012) ("Two female tourists Kidnaped in the north-eastern Ecuador, near the border with Columbia, have been freed... They had been traveling in a canoe while visiting a remote nature reserve in the Amazon jungle").

99. In Steinmetz, *ISIS claims responsibility on Orlando terror attack killing 50, injuring 53*, www.eturbonews.com (6/12/2016) it was noted that "According to Syrian News agency Amaq, ISIS had claimed responsibility for Orlando mass shooting".

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100. See In *Six Flags Fights \$35M Verdict, Says Site of Attack Wasn't Its Responsibility*, www.law.com/sites/articles (7/16/2015) it was noted that "Six Flags Over Georgia's lawyer were at the Georgia Court of Appeals...hoping to persuade an appellate panel to toss the state's biggest verdict of 2013. Before the three judges is a \$25 million verdict awarded by a Cobb County jury to (Mr. X) who was randomly attacked by a gang in 2007 as he waited for a bus outside the theme park entrance. (Mr. X) sued Six Flags and four employees who were convicted of crimes from the attack. The jury held the individual defendants responsible for 8 percent of the award-with the remaining \$32.2 million levied against the them park".

101. See Linda, *Assuring the cruise industry and its ports of call*, www.eturbonews.com (3/6/2012) ("cruise ships or cruise passengers have experienced multiple problems (in 2010-2012 to include) (1) Tourists robbed on shore excursion on...St. Kitts (November 2010), (2) Attacks in Matzalan (January 2011) caused cruise ships to drop the city as a port of call, (3) In Puerto Vallarta, some 22 cruise passengers were robbed (February 2012) while on what appears to be a cruise-sponsored shore excursion").

102. See Clifford, *Trial Stemming From Lufthansa Heist Provides a Flashback to Another Mob Era*, <http://nyti.ms/1RT7Wg3> (10/19/2015) ("The Mafia of another era was on display Monday, as a trial began in Brooklyn in a case stemming from the spectacular-and long-unsolved-1978 heist from a Lufthansa terminal at Kennedy International Airport...The testimony on Monday gave a flavor of what was to come, including references to reputed mobsters with old-timey nicknames like 'Johnny One-Arm', 'Skinny Don' and 'Good-Looking Sal', along with referenced to goodfellas (members of the mob) and nods to

'Goodfellas' (the movie, which depicted some of the events and men discussed at trial)....Ms. Gerdes (one of the prosecutors) said that Mr. Asaro and his friend James Burke-a Lucchese associate known as Jimmy the Gent-planned the heist, picking the robbery crew and scoping out the terminal ahead of time. (In 'Goodfellas', Robert De Niro plays a character based on Mr. Burke)").

103. See Billard, Pink Dolphins and Sunsets Along the Amazon, [www.nytimes](http://www.nytimes.com) (April 11, 2014) ("In 2009, the luxury Aqua Expeditions cruise ship had been boarded by armed pirates, who robbed the passengers of cameras, cash and jewelry. Ever since then, the Aqua and its sister ship, the Aria, have been accompanied by three armed guards"); Baran, Peru steps up security after two Amazon river ship attacks, *Travel Weekly* (8/17/2009, p. 36.).

104. See Linda, Underfunded Belize police challenged by crime, www.eturbonews.com (8/20/2012) ("CNN Go rated Belize City as the tenth most hated city in the world...'consistently rated as the worst destination' among cruise ship passengers. Between January and June 2012 there were 35 murders in Belize City...In 2011, a Swedish tourist was robbed at gunpoint and her cash and passport stolen...Data combined with the United Nations Information and US Justice Department shows that most of the 5,500 US-bound human trafficking victims are from Central America, via Belize").

105. See Romero, American Woman Gang-Raped and Beaten on Brazilian Transit Van, www.nytimes.com (4/4/2013) ("The attackers pummeled the woman's face and tied up her male companion, a French citizen, then beat him with a metal bar as he witnessed the harrowing assault").

106. See Doe v. Abercrombie & Kent, Inc., 2010 WL 286640 (S.D.N.Y. 2010) (sexual assault in Ecuador during tour of Galapagos Islands; lack of jurisdiction); O'Keefe v. Inca Floats, Inc., 1997 WL 703784 (N.D. Cal. 1997) (tourist purchases package tour featuring travel to and accommodations in Peru and a cruise to the Galapagos Islands operated by Ecuadorian company Quasar Nautical S.A. during which crew member attempts to rape and sexually assault Ms. O'Keefe).

107. See e.g.,

Eleventh Circuit: *Burdeaux v. Royal Caribbean Cruises, Ltd.*, 2012 WL 3202948 (S.D. Fla. 2012) (during shore excursion in Cozumel, Mexico passenger relied on ship's recommended list of shops which provided a "sixty-day 'Buyers Guarantee' for repairs and returns"; during shopping passenger decided to shop at a jewelry store not recommended and was pushed down "a hallway and into a restroom...he forced her to perform oral sex on him. Following this, Burdeaux was forced to have oral and vaginal sex with four additional unknown local men (then) the men let go"; complaint dismissed; no duty owed; "the issue of

foreseeability hinges on evidence of sexual assault in the Cozumel shopping district at issue...Burdeaux presents no record evidence of this risk");

State Law:

Massachusetts: *Deacy v. Studentcity.Com, Inc.*, 916 N.E. 2d 422 (Mass. App. 2009) ("The plaintiff...purchased a Cancun, Mexico tour package from the defendant...This spring break vacation to Cancun was advertised as 'the ultimate student spot' and 'hassle free' with 'non-stop partying', 'loaded with fund'...Also advertised were certain 'side tours' or events with emphasis on alcohol and sex (After attending such a side tour) billed as a 'Booze Cruise'...consuming a minimum of seven to eight alcoholic beverages...she returned to the hotel in the Early morning hours...went down to pool" and was raped in the pool").

See also: Women Alert To Travel's Darker Side, www.nytimes.com (5/23/2014) ("An Italian tourist was reportedly raped by police officers in Mexico").

108. See *Goldstein v. D.D.B. Needham*, supra, at N. 23 (five passengers killed during white Water rafting accident in British Columbia).

109. See e.g.,

Second Circuit: *Mayer v. Cornell University*, supra, at N. 39 (bird watcher on Cornell University sponsored 28 day tour of Costa Rica drowns while snorkeling off Il DeCano in the Pacific Ocean).

Eleventh Circuit: *McLane v. Marriott International, Inc.*, 2013 WL 1810649 (S.D. Fla. 2013) (back injury sustained during fishing excursion in Costa Rica).

State Law:

Illinois: *Stein v. Rio Parismina Lodge*, 695 N.E. 2d 518

110. See e.g.

Third Circuit: *Yurchak v. Atkinson & Mullen Travel, Inc.*, 2006 WL 3076675 (3rd Cir. 2006) (tourist injured on personal watercraft in Mexico; " The Yurchaks allege that in December 2002 they received an advertisement...soliciting them to purchase a vacation package. The advertisement included a picture of a jet ski in use. Before purchasing the package the Yurchaks asked about their safety while vacationing in Mexico but they were given no warnings...beyond a general assurance that travel to the country was safe. They were not told of a Consular Information Sheet from the United States Department of State that included a warning about jet skiing in Mexico...The Yurchaks's claims of misrepresentations-both negligent and fraudulent-are similarly faulty...Even assuming that the...general assurances of safety in Mexico could have been understood as an assurance that jet skiing there would be safe, such a statement would not have been material to the transaction between these parties. The rental and use of a jet ski was not part of the vacation package the Yurchaks purchased...it is not tenable based on the alleged facts that their decision to purchase the

vacation package...turned on whether or not they believed it would be safe to jet ski on their vacation "); Colvin v. Van Wormer Resorts, Inc., 2008 WL 5245987 (D.N.J. 2008) (fishing accident at Hotel Punta Colorado; " while boarding a boat via a movable dock, Mary Colvin alleges that she stepped into a hole in the dock with her right foot. Her leg plunged through the break in the dock, up to her groin. Since only one leg broke through the dock, she fell into a painful split. Her body twisted and rusty nails punctured her leg in several spots ").

Fourth Circuit: Dunham v. Hotelera Canco, S.A., 1996 WL 421844 (E.D. Va. 1996) (guest sustains injuries after ingesting water during snorkeling trip off the coast of Mexico).

Sixth Circuit: Sova v. Apple Vacations, 984 F. Supp. 1136 (S.D. Ohio 1997) (" she went on a vacation trip to Cancun, Mexico (and once there) she considered the information provided in the travel guide and elected to go on the Isla Mujeres snorkeling excursion. Plaintiff states that there was no ladder at the side of the boat, and that at the conclusion of the snorkeling portion of the tour, the tour participants were pulled from the water by their arms by the tour guides. Plaintiff asserts that as she was being pulled from the water by her arms, her body was forced against the side of the boat, resulting in severe and permanent injury to her back ").

Seventh Circuit: Elayyan v. Sol Melia, SA, 571 F. Supp. 2d 886 (N.D. Ind. 2008) (" the Plaintiffs...who are Indiana residents, stayed at the hotel Melia Puerto Vallarta, located in Puerto Vallarta, Mexico...Plaintiffs Ayah Elayyan was injured while in the hotel's outdoor swimming pool ").

Eleventh Circuit: Belik v. Carlson Travel Group, 2012 WL 4511236 (S.D. Fla. 2012) "a port-of-call excursion in Cozumel, Mexico known as the 'Cozumel Beach Party'. The event was at the ½ Senor Frogs Restaurant in the port of Cozumel...(and plaintiff alleges that Carnival and SinglesCruise) knew the passengers attending...would be drinking and partying and would be encouraged to slide, jump and dive into the waters from seawall adjacent to the ½ Senor Frogs Restaurant (which plaintiff did) hit(ing) his head on the ocean floor resulting in tetraplegia").

State Law:

California: Schneider v. Suntrips, Inc., 2003 WL 21153476 (Cal. App. 2003) (guest at Bahia Condo Hotel in Cabo San Lucas, Mexico dives into pool at another hotel and is rendered quadriplegic).

Michigan: Chimenti v. Apple Vacations, Inc., 2000 Mich. App. LEXIS 452 (Mich. At. App. 2000) (tourist purchased a package tour featuring accommodations at the Sol Caribe Hotel on the island of Cozumel, Mexico, rented jet ski at resort and spent two days in the ocean after jet ski stalled and was swept away by strong currents).

New Jersey: Mastondrea v. Occidental Hotels Management S.A., 918 A. 2d 27 (N.Y.A.D. 2007) (plaintiff purchased " a vacation package for accommodations at an all inclusive resort known as Royal Hideaway Playacar located in Quintana Roo, Mexico...while at the resort,

plaintiff slip and fell on a wet exterior staircase, breaking her ankle ").

111. See *Morag v. Quark Expeditions, Inc.*, 2008 WL 3166066 (D. Conn. 2008) (" Plaintiff...who is a citizen and resident of Israel...were passengers aboard a cruise ship traveling from Antarctica to Argentina...During the ship's two-day crossing of the Drake Passage, M. Morag fell and suffered extensive spinal and other injuries which have rendered him quadriplegic ").

112. See e.g.,

Eleventh Circuit: *Isbell v. Carnival Corp.*, 462 F. Supp. 2d 1232 (S.D. Fla. 2006) (" The excursion consisted of floating down a river in the rain forest in Belize, in and out of caves, while on an inner tube...During the course of the excursion, Plaintiff began to feel ill. Plaintiff's husband removed her life vest and notice two small puncture wounds on her left upper arm...it was determined that Plaintiff had been bitten by a snake...On October 29, 2004 Plaintiff allegedly suffered a heart attack. Subsequently Plaintiff underwent a successful cardiac surgery... Plaintiff alleges that the snake bite and the treatment that she received as a result thereof have caused a ' myriad of long term physical and psychological effects that are compensable in this action ' ").

State Law:

California: *Fiduccia v. Princess Cruise Lines, Ltd.*, 2007 WL 2181888 (Cal. App. 2007) (cruise passenger " alleged that while onboard, (he) purchased a ticket for an onshore excursion to the Crooked Tree Wildlife Sanctuary near Belize City; during the excursion, (he) fell through a rotten, broken and defective boardwalk, causing him to suffer serious personal injuries ").

113. See *Stevenson v. Four Winds Travel, Inc.*, 462 F. 2d 899 (5th Cir. 1972) (tour participant slips and falls on slimy pier in Amazon jungle).

114. See *Cohen v. Heritage Motor Tours, inc.*, 205 A.D. 2d 105, 618 N.Y.S. 2d 387 (1994) (tour participant slips and falls on slippery rocks crossing stream in Canadian Rockies).

115. See e.g.,

Third Circuit: *Gilbertson v. Hilton Worldwide, Inc.*, 2013 WL 13522146 (D.N.J. 2013) (slip and fall in hotel in Costa Rica).

Eleventh Circuit: *Oldfield v. Pueblo De Bahia Lora, S.A.*, 558 F. 3d 1210 (11th Cir. 2009) (" Richard Oldfield...while searching the internet at his home (in Florida)...came across the website for Parrot Bay Village. The website, whose text was entirely in English, described the resort as both a ' full service resort ' and a ' unique sport fishing and rainforest eco-lodge '...He made arrangements with a charter service for a one-day fishing trip(during which he was injured) " ").

); *Gayou v. Celebrity Cruises, Inc.*, 2012 WL 2049431 (S.D. Fla. 2012) (cruise passenger injured in Costa Rica while participating in "Jungle Breezes Canopy Tour" zip-lining excursion; claims against cruise line for negligence, misleading advertising, negligent misrepresentation, actual agency and breach of third-party beneficiary theory dismissed; claim for apparent authority sustained).

116. See *Caplan v. Boyce*, 2003 WL 22495836 (Cal. App. 2003) (tourist participating in boat tour of Galapagos Islands falls off cliff in Ecuador during soccer game; tour boat owners not liable).

117. See e.g.,

Second Circuit: *Squires v. Atkinson & Muller Travel, Inc.*, 1997 WL 1068659 (S.D.N.Y. 1997) (guest at Hotel Solymar in Cancun, Mexico slips and falls on damp sloping sidewalk and breaks ankle).

Third Circuit: *Wilson v. RIU Hotels & Resorts (Riusa II, S.A.)*, 2011 WL 3241386 (E.D. Pa. 2011) (guest at resort in Cabo San Lucas, Mexico slips and falls in bathtub/shower in her hotel room; no personal jurisdiction over foreign hotel; guest did not visit hotel's website; guest "booked her vacation at Riu Palace through the (tour operator/travel agent) Apple Vacations website... Plaintiff needs to demonstrate that Riusa II specifically targeted this forum, which she has not done"); *Colvin v. Van Wormer Resorts*, 2008 WL 5245987 (D.N.J. 2008) (" Plaintiffs arrived at Hotel Punta Colorado...The fishing camp. Two days later, while boarding a boat via a movable dock, Mary Colvin alleges that she stepped into a hole in the dock with her right foot. Her leg plunged through the break in the dock, up to her groin. Since only one leg broke through the dock, she fell into a painful split. Her body twisted and rusty nails punctured her leg in several spots...Following the accident Mary Colvin received treatment from a local Mexican clinic...Her legs swelled and she needed a tetanus shot to treat the puncture wounds. Since that time, she alleges that she has required continued care "); *Inzillo v. The Continental Plaza*, 2000 WL 1752121 (M.D. Pa. 2000) (guest slips and falls on footbridge at the Continental Plaza in Cancun, Mexico); *Hurley v. Cancun Playa Oasis*, 1999 WL 718556 (E.D. Pa. 1999) (guest slips and falls at Reserve Hotel in Cancun, Mexico).

Sixth Circuit: *Conley v. MLT, Inc.*, 2012 WL 1893509 (E.D. Mich. 2012) (plaintiff purchases MLT tour through Michigan travel agent featuring accommodations at Mexican resort and was seriously injured "when one of the support poles of the hammock upon which she was laying broke, causing him to fall and suffer serious head injuries. J.C. fractured his skull and was subsequently airlifted from Cozumel, Mexico to Broward County, Florida where he underwent emergency surgery"; defendants included Massachusetts tour operator, MLT, Mexican resorts, Diamond Hotels Cozumel and Holiday Village White Sands, Dutch management companies, Occidental Hotels Management B.V and Occidental Hoteles Management S.L., and a Florida based marketing company, Allegro, owned by the Occidental companies; motion by Occidental

companies to dismiss for lack of jurisdiction denied based upon alter ego theory of personal jurisdiction based upon their relationship with Allegro).

Seventh Circuit: *Breschia v. Paradise Vacation Club, inc.*, 2003 WL 22872128 (N.D. Ill. 2003) (guest at Paradise Village Beach Resort and Spa in Mexico slips and falls on uneven floor).

Ninth Circuit: *Focht v. Sol Meklia, S.A.*, 2012 WL 162564 (N.D. Cal. 2012) (resort guest injured "after falling from a zip line at the Hotel Melia Puerto Valarta (in Mexico)").

Eleventh Circuit: *Focht v. Sol Melia, S.A.*, 2012 WL 162564 (N.D. Cal. 2012) (hotel guest injured falling from zip-line); *Manning v. Carnival Corporation*, 2012 WL 3962997 (S.D. Fla. 2012) ("Manning's son, Tyler, is terminally ill and it was his wish to swim with the dolphins. After discussions with Carnival regarding selection of the tour operator, Manning selected the Control adora Dolphin SA de CV as the tour operator for the dolphin encounter at Cozumel, Mexico. After the dolphin encounter...Plaintiff walked down an unreasonably dangerous stairway to get to the beach and lost her footing, falling and fracturing her left ankle"; *McLaren v. Celebrity Cruises, Inc.*, 2012 WL 1792632 (S.D. Fla. 2012) (cruise passenger severely injured disembarking from tour boat to dock); *Gibson v. NCL (Bahamas) Ltd.*, 2012 WL 1952667 (S.D. Fla. 2012) (cruise passenger injured when tour bus employee "without warning roughly grabbed her in an attempt to heave her unto the 'Jungle Bus'").

State Law:

Arizona: *Wendelken v. Superior Court*, 671 P. 2d 896 (Ariz. Sup. 1983) (Arizona resident attends " Arizona Singles Who's Who " weekend party at private residence in Senora, Mexico and skips and falls and breaks hip).

118. See *Kalter v. Grand Circle Travel*, 2009 WL 1916242 (C.D. Cal. 2009) (" Jill Kalter purchased a Grand Circle ` Amazon River Cruise & Rain Forest ` tour along with an optional post-trip extension to visit the Inca ruins at Machu Picchu... Approximately one hour after venturing out on her own, Kalter became lost and disoriented and was concerned about connecting with her group so that she would not miss the train...In an effort to get a better view of where she was, Kalter stepped up onto the bottom two floating steps of a vertical wall...Kalter did not think this was a dangerous act...As a result Kalter fell and suffered serious injuries and is now a quadriplegic ").

119. See *Steinmetz, Flesh-eating piranhas invade Brazilian beach popular with tourists*, www.eturbonews.com (11/18/2011) ("I saw that I had lost the tip of my toe. I took off running out of the water afraid that I would be further attacked because of the blood. I am not going back in for a long time").

120. See *Rawlins v. Clipper Cruise Line*, 1998 A.M.C. 1260

(E.D. Mo. 1996) (accident during whale-watching excursion in waters off Victoria Harbor, British Columbia, Canada).

121. In Madigan & Hauser, *Divers Find Body of Toddler Snatched by Alligator at Disney Resort*, www.nytimes.com (6/15/2016) it was noted that "Lane Graves was doing what any 2-year-old boy would be doing on a hot Florida evening-splashing around in the shallow waters of a lagoon. His parents and sister, Nebraskans all, were nearby on the beach at a Disney resort here, relaxing, carefree. Suddenly, an alligator sprang from the water and clamped its jaws around the boy. Lane's father, Matt Graves, bounded into the lagoon to wrestle his son from the animal's steel-trap grasp, but lost the battle...The alligator made off with the boy and an intense search for him yielded nothing in the wide, murky expanse of water until more than 16 hours later...when divers found him about six feet below the surface and only 10 to 15 feet from where he had last been seen...'His body was completely intact' Sheriff Demings said...Alligators are a common sight in Florida ponds, lakes, lagoons and canals. *The sheriff said five alligators were taken from the lagoon after the boy went under.* They have been euthanized to determine if any of the them killed the boy...Thomas Scolaro, a partner at the Miami law firm Leesfield Scolaro, which has represented families after alligator attacks elsewhere, said that in this case, 'the facts look horrible for Disney'.'While this is a tragedy, it was entirely preventable had Disney acted reasonably and not left unwitting tourists at the mercy of dangerous and wild animals that roam its resorts'...Wildlife experts estimate that there are 1.3 million alligators in Florida, and that they can be found in all 67 counties".

122. See e.g.,

Second Circuit: Valad v. Club Mediterranee, S.A., 84-CIV-1980 (LBS) (S.D.N.Y. 1980) (horse riding accident alleging failure to give proper riding instructions and failure to render proper medical care; complaint alleged, inter alia, a breach of warranty claim based on the following representation in the tour operator's brochure " Very special people staff our villages...They're eager to offer you expert instruction in a wide variety of sports..and not only do we supply first-rate equipment, we supply first-rate instruction...We teach sports seriously at our villages and with safety our foremost consideration. All sports are conducted under the supervision of our trained and certified instructors ").

Third Circuit: May v. Club Med Sales, inc., 832 F. Supp. 937 (E.D. Pa. 1993) (" Plaintiff had a reservation at the Sonora Bay Resort. As part of her activities, Plaintiff went horseback riding. Plaintiff claims that while she was horseback riding, the saddle slipped because it was improperly adjusted, causing her to fall and sustain various injuries); Tucker v. Whitaker Travel, Ltd., 620 F. Supp. 578 (E.D. Pa. 1985), aff'd mem. 800 F. 2d 1140 (3rd. Cir.), cert. denied 107 S. Ct. 578 (1986) (horse riding accident in the Bahamas).

Fourth Circuit: Honeycutt v. Tour Carriage, Inc., 997 F. Supp.

694 (1996) (tourist on package tour to Copper Canyon in Mexico thrown from horse and breaks ankle; tour operator not liable; " Because Plaintiff was in a far better situation to assess the situation she was in [steep terrain and unfit horses during horseback riding excursion] than GOGO Tours and Mann Travelers, they had no duty to warn her of a danger she could have observed but about which they knew nothing ").

State Law:

New York: Barber v. Princess Hotels International, Inc., 134 A.D. 2d 312, 520 N.Y.S. 2d 789 (1987) (guest of Acapulco Princess Hotel thrown from horse and seriously injured for which hotel not liable because horse riding incident " arranged by local Mexican residents having no affiliation with the hotel and since the accident occurred on property owned by the Mexican government defendants owed no duty to plaintiff ").

See also: Drunk tourist attacked by crocodiles, www.eturbonews.com (7/19/2015) (in Cancun Mexico at resort hotel).

123. See Breeden & Gilbert, 3 French Athletes Are Mourned After Argentine Air Crash, www.nytimes.com (3/10/2015) ("The three French athletes were flying in two helicopters...on their way into a remote gorge in northwestern Argentina for the filming of a new reality show, 'Dropped', in which they would be left to fend for themselves and find their way back to civilization. But the two helicopters touched briefly in midair and then fell to the ground").

124. See Philippe v. Lloyd's Aero Boliviano, 589 So. 2d 536 (La. App. 1992), rev'd 710 So. 2d 807 (La. App. 1998) (tour participant suffered bilateral cerebral hemorrhages, rupture of blood vessels in the brain and edema resulting from exposure to inadequate oxygen levels at high altitude and rapid decompression during flight in Bolivia).

125. See Tourists on a whale watching boat: 5 dead, 21 rescued, www.eturbonews.com (10/26/2015) ("The British Columbia, Canada, Coroners Service confirms 5 are dead after a whale watching boat capsized near Tofino. 27 people, mostly tourists, were on the vessel").

See also: King v. Car Rentals, Inc., 29 A.D. 3d 205, 813 N.Y.S. 2d 448 (2006) (car rental accident in Quebec, Canada); Lowy v. Heimann's Bus Tours, Inc., 240 A.D. 2d 548, 658 N.Y.S. 2d 452 (1997) (accident during bus tour in Quebec, Canada; U.S. based tour operator not liable).

126. See e.g.,

Third Circuit: Wolf v. Fico Travel, 2011 WL 5920918 (D.N.J. 2011) (members of Cutty Sharks Fishing Club traveled to Costa Rica on a fishing expedition...two of the travelers went out on the Don Carlo which capsized "due to turbulent and choppy" waters, one drowned and

one swam to shore).

Eleventh Circuit: *McLane v. Marriott International, Inc.*, 2013 WL 1810649 (S.D. Fla. 2013) (back injury sustained during fishing excursion in Costa Rica).

State Law:

Illinois: *Stein v. Rio Parismina Lodge*, 695 N.E. 2d 518 (Ill. App. 1998) (tourist purchased a fishing vacation tour to Costa Rica from travel agent Fish & Game Frontiers with accommodations at Rio Parismina Lodge; tourist joins fishing trip and is injured when his boat is swamped by waves as river empties into ocean).

127. See e.g.,

Third Circuit: *Hunt v. Global Incentive & Meeting Management, SA*, 2010 WL 3740808 (D.N.J. 2010) (same accident involving the Caldwells in Cancun; wrongful death of both plaintiffs; "The van, driven by...Castro and carrying the Hunts along with (the Caldwells) left the airport. Castro did not have a license to drive a motor vehicle...lost control of the van").

Sixth Circuit: *Caldwell v. CheapCaribbean.Com, Inc.*, 2010 WL 3603778 (E.D. Mich. 2010) (tourists being transported from "Cancun, Mexico airport to their hotel rooms in Cancun when a car collision took the lives").

Ninth Circuit: *Rockard v. Mexicoach*, 680 F. 2d 1257 (9th Cir. 1982) (bus accident in Tijuana, Mexico); *Velasco v. Americanos USA, LLC*, 2014 WL 266803 (C.D. Cal. 2014) (tour bus accident in Mexico); *Dubret v. Holland America Line Westours, Inc.*, 25 F. Supp. 2d 1151 (W.D. Wash. 1998) (cruise passengers purchased a shore excursion in Acapulco and while being transported by tour bus were severely injured in accident; bus chaperones having identified themselves as cruiseline's " representatives " was " insufficient to establish apparent authority ").

Eleventh Circuit: *Carnival Corporation v. Operadora Aviomar S.A.*, 2012 WL 3260310 (S.D. Fla. 2012) (employee of Carnival injured during an ATV shore excursion in Acapulco, Mexico owned and operated by Operadora Aviomar S.A.; motion to dismiss for lack of subject matter jurisdiction granted; contract between parties allowing Aviomar "a provider of land-based excursion at ports-of-call, to sell shore excursions to the passengers of plaintiff" is not a maritime contract which would invoke admiralty subject matter jurisdiction under 28 U.S.C. 1333).

District of Columbia Circuit: *Stromberg v. Marriott International, Inc.*, 2007 WL 4165428 (D.C. Cir. 2007) (" Appellant is a Norwegian citizen alleging claims arising from a taxi cab accident that occurred in Mexico while riding in a cab driven by a Mexican national and owned by a Mexican company); *Chung v. Chrysler Corp.*, 1995 WL 669183 (D.C.D.C. 1995) (students killed in rental car crash in Mexico).

State Law:

Arizona: *Mauer v. Cerkenvenik-Anderson Travel, inc.*, 181 Ariz. 294,

890 P. 2d 60 (1994) (student falls to death under steel wheels of party train to Mazatlan, Mexico).

California: DeRoche v. Commodore Cruise Line, Ltd., 31 Cal. Rptr. 2d 278 (Cal. App. 1994) (cruise passenger on shore excursion injured in motor scooter accident in Cozumel, Mexico); Pena v. Sita World Travel, Inc., 88 Cal. App. 3d 642, 152 Cal. Rptr. 17 (1978) (tour participant injured in Mexico when tour bus overturns).

Connecticut: Davies v. General Tours, Inc., 774 A. 2d 1063 (Conn. App. 2001) (tour participant broke ankle alighting from tour bus in Mexico).

Florida: Varey v. Canadian Helicopters Limited, Case Co: 95-13755-18 (Fla. Cir. Ct. Broward County) (cruise passengers drowned when helicopter crashes on return to Cozumel, Mexico from tour of ruins at Chichen Itza).

New York: Glasser v. Liberty Travel Service, inc., New York Law Journal, Sept. 6, 1991, p. 21, col. 5 (N.Y. Sup. 1991), aff'd 190 A.D. 2d 616, 593 N.Y.S/ 2d 820 (1993) (tour bus accident in Mexico); Blue v. General Tours, Inc., 15 CCH Aviation Cases 17,660 (N.Y. Sup. 1979) (tour bus accident in Mexico).

Texas: Hudson v. Continental Bus Systems, Inc., 317 S.W. 2d 584 (Tex. Civ. App. 1958) (bus accident in Mexico; discussion of liability theories); Casey v. Sanborns Inc. of Texas, 478 S.W. 2d 234 (Tex. App. 1972) (rental car accident in Mexico; Texas tour operator held itself out as being in charge and in control of Mexican service provider).

Wisconsin: Griffin v. Mark Travel Corp., 296 Wis. 2d 642, 742 N.W. 2d 900 (2006) (plaintiffs " claim that they were injured when a van in which they were riding from the Cancun, Mexico airport to their hotel crashed).

128. See Amtrak Train Derailment; Pennsylvania. See In Flegenheimer, McGeehan, Mouawad & Stolberg, *Amtrak Crash Illuminates Obstacles to Plan for Controlling Train Speeds*, www.nytimes.com (5/18/2015) it was noted that "Nearly seven years after Congress instructed the nation's railroads to install an automatic speed control system by the end of 2015, the crash of a speeding Amtrak train last week has laid bare the industry hurdles, regional rivalries and often dismal economies of rail safety. Miles of track on Southern California's commuter lines still lack the system years after 1 2008 crash that killed 25 people there, fueling the drive to install the technology, known as positive train controls. Chicago's commuter rails are not likely to have the safety system for years, while comparatively sleepy train service on Amtrak's Michigan line already has it...Rail safety experts have noted that far less costly upgrades, including an older braking system found on tracks opposite the site of last week's crash in Philadelphia, would have prevented high-speed derailments like this one. And they say that even with positive rain control, not all accidents can be avoided"; D'Annunzio, 'Indescribable Horror' of Amtrak Derailment Prompts Suits, www.law.com (5/18/2015) it was noted that "A cluster of lawsuits

against Amtrak stemming from last week's derailment that injured over 200 people and killed eight has been filed in Philadelphia"; In *Stolberg, Mouawad & Fitzsimmons, Amtrak Train Derailed Going 106 M.P.H. on Sharp Curve; at Least 7 killed*, www.nytimes.com (5/13/2015) it was noted that "An engineer jammed on the emergency brakes just seconds before Tuesday's fatal Amtrak derailment, but the train-traveling at 106 miles an hour, more than twice the speed limit-slowed only slightly, federal authorities said, before hurtling off its tracks, killing at least seven people and injuring more than 200. Survivors who emerged battered and bloodied described a chaotic scene, with passengers thrown against walls, furniture and one another, and luggage and other items and falling on terrified riders". In *Passarella, Valuing Damages in Amtrak Crash Made Trickier by \$200M Cap*, www.law.com (5/14/2015) it was noted that "Lingering over the liability claims expected to be raised by victims of the Amtrak 188 derailment is a 1997 federal law that creates a \$200 million damages cap to be paid out for any single railroad accident". In *Shear and Mouawad, Amtrak Says Shortfalls and Rules Delayed Its Safety System*, www.nytimes.com (5/14/2015) it was noted "The Amtrak train that derailed in Philadelphia on Tuesday night was equipped with an automatic speed control system that officials say could have prevented the wreck, which killed eight passengers and injured hundreds. But the system, which was tantalizingly close to being operational, was delayed by budgetary shortfalls, technical hurdles and bureaucratic rules, officials said Thursday".

129. See *Harvey v. Sav-U Car Rental*, 2010 WL 2949570 (D.V.I. 2010) (rental car accident in Virgin Islands); *Banks v. International Rental And Leasing Corp.*, 2008 WL 2149380 (D.V.I. 2008) (rental car accident in Virgin Islands).

130. See *Isbell v. Carnival Corp.*, 462 F. Supp. 2d 1232 (S.D. Fla. 2006) ("The excursion consisted of floating down a river in the rain forest in Belize, in and out of caves, while on an inner tube...During the course of the excursion, Plaintiff began to feel ill. Plaintiff's husband removed her life vest and noticed two small puncture wounds on her left upper arm...it was determined that Plaintiff had been bitten by a snake...On October 29, 2004 Plaintiff allegedly suffered a heart attack. Subsequently Plaintiff underwent a successful cardiac surgery...Plaintiff alleges that the snake bite and the treatment that she received as a result thereof have caused a 'myriad of long term physical and psychological effects that are compensable in this action'").

131. See *Mayer v. Cornell University*, 107 F. 3d 3 (2d Cir. 1977), cert. denied 1997 WL 336602 (1997) (bird watcher on Cornell University sponsored 28 day tour of Costa Rica drowns while snorkeling off Il DeCano in the Pacific Ocean; plaintiffs alleged that defendants were negligent, inter alia, in failing to have personnel trained in CPR and

life-saving techniques available to assist after the drowning and failing to make available and timely provide emergency medical care ").

132. See e.g.,

Second Circuit: *Valad v. Club Mediterranee, S.A.*, 84-CIV-1980 (LBS) (S.D.N.Y. 1980) (horse riding accident alleging failure to give proper riding instructions and failure to render proper medical care).

State Law:

California: *DeRoche v. Commodore Cruise Line, Ltd.*, 31 Cal. Rptr. 2d 278 (Cal. App. 1994) (a cruise ship passenger who was injured during a shore excursion in Mexico was treated and underwent surgery at a local Mexican clinic which the cruiseship doctor recommended. The treatment was substandard and upon returning to San Francisco, the passenger underwent additional surgery to correct the malpractice performed on him in Mexico).

133. See Hu, *Brisk Business at Bronx Hotel, Center of Legionnaires' Outbreak*, www.nytimes.com (8/27, 2015) ("The Opera House Hotel had to turn off its air-conditioning one hot day this month so that a cleaning crew could scrub away the Legionella bacteria lurking in the cooling tower on its roof...Not much else has changed at the hotel at the center of the worst outbreak of Legionnaires' disease in the city's history. Business has been, if anything a little brisker. Occupancy rates have hovered between 90 and 95 percent for the past two months, slightly higher than a year ago, the management said...The Opera House Hotel...remained open throughout the outbreak, which claimed 12 lives and sickened more than 120 people, including two hotel guests, before city health officials declared it officially over last week. City health officials identified the hotel's cooling tower as the source of the outbreak. Legionnaire's disease, often described as a severe form of pneumonia, is contracted by inhaling contaminated mist from water sources harboring Legionella bacteria...But for the most part, the Opera House Hotel seems to have escaped the notoriety and stigma that kept guests away from the Philadelphia hotel that was the site of the first outbreak of Legionnaires' disease in July 1976...In contrast, many guests staying at the Opera House Hotel this summer have shown no hesitation in wheeling their suitcases past its rooftop cooling tower, and the journalists camped out front. }softline'I think the hotel is more popular than before', said (Mr. X), who owns a CD shop next to the hotel. 'Now everybody knows about the Opera House. People are not afraid. They come no matter what'").

134. See Terrorists execute group of tourists in central Afghanistan, ETN (7/25/2014); Ahmed & Rosenberg, *Deadly Attack at Kabul Restaurant Hints at Changing Climate for Foreigners*, www.nytimes.com (1/18/2014); Nordland & Rosenberg, *Suicide Bomber Strikes Vehicles Carrying Foreigners in Kabul*, www.nytimes.com (9/18/2012) ("Fourteen people, 10 of them foreigners, were killed by a suicide bomber on Tuesday, bringing

to at least 28 the number of deaths attributed to unrest sweeping the Muslim world as a result of an amateurish video parodying the Prophet Muhammad").

135. See Air Algeria planes cashes in "high risk" flight zone, ETN (7/24/2014); Nossiter, Militants Seize Americans and Other Hostages in Algeria, www.nytimes.com (1/16/2013) ("Algerian officials said at least two people, including a Briton, were killed in the assaults which began with a predawn ambush on a bus"); Steinmetz, Report warns of new al-Qaeda hub in North African 'Arc of Instability', www.eturboneews.com (3/1/2013) ("A new report on terrorism in North Africa warns of a new al-qaeda hub for jihadi recruits and a potential launching pad for terrorist attacks...The report say al-Qaeda-led extremists attempted seizure of Mali's capital and their deadly attack on Algeria killed 37 foreign hostages resulted from a regional terrorism threat").

136. See See Tourist falls to his death while scaling crane in Brisbane, www.eturboneews.com (6/30/2015); Steinmetz, Deadly shark attacks killing tourism in Western Australia, www.eturboneews.com (7/19/2012).

137. See Steinmetz, Singaporean visitor dies while climbing Mount Batur, www.etuboneews.com (12/23/2012) ("A Singaporean tourist died suddenly while climbing Mount Batur on the resort island of Bali"); Steinmetz, One Australian visitor dies in Bali every nine days, www.eturboneews.com (8/12/2012) ("Consular officials say alcohol and drugs fuel many of the accidents, while nightclub fights are among the biggest cause of trouble for thousands of Aussies who fly to the tropical island every year. Information release by the Department of Foreign Affairs reveals 39 Australians died in Bali in 2011-12. Another 93 sought consular help after being taken to hospital while 36 were arrested, 18 jailed and eight needed support after being attacked...traffic accidents were the biggest cause of deaths after natural causes").

138. In Manik, Anand & Barry, *Bangladesh Attack Is New Evidence That ISIS Has Shifted Its Focus Beyond the Mideast*, www.nytimes.com (7/2/2016) it was noted that "Friday night's assault on the Holey Artisan Bakery in the diplomatic district of Dhaka, in which at least 20 hostages and two police officers were killed, marks a scaling up of ambition and capacity for Bangladesh's Islamist militancy...Among the dead...were nine Italians, seven Japanese, two Bangladeshis, one American and One Indian".

See also: Passenger train crashes into a tour bus leaving 9 dead, 50 injured, ETN (8/1/2014).

139. See *Shea v. Global Travel Marketing, Inc.*, 2003 WL 1916874 (Fla. App. 2003) (" The child, age eleven, was killed while on safari with his mother in Botswana. He was sleeping alone in a tent at a campsite when he was dragged from his tent and mauled by hyenas ") reversed

and remanded 908 So. 2d 392 (Fla. Sup. 2005).

See also: Steinmetz, Pilot, seven tourists die in Botswana charter plane crash, www.eturbonews.com (10/18/2011).

140. See *Petitt v. Boeing Co.*, 2010 WL 3861066 (N.D. Ill. 2010) (Kenya Airways aircraft crashes in Cameroon killing all 114 passengers onboard).

141. In Steinmetz, *Terror in Cape Verde Islands: Airport closed, 10 dead*, www.eturbonews.com (4/26/2016) it was noted that "Media reports in the Cape Verde islands off West Africa say Cape Verde's main airport and country's airspace have been closed after 8 soldiers and 3 civilians were found dead at army barracks on Tuesday. The website of local newspaper A Semana says two of the dead civilians are from Spain".

142. See In Wong, *Hundreds Missing After Chinese Cruise Ship Sinks on Yangtze*, www.nytimes.com (6/1/2015) it was noted that "Most of the 458 people aboard a chartered cruise ship in China were still missing on Tuesday morning, more than a dozen hours after the vessel sank during a torrential rainstorm along the central Yangtze River...Just 13 people had been rescued, local news media reported, making this perhaps the worst passenger maritime disaster in East Asia since the sinking of the South Korean ferry Sewol last year. The water where the boat sank is about 50 feet deep. Rescuers could hear the sounds of people trapped inside...Most of the passengers were 50 to 80 years old and had been traveling on a group tour...The ship capsized, with part of the hull above the surface of the water".

See e.g.,

Second Circuit: *Barkanic v. General Administrator of Civil Aviation*, 923 F. 2d 957 (2d Cir. 1991) ("On January 18, 1985, Peter Barkanic and Donald Fox, citizens of the District of Columbia and New Hampshire, respectively, were killed in the crash of a Chinese plane en route from Nanking to Beijing, China...").

(liability limited to \$20,000 applying Chinese law; Warsaw and Montreal Conventions do not apply to intra-country air transportation).

Foreign Law:

Great Britain: *Wong Mee Wan v. Kwan Kin Travel Services Ltd.*, 4 All. ER 745 (1995) (Hong Kong tourist drowns as a result of speedboat accident crossing a lake in China).

See also: Canadian tourist kills Chinese woman on the Great Wall, www.eturbonews.com (4/10/2015); Shenzhen airport car crash: Five dead, www.eturbonews.com (3/1/2015) ("At least five people died and 24 were injured when a red Mercedes-Benz sedan ploughed into a group of people on an overpass leading into Shenzhen Baoan International Airport"); Steinmetz, US and Taiwanese tourists killed in China's Hunan province, www.eturbonews.com (4/30/2013) ("tour bus "turned over and fell from

a cliff in China's Hunan province"); www.eturbonews.com (11/5/2012) (three Japanese tourists dead after being stranded overnight on the Great Wall); Santora, Two Americans Are Buried a Year After a Train Crash in China, www.nytimes.com (9/1/2012) ("A year ago Cao Erxing and his wife, Chen Zengrong, both 56, were killed in a high speed train crash in China...which left 40 people dead and 191 passengers injured in July 2011. The accident rattled the Chinese government and raised questions about the safety of the nation's high-speed rail system"); 51 Dead in China Travel Accidents, www.voanews.com (May 22, 2010) (bus and railroad accidents kill 51 persons and injure 71 other rail passengers).

143. See At least 60 dead in Congo train crash, ETN (4/24/2014); Linda, Another plane crash in Goma shakes Congo travelers, www.eturbonews.com (5/4/2013) ("A Fokker 50 aircraft owned and operated by...Compagnie Africaine d'Aviation, crashed this afternoon while attempting to land in Goma...killing at least 36 crew and passengers").

144. See Steinmetz, Seven dead in East Java tourist bus crash, www.eturbonews.com (5/8/2012).

145. In Walsh & Fahim, *EgyptAir Flight Believed to Have Crashed at Sea; Egypt Cites Possible Terrorism*, www.nytimes.com (5/19/2016) it was noted that "The EgyptAir red-eye from Paris to Cairo, an Airbus A320 jetliner less than half full had just entered Egyptian airspace early Thursday (when it) plunged 28,000 feet, disappearing from the radar screens of Greek and Egyptian air traffic controllers...Egyptian officials suggested that terrorism was a more likely cause for the disappearance than mechanical failure...The loss of the flight was the second civilian aviation disaster to hit Egypt in the past seven months"; Walsh, *Egypt Sends Submersible in Search for EgyptAir Jet's Black Boxes*, www.nytimes.com (5/22/2016) it was noted that "A statement from the Islamic State on Saturday failed to mention the EgyptAir crash, confounding speculations that the group, which claimed to have been behind the bombing of a Russian airliner in Sinai in October, might have been responsible"; Mexico 'dissatisfied' with Egypt's failure to probe the killing of tourists, www.eturbonews.com (5/13/2016) it was noted that "Mexico has expressed its dissatisfaction with the Egyptian government's response to an aerial bombing last year in which eight Mexican tourists were killed".

See Schmidt, Consensus Grows for Bomb as Cause of Russian Jet Crash, Officials Say, www.nytimes.com (11/8/2015) it was noted that "there was a mounting consensus among American intelligence officials that a bomb brought down the Russian airliner jet that crashed last month in the Sinai Peninsula in Egypt, killing all 224 people aboard". See also: Castle, Britain, Concerned About Russian Crash, Halts Sinai Flights, www.nytimes.com (11/4/2014); 'Rescue flights' to fly stranded British tourists out of Sharm el Sheikh, www.eturbonews.com

(11/5/2015); <http://www.eturbonews.com> <http://www.eturbonews.com> Stack, *Egypt Security Forces Accidentally Kill Mexican Tourists*, www.nytimes.com (9/13/2015) ("Egyptian security forces opened fire on a caravan of tourist vehicles in the country's Western Desert late Sunday night, killing at least 12 people from Mexico injuring 10 others, among them Mexican tourists and their Egyptian tour guides, officials said...The security forces said that they had believed that the vehicles were being used to transport terrorists. The statement said the group had been driving in a restricted area where unauthorized access is banned"; Thomas & Kirkpatrick, *Egyptian Military Said to Fire on Mexican Tourists During Picnic*, www.nytimes.com (9/14/2015) ("The convoy of four sport utility vehicles full of Mexican tourists about three hours southwest of Cairo on a typical adventure trip through the White Desert...with the blessing of their police escort, and the apparent added security of an Apache military helicopter buzzing on the horizon, the group pulled off for a picnic...Then the helicopter opened fire, killing at least a dozen people-including at least two Mexicans- while wounding a tourist police officer and at least nine others");

See also: *Guidi v. Inter-Continental Hotels Corp.* 203 F. 3d 180 (2d Cir. 2000) (" In October 1993 [the guests] were in Egypt on business. While eating dinner in the restaurant of the Semiramis Inter-Continental Hotel...all three men were shot by an Egyptian gunman named Farahat...In addition to the three Americans, Farahat shot a Syrian lawyer, a French lawyer and Italian judge "; defendants' *forum non conveniens* motion denied; plaintiff's emotional burden in being to litigate in Egypt must be considered); *Niv v. Hilton Hotels Corporation*, 2008 WL 4849334 (S.D.N.Y. 2008) (" This action arises out of the tragic events that took place on October 7, 2004 at the Hilton Taba Hotel in Taba City, South Sinai, Egypt when a terrorist drove a vehicle with explosives into the lobby of the hotel, causing an explosion and the hotel's collapse. Plaintiffs are 157 individuals who were guests or whose decedents were guests of the Hilton Taba Hotel on October 7, 2004. Plaintiffs contend that the Hilton Taba Hotel is 'a long-favored holiday destination ' for Israelis and that the hotel markets to Israeli tourists "; *Klinghofer v. S.N.C. Achille Lauro*, 795 F. Supp. 112 (S.D.N.Y. 1992) (cruise passenger in wheelchair murdered by PLO terrorists).

See also: *Shark attacks, kills German visitor in al-Qusair*, www.eturbonews.com (3/24/2015); *Two killed in Egyptian tourist resort bombing*, www.eturbonews.com (3/2/2015); *Sheikh & Fahim, Dozens Are Killed in Street Violence Across Egypt*, www.nytimea.com (10/6/2013); *Baran, Fatal hot-air balloon crash latest in Egypt's tourism setbacks*, *Travel Weekly*, May 4, 2013 p. 9 ("At least 18 foreign tourists were killed last week in a hot-air balloon crash near Luxor...caught on fire and crashed into a field (plunging 1000 feet)"); *Steinmetz, 1 Chinese tourist killed, 3 injured in Egypt*, www.eturbones.com (3/3/2013) ("A

mini-bus overturned Saturday morning on the highway from Egypt's Aswan to tourist attraction Abu Simbel, killing one Chinese tourist and leaving another 143 people on board injured-among them three Chinese nationals'); See Steinmetz, 19 tourists killed as hot air balloon explodes, crashes in Egypt, www.eturbonews.com (2/25/2013) ("19 foreign tourists were killed when a hot air balloon exploded and plummeted from the sky in southern Egypt...A total of 21 people were in the balloon when it fell about 300 meters...in the city of Luxor"); Steinmetz, Egyptian Jihadist leader calls for destruction of pyramids and the Sphinx, www.eturbonews.com (11/12/2012) ("El-Gohary, a Salafist Jihadist leader in Egypt, fought with the Taliban movement in Afghanistan in the 1990s...'We will demolish the pyramids and the Sphinx like we did with Buddha"); Linda, Why are terrorists attacking tourists?, www.eturbonews.com (4/17/2012) ("With the rebels, including Islamist factions preaching Sharia of Island, now in control of Timbuktu's streets, tourists may not return soon...On October 21, 1992, militants ambushed a tourist bus, killing a British woman and injuring two British men. The woman was the first foreigner to die in militant-related violence in Egypt...Egyptian militants considered this development real success as it got international attention about their fight against the then Egyptian government and it was an easy way to promote their struggle....To understand the trend of terrorism against tourism, one can cite the following terrorist attacks on tourists or tourism destinations to look at the similarities of these events (1) Gunmen in Ethiopia's arid north attacked a group of European tourists traveling in one of the world's lowest and hottest regions, killing five, wounding two and kidnaping two...(on) January 18, 2012. (2) The 2005 Sharm el-Sheikh attacks were a series of terror attacks on July 23, 2005, perpetuated by an Islamist organization, targeting the Egyptian resort city of oftlineCharm el-Sheikh...Eight-three people were killed, the majority of them Egyptians and over 200 were wounded by the blasts...(3) The 2003 Casablanca bombings were a series of suicide bombings on May 16, 2003...Forty-five people were killed...(12 suicide bombers and 33 victims)...(4) The Luxor Massacre refers to the killings of 62 people, mostly tourists that took place of November 17, 1997... the majority of attacks on tourists were in the poorest countries of the world where tourism could play a pivotal role to enhance economies"); Steinmetz, Eleven Hungarian tourists killed in Egypt, www.eturbonews.com (11/7/2011).

147. See Steinmetz, Two crashes in one weekend shock Africa's frequent flyers, www.eturbonews.com (6/4/2012) (147 passengers die in crash of Dana Air commercial aircraft in Lagos preceded by crash in Accra killing a dozen people)

148. See e.g.,

First Circuit: *Nowak v. Tak How Inc. Ltd.*, 1995 WL 521874
(D. Mass. 1995) (guest drowns in hotel pool in Hong Kong).

Ninth Circuit: Beaudu v. Starwood Hotels and Resorts Worldwide, Inc., 2005 WL 1877344 (W.D. Wash. 2005) (Marcel Beaudu, a FedEx international airline pilot experienced a heart attack and died at the Sheraton Hong Kong Hotel & Towers).

Foreign Law:

Great Britain: Wong Mee Wan v. Kwan Kin Travel Services Ltd., 4 All ER 745 (1995) (Hong Kong tourist drowns in boating accident crossing Chinese lake).

149. See Deadly rafting accident for tourist in Kashmir, ETN (5/9/2014); Sengupta, " At Least 100 Dead in India Terror Attacks ", The New York Times at nytimes.com, November 27, 2008

(" Coordinated terrorist attacks struck the heart of Mumbai, India's commercial capital, on Wednesday night, killing dozens in machine-gun and grenade assaults on at least two- five star hotels, the city's largest train station, a Jewish center, a movie theater and a hospital. Even by the standards of terrorism in India, which has suffered a rising number of attacks this year, the assaults were particularly brazen in scale and execution. The attackers used boats to reach the urban peninsula where they hit and their targets were sites popular with tourists. The Mumbai police said Thursday that the attacks killed at least 101 people and wounded at least 250. Guests who had escaped the hotels told television stations that the attackers were taking hostages, singling out Americans and Britons...Hours after the assaults began, the landmark Taj Mahal Palace & Tower Hotel, next to the famed waterfront monument the Gateway of India, was in flames. Guests banged on the windows of the upper floors as firefighters worked to rescue them. Fire also raged inside the luxurious Oberoi Hotel according to the police. A militant hidden in the Oberoi told India TV on Thursday morning that seven attackers were holding hostages there. ' We want all mujahedeen in India released and only after that we will release the people ', he said. Some guest, including two members of the European Parliament who were visiting as part of a trade delegation, remained in hiding in the hotels, making desperate cellphone calls, some of them, to television stations, describing their ordeal ").

See also: Steinmetz, Dutch tourist confesses to murdering British backpacker, www.eturbonews.com (4/9/2013) ("The Dutch tourist who was arrested for the alleged murder of a British woman...(who) had also been raped (and) stabbed ...repeatedly in the private parts, thighs and the abdomen"); Steinmetz, Tourist from Switzerland found dead in India hotel, www.eturbonews.com (10/14/2012) ("A 65-year-old tourist from Switzerland was found dead at a hotel in Pushkar town of Sunday"); Steinmetz, Indian Mujahideen bandits target growing tourism industry, www.eturbonews.com (12/5/2011) ("India's growing tourism industry is now on the radar of the Indian Mujahideen terror outfit which appears determined to project India being unsafe for tourists").

150. See Manado, Indonesia: 17 killed in a packed karaoke bar early

Sunday, www.eturbonews.com (10/25/2015) ("Seventeen people were killed in a fire that raced through a packed karaoke bar early Sunday on Indonesia's Sulawesi island, and 71 others were hospitalized for smoke inhalation").

In *Cochrane, Indonesian Plane Carrying 54 Is Declared Missing in Papua*, www.nytimes.com (8/16/2015) it was noted that "Rescue teams were searching Monday for the wreckage of an Indonesian commercial aircraft carrying 54 people that was believed to have crashed on Sunday amid inclement weather in the eastern region of Papua...Trigana Air Service (operated the aircraft and) has had 14 crashes-three of them resulting in fatalities-since it began operations in 1991, including a crash in 2006, also in Papua Province, that killed all 12 passengers and crew aboard, according to the Aviation Safety Network".

151. In *Hassan, Arango & Al-Jawoshy, Bombing Kills More Than 140 in Baghdad*, www.nytimes.com (7/3/2016) it was noted that "As celebrations for the Muslim holy month of Ramadan stretched past midnight into Sunday in central Baghdad, where Iraqis had gathered to eat, shop and just be together, a minivan packed with explosives blew up and killed at least 143 people-the third mass slaughter across three countries in less than a week".

152. See *Siegel v. Global Hyatt Corporation*, 2013 WL 5436610 (Ill. App. 2013) (suicide bomber blows up hotel in Jordan).

See also: Three French visitors killed in Jordan, ETN (3/10/2014); Steinmetz, Belgian visitors killed in Jordan coach accident, www.eturbonews.com (10/28/2012) ("Four Belgium tourists have been killed in a coach accident in central Jordan...vehicle carrying the tourists overturned after a collision with another vehicle").

153. See e.g.,

Third Circuit: *Abercrombie & Kent v. Carlson Marketing Group*, 1990 WL 20213 (E.D. Pa. 1990) (tour participants on safari tour killed when plane crashes into mountain in Kenya; passengers claims settled for \$3,000,000; indemnification sought).

State Law:

Washington: *Rizzutti v. Basin Travel Service*, 125 Wash. App. 602, 105 P. 3d 1012 (2005) (" In early 1999, Ms. Rizzuti contacted... (Basin Travel Agency) ") about booking travel on the Livingstone Safari, a package tour of Africa arranged by Amercrombie & Kent International (A&K) an Illinois based tour operator. The Livingstone Safari included roundtrip airfare from Los Angles and all transportation, accommodations, and meals during the 15-day tour of Africa...The Livingstone Safari included a flight between Nairobi, Kenya and Arusha, Tanzania, that A&K chartered on Northern Air. Ms. Rizzuti and all other passengers and crew were killed in early September 1999 when the Northern airplane crashed into Mount Meru ").

See also: See Somali Militants Kill 147 at Kenyan University, www.nytimes.com (4/2/2015); Steinmetz, German tourists killed in Kenyan plane crash, www.eturbonews.com (8/23/2012) ("Four people dies when a small passenger plane crashed on the runway in Kenya's renowned Masai Mara national park...There were 11 foreign tourists on board of the aircraft: five Germans, two Americans and two Czechs. Two Kenyan pilots and two German tourists were killed"); Steinmetz, Attack on British and Swiss Tourists in Kenya, www.eturbonews.com (11/7/2011) ("The attack took place north of Isiolo in an area with several games reserves that is also known for banditry"); Steinmetz, Terror attack in Nairobi disco leaves 14 wounded, www.eturbonew.com (10/24/2011) ("A grenade exploded in a nightclub in the bustling centre of Kenyan capital Nairobi...the attack came a week after Kenya launched a cross-border operation against al Qaeda-linked al Shabaab militants in Southern Somalia after a wave of kidnaps of foreigners on Kenyan soil"); Sayare, Frenchwoman Abducted in Kenya Dies, www.nytimes.com (10/21/2011) ("The woman, Marie Dedieu, 66, was dragged from a beachfront bungalow on Manda, an island that is a tourist destination... Witnesses said a small group of heavily armed Somalis beached their speedboat in front of her home...A recovering cancer patient and quadriplegic who had lived on the island for years, Ms. Dedieu was taken without her wheelchair or medication").

154. See Steinmetz, Despite new regulations drunken tubing goes on in Laos, www.eturbonews.com (9/17/2012) ("Attempts by Laos authorities to limit the damage caused by the tourist craze of 'tubing'-floating down river in the inner-tube of a tire-may have had mixed success. After a spate of tourist deaths on the Nam Song River in Vang Vieng, Laos, authorities from the capital have closed more than two dozen of the riverside and late-night island bars that are pit-stops for tubing tourists").

155. See British visitor vanishes in Malaysian jungle, ETN (6/1/2014); British tourist killed in Malaysia bus crash, ETN (4/20/2014).

156. See Maldives no longer safe for Israeli tourists?, ETN (7/30/2014) ("34 tourists were threatened and evacuated by Maldives security authorities on the Maldives holiday of Kaafu Thulusdhoo").

157. See Searcey, Nossiter, Gali & Sengupta, Hotel Attack in Mali Reverses Gains in Flight Against Extremism, www.nytimes.com ("With its marble floors, open atrium and lipstick-red lounge, the Radisson BLU Hotel served as a lifeline to the world, a gathering place where diplomats, contractors and others doing business in Mali, one of the poorest countries on earth, could all be found. Now, bullet holes pockmark the walls and blood is pooled on stairs...(the Radisson Blu is the site of a massacre in which terrorists killed 19 people").<http://www.nytimes.com>

See also: 2014 Mali Air Algeria MD-83 crash: Pilot was warned, www.eturbonews.com (4/4/2015) ("France's BEA crash investigation agency, which is helping Mali to investigate the crash that killed 116 people"); Steinmetz, How safe is Mali?, www.eturbonews.com (11/30/2011) ("Following the recent kidnaping of three tourists-one of which is a Dutchman-and the killing of a German in the town of Timbuktu in North Mali...His safe is Mali?").

158. See Myanmar ferry accident kills 21, www.eturbonews.com (3/14/2015) ("A passenger ferry has sunk off the coast of western Myanmar, leaving at least 21 people dead and 26 missing").

159. See Hundreds of European tourists still "not accounted for" in Nepal, www.eturbonews.com (5/2/2015) ("More than 6,200 deaths have been caused by the April 25 earthquake"); Steinmetz, Belgian tourist missing in Himalayas found dead with her head cut off, www.eturbonews.com (6/27/2012) ("A female hiker who went missing in the Himalayas was found ten days later with her head cut off...The Belgian's death in Langtan National Park, on the border with Tibet, is the latest in a string of assaults and disappearances of young women in Nepal's Himalaya national parks. The U.S. Embassy has now issued a warning against women trekking solo in the region"); Steinmetz, 19 dead in plane crash near Kathmandu, www.eturbonews.com (9/27/2012) ("Sita Air Dornier aircraft, which was carrying 16 passengers and three crew members, caught fire and crashed on Friday morning near Kathmandu airport. All 19 people...reportedly have died in the crash...the plane was heading to the city of Likla-a transit hub for the tourists and mountain climbers heading for Mount Everest").

160. See Tourist killed in brutal shark attack (off coast of New Caledonia), www.eturbonews.com (5/11/2015).

161. See Steinmetz, NZ police wants tourist warned after visitor killed in car crash, www.eturbonews.com (1/6/2013) ("A 61 year old Israeli woman died and two others were taken to Southland Hospital after their rented Toyota Corolla left the road and crashed into a tree"); Steinmetz, Mad Dog River Boarding fined over tourist's death, www.eturbonews.com (8/25/2009) ("A New Zealand court fined an adventure tourism company...and ordered it to pay reparations to the family of an English woman who drowned while river boarding. Mad Dog River Boarding pleaded guilty to two counts of negligence").

162. See Armed bandits hack French tourist to death in southeast Nigeria, www.eturbonews.com (6/5/2015); Amnesty International Shocking Report from Nigeria: Boko Haram, www.eturbonews.com (4/14/2015) ("At least 2,000 women and girls have been abducted by Boko Haram since the start of 2014 and many have been forced into sexual slavery and trained to fight"); Experts analyze terrorism bombing of Nigerian bus terminal, ETN

(4/21/2014); Steinmetz, Two crashes in one weekend shock Africa's frequent flyers, www.eturbonews.com (6/4/2012) (147 passengers die in crash of Dana Air commercial aircraft in Lagos, Nigeria preceded by crash in Accra, Ghana killing a dozen people).

163. See Steinmetz, North Korea blames Seoul for the death of Mt. Kumgang tourist, www.eturbonews.com (12/10/2012) ("North Korea...claimed the July 2008 shooting death of South Korean tourist by the North's troops at Mt. Kumgang resort was the 'product of a deliberate scheme' from Seoul...North Korea blames South Korea for failing to control visitors and insists the tours, which had been a substantial cash cow for the cash-strapped regime, must resume, even though the Stalinist country has adamantly refused to offer security guarantees or permit the South to investigate the incident").

164. See In Hassan, Inayat & Masood, *Keen Pain in Pakistan Over Lives 'Shattered Into Pieces'*, www.nytimes.com (3/28/2016) it was noted that "Extremist groups have long made a campaign of attacking religious or ethnic minorities in Punjab. The attack on Sunday was claimed by Jamaat-e-Ahrar, a splinter group of the Pakistan Taliban, which said it was targeting Christians who had gathered in the park for Easter...Most of the victims were working-class or poorer. The attack came just days after the National Assembly adopted a resolution to recognize Easter and the Hindu festivals of Holi and Diwali, as public holidays, in what some here saw as a vital call for tolerance and others saw as offensive in a state officially built on Islam. That gesture, too, was marred by the bomber's strike".

See also: DeFederico v. Marriott International, Inc., 2013 WL 1811872 (4th Cir. 2013) (terrorist attack on hotel in Pakistan).

See also: Pakistan train derails: 15 dead, over 100 injured, www.eturbonews.com (11/17/2015) ("At least 15 persons were killed and over 100 injured as a Rawalpindi-bound Jaffar Express derailed near Aab-e-Gum Railway Station in Bolan district Tuesday afternoon"). Suicide bomber attacks Pakistan-Zimbabwe cricket match, www.eturbonews.com (5/30/2015); Sea view beach tragedy: 24 bodies of tourists recovered so far, many still missing, ETN 8/1/2014); Terror attack on PIA flight-one woman killed, ETN (6/24/2014); Linda, Taliban killed 22 more in Mansehra, www.eturbonews.com (8/17/2012) ("After ruling Swat Valley for years and destroying the tourism industry, the Taliban has successfully established their base in another beautiful valley of Pakistan-Naran Valley-and they have killed 22 people on 3 passenger buses that (were) traveling on Karakoram Highway from the Babusar Pass"); Bradsher, "Analysts Say It Will Be Difficult to Shield Luxury Hotels From Terrorist Attacks", The New York Times, nytimes.com, December 1, 2008 (" For decades, luxury hotels have been an oases for travelers in developing countries, places to mingle with the local elite, enjoy a lavish meal or a dip in the pool and sleep

in a clean, safe room. But last week's lethal attack on two of India's most famous hotels-coming just two months after a huge truck bomb devastated the Marriott in Islamabad, Pakistan-have underlined the extent to which these hotels are becoming magnets for terrorists. Worse, hotel executives and security experts say that little can be done to stop extensively trained gunmen with, military assault rifles and grenades who launch attacks like the ones that left this city's Oberoi and Taj Mahal Palace & Tower strewn with bodies ").

165. See Philippines deadly ferry accident with 176 tourists and local passengers on board, www.eturbonews.com (7/2/2015) ("Kim Nirvana, a ferry heading from the central city of Ormoc to the island of Manotes in the Philippines, capsized with 173 tourists and passengers on board, killing at least 16 according to the Coast Guard stationed in Ormac". And in Antonio, Whatever Happened to...? Justice eludes 'Princess of the Stars' victims, <http://newsinfo.inquirer.net> (6/23/2015) it was noted that "The struggle for justice for hundreds of victims of the ill-fated *MV Princess of the Stars* is far from over. On June 21, 2008, the 23,824-ton ferry sailed from Manila...on a 22-hour trip to Cebu City, carrying 851 passengers ...when it ran into an approaching typhoon and keeled over. Only 32 survived the sinking, one of the Philippine's worst sea tragedies. The remains of 300 were later recovered, but another 400 remained missing...A total of 135 cases have been lodged in Manila and Cebu by families of the victims against Sulpicio Lines, seeking damages worth P1.04 billion for negligence and breach of contract of carriage...But no one has been held criminally liable for the disaster"; Two Chinese diplomats killed, one wounded in restaurant attack in Philippines, www.eturnonews.com (10/21/2015) ("China's consul general in the Philippines' second biggest city was wounded and two of his staff members were killed on Wednesday during a lunchtime gun attack at a restaurant, police said").

See also:<http://www.eturbonews.com> One Chinese tourist killed, another wounded in Manila shooting, ETN (5/5/2014); Philippines and Hong Kong settle row over killed tourists, ETN (4/25/2014); Steinmetz, German tourists, tour guide killed in Philippine volcano eruption, www.eturbonews.com (5/8/2013) ("Three German tourists and their Filipino tour guide were killed yesterday when the Mayon volcano exploded into life, spewing massive boulders 'as big as cars' and a giant ash cloud").

166. See Steinmetz, German tourists die in bizarre submarine accident in Red Sea, www.eturbonews.com (2/10/2012).

167. In Hubbard, *Suicide Bombings Hit 3 Cities in Saudi Arabia, One Near a Holy Site*, www.nytimes.com (7/4/2016) it was noted that "Bombings rocked three cities across Saudi Arabia on Monday, including near the Prophet's Mosque in the holy city of Medina...

The blasts in Saudi Arabia followed a bloody week in which terrorists attacks caused mass casualties in the largest cities of three predominantly Muslim countries: Turkey, Bangladesh and Iraq".

See More than 700 killed in massive hajj stampede near Mecca, www.eturbonews.com. (9/24/2015) ("A massive stampede killed at least 717 people and injured hundreds at the hajj in Saudi Arabia...in one of the worst-ever tragedies at the annual Muslim pilgrimage. The stampede, the second deadly accident to hit the pilgrims this month following a crane collapse in Mecca, broke out during the symbolic stoning of the devil ritual...Bodies of pilgrims wearing traditional white clothing were left scattered by the crush").

168. In Steinmetz, *Hotel under attack: 15 dead*, www.eturbonews.com (6/25/2016) it was noted that "It's a scene of terror and death on Saturday. The Naso Hablod Hotel in Mogadishu, Somalia is a hotel known with a high degree of safety and comfort for business travelers and tourists...At least 15 people are dead and 25 others are injured as a result of Saturday's car bombing and gun attack at the hotel".

In Steinmetz, *Deadly attack on Mogadishu Hotel*, www.eturbonews.com (6/1/2016) it was noted that "At least 10 killed, 25 injured in Mogadishu hotel attack. We understand the attack on a Mogadishu hotel started with a car bomb and gunfire followed".

See Seven people killed, hostages held at Mogadishu hotel, www.eturbonews.com (3/27/2015).

169. See Lerner, *Lion mauls Rye woman in S. Africa*, *The Journal News*, June 4, 2015, p. 1 ("A Rye native mauled to death by a lion in South Africa was about to start a two-week volunteer stint on a wildlife preserve dedicating to saving rhinoceroses and elephants...Kate Chapell was killed Monday when a lion dragged her from her car as she was riding through a safari park near Johannesburg...Lt. Col. Lungelo Dlamini, a spokesman for the police (said) 'The allegation is that while she was driving, the window was open and the lion attacked'. Simpson, the park spokesman, said opening windows is against park policy, and numerous signs-plus leaflets given to visitors-reinforce those rules. About 180,000 tourists visit the park every year").

See also: Steinmetz, *Two dead, dozens injured in South Africa tourist boat disaster*, www.eturbonews.com (10/14/2012) ("A Brit is reported to be among the dead after a seal-watching boat carrying 41 passengers capsized in rough waters of Cape Town...The locally-owned motorized boat (carried) regular whale, dolphin and seal watching tours"); Geldenhuys, *Crimes Against Tourists* www.servamus.co.za (4/30/2008) ("The escalation of crime in South Africa has caused feelings of fear among local foreign tourists who visit holiday resorts...Some tourist attacks that have made news headlines are the following: On 24 March 2008, 14 tourists from Canada, Britain and the USA were robbed at gunpoint by three men of money, cameras and

cellphones...On 24 January 2008 two German tourists were robbed in the Johannesburg City Centre. Three men forced open the windows of the vehicle the tourists were traveling in and stole passports, cameras...On 2 July 2005 a group of tourists...were attacked and held at knife point while on a hike just outside Port St. Johns...In 2000 a Polish honeymoon couple were brutally attacked at a look-out post at the Sterkfontein dam near Harrissmith. After murdering the groom, the criminals gang-raped the women on several occasions").

170. See S Korea court gives captain life sentence for murder, www.bbc.com (4/28/2015) it was noted that "An appeals court has sentenced the South Korean captain of the Sewol ferry to life in prison on a murder charge, strengthening an earlier conviction. Lee-Joon-seok was at the helm when the ferry went down in April 2014 killing more than 300 people, mostly children. He had been found guilty in November of gross negligence and sentenced to 36 years, but relatives of the dead were furious he was not convicted of murder".

171. See Cholera kills hundreds in South Sudan, 5000 children at risk, www.eturbonews.com (7/3/2015); Linda, Another Antonov crash rocks Sudan, www.eturbonews.com (10/7/2012) ("Sudan has suffered a significant number of civilian and military air accidents, often with former Soviet Union era aircrafts involved, as is the case here, and suspicions regularly focused on poor maintenance, often allegedly falsified maintenance records and lack of crew training on simulators...While many African countries have moved to ban the registration and in part even the use of these ancient aircraft, the Sudan-as has the Congo DR with an equally bad aviation record-has continued to permit the use of such stone age birds"). Steinmetz, Sudan airline crash kills 31, www.eturbonews.com (8/20/2012) ("The Sudan has one of the worst aviation accident records in Africa, often attributed to poor aircraft maintenance and the lack of regular crew training as required for commercial aviation and also the use of 'stone-age' generation Soviet era aircraft, which have long been banned from registration and use in many other jurisdictions"). See also: Clark, E.U. Expands Airline "Blacklist", www.nytimes.com (4/1/2010) ("The European Union on Tuesday banned all airlines from the Philippines and Sudan from flying into the region's airports, citing 'serious safety deficiencies' found by the United Nations and U.S. aviation authorities").

172. See *Sun v. Taipei Economic*, 2002 WL 464512 (9th Cir. 2002) (student drowns at Little Bay beach; failure to warn of " beach was dangerous because it was exposed to severe undertow, high waves and surf "); *Sun v. Taiwan*, 1998 WL 738002 (N.D. Cal. 1998), rev'd 201 F. 3d 1105 (9th Cir. 2000) (tourist drowns during recreational visit to Ken-Ting National Park).

See also: TransAsia passenger plane crashed in Taiwan, ETN

(7/23/2014).

173. See *Weinberg v. Grand Circle Travel LLC*, 2012 WL 4096611 (D. Mass. 2012) ("This negligence action...involves two Florida resident who planned an African safari vacation with a Massachusetts travel agent, only to become victims of a tragic hot air balloon crash in the Serengeti. One victim was killed in the crash and the other, the deceased's fiancée, sustained severe bodily injuries, allegedly due to the negligence of the balloon company...brought action against a Massachusetts company, Grand Circle Travel ('Overseas Adventure'), a Tanzanian corporation, Tourism and Public Relations Services Limited trading as Serengeti Balloon Safaris ('Tourism Services') and an English company, Serengeti Balloon Safaris, LTD ('Serengeti Balloon') seeking compensatory and punitive damages on claims of strict liability, negligence, gross negligence and recklessness"; motion of Tourism Services and Serengeti Balloon to dismiss for lack of personal jurisdiction granted; "It seems unfair that the Serengeti defendants can reap the benefits of obtaining American business and not be subject to suit in our country").

See also: Alcantara, Bomb attack hits Arusha church, killing one and injuring others, www.eturbonews.com (5/6/2013) ("suspected terror attack in Tanzania's northern tourist city of Arusha"); Linda, Another robbery gone wrong kills tourist in Dar es Salaam, www.eturbonews.com (9/25/2012) ("A visiting medical doctor from Greece, walking along the Ali Hassan Mwinyi Road in the center of Dar es Salaam with a number of her colleagues on Sunday, saw a car drive up to her, and then arms stretched from the window, grabbing hold of her handbag, dragging her to her death when attempting to speed away"); Linda, Bandits kill Dutch tourist and his guide at Serengeti National Park, www.eturbonews.com (6/25/2012) ("A Dutch tourist and a Tanzanian national were on Thursday killed by suspected bandits after the latter invaded the Ikona Wildlife Management Area on the outskirts of the Serengeti National Park").

See also: Steinmetz, Belgian tourist missing in Himalayas found dead with her head cut off, www.eturbonews.com (6/28/2012).
149.

174. See e.g., *Paulissen v. United States Life Insurance Co.*, 205 F. Supp. 2d 1120 (C.D. Cal. 2002) (climber ascending a mountain in the Himalayas in Tibet dies of high-altitude pulmonary edema).

175. See British tourist beaten to death in Thai prison, ETN (5/10/2014); Five tourists killed in Thai game reserve, ETN (3/14/2014); Happy New Year Thailand: 102 killed, 893 injured, first two days of Songkran 2014, ETN (4/14/2014); Steinmetz, Phuket police chief asks for help to reduce number of crimes against visitors, www.eturbonews.com (3/14/2013) (Phuket police chief "called for 5,000 more officers to help protect tourists from... 'mafia-style'").

crime...The figures revealed that seven ex-pats have been murdered in the resort since 2010 and that last year, foreigners were the victims of two rapes, 13 violent crimes, 13 attempted robberies and 46 cases of fraud. In the same year, 193 foreigners were also arrested for drinks, drugs drink driving offenses. The biggest cause of death to foreigners in the resort was drowning...with right deaths in 2012"); Steinmetz, Body of Dutch visitor found off Phuket's famous Patong Beach, www.eturbonews.com (1/13/2013) ("The body of a 17 year old Dutch tourist was found floating in the sea (had been) struck by solid object on the back of the skull"); Steinmetz, Thai suspect arrested over murder of UK visitor, www.eturbonews.com (1/2/2013) ("Police in Thailand arrested as man in connection with the killing of a British tourist who was shot dead at a New Year's Eve party after getting caught in the crossfire of agunfight between two local gangs"); Steinmetz, Australian and Canadian visitors die in Bangkok hotel, www.eturbonews.com (10/26/2012) ("An Australian and a Canadian tourist have been found dead in a Bangkok hotel after a suspected drug overdose"); Steinmetz, Korean tourist drowns in Phuket, www.eturbonews.com (9/30/2012); Steinmetz, 4 killed, 20 injured in Phuket nightclub inferno, www.eturbonews.com (8/17/2012) ("A fire ripped through a nightclub popular with foreign tourists in Thailand early Friday...Hospital workers said foreigners were among the casualties in the blaze at the Tiger disco on the island of Phuket"); Steinmetz, Four foreign tourists killed Phuket crash, www.eturbonew.com (3/6/2012) ("a pileup that brought the total toll in that area to 14 dead in three horror smashes in just over a month"); Steinmetz, German tourist killed while elephant trekking in Krabi, www.eturbonews.com (12/1/2011) ("A German woman has been killed in controversial circumstances in an elephant trekking tragedy in the [province of Krabi not far from Phuket...One tourist has been killed and two other tourists have been seriously injured...over the past two years in male elephant rampages").

176. See King & Hassan, State of Emergency declared in Tunisia, www.latimes.com (7/5/2015) p. A5 ("but the June 26 attack on the idyllic seaside town of Sousse, which killed at least 38 people, most of them British vacationers, coupled with Islamic militants' assault in March on a landmark museum in the capital, seemingly forced the government's hand"); Kirkpatrick, Tunisia Museum Attack Is Blow to Nation's Democratic Shift, www.nytimes.com (3/18/2015) ("Gunmen in military uniforms killed 19 people...in a midday attack of a museum in downtown Tunis...17 foreign visitors-including Polish, Italian, Spanish and German tourists").

177. In Arango, Tavernise & Yeginsu, *Victims in Istanbul Airport Attack Reflect City's International Character*, www.nytimes.com (6/29/2016) it was noted that "There were taxi drivers and a customs officer. And there was a Turkish couple who worked together, and died together, in the suicide attack Tuesday night at Istanbul Ataturk Airport that

killed dozens of people and wounded more than two hundred...the death toll from the attack had risen to 41...At least 23 were from Turkey...The victims reflected the cosmopolitan and international character of Istanbul whose airport is among the world's busiest, a hub for tens of millions of passengers each year connecting to Europe, the Middle East, Africa and beyond".

In Callimachi, *Turkey, a Conduit for Fighters Joining ISIS, Begins to Feel Its Wrath*, www.nytimes.com (6/29/2016) it was noted that "When the bodies of Islamic State fighters are recovered on the Syrian battlefield, the passports found on them have often been stamped in Turkey, which thousands of recruits pass through on their way to join the terror group. Fighters who call relatives abroad often do so using Turkish cellphone numbers, and when they need cash, the head to the Western Union offices in southern Turkey".

In Akyol, *What Comes After the Istanbul Airport Attack?*, www.nytimes.com (6/29/2016) it was noted that "The assault on the airport is the latest in a series of horrible traumas in Turkey. In the past year, the country has endured almost a dozen major terrorist attacks. Some were the work of the Islamic State, which kills in the name of God; others were the work of the Kurdistan Workers' Party or P.K.K., which kills in the name of the people".

Cruise Ships Stay Away From Istanbul

In Sloan, *More cruise lines cancel Istanbul calls in wake of attack*, www.usatoday.com (6/30/2016) it was noted that "Several cruise lines including Celebrity and Windstar on Wednesday canceled ship visits to Istanbul for the rest of the year...Also canceling calls in Istanbul for the rest of the year was Cunard".

In Steinmetz, *Bomb exploded! Istanbul close to University main campus*, www.eturbonews.com (6/7/2016) it was noted that "While Turkey remains a safe tourism destination, the security situation and perception for the travel and tourism world remain tough. Today the sad count are 11 people dead".

In *Car bomb explosion injures seven in Istanbul*, www.eturbonews.com (5/13/2016) it was noted that "Six soldiers and a civilian have been wounded after an explosives-laden car blew up near a military base in Turkey's port city of Istanbul, the latest in a spate of bombings this year".

See also: *Terror Attack In Turkey*, www.eturbonews.com (10/10/2015) it was noted that "tourists See Many dead at Central train station terror attack in Ankara, Turkey and local travelers arriving and leaving from Ankara's Central Railway station Saturday morning had

a horrifying experience when an alleged suicide bomber attacked outside the train station with two explosions at a road junction next to the train station"); Arango, Deadly Ankara Attack Not Enough to Unify a Polarized Turkey, www.nytimes.com (10/12/2015) ("two suicide bombers killed nearly 100 people").

See also: Women Alert to Travel's Darker Side, www.nytimes.com (5/23/2014) ("Ms. Sierra, a New Yorker and a first-time traveler abroad, disappeared...What happened to her is still a little unclear, but a Turkish man has reportedly confessed to killing her after supposedly trying to kiss her").

178. See *Haubner v. Abercrombie & Kent International, Inc.*, 351 Ill. App. 3d 112, 812 N.E. 2d 704, 285 Ill. Dec. 884 (2004) (" On March 1, 1999 Haubner and Rockwell were abducted from their tent and murdered by suspected Interhamwe rebels while vacationing at the Gorilla Forest Camp in the Bwindi Impenetrable Forest National Park...The complaint alleged that the Illinois A&K defendant owned and operated the Gorilla Forest Camp where the decedents were lodging. The complaint further alleged that the Illinois A&K defendants were negligent in failing to warn the decedents about various acts of civil unrest and armed violence occurring along the Ugandan border and in failing to provide adequate security at the Gorilla Forest Camp ").

179. See France charges Yemen Airways with manslaughter over 2009 crash, ETN (1/29/2014) ("France has charged Yemina Airways with manslaughter over a 2009 crash off the Comoros islands in which 152 people were killed...The 19-year old jet (A310) had been banned from French airspace").

180. See Zahori & Sukhanyar, Taliban Attack Lakeside Resort Hotel Near Kabul, Taking Families Hostage, www.nytimes.com (6/21/2012) (" As families ate a late dinner at a popular lakeside resort hotel here on a warm summer night, at least three Taliban shot their way into the compound, entered the dining room and took an unknown number of hostages").

181. See Nossiter, Militants Seize Americans and Other Hostages in Algeria, www.nytimes.com (1/16/2013) ("Algerian officials said at least two people, including a Briton, were killed in the assaults which began with a predawn ambush on a bus").

182. See Steinmetz, Dingo steals bag with cash and jewelry from British tourist, www.eturbonews.com (12/17/2012) ("A dingo has been put down after stealing a British tourist's bag containing cash and jewelry on a New South Wales beach...'It was established that this animal has been the subject of numerous complaints in the prior three months, jumping onto barbecues in the van park and approaching and stealing things from people").

183. See Thieves take \$350,000 from Australian hotel mogul, ETN (6/19, 2014).

184. In Manik, Anand & Barry, *Bangladesh Attack Is New Evidence That ISIS Has Shifted Its Focus Beyond the Mideast*, www.nytimes.com (7/2/2016) it was noted that "Friday night's assault on the Holey Artisan Bakery in the diplomatic district of Dhaka, in which at least 20 hostages and two police officers were killed, marks a scaling up of ambition and capacity for Bangladesh's Islamist militancy...Among the dead...were nine Italians, seven Japanese, two Bangladeshis, one American and One Indian".

185. In Steinmetz, *Terror in Cape Verde Islands: Airport closed, 10 dead*, www.eturbonews.com (4/26/2016) it was noted that "Media reports in the Cape Verde islands off West Africa say Cape Verde's main airport and country's airspace have been closed after 8 soldiers and 3 civilians were found dead at army barracks on Tuesday. The website of local newspaper A Semana says two of the dead civilians are from Spain".

186. See Visitors to Guanhzhou, China: Be aware of violent and deadly knife attacks, ETN (5/6/2014).

187. See Tourist in Dubai court for drugging, robbing businessmen, www.eturbonews.com (4/19/2015); Steinmetz, Ukrainian tourist arrested at Dubai airport for assaulting police officer, www.eturbonews.com (12/27/2012) ("A woman tourist insulted a female police officer and assaulted her with a water bottle while being detained at Dubai airport").

188. See In Walsh & Fahim, *EgyptAir Flight Believed to Have Crashed at Sea; Egypt Cites Possible Terrorism*, www.nytimes.com (5/19/2016) it was noted that "The EgyptAir red-eye from Paris to Cairo, an Airbus A320 jetliner less than half full had just entered Egyptian airspace early Thursday (when it) plunged 28,000 feet, disappearing from the radar screens of Greek and Egyptian air traffic controllers...Egyptian officials suggested that terrorism was a more likely cause for the disappearance than mechanical failure...The loss of the 1\flight was the second civilian aviation disaster to hot Egypt in the past seven months"; Walsh, *Egypt Sends Submersible in Search for EgyptAir Jet's Black Boxes*, www.nytimes.com (5/22/2016) it was noted that "A statement from the Islamic State on Saturday failed to mention the EgyptAir crash, confounding speculations that the group, which claimed to have been behind the bombing of a Russian airliner in Sinai in October, might have been responsible"; Mexico 'dissatisfied' with Egypt's failure to probe the killing of tourists, www.eturbonews.com (5/13/2016) it was noted that "Mexico has expressed its dissatisfaction with the Egyptian government's response to an aerial bombing last year in which eight Mexican tourists were killed".

See also: Schmidt, Consensus Grows for Bomb as Cause of Russian Jet Crash, Officials Say, www.nytimes.com (11/8/2015) it was noted that "there was a mounting consensus among American intelligence officials that a bomb brought down the Russian airliner jet that crashed last month in the Sinai Peninsula in Egypt, killing all 224 people aboard". See also: Castle, Britain, Concerned About Russian Crash, Halts Sinai Flights, www.nytimes.com (11/4/2014); 'Rescue flights' to fly stranded British tourists out of Sharm el Sheikh, www.eturbonews.com (11/5/2015); <http://www.eturbonews.com> Stack, *Egypt Security Forces Accidentally Kill Mexican Tourists*, www.nytimes.com (9/13/2015) ("Egyptian security forces opened fire on a caravan of tourist vehicles in the country's Western Desert late Sunday night, killing at least 12 people from Mexico injuring 10 others, among them Mexican tourists and their Egyptian tour guides, officials said...The security forces said that they had believed that the vehicles were being used to transport terrorists. The statement said the group had been driving in a restricted area where unauthorized access is banned"; Thomas & Kirkpatrick, *Egyptian Military Said to Fire on Mexican Tourists During Picnic*, www.nytimes.com (9/14/2015) ("The convoy of four sport utility vehicles full of Mexican tourists about three hours southwest of Cairo on a typical adventure trip through the White Desert...with the blessing of their police escort, and the apparent added security of an Apache military helicopter buzzing on the horizon, the group pulled off for a picnic...Then the helicopter opened fire, killing at least a dozen people-including at least two Mexicans- while wounding a tourist police officer and at least nine others");

See e.g.,

Third Circuit: *Hodes v. S.N.C. Achille Lauro ed Altri-Gestione*, 858 F. 2d 904 (3d Cir. 1988), cert. denied 480 U.S. 1001 (1987) (The Achille Lauro, Italian owned and flagged, was scheduled for an 11-day Mediterranean cruise, departing and returning to Genoa, Italy. While off the coast of Egypt, it was boarded and seized by Palestinian terrorists. The ships and its passengers were held hostage for three days. One passenger, an American citizen named Leon Klinghoffer, was murdered).

Second Circuit: *Klinghoffer v. S.N.C. Achille Lauro Ed Altri-Gestione*, 739 F. Supp. 854 (S.D.N.Y. 1990), rev'd and remanded 937 F. 2d 44 (2d Cir. 1991), on remand 795 F. Supp. 112 (S.D.N.Y. 1992) (Leon Klinghoffer, an elderly, wheelchair-bound American citizen, was murdered by Palestinian terrorists when he was thrown overboard apparently after biting a hijacker).

See also: Two killed in Egyptian tourist resort bombing, www.eturbonews.com (3/2/2015); Terror attack on Luxor tourist site

foiled, www.eturboneews.com (6/10/2015); Steinmetz, Bedouin tribesmen kidnap two American tourists in Sinai, www.eturboneews.com (7/19/2012); Steinmetz, Bedouin gunmen kidnap Brazilian tourists in Sinai, www.eturboneews.com (3/19/2012) ("Egypt's security sources say that two Brazilian visitors traveling through Egypt's Sinai Peninsula on Sunday have been abducted after a visit to an isolated mountain monastery"); Steinmetz, Kidnaped Korean tourists released in Egypt, www.eturboneews.com (2/13/2012) ("29 hours after they were kidnaped in Egypt's Sinai peninsula, three Korean tourists have been safely released"); Steinmetz, Two US tourists kidnaped in Sinai released, www.eturboneews.com "officials secured the release of two female American tourists and their guide").

189. See Linda, Ethiopian tourist abductions and attacks blamed on Eritrea, www.eturboneews.com (1/30/2012).

190. See Steinmetz, Fiji torture and beatings may put a damper on tourism, www.eturboneews.com (3/7/2013) ("The brutal beating and torture of prisoners in Fiji, captured on video, could prove a turn off for tourists").

191. See Islamic terrorists target Israeli tourists in India, ETN (19/22/2013); Steinmetz, Kidnappers set conditions for release of abducted Italian tourists, www.eturboneews.com (3/19/2012) ("New Delhi, India. The whereabouts of two Italian tourists kidnaped by Maoists from the Daringbadi area of Odisha's Kandhamal district remained unknown till Sunday evening").

192. In Hassan, Arango & Al-Jawoshy, *Bombing Kills More Than 140 in Baghdad*, www.nytimes.com (7/3/2016) it was noted that "As celebrations for the Muslim holy month of Ramadan stretched past midnight into Sunday in central Baghdad, where Iraqis had gathered to eat, shop and just be together, a minivan packed with explosives blew up and killed at least 143 people-the third mass slaughter across three countries in less than a week".

193. In Militant attack: 15 wounded in Jerusalem bus explosion, www.eturboneews.com (4/18/2016), it was noted that "The massive explosion occurred in Hebron Way, west Jerusalem, with police citing 'a militant attack' as the probably cause of the blast".

194. See e.g., *Dow v. Abercrombie & Kent*, 2000 U.S. Dist. LEXIS 7290 (N.D. Ill. 2000) (tourists on safari assaulted and robbed by bandits while camping in the Oloolo Escarpment in the Masai Mara reserve).

See also German tourist shot dead in Mombasa's Old Town, ETN (7/24/2014); Russian tourist murdered in Kenya, ETN (7/7/2014); Terrorism and Violence has escalated in Kenya with no end in sight,

ETN (7/6/2014); Gettleman, Kenya's Future Clouds as Tensions Rise and Tourists Flee, www.nytimes.com (6/27/2014); Kushkush & Bilefsky, www.nytimes.com (6/17/2014) ("second lethal attack on coastal village...has left 57 people dead"); Struggling Kenya's tourism hit by fresh travel advisories, ETN (5/25/2014); Hundreds of British holidaymakers evacuated after terror threat, ETN (5/15/2014); Another blast hits Kenya near Kasarani Sports Complex killing at least two and injuring scores more, ETN (5/4/2014); Kenya Forces Said to Be Securing Mall After Long Standoff, www.nytimes.com (9/13/2013); Two grenade attacks in Mombasa compound worries for tourism sector, ETN (5/3/2014); Linda, Mass attack on Malindi Casino leaves 8 dead and several injured, www.eturbonews.com (3/29/2013) ("a local terrorist group...attacked an Italian-owned casino last night in the wee hours"); Linda, Harissa Hotel in Kenya scene of another Al Shabab attack, www.eturbonews.com (1/20/2013) ("The attackers...drew their weapons, separated local patrons from upcountry guests before starting to shoot their victims"); Steinmetz, Attack on British and Swiss Tourists in Kenya, www.eturbonews.com (11/7/2011) ("The attack took place north of Isiolo in an area with several game reserves that is also known for banditry"); Steinmetz, Terror attack in Nairobi disco leaves 14 wounded, www.eturbonews.com (10/24/2011) ("A grenade exploded in a nightclub in the bustling centre of Kenyan capital Nairobi...the attack came a week after Kenya launched a cross-border operation against al Qaeda-linked al Shabaab militants in Southern Somalia after a wave of kidnaps of foreigners on Kenyan soil").

195. See *Simpson v. Socialist People Libyan Arab Jamahiriya*, 362 F. Supp. 2d 168 (D.C.D.C. 2005) (passengers held hostage were "informed that they would be shot if they attempted to leave").

See also: Kirkpatrick, Before Dangers at Sea, African Migrants Face Perils of a Lawless Libya, www.nytimes.com (4/27/2015) ("Human trafficking from Libya across the Mediterranean was a \$170 million business last year"); France and Britain orders citizens in Libya to leave now, ETN (7/28/2014); Two dead, planes damaged, control tower hit by rocket in airport attack, ETN (7/15/2014).

196. See Steinmetz, American tourist robbed and raped in Malaysia, www.eturbonews.com (3/13/2013) ("A 25-year-old American tourist was robbed and raped by two men after being taken on a 80km ride in a taxi"); Steinmetz, Moroccan tourists robbed in Penang, www.eturbonews.com (1/4/2013) ("Three Moroccan tourists who had just arrived at the Penang International Airport here were given a horrifying ride when their taxi driver robbed them and left them in a oil palm estate").

197. See Steinmetz, How safe is Mali?, www.eturbonews.com (11/30/2011) ("Following the recent kidnapping of three tourists-one of which is a Dutchman-and the killing of a German in the town of Timbuktu

in North Mail...How safe is Mali?"). See also: Schmitt, American Commander Details Al Qaeda's Strength in Mali, www.nytimes.com (12/3/2012) ("Al Qaeda's affiliate in North Africa is operating terrorist training camps in northern Mali and providing arms, explosives and financing to a militant Islamist organization in northern Nigeria, the top American military commander in Africa said on Monday. The affiliate, Al Qaeda in the Islamic Maghreb, has used the momentum gained since seizing control of the northern part of the impoverished country in March to increase recruiting across sub-Saharan Africa, the Middle East and Europe").

198. See Neo-Nazi group in Mongolia attacked tourists, www.eturbonews.com (4/5/2015) ("In Mongolia...several Chinese tourists were attacked by a Mongolian neo-Nazi group known as Khukh Mongol while traveling on the Burkhan Khaldun mountain").

199. See Mozambique: Rebel attacks ruining tourism, ETN (5/18/2014).

200. See Experts analyze terrorism bombing of Nigerian bus terminal, ETN (4/21/2014).

201. See In Hassan, Inayat & Masood, *Keen Pain in Pakistan Over Lives 'Shattered Into Pieces'*, www.nytimes.com (3/28/2016) it was noted that "Extremist groups have long made a campaign of attacking religious or ethnic minorities in Punjab. The attack on Sunday was claimed by Jamaat-e-Ahrar, a splinter group of the Pakistan Taliban, which said it was targeting Christians who had gathered in the park for Easter...Most of the victims were working-class or poorer. The attack came just days after the National Assembly adopted a resolution to recognize Easter and the Hindu festivals of Holi and Diwali, as public holidays, in what some here saw as a vital call for tolerance and others saw as offensive in a state officially built on Islam. That gesture, too, was marred by the bomber's strike".

See also: Two churches bombed during Sunday prayer service, www.eturbonews.com (3/15/2015); Suicide bomber attacked Pakistan-Zimbabwe cricket match, www.eturbonews.com (5/30/2015); Walsh, Assault on Pakistan Airport Signals Taliban's Reach and Resilience, www.nytimes.com (6/9/2014); Khan & Masood, A Deadly Week in Northwestern Pakistan Ends With a Car Bomb Blast, www.nytimes.com (9/29/2013); Steinmetz, Czech tourists kidnaped in Pakistan, www.eturbonews.com (3/13/2013) ("Unidentified gunmen...kidnaped two women tourists from the Czech Republic in Pakistan's insurgency-hit southwestern province of Balochistan"); Steinmetz, Swiss tourists claim they escaped from Taliban, www.eturbonews.com (3/19/2012) ("Two Swiss tourists have been found safe and well after an eight month ordeal as hostages of the Pakistani Taliban").

202. In Hubbard, *Suicide Bombings Hit 3 Cities in Saudi Arabia, One Near*

a Holy Site, www.nytimes.com (7/4/2016) it was noted that "Bombings rocked three cities across Saudi Arabia on Monday, including near the Prophet's Mosque in the holy city of Medina...

The blasts in Saudi Arabia followed a bloody week in which terrorists attacks caused mass casualties in the largest cities of three predominantly Muslim countries: Turkey, Bangladesh and Iraq".

203. In Steinmetz, *Hotel under attack: 15 dead*, www.eturbonews.com (6/25/2016) it was noted that "It's a scene of terror and death on Saturday. The Naso Hablod Hotel in Mogadishu, Somalia is a hotel known with a high degree of safety and comfort for business travelers and tourists...At least 15 people are dead and 25 others are injured as a result of Saturday's car bombing and gun attack at the hotel".

In Steinmetz, *Deadly attack on Mogadishu Hotel*, www.etorbonews.com (6/1/2016) it was noted that "At least 10 killed, 25 injured in Mogadishu hotel attack. We understand the attack on a Mogadishu hotel started with a car bomb and gunfire followed".

See also: Seven people killed, hostages held at Mogadishu hotel, www.eturbonews.com (3/27/2015).

204. See Geldenhuys, *Crimes Against Tourists* www.servamus.co.za (4/30/2008) ("The escalation of crime in South Africa has caused feelings of fear among local foreign tourists who visit holiday resorts...Some tourist attacks that have made news headlines are the following: On 24 March 2008, 14 tourists from Canada, Britain and the USA were robbed at gunpoint by three men of money, cameras and cellphones...On 24 January 2008 two German tourists were robbed in the Johannesburg City Centre. Three men forced open the windows of the vehicle the tourists were traveling in and stole passports, cameras...On 2 July 2005 a group of tourists...were attacked and held at knife point while on a hike just outside Port St. Johns...In 2000 a Polish honeymoon couple were brutally attacked at a look-out post at the Sterkfontein dam near Harrismith. After murdering the groom, the criminals gang-raped the women on several occasions").

205. See Linda, *Another robbery gone wrong kills tourist in Dar es Salaam*, www.eturbonews.com (9/25/2012) ("A visiting medical doctor from Greece, walking along the Ali Hassan Mwinyi Road in the center of Dar es Salaam with a number of her colleagues on Sunday, saw a car drive up to her, and then arms stretched from the window, grabbing hold of her handbag, dragging her to her death when attempting to speed away").

206. In Steinmetz, *Crimes on Tourists: Don't trust the media in Thailand*, www.eturbonews.com (5/1/2016) it was noted "Thailand is known to be a world class travel and tourism destination with an image of peace, smiling people, white sandy beaches...A recent brutal assault on three British tourists during the Thai New Year celebration known

as Songkran last month painted a very different picture".

See also: Songkran Thai New Year tourism season begins with a bomb attack today, www.eturbonews.com (4/11/2015); Steinmetz, Tourists canceling trips after 'Evil man from Krabi' video emerges, www.eturbonews.com (11/8/2012) ("Large numbers of tourists have cancelled their trips to Krabi after a video clip emerged as a sign of protest against provincial authorities who gave bail to a man accused of (beating and) raping a...27-year-old Dutch woman...in Ao Nang")...Another incident concerned teenagers attacking a tourist couple. The man was stabbed and wounded severely which his girlfriend barely escaped").

207. See King & Hassan, State of Emergency declared in Tunisia, www.latimes.com (7/5/2015) p. A5 ("but the June 26 attack on the idyllic seaside town of Sousse, which killed at least 38 people, most of them British vacationers, coupled with Islamic militants' assault in March on a landmark museum in the capital, seemingly forced the government's hand"); Steinmetz, French politician: Violent Islamist mobs attack tourists in Tunisia, www.eturbonews.com ("Tunisia is falling prey to violent Islamist mobs, a Franco-Tunisian politician from the L:oire valley has warned, after he narrowly escaped a 'lynching' when he returned to his native town for a family holiday"); Gladstone, Anti-American Protests Flare Beyond the Mideast, www.nytimes.com (9/14/2012) ("Anti-American rage that began last week over a video insult spread to nearly 20 countries across the Middle East and beyond...The anger stretched from North Africa to South Asia and Indonesia").

208. In Arango, Tavernise & Yeginsu, *Victims in Istanbul Airport Attack Reflect City's International Character*, www.nytimes.com (6/29/2016) it was noted that "There were taxi drivers and a customs officer. And there was a Turkish couple who worked together, and died together, in the suicide attack Tuesday night at Istanbul Ataturk Airport that killed dozens of people and wounded more than two hundred...the death toll from the attack had risen to 41...At least 23 were from Turkey...The victims reflected the cosmopolitan and international character of Istanbul whose airport is among the world's busiest, a hub for tens of millions of passengers each year connecting to Europe, the Middle East, Africa and beyond".

In Callimachi, *Turkey, a Conduit for Fighters Joining ISIS, Begins to Feel Its Wrath*, www.nytimes.com (6/29/2016) it was noted that "When the bodies of Islamic State fighters are recovered on the Syrian battlefield, the passports found on them have often been stamped in Turkey, which thousands of recruits pass through on their way to join the terror group. Fighters who call relatives abroad often do so using Turkish cellphone numbers, and when they need cash, the head to the Western Union offices in southern Turkey".

In Akyol, *What Comes After the Istanbul Airport Attack?*,

www.nytimes.com (6/29/2016) it was noted that "The assault on the airport is the latest in a series of horrible traumas in Turkey. In the past year, the country has endured almost a dozen major terrorist attacks. Some were the work of the Islamic State, which kills in the name of God; others were the work of the Kurdistan Workers' Party or P.K.K., which kills in the name of the people".

Cruise Ships Stay From Istanbul

In Sloan, *More cruise lines cancel Istanbul calls in wake of attack*, www.usatoday.com (6/30/2016) it was noted that "Several cruise lines including Celebrity and Windstar on Wednesday canceled ship visits to Istanbul for the rest of the year...Also canceling calls in Istanbul for the rest of the year was Cunard".

In Steinmetz, *Bomb exploded! Istanbul close to University main campus*, www.eturbonews.com (6/7/2016) it was noted that "While Turkey remains a safe tourism destination, the security situation and perception for the travel and tourism world remain tough. Today the sad count are 11 people dead".

In *Car bomb explosion injures seven in Istanbul*, www.eturbonews.com (5/13/2016) it was noted that "Six soldiers and a civilian have been wounded after an explosives-laden car blew up near a military base in Turkey's port city of Istanbul, the latest in a spate of bombings this year".

See also: *Terror Attack In Turkey*, www.eturbonews.com (10/10/2015) it was noted that "tourists See Many dead at Central train station terror attack in Ankara, Turkey and local travelers arriving and leaving from Ankara's Central Railway station Saturday morning had a horrifying experience when an alleged suicide bomber attacked outside the train station with two explosions at a road junction next to the train station"); Arango, *Deadly Ankara Attack Not Enough to Unify a Polarized Turkey*, www.nytimes.com (10/12/2015) ("two suicide bombers killed nearly 100 people").

See also: *Steinmetz, Istanbul tourist attractions attacked by heavily-armed gunmen*, www.eturbonews.com (12/1/2011).

209. See *Fear of terrorism in Central Asia*, ETN (12/10/2013) ("The ultimate target of Islamists is to launch an Islamic code of life on the patron of Saudi Arabia in the region including Pakistan, China, Afghanistan, Tajikistan, Uzbekistan, Turkmenistan, Kazakhstan and Russia").

210. See *Steinmetz, Vietnamese authorities: Ha Long Bay tourists being ripped off*, www.eturbinews.com (9/25/2012) ("Tour boats in Ha Long

Bay...have been banned from stopping at floating fishing villages during tour...the move was aimed at preventing tourist from being disturbed, overcharged or even ripped off which has become a common occurrence at private floating fishing houses").

211. See *Naghiu v. Inter-Continental Hotels Group, Inc.*, 165 F.R.D. 413 (D. Del. 1996) (during plaintiff's " stay as a guest of defendant's hotel in Zaire, Africa in March 1993, he was attacked in his room, causing him to suffer personal bodily injury and a loss of \$146,000 in property ").

212. See Linda, Tourists in Zanzibar advised to stay in resorts and use extreme caution, www.eturbonews.com (5/31/2012) (two Christian churches burned to ground by mobs of rioters).

213. See Steinmetz, Swiss tourist arrested in Zimbabwe for 'insulting' Mugabe, www.eturbonews.com (9/18/2012) ("a Swiss tourist was arrested at the border of insulting the President...Insulting Mugabe is an offense under sweeping security laws and prosecutions are common...A Zimbabwean carpenter was arrested in February after he questioned whether Mugabe still had the strength to blow up balloons at his 88th birthday").

214.184. See Klein, " After Attack, Cruise Ships Rethink Security ", Practical Traveler, N.Y. Times Sunday Travel Section, at p. 6 (December 4, 2005) (" Now the armed attack on the Seaborne Spirit off Somalia has the cruise industry checking its bearings on security. The Spirit was carrying 151 passengers and 161 crew members when it was fired upon at dawn from two small vessels off the Somalia coast ").

215. See Raped by an Uber driver in Sydney-a case of misleading body language?, www.eturbonews.com (10/22/2015) ("Uber issued a statement after a British tourist visiting Sydney, Australia was allegedly raped by a Uber driver. The Uber statement says: 'Our thoughts remain with the victim. We will do everything we can to work with police'...The Uber driver was charged with allegedly raping the young British tourist after he offered to drive her home from a Sydney bar").

216. Women Alert to Travel's Darker Side, www.nytimes (5/23/2014) ("A Norwegian woman was raped (then jailed, for having 'unlawful sex') in Dubai; she and the man accused in her attack were eventually pardoned last summer").

217. See Women Alert to Travel's Darker Side, www.nytimes (5/23/2014) ("a British woman said she was raped by a security guard in a luxury hotel in Egypt").

218. See Barry, In Indian Rapists' Neighborhood, Smoldering Anger and

Code of Silence, www.nytimes.com (3/8/2015); Barry, Man Convicted of Rape in Delhi Blames Victim, www.nytimes.com (3/3/2015); Women Alert to Travel's Darker Side, www.nytimes.com (5/23/2014) ("On Jan. 15, a Danish woman, 51, reported being raped at knife point in New Delhi. She said she had approached the seven or eight men who attacked her to ask for directions to her hotel"); Steinmetz, Female tourist jumps from hotel balcony to escape sexual assault in India, www.eturbonews.com (March 19, 2013) ("A British woman has been injured after jumping from a hotel balcony to escape from alleged harassment in Agra, India... The (British) Foreign Office recently updated its advice for women visiting India...they should use caution and avoid traveling on public transport, or in taxis or auto-rickshaws especially at night...Following an alleged gang rape of a Swiss tourist in Madhya Pradesh state last week, police arrested six people"); New Indian law against rape to include death penalty, www.eturbonews.com (2/5/2013) ("The new law against rape in India will help to control ever increasing trend of rapes").

219. See Women Alert to Travel's Darker Side, www.nytimes.com (5/23/2014) ("An American tourist was raped in a store in Israel last June").

220. See Steinmetz, American tourist robbed and raped in Malaysia, www.eturbonews.com (3/13/2013) ("A 25-year-old American tourist was robbed and raped by two men after being taken on a 80km ride in a taxi").

221. See 71 year old Canadian Tourist raped local boy in Nepal, www.eturbonews.com (3/2/2015).

222. See Steinmetz, Tourists canceling trips after 'Evil man from Krabi' video emerges, www.eturbonews.com (11/8/2012) ("Large numbers of tourists have cancelled their trips to Krabi after a video clip emerged as a sign of protest against provincial authorities who gave bail to a man accused of (beating and) raping a...27-year-old Dutch woman...in Ao Nang").

223. See e.g., Kidnaped Chinese tourist and Filipino worker freed in Malaysia, ETN (5/30/2014); Cost of maritime piracy has fallen but the plight of hostages remains of concern, ETN (5/8/2014) (discussion of the costs incurred from piracy off the coast of Somalia and in the Gulf of Guinea); Nossiter, Nigerian Islamist Leader Threatens to Sell Kidnaped Girls, www.nytimes.com (5/5/2014) ("The Nigerian Islamist group Boko Haram...claimed responsibility for the kidnaping of hundreds of school girls nearly three weeks ago"); Officials: Kidnaped tourist taken to jungle stronghold in southern Philippines, ETN (4/26/2014).

224. See Steinmetz, 24 Tourists rescued after falling into river in China, www.eturbonews.com (5/2/2013) ("A total of 24 tourists have been rescued after they fell into a river from a tilted suspension bridge

at a popular town in central China").

225. See Australian visitor dies while snorkeling in Fiji, ETN (5/26/2014).

226. See *Irwin v. World Wildlife Fund, Inc.*, 448 F. Supp. 2d 29 (D.C.D.C. 2006) (" Plaintiffs allege that in June of 2002, Missa arranged, through the Gabonese entity Cecotour, for a trip in a small wooden boat on a lagoon adjacent to Gamba for himself, Irwin and two others...a second boat...collided with the left side of plaintiffs' boat...The bow of the oncoming boat struck Ms. Irwin in the face, dislodging her orbital ridge and shattering her face. In addition, the bow of the oncoming boat hit metal supports in the boat Ms. Irwin occupied, and the metal supports impaled Ms. Irwin's skull and tattooed her skin...Ms. Irwin's injuries are long-term, severe, painful and extensive and they include: loss of sensation and motor function, complete loss of smell and diminished sense of taste, diminished cognitive skills, short-term and working memory loss, shattered sinuses...diminished ability to perceive visual depth ").

227. See *Ogawa v. U.S. Explore & Study, Inc.*, 2013 WL 2256220 (D. Guam 2013) (tourist dives into basin, hits head and is rendered quadriplegic; plaintiff's liability theories included "failing to provide appropriate warnings and instructions at the beginning of the tour and at the spot where the tour participants were encouraged to dive into the waterfall basin, that all entries into the water must only be feet first"; summary judgment for defendants denied).

228. See *Nowak v. Tak How Inc. Ltd.*, 1995 WL 521874 (D. Mass. 1995) (guest drowns in hotel pool in Hong Kong).

229. See *Lee v. Choice Hotels International, Inc.*, 2006 WL 1148755 (Del. Super. 2006) (" the Lees...residents of Seoul, South Korea, embarked upon a vacation tour of Southeast Asia. The tour was arranged by a South Korean travel agency, Freedom Travel. The tour was to include an afternoon and one night at the Quality Resort Waterfront City, Batam, Indonesia...Of particular interest to the Lees was the large free form pool with a sunken bar which was connected to the children's pool. The resort was advertised as family friendly...The boys ultimately entered the pool behind their parents but became separated...Bo Hyun found (his son) at the bottom of the large pool unconscious. No lifeguard was seen on duty during this period of time and no other staff assisted in finding Chan Young (who) suffered brain damage and is in a permanent vegetative state ").

230. See Steinmetz, Despite new regulations drunken tubing goes on in Laos, www.eturbonews.com (9/16/2012) ("After a spate of tourist deaths on the Nam Song River in Vang Vieng, Laos, authorities from the capital have closed more than two dozen of the riverside and late-night island

bars that are pit-stops for tubing tourists...floating down the Nam Song River in a large tractor-tyre innertube, stopping at the legion of jerry-built bars on the waterside for free shots of drugs, has become a popular pastime").

231. See *Furuoka v. Dai-Chi Hotel*, 2002 N. Mar. I. LEXIS 8 (2002) (swimming pool accident at hotel in the Mariana Islands; " It is undisputed that the hotel did not have a lifeguard on duty and that [local law] required a lifeguard to be provided by the hotel ").

232. See *Addy v. Club Med*, 1997 WL 30205 (E.D. La. 1997) (couple honeymoon at Club Med facility in Tahiti whereat they were injured during scuba excursion).

233. See *Sun v. Taipei Economic*, 2002 WL 464512 (9th Cir. 2002) (student drowns at Little Bay beach; failure to warn of " beach was dangerous because it was exposed to severe undertow, high waves and surf "); *Sun v. Taiwan*, 1998 WL 738002 (N.D. Cal. 1998), rev'd 201 F. 3d 1105 (9th Cir. 2000) (tourist drowns during recreational visit to Ken-Ting National Park).

234. See Steinmetz, Korean tourists injured in speedboat crash off Pattaya, www.eturbonews.com (4/24/2013); Steinmetz, Korean tourist drowns in Phuket, www.eturbonews.com (9/30/2012) ("A 29-year-old Korean tourist on holiday in Phuket has died while snorkeling off Phi Phi Island").

235. See Tourist falls to his death while scaling crane in Brisbane, www.eturbonews.com (6/30/2015).

236. See *Lachina v. Pacific Best Tours, Inc.*, 1996 WL 51193 (S.D.N.Y. 1996) (tour participant falls into manhole at Chinese airport during tour).

237. See e.g.,

First Circuit: *Paredes v. Princess Cruises, Inc.*, 1 F. Supp. 2d 87 (D. Mass. 1998) (cruise passenger injured during shore excursion in tour van accident in Egypt).

Eleventh Circuit: *Sachs v. TWA Getaway Vacations, Inc.*, 125 F. Supp. 2d 1368 (S.D. Fla. 2000) (tourist slips and falls disembarking tour bus in Egypt; " Defendant further asserts that it did not act negligently in selecting Destination Egypt as an independent contractor responsible for the provision of ground-handling services for its ' Best of Egypt ' tour. Defendant claims that it entered into a contract with Destination Egypt based upon [its] ' reputation in the travel industry as one of the largest and best ground service providers in Egypt '...since January 1994, approximately, 4,000 individuals have participated in the ' Best of Egypt ' tour and that during that time period Defendant has never received any reports that

any of the 4,000 tour participants had any problems with boarding or disembarking from any of the motorcoaches provided by Destination Egypt ").

State Law:

California: Sanders v. Nabila Tours & Cruises, No. AO79884 (Cal. App. 1st Dept May 1, 1998) (tourist injured during tour of Catacombs Hala in Egypt).

New Jersey: Slotnick v. Club ABC Tours, Inc., 2013 WL 830865 (N.J. Super. L. 2013) (slip and fall during tour of a cave; liability theories of tour operators and travel agents for torts of independent contractors).

New York: Elsis v. TWA, 1989 N.Y. Misc. LEXIS 899 (N.Y. Sup. 1989 (Nile cruise boat burns to the waterline requiring passengers to jump into the river leaving their possessions in the burning boat; " defendants undertook a duty to provide a cruise ship with expected safety features such as life boats and preservers ").

238. See Lavine v. General Mills, Inc., 519 F. Supp. 332 (N.D. Ga. 1981) (tour participant slips and falls on slippery rock in Fiji Islands).

239. See Brasher, " Hong Kong Tourism Battered by Outbreak ", N.Y. Times Sunday Travel Section, p. 4 (April 13, 2003) (The skyscrapers and the verdant hills ringing one of the world's loveliest natural harbors are still here, but most of the tourists have been scared off by an outbreak of the new and deadly disease called SARS, for severe acute respiratory syndrome ").

240. See Carney v. Singapore Airlines, 1996 WL 598667 (D. Ariz. 1996) (tourist falls into steaming hot liquid in volcanic sulphur pit in Indonesia).

241. See Fosman, The Law of the Tourist's Country or the Forum Law when awarding Damages?, Travel Law Journal, Issue 2, p. 47 (1995) ("The suit was filed by the parents of a 17 year old American, John Cohen, who suffered injuries in a fall while touring Israel, when he was taken together with a group of youngsters by the Tour Guide in the Golan Heights on a path explicitly marked 'forbidden' falling deeply into a canyon and suffering brain damage almost complete(ly) paralyzed and unable to speak...the (Israeli Supreme Court) reduced damages (from \$6,863,585.42) to \$4,137,037.77 (in accordance with New York State standards for compensatory damages including loss of future earnings and reduced pain and suffering damages from "\$250,000 to \$60,000-which according to the Court is more in (line) with the Israeli Standards...set by Israeli Courts for its inhabitants").

242. See Walton v. Fujitsa Tourist Enterprises, 380 N.W. 2d 198 (Minn. App. 1986) (tourist slips and falls at Japanese hotel).

243. See *Slotnik v. Club ABC Tours, Inc.*, 2012 N.J. LEXIS 194 (N.J. Super. 2012) (slip and fall during tour of Jordan).

244. See *Ross v. Trans National Travel*, 1990 WL 79229 (D. Mass. 1990) (tourist purchased safari tour of Kenya U.S. based tour operator through U.C.L.A. Alumni Association and during safari injures back and sued U.S. based tour operator and Kenyan safari operator).

245. See *Taniguchi v. Kan Pacific Saipan, Ltd.*, 132 S. Ct. 1997 (2012) ("Kouichi Taniguchi, a professional baseball player in Japan...was injured when his leg broke through a wooden deck during a tour of (a resort located in the Northern Mariana Islands owned by Kan Pacific Saipan, Ltd.)").

246. See *Larsen v. Hyatt International Corporation*, 2011 WL 6937366 (Guam Sup. 2011) (a Guam resident "sprained his ankle while walking off the driveway of the Hyatt Resort and Casino in Manila, Philippines"; motion by defendants U.S. Hyatt International Corporation and Hotel Hotels Corporation to dismiss for lack of personal jurisdiction denied pending limited jurisdictional discovery).

247. See 1000 pilgrims evacuated from burning Mecca hotel, www.eturbonews.com (9/15/2015) ("About 1,000 Asian pilgrims were evacuated early on Thursday from their hotel in the Saudi city of Mecca, hit by a fire that injured two people...The hajj has been almost incident-free for the past decade, but at least 107 people, including some from Asia, died on Friday when a construction crane collapsed on Mecca Grand Mosque").

248. See *Connolly v. Samuelson*, 671 F. Supp. 1312 (D. Kan. 1987) (tour participant injured during walking tour of Saba Saba Reserve in South Africa).

249. See *Lhotka v. Geographic Expeditions, Inc.*, 181 Cal. App. 4th 816, 104 Cal. Rptr. 844 (2010), cert denied 131 S. Ct. 288(2010) (37 year old decedent "died of an altitude-related illness while on a GeoEx expedition up Mount Kilimanjaro").

See also: Steinmetz, British tourist dies after climbing Mount Kilimanjaro, www.eturbonews.com (2/10/2012) ("A British man collapsed and died just a few minutes after reaching Africa's highest peak, Mount Kilimanjaro, the climb which he wished to fulfill during his lifetime...trip organized by Team Kilimanjaro, a company which specializes in climbing holidays on the mountain").

250. See Korean tourists hurt in Turkish hot-air balloon crash, www.etrubonews.com (3/11/2015).

251. See *Isham v. Pacific Far East Line, Inc.*, 476 F. 2d 835 (9th Cir. 1973) (passenger broke both wrists in accident while being transported ashore to Wake Island).

252. See Italian tourist viciously mauled by Rottweiler, www.eturbonews.com (7/12/2015); Crocodile bites golfer at Australian tourist resort, www.eturbonews.com (4/14/2015); Tourists warned about deadly crocodile attacks in Australia, ETN (6/8/2014); Steinmetz, Tourists spend 22 hours trapped up a tree hiding from crocodiles, www.eturbonews.com (1/21/2013) ("Four Dutchmen who spent a terrifying day trapped up a tree hiding from a crocodile finally rescued yesterday-luckily with only bites from mosquitoes and sand flies"); Steinmetz, British tourist wrestles 6.5 foot shark away from paddling children, www.eturbonews.com (1/20/2013) ("British tourist came to the rescue of a group of paddling toddlers as he wrestled a shark heading towards them").

253. See *MacLachlin v. Marriott Corporation*, New York Law Journal, January 18, 1994, p. 29, col. 2 (N.Y. Sup. 1994) (" Plaintiff and a friend...Yorke booked the Q8 Marriott Vacation Tour under Marriott's Honored Guest's Awards Program (HGA) which, inter alia, included air-fare to Egypt and a stay at the Cairo Marriott Hotel & Casino (the Cairo Marriott). Plaintiff and Yorke claim that upon arriving at the Cairo Marriott, they arranged to take various tours through the Marriott tour desk. Plaintiff alleges that on the morning of August 25, 1991, Abou Aziza (Aziza), the Cairo Marriott bell captain, stated that he could arrange a tour of the Sound and Light Show at the Pyramids that evening, to which the plaintiff and her companion agreed. Plaintiff contends that Aziza subsequently drove her and Yorke to a stable and informed them that a horse or camel were the only means available to reach the Pyramids. Plaintiff maintains that she explained to Aziza that she was afraid to ride a camel but was assured by Aziza that the camel and the camel path were ' perfectly safe ' and that a trained handler would guide the camel along the route. Plaintiff alleges that her camel was subsequently tied to Yorke's camel and they were led down the trail by a young boy (the Camel Guide), a practice plaintiff avers was not in keeping with Egyptian law which requires one adult handler per camel. Plaintiffs claim that the path she was taken on was rocky, unlevel and strewn with debris, and that the Camel Guide continually beat the legs of both camels to prod them along. At some point, plaintiff avers that her camel stumbled and tripped, ' probably on some rocks or debris ' and with a loud cry the camel threw her into the air. Plaintiff landed on the rocky road where she remained until Aziza assisted her into his car and drove to the Pyramid Hospital. The fall allegedly caused plaintiff to break six ribs and fracture her pelvis...Even assuming that Aziza arranged the Pyramid Tour on his own accord, the allegations of plaintiff concerning how she was offered and subsequently booked the camel trip by the Bell Captain in the lobby of the Caro Marriott and subsequently driven to the camel stable in

what appears to a an official Cairo Marriott car, in addition to Marriott's brochures which promoted the Q8 vacation and lauded the preferential treatment plaintiff and her companion would receive, raise factual issues as to whether defendant should be estopped from disclaiming liability for the negligence of an independent contractor...and as to whether that contractor's negligence was the proximate cause of plaintiff's injuries. Contrary to defendant's contention, the question is not whether plaintiff was a sophisticated traveler and was at fault, but, rather was the employee of Marriott's subsidiary negligent in the performance of his official duties and whether such duties included the planning, arranging and booking of the ill-fated camel ride to the Pyramids "). See also: Steinmetz, EgyptAir passenger bitten by a snake on plane, www.eturbonews.com (12/3/2012) ("An EgyptAir pilot made an emergency landing...after a snake bit a Jordanian passenger. The snake was apparently concealed in his luggage").

254. See *Hall v. Voyagers International Tours, Inc.*, 2007 WL 2088878 (N.D.N.Y. 2007)(" This action stems from the death of Donald Hall...when he was trampled by a wild elephant during a photographic safari operated by Wilderness Safaris Namibia in Namibia...There is evidence in the record that, if believed by a jury, would support a determination of direct negligence on the part of Voyagers...there is evidence that would support a determination that Voyagers was vicariously liable for the conduct of Wilderness under a theory of apparent agency or agency by estoppel ").

255. See *Tourist killed in brutal shark attack (off coast of New Caledonia)*, www.eturbonews.com (5/11/2015).

256. See *Lerner, Lion mauls Rye woman in S. Africa*, *The Journal News*, June 4, 2015, p. 1 ("A Rye native mauled to death by a lion in South Africa was about to start a two-week volunteer stint on a wildlife preserve dedicating to saving rhinoceroses and elephants...Kate Chapell was killed Monday when a lion dragged her from her car as she was riding through a safari park near Johannesburg...Lt. Col. Lungelo Dlamini, a spokesman for the police (said) 'The allegation is that while she was driving, the window was open and the lion attacked'. Simpson, the park spokesman, said opening windows is against park policy, and numerous signs-plus leaflets given to visitors-reinforce those rules. About 180,000 tourists visit the park every year").

See also: Steinmetz, *German tourist badly injured by white rhino in SA Park*, www.eturbonews.com (11/15/2012) ("A white rhino badly injured one German tourist when it charged a group of visitors on a morning walk in South Africa's famous Kruger National Park").

257. See *Australian tourists injured in wasp attack*, *ETN* (7/28/2014).

258. See Steinmetz, German tourist killed while elephant trekking in Krabi, www.eturbonews.com (12/1/2011) ("A German woman has been killed in controversial circumstances in an elephant trekking tragedy in the [province of Krabi not far from Phuket...One tourist has been killed and two other tourists have been seriously injured...over the past two years in male elephant rampages").

259. See Chinese tourist killed in Tasmanian crash, ETN (4/18/2014).

260. Steinmetz, Investigators trying to determine cause of Lion Air Crash, www.eturbonews.com (4/16/2013) ("All 108 people on board survived Saturday's crash, which has renewed questions about how safe it is to fly in Indonesia...The plane snapped in half as it crashed and came to rest in shallow water near the airport").

261. See Passenger train crashes into a tour bus leaving 9 dead, 50 injured, ETN (8/1/2014).

262. See Wong, *Hundreds Missing After Chinese Cruise Ship Sinks on Yangtze*, www.nytimes.com (6/1/2015) it was noted that "Most of the 458 people aboard a chartered cruise ship in China were still missing on Tuesday morning, more than a dozen hours after the vessel sank during a torrential rainstorm along the central Yangtze River...Just 13 people had been rescued, local news media reported, making this perhaps the worst passenger maritime disaster in East Asia since the sinking of the South Korean ferry Sewol last year. The water where the boat sank is about 50 feet deep. Rescuers could hear the sounds of people trapped inside...Most of the passengers were 50 to 80 years old and had been traveling on a group tour...The ship capsized, with part of the hull above the surface of the water".

See e.g.,

Second Circuit: *Barkanic v. General Administrator of Civil Aviation*, 923 F. 2d 957 (2d Cir. 1991) (" On January 18, 1985, Peter Barkanic and Donald Fox, citizens of the District of Columbia and New Hampshire, respectively, were killed in the crash of a Chinese plane en route from Nanking to Beijing, China...(liability limited to \$20,000 applying Chinese law; Warsaw and Montreal Conventions do not apply to intra-country air transportation).

Foreign Law:

Great Britain: *Wong Mee Wan v. Kwan Kin Travel Services Ltd.*, 4 All. ER 745 (1995) (Hong Kong tourist drowns as a result of speedboat accident crossing a lake in China).

See also: www.eturbonews.com (11/5/2012) (three Japanese tourists dead after being stranded overnight on the Great Wall); Santora, Two Americans Are Buried a Year After a Train Crash in China, www.nytimes.com (9/1/2012) ("A year ago Cao Erxing and his wife, Chen Zengrong, both 56, were killed in a high speed train crash in China...which left 40

people dead and 191 passengers injured in July 2011. The accident rattled the Chinese government and raised questions about the safety of the nation's high-speed rail system"); 51 Dead in China Travel Accidents, www.voanews.com (May 22, 2010) (bus and railroad accidents kill 51 persons and injure 71 other rail passengers).

263. See At least 60 dead in Congo train crash, ETN (4/24/2014)

264. See e.g.,

Eleventh Circuit: *Sachs v. TWA Getaway Vacations, Inc.*, 125 F. Supp. 2d 1368 (S.D. Fla. 2000) (tour participant injured disembarking tour bus in Egypt).

State Law:

California: *Goldner v. Abercrombie & Kent International, Inc.* (Cal. Super. Ct., Los Angeles Co., June 1, 1998, No. BC 183207) slip op. (granting motion to compel arbitration and stating case; plaintiff rendered paraplegic in slipping of vehicle during tour in Western Desert of Egypt).

New York: *Elses v. TWA*, 22 CCH Aviation Cases 17,806 (N.Y. Sup. 1989) (tour participants on Nile river boat cruise forced to jump into river when boat burns to the waterline; tour operator may be liable for failure to detect obvious defects in ship's safety).

See also: Russian tourists injured in bus crash in Egypt, ETN (5/7/2014).

265. See e.g.,

Ninth Circuit: *Rollins v. Maui Dreams Dive Company*, 2010 WL 4386755 (D. Hawaii 2010) ("while on a shark dive in Fiji she suffered severe injuries to her hand due to a faulty ladder").

State Law:

New York: *Braka v. Travel Assistance International*, 7 Misc. 3d 1019 (N.Y. Sup. 2005) (" plaintiff and his wife [on an extended honeymoon] were seriously injured in a car accident while vacationing in Fiji. Upon learning of the accident, plaintiff's parents flew to Fiji...there was a determination made that plaintiff was not receiving adequate medical treatment and, therefore, he needed to be transported via air ambulance back to the United States...parents paid for the transportation at a cost of approximately \$350,000 ").

266. See *Chan v. Society Expeditions, Inc.*, 123 F. 3d 1287 (9th Cir. 1998), cert. denied 118 S. Ct. 906 (1998) (plaintiffs purchased a cruise and boarded ship in Tahiti and the " next day passengers were ferried in inflatable raft called a Zodiac to Makatea, a coral atoll located in French Polynesia " during which the Zodiac capsized drowning the driver and one passenger and severely injuring the plaintiffs).

267. See *Irwin v. World Wildlife Fund, Inc.*, 448 F. Supp. 2d 29 (D.C.D.C. 2006) (plaintiffs injured in boat collision in Gabon)

268. See *Auster v. Ghana Airways, Ltd.*, 514 F. 3d 44 (D.C. Cir. 2008) (passengers injured when Ghana Airways flight crashed while flying between two cities in Ghana).

269. See Indian High Speed Passenger train under deadly terror attack, ETN (6/25/2014); India travel alert: Another 11 tourists dead at fatal bus accident, ETN (6/17/2014); Indian passenger train ripped by deadly bomb attack, ETN (5/1/2014).

270. See also: Steinmetz, German tourists killed in Kenyan plane crash, www.eturbonews.com (8/23/2012) ("Four people dies when a small passenger plane crashed on the runway in Kenya's renowned Masai Mara national park...There were 11 foreign tourists on board of the aircraft: five Germans, two Americans and two Czechs. Two Kenyan pilots and two German tourists were killed").

271. See Accident involving tourists: High-speed ferry HongKong-Macau, ETN (6/13/2014) (high speed ferry slams into breakwater in Macau injuring 57 passengers).

272. See British tourist killed in Malaysia bus crash, ETN (4/20/2014).

273. See *Winter v. I.C. Holidays, Inc.*, New York Law Journal, Jan. 9, 1992, p. 23, col. 4 (N.Y. Sup. 1992) (tour bus accident).

274. See Searcey, Nossiter, Gali & Sengupta, Hotel Attack in Mali Reverses Gains in Flight Against Extremism, ("With its marble floors, open atrium and lipstick-red lounge, the Radisson BLU Hotel served as a lifeline to the world, a gathering place where diplomats, contractors and others doing business in Mali, one of the poorest countries on earth, could all be found. Now, bullet holes pockmark the walls and blood is pooled on stairs... (the Radisson Blu is the site of a massacre in which terrorists killed 19 people"). <http://www.nytimes.com>

See also: 2014 Mali Air Algeria MD-83 crash: Pilot was warned, www.eturbonews.com (4/4/2015) ("France's BEA crash investigation agency, which is helping Mali to investigate the crash that killed 116 people").

275. See *Davies v. General Tours, Inc.*, 1999 WL 712917 (Conn. Sup. 1999) (tour participant injured in tour bus accident in Morocco).

See also: Passenger bus crash: 31 young athletes dead, www.eturbonews.com (4/10/2015).

276. See Myanmar ferry accident kills 21, www.eturbonews.com (3/14/2015) (" A passenger ferry has sunk off the coast of western Myanmar, leaving at least 21 people dead and 26 missing"); Steinmetz, Passenger Jet with foreign tourists crash-landed, www.eturbonews.com (12/25/2012) ("A Myanmar passenger jet packed with foreign tourists

crash-landed and burst into flames...killing two people and injuring 11 others").

277. See Steinmetz, 19 dead in plane crash near Kathmandu, www.eturboneews.com (9/27/2012) ("Sita Air Dornier aircraft, which was carrying 16 passengers and three crew members, caught fire and crashed on Friday morning near Kathmandu airport. All 19 people...reportedly have died in the crash...the plane was heading to the city of Likla-a transit hub for the tourists and mountain climbers heading for Mount Everest").

278. See Steinmetz, NZ police wants tourist warned after visitor killed in car crash, www.eturboneews.com (1/6/2013) ("A 61 year old Israeli woman died and two others were taken to Southland Hospital after their rented Toyota Corolla left the road and crashed into a tree"); Steinmetz, Chinese tourist impaled by fence pole in NZ bus crash, www.eturboneews.com (1/14/2013) ("A 17 year old tourist was been impaled in the chest by a fence post after the bus he was a passenger in crashes...near Roturia").

279. See Philippines deadly ferry accident with 176 tourists and local passengers on board, www.eturboneews.com (7/2/2015) ("Kim Nirvana, a ferry heading from the central city of Ormoc to the island of Manotes in the Philippines, capsized with 173 tourists and passengers on board, killing at least 16 according to the Coast Guard stationed in Ormoc". And in Antonio, Whatever Happened to...? Justice eludes 'Princess of the Stars' victims, <http://newsinfo.inquirer.net> (6/23/2015) it was noted that "The struggle for justice for hundreds of victims of the ill-fated *MV Princess of the Stars* is far from over. On June 21, 2008, the 23,824-ton ferry sailed from Manila...on a 22-hour trip to Cebu City, carrying 851 passengers ...when it ran into an approaching typhoon and keeled over. Only 32 survived the sinking, one of the Philippine's worst sea tragedies. The remains of 300 were later recovered, but another 400 remained missing...A total of 135 cases have been lodged in Manila and Cebu by families of the victims against Sulpicio Lines, seeking damages worth P1.04 billion for negligence and breach of contract of carriage...But no one has been held criminally liable for the disaster"; Two Chinese diplomats killed, one wounded in restaurant attack in Philippines, www.eturbonews.com (10/21/2015) ("China's consul general in the Philippines' second biggest city was wounded and two of his staff members were killed on Wednesday during a lunchtime gun attack at a restaurant, police said").

280. See Steinmetz, Two dead, dozens injured in South Africa tourist boat disaster, www.eturboneews.com (10/14/2012) ("A Brit is reported to be among the dead after a seal-watching boat carrying 41 passengers capsized in rough waters of Cape Town...The locally-owned motorized boat (carried) regular whale, dolphin and seal watching tours").

281. See S Korea court gives captain life sentence for murder, www.bbc.com (4/28/2015) it was noted that "An appeals court has sentenced the South Korean captain of the Sewol

ferry to life in prison on a murder charge, strengthening an earlier conviction. Lee-Joon-seok was at the helm when the ferry went down in April 2014 killing more than 300 people, mostly children. He had been found guilty in November of gross negligence and sentenced to 36 years, but relatives of the dead were furious he was not convicted of murder".

282. See Linda, Another Antonov crash rocks Sudan, www.eturbonews.com (10/7/2012) ("Sudan has suffered a significant number of civilian and military air accidents, often with former Soviet Union era aircrafts involved, as is the case here, and suspicions regularly focused on poor maintenance, often allegedly falsified maintenance records and lack of crew training on simulators...While many African countries have moved to ban the registration and in part even the use of these ancient aircraft, the Sudan-as has the Congo DR with an equally bad aviation record-has continued to permit the use of such stone age birds"); Steinmetz, Sudan airline crash kills 31, www.eturbonews.com (8/20/2012) ("The Sudan has one of the worst aviation accident records in Africa, often attributed to poor aircraft maintenance and the lack of regular crew training as required for commercial aviation and also the use of 'stone-age' generation Soviet era aircraft, which have long been banned from registration and use in many other jurisdictions").

See also: Clark, E.U. Expands Airline "Blacklist", www.nytimes.com (4/1/210) ("The European Union on Tuesday banned all airlines from the Philippines and Sudan from flying into the region's airports, citing 'serious safety deficiencies' found by the United Nations and U.S. aviation authorities").

See also: <http://europa.eu/rapid/pressRelease> (4/17/2012) ("The European Commission has adopted today (April 3, 2012) the 19th update of the European list of air carriers banned (in the EU)").

283. See Steinmetz, 31 Chinese visitors injured in Taiwan tour bus crash, www.eturbonews.com (9/25/2012) ("A tour bus carrying 35 Chinese nationals from Beijing overturned in Hualien County yesterday afternoon, leaving three passengers seriously injured and 28 with minor injuries").

284. See Weinberg v. Grand Circle Travel LLC, 2012 WL 4096611 (D. Mass. 2012) ("This negligence action...involves two Florida resident who planned an African safari vacation with a Massachusetts travel agent, only to become victims of a tragic hot air balloon crash in the Serengeti. One victim was killed in the crash and the other, the deceased's fiancée, sustained severe bodily injuries, allegedly due to the negligence of the balloon company...brought action against a Massachusetts company, Grand Circle Travel ('Overseas Adventure'), a Tanzanian corporation, Tourism and Public Relations Services Limited trading as Serengeti Balloon Safaris ('Tourism Services') and an English company, Serengeti Balloon Safaris, LTD ('Serengeti Balloon') seeking compensatory and punitive damages on claims of strict liability, negligence, gross negligence and recklessness"; motion of

Tourism Services and Serengeti Balloon to dismiss for lack of personal jurisdiction granted; "It seems unfair that the Serengeti defendants can reap the benefits of obtaining American business and not be subject to suit in our country").

See also: Steinmetz, Tourists escape death after dramatic ocean rescue, www.etrubonews.com (8/21/2012) ("According to a regular source from the Tanzanian coast, three foreign tourists had to be pulled from the sea, as their boat, sailing from Pangani to Zanzibar sank after running into heavy weather...In recent years Tanzania has been struck by a series of ferry accident, on Lake Victoria and between Zanzibar and Pemba Island").

285. See *Stone v. Pacific Delight Tours*, New York Law Journal, Dec. 27, 1978, p. 1, col. 4 (N.Y. Sup. 1978) (accident when trishaw over turns into ditch).

286. See Korean tourists hurt in Turkish hot-air balloon crash, www.etrubonews.com (3/11/2015).

287. See e.g.,

Eleventh Circuit: *Esfeld v. Costa Crociere*, 289 F. 3d 1300 (11th Cir. 2002) (cruise passenger on shore excursion injured in tour van accident in Da Nang, Vietnam; lawsuit against Italian cruise line).

State Law:

Florida: *Pearl Cruises v. Cohon*, 728 So. 2d 1226 (Fla. App. 1999) (cruise passengers injured in automobile accident during shore excursion in Da Nang, Vietnam).

288. See *Munn v. Hotchkiss School*, 2012 U.S. Dist. LEXIS 40787 (D. Conn. 2013) (15 year old student on a school trip in China when she was infected with an insect-borne disease leaving her permanently disabled; school found to have failed to warn of risk of insect-borne disease and to take adequate precautions; jury

289. See *Boyle v. Starwood Hotels & Resorts Worldwide, Inc.*, 2013 WL 5731729 (N.Y.A.D. 2013) (contraction of Legionnaire's disease during stay at hotel located in Dubai").

290. See *Lavine v. General Mills, Inc.*, 519 F. Supp. 332 (N.D. Ga. 1981) (tourist purchases package tour featuring trip to Australia and New Zealand with an optional 3 day ocean cruise from New Zealand to the Fiji Islands provided by Blue Lagoon; participant in disembarking cruise ship slips and falls on slippery rock on beach in Fiji Islands; refuses local medical care and returns to the United States for emergency medical treatment; plaintiff claims that defendants negligently " failed to provide to her adequate medical care, equipment, supplies or staff to handle known medical emergencies ").

291. Nossiter, Fear of Ebola Breeds a Terror of Physicians, 2 Americans Test Positive for Ebola in Liberia, www.nytimes.com (7/27/2014).

292. See *Morris v. Princess Cruises, Inc.*, 236 F. 3d 1061 (9th Cir. 2001) (sick passenger removed from cruise ship to Aradhana Intensive Care and Nursing Home in Bombay, India where she kept in filthy conditions for six hours and then transferred to Breach Candy Hospital in Bombay after being forced to pay \$1,200 to leave the nursing home. " Mrs. Morris testified to the wretched conditions prevailing at the Aradhana facility. There was half an inch of urine on the floor, flies and roaches were everywhere. There was no medical equipment of any kind there ").

See also: Protecting against the swine flu in India, www.eturbonews.com (3/17/2015).

293. See Steinmetz, Dengue Fever outbreak reported from Kenya coast, www.eturbonews.com (3/25/2013) ("Health officials were quoted (as) confirming at least 15 cases of Dengue Fever at the Kenya coast").

294. See Nossiter, Fear of Ebola Breeds a Terror of Physicians, 2 Americans Test Positive for Ebola in Liberia, www.nytimes.com (7/27/2014); Ebola Examines: The History of a Viral Scourge, <http://hlconverge.com> (6/30/2014); Canadians respond to Ebola outbreak in Liberia with rapid generosity, ETN (4/28/2014).

295. See Tourism Alert: Deadly MERS virus spread to Lebanon, ETN (5/9/2014).

296. See Urgent Nigeria tourism alert: Ebola is deadly and is now in Nigeria, ETN (7/26/2014).

297. See Travel and tourism threat: Killer virus Middle East Respiratory Syndrome (MERS) is spreading, ETN (4/27/2014) ("Saudi Arabia, where MERS was discovered around two years ago and which remains the country most affected. Has now had 323 confirmed cases of MERS, of which 94 have been fatal").

298. See Nossiter & Cowell, Ebola Virus Is Outpacing Efforts to Control It, World Health Body Warns, www.nytimes.com (8/1/2014); Ebola: Deadly, no cure, no vaccine-WHO team in Sierra Leona fighting virus, ETN (5/29/2014).

299. See MERS fears hit flight bookings to South Korea, www.eturbonews.com (6/11/2015) ("The first case in South Korea of MERS, a virus which produces cold-like symptoms including fever, cough and breathing difficulties, was reported on May 20, 2015").

300. See Cholera kills hundreds in South Sudan, 5000 children at risk, www.eturbonews.com (7/3/2015).

301. See Linda, Fresh ebola outbreak hits Uganda, www.eturbonews.com (11/14/2012) ("ebola has yet again reappeared and already claimed two victims in the Luwero District in Uganda"); Linda, Marburg outbreak in Uganda should not be a threat to tourists, www.eturbonews.com (10/24/2012) ("Five people have died and several dozen more are under confinement and quarantine to avoid the spread of the disease further, in a similar approach which last month saw the successful elimination of an Ebola outbreak. Both diseases are suspected to have been brought into the country through refugees from Congo, who fled the intense fighting in the border region with Uganda and Rwanda").

302. See Albania tourism: Two Czech tourists murdered enjoying Albania's mountain region, www.eturbonews.com (7/4/2015).

303. See In re Ski Train Fire In Kaprun Austria On November 11, 2000, 499 F. Supp. 2d 437 (S.D.N.Y. 2007) (" These cases arise from a disaster that occurred on November 11, 2000 in which a ski train in Kaprun, Austria caught fire, killing 155 people ").

See also: Steinmetz, Russian tourist dies in Austrian avalanche, www.eturbonews.com (12/20/2012) ("Coming down from the mountain, the man entered into the avalanche and was instantly covered with two meters of snow").

304. In Rubin, Breeden and Raghavan, *Strikes Claimed by ISIS Shut Brussels and Shake European Security*, www.nytimes.com (3/22/2016) it was noted that "Bombs packed with nails terrorized Brussels on Tuesday in the deadliest assault on the European heartland since the Islamic State's attacks on Paris four months ago, hitting the airport and subway station in coordinated attacks that were also claimed by the militant extremist group...At least 30 people were killed by two blasts at the Brussels airport departure area around 8:00AM and one in a subway station shortly after 9. The police found at least one other unexploded bomb in a search of a Brussels house hours later"; Rubin, De-Freytas-Tamura & Breeden, *Brothers Among 3 Brussels Suicide Attackers; Another Assailant Is Sought*, www.nytimes.com (3/23/2016) it was noted that "The Brussels suicide bombers included two-Belgium-born brothers with a violent criminal past and suspected links to plotters of the Islamic State's Paris attack last November...raising new alarms about Europe's defenses against a militant organization that has terrorized two European capitals with seeming impunity".

See also: Nossiter, *A Shot, a Glimpse of an AK-47, and U.S. Servicemen Pounced in Gunman on Train in France*, www.nytimes.com (8/22/2015) ("It was 5:45 p.m., a normal Friday afternoon on the sleek high-speed train that takes high-level European diplomats, businesspeople, tourists and ordinary citizens between Amsterdam, Brussels and Paris...The man with the gun kept going down to carriage,

holding his AK-47 and a Luger pistol. In a pocket was a sharp blade capable of inflicting grievous harm. He had at least nine cartridges of ammunition, enough for serious carnage. Alek Skarlatos, a specialist in the National Guard from Oregon vacationing in Europe with a friend in the Air Force, Airman First Class Spencer Stone and another American, Anthony Sadler, looked up and saw the gunman. Mr. Skarlatos, who was returning from a deployment in Afghanistan, looked over at the powerfully built Mr. Stone, a martial arts enthusiast. 'Let's go, go'! He shouted...Their actions saved many lives on the train, which was packed with over 500 passengers... The attack took place in Oignies, near the historic town of Arras". And in Breeden, *Americans and Briton Receive Top French Honor for Stopping Train Gunman*, www.nytimes.com (8/24/2015) it was noted that "President Francois Hollande of France on Monday awarded the Legion of Honor, France's highest award, to three Americans and a Briton for their role in stopping a gunman on a high-speed train to Paris from Amsterdam on Friday".

See also: Steinmetz, Five killed, 19 injured in Belgium tour bus crash, www.eturbonews.com (4/16/2013).

305. See Erlanger, 10 Years After London Bombings, Warnings of a Greater Threat, www.nytimes.com (7/7/2015) ("As Britain mourned the 52 civilians killed 10 years ago in its most devastating terrorist attacks, government officials warned on Tuesday that the threat of terrorism had only increased, though its nature has shifted. Four suicide bombers linked to Al Qaeda detonated explosives on a London bus and on three subway trains in the attacks on July 7, 2005. About 700 people were wounded").

306. See Steinmetz, Israeli tourists killed in Bulgarian bus bombing, www.eturbonews.com (7/19/2012) ("Israeli officials say that seven people died (30 were injured) in a bomb explosion on a bus carrying Israeli tourists in the city of Burgas, Bulgaria").

307.263. See Breeden & Blaise, 43 Killed in Southwestern France as Bus and Truck collide, www.nytimes.com (10/23/2015) ("In the worst traffic disaster in 33 years in France, a truck collided head-on with a bus carrying elderly people on a sightseeing excursion...killing at least 43 people...The bus passengers, members of a senior citizens' club in Petit-Palais-et-Cornemps...were headed first to a tasting of the neighboring region's famous cured hams").

See also: Reers v. Deutsche Bahn, AG, 320 F. Supp. 2d 140 (S.D.N.Y. 2004) (12 passengers, some U.S. citizens, died in a German owned railcar on a French train because an attendant " assigned to Railcar 120 that night started a fire and failing to extinguish it, abandoned his post without warning the sleeping passengers...the maximum compensation that would be available to each estate in a French Court would be approximately \$100,000").

See also: Nossiter, Breeden & Bennhold, Three Teams of Coordinated Attackers Carried Out Assault on Paris, Officials Say; Hollande Blames ISIS, www.nytimes.com (11/14/2015) ("Three teams of Islamic State attackers acting in unison carried out the terrorist assault in Paris on Friday night...As the death toll rose to 129-with 352 other wounded, 99 of them critically... the attackers were all armed with assault rifles and suicide vests"); Schmitt & Kirkpatrick, Strategy Shifts for ISIS: Inflicting Terror in Distant Lands, www.nytimes.com (11/14/2015) "defying Western efforts to confront the Islamic State on the battlefield, the group has evolved in its reach and organizational capability...(and) strategies that call for using spectacular acts of violence against civilians"); In Editorial Board, *What Will Come After Paris*, www.nytimes.com (11/15/2015) ("The terrorist attacks in Paris on Friday, along with twin bombings in Beirut on the day before and the downing of a Russian jetliner over the Sinai Peninsula...show a new phase in the Islamic State's war against the West...The challenge for threatened countries is huge"); ISIS promises France to remain top target-names of victims released, www.eturbonews.com (11/16/2015) it was noted that "The Islamic State group on Saturday claimed responsibility for a wave of attacks in Paris that killed 129 people and said France would remain at the "top of the list" of its targets"; Breeden & Blaise, 43 Killed in Southwestern France as Bus and Truck collide, www.nytimes.com (10/23/2015) ("In the worst traffic disaster in 33 years in France, a truck collided head-on with a bus carrying elderly people on a sightseeing excursion...killing at least 43 people...The bus passengers, members of a senior citizens' club in Petit-Palais-et-Cornemps...were headed first to a tasting of the neighboring region's famous cured hams").

See also: Clerk, Germanwings Co-Pilot Accelerated During Descent, Data From 2nd Recorder Shows, www.nytimes.com (4/3/2015) ("The co-pilot of the German airliner that crashed into the French Alps last week accelerated as he deliberately guided the aircraft toward the ground...based on data from the plane's second so-called black box...the data showed that the 27-year-old co-pilot...had used the autopilot to direct the plane to descend to an altitude of 100 feet. Then, 'several times during the... descent, the pilot adjusted the automatic pilot so as to increase the speed of the plane as it descended'") Steinmetz, British Tourists Murdered in France, www.eturbonews.com (9/13/2012) ("Engineer Saad at-Gilli, his wife and mother-in-law were brutally murdered in a remote spot close to Lake Annecy a week ago"); Steinmetz, English-speaking tourist jumps to his death from Eiffel Tower, www.eturbonews.com (6/26/2012) ("Eiffel Tower has highest number of suicides for any French landmark").

308. See Two tour busses collide in Dresden: 9 dead, 40 injured, ETN (7/19/2014) ("A large Polish tour bus collided with a small Ukrainian

tourist bus").

309. See *Clerides v. Boeing Company*, 534 F. 3d 623 (7th Cir. 2008) (commercial aircraft " scheduled to fly from Larnaca, Cyprus to Athens, Greece...After takeoff, the aircraft failed properly to pressurize. As a result, the crew and passengers lost consciousness and asphyxiated; the plane crashed near Athens, Greece, when it ran out of fuel ").

See also: Steinmetz, 6 tourists injured in explosion on Greek mock pirate ship, www.eturbonews.com (10/7/2012) ("Greek officials say that a tour boat captain was killed and 6 foreign tourists were injured when a replica cannon exploded Saturday on a mock pirate ship of the southern Aegean island of Koa...Two Dutch passengers, a Belgian and two German children were hurt"); U.S. Tourist Killed in Rockslide on Santorini Island, Greece, <http://gogreece.about.com> (5/23/2011) ("A 52-year-old male tourist from the United States was killed by falling rocks while riding a donkey...on a popular donkey trail leading up the cliffs to Oia");

310. See Steinmetz, US visitor dies in Hungary after being refused seat on three New York flights, www.eturbonews.com (11/26/2012) ("Vilma Slotesz, 56, from New York, weighed about 425 lbs...had only one leg and used a wheelchair. She dies from health complications in Hungary nine days after she was kicked off the first of three flights and now her death could...be the cause of a multimillion-dollar lawsuit against the airlines").

311. See " Passenger Killed in Shore Excursion Accident ", Travel Weekly, p. 8 (July 31, 2000) (" A female passenger aboard Orient Lines' Marco Polo was killed in a snowmobiling accident...during a shore excursion on Langjokull Glacier near Reykjavik, Iceland ").

312. *King v. Cessna Aircraft Co.*, 562 F. 3d 1374 (11th Cir. 2009) (" The case arises out of a tragic plane crash that occurred at Linate Airport in Milan, Italy...On that foggy morning, a private Cessna jet operated by Air Evex, a German charter company, made a wrong turn and taxied toward an active runway, causing it to collide with Scandinavian Airlines Flight 686, which was just taking flight. One hundred eighteen people died, including everyone on board both planes and four people on the ground ").

As noted in Piangiani, Captain of Ship That Capsized Off Italy in '12 Is Convicted, www.nytimes.com (2/11/2015) "An Italian court...convicted the captain of a cruise liner that capsized in 2012, killing 32 people, of manslaughter and sentenced him to just over 16 years in prison for his role in one of the worst maritime disasters in modern Italian history. The captain, Francesco Schettino, 54, was convicted of multiple counts of manslaughter, causing a shipwreck and abandoning the vessel, the Costa Concordia, before all of its 4,229

passengers and crew members had been evacuated. The court also barred him from commanding a ship for five years...In closing arguments that went on for days, prosecutors attacked Captain Schettino's conduct...calling him a 'reckless idiot' and accusing him of making deadly mistakes and lying to passengers, maritime authorities and rescue officials...The court also ordered Captain Schettino and the company that operated the ship, Costa Cruises, to pay damages of 30,000 euros or about \$34,000 in compensation to each passenger and several million euros to local and national government bodies for the environmental harm caused by the accident...The company has already paid 1 million (euros) in administrative sanctions in connection with the disaster...Under Italian law, companies can be held responsible for their employees conduct, but (curiously) the ship's operator, Costa Cruises, was not indicted in the case. Costa Cruises is controlled by the Carnival Corporation".

313. See Roth, Planes Crashes in Fog in Kazakhstan, Killing All 21 on Board, www.nytimes.com (1/30/2013).

314. See Steinmetz, Third British tourist dies in Mallorca in less than a month, www.eturbonews.com (5/8/2012) ("A British tourist has fallen to her death from a hotel balcony in Mallorca in the third such British death on the Spanish island in less than a month").

315. See British tourist drowns in Malta, www.eturbonews.com (6/22/2015); Steinmetz, Two bodies recovered during search for French tourists missing off Malta, www.eturbonews.com (5/8/2013).

316. See Russian tourist dies in Norway, ETN (7/13/2014) ("Russian tourist died after falling into the waterfall Voringfossen in western Norway").

317. See 33 Dutch tourists injured, 3 dead in Portugal airport bush accident, www.eturbonews.com (6/18/2015).

318. See e.g.,

Second Circuit: *Esheva v. Siberia Airlines*, 499 F. Supp. 2d 493 (S.D.N.Y. 2007) ("While 79 passengers and crew members survived the crash, 124 died. Sixteen of the passengers were residents of countries other than Russia but none were U.S. residents"); *Harris v. VAO Intourist Moscow*, 481 F. Supp. 1056 (E.D.N.Y. 1979) (tourist dies in fire in Moscow hotel).

Ninth Circuit: *Vorbiev v. McDonnell Douglas Helicopters, Inc.*, 2009 WL 1765675 (N.D. Cal. 2009) (three passengers survive helicopter crash in "the village of Ulvat, Tyumen in the Russian Federation").

See also: After 100 injured and dozens dead Russia launches 'safe

selfie' campaign, www.eturboneews.com (7/10/2015); Kramer, Subway Train in Moscow Derails, Killing at Least 20 During Morning Commute, www.nytimes.com (7/15/2014); Steinmetz, Passenger jet in Moscow overshot runway, www.eturboneews.com (12/31/2012) ("A Passenger jet crashed into a highway...At least four people were killed and four critically wounded"); Levy, Subway Blasts Kill Dozens in Moscow, www.nytimes.com (3/29/2010).

319. See *Melgares v. Sikorsky Aircraft Corp.*, 613 F. Supp. 2d 231 (D. Conn. 2009) (" product liability action arising out of a July 2006 helicopter crash near Tenerife, Spain that killed six persons ").

See also: Scottish tourist dies in Spain, ETN (3/10/2014) ("A Scots tourist has died after falling from a hotel balcony in Benidorm, Spain"); Swiss tourist killed, two others injured in Canaries crash, ETN (3/10/2014) ("A bus carrying 17 Swiss tourists overturned on Spain's Gran Canaria island").

320. See Steinmetz, Belgium Christian Group mourns 22 children after Swiss Ski Holidays, www.eturboneews.com (3/14/2012) (bus crash against tunnel wall in Swiss canton of Valais).

321. See Terrorist attacks in Tajikistan: Airport attacked twice, UK issues travel advisory, www.eturboneews.com (9/4/2015) ("Dushanbe, Tajikistan...was rocked by terrorist attacks on security personnel as the capital of Tajikistan witnessed two separate incidents in which around 11 policemen and security personnel were killed").

322. See Sarai Sierra Dead: Missing NYC Woman Found Dead In Istanbul, www.huffingtonpost.com (2/3/2013) ("A New York City woman who went missing while vacationing alone in Istanbul was found dead").

323. See In Clark & Kramer, Malaysia Airlines Flight 17 Most Likely Hit by Russian-Made Missile, Inquiry Says, www.nytimes.com (10/13/2015) ("A 15-month inquiry into the disintegration of Malaysia Airlines Flight 17 in the skies over eastern Ukraine has concluded that the aircraft was struck by a Russian-made missile, Dutch air accident investigators said Tuesday...'Flight MH17 crashed as a result of the detonation of a warhead outside the airplane above the left-hand side of the cockpit'...The explosion tore off the forward part of the plane, which broke up in the air. The crash killed all 298 people aboard; the investigation found that many died instantly, while others quickly lost consciousness. 'It is likely the occupants were barely able to comprehend their situation'"); Pounian & Green, Legal Challenges Faced by Victims of Plane Shootdown Over Ukraine, www.newyorklawjournal.com (6/26/2015) ("This coming July 17 will mark the first anniversary of the shootdown of Malaysia Airlines Flight 17 over eastern Ukraine...But was the airline negligent for operating its aircraft over the eastern

Ukraine during a time of known hostilities? Three days before the flight 17 disaster, a Ukrainian military transport at 21,000 feet was shot down by a surface-to-air missile over eastern Ukraine and there had been ftnesimilar attacks on other Ukrainian government aircraft. Indeed, during the several weeks prior to the disaster, other airlines-including Asiana, China Airlines & Qantas-decided to change their flight routes to avoid overflying eastern Ukraine". The airspace over eastern Ukraine, however, was officially closed only up to 32,000 feet and remained legally open to commercial jets like Flight 17 that were operating above that altitude...The question is therefore raised: If airspace remains open for flight according to the responsible government authorities, to what extent must airlines question that decision and take it upon themselves to assess the risk of possible military or terrorist activity?");

324. In Rubin, Breeden and Raghavan, *Strikes Claimed by ISIS Shut Brussels and Shake European Security*, www.nytimes.com (3/22/2016) it was noted that "Bombs packed with nails terrorized Brussels on Tuesday in the deadliest assault on the European heartland since the Islamic State's attacks on Paris four months ago, hitting the airport and subway station in coordinated attacks that were also claimed by the militant extremist group...At least 30 people were killed by two blasts at the Brussels airport departure area around 8:00AM and one in a subway station shortly after 9. The police found at least one other unexploded bomb in a search of a Brussels house hours later"; Rubin, De-Freytas-Tamura & Breeden, *Brothers Among 3 Brussels Suicide Attackers; Another Assailant Is Sought*, www.nytimes.com (3/23/2016) it was noted that "The Brussels suicide bombers included two-Belgium-born brothers with a violent criminal past and suspected links to plotters of the Islamic State's Paris attacked last November...raising new alarms about Europe's defenses against a militant organization that has terrorized two European capitals with seeming impunity".

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325. See Erlanger, *10 Years After London Bombings, Warnings of a Greater Threat*, www.nytimes.com (7/7/2015) ("As Britain mourned the 52 civilians killed 10 years ago in its most devastating terrorist attacks, government officials warned on Tuesday that the threat of terrorism had only increased, though its nature has shifted. Four suicide bombers linked to Al Qaeda detonated explosives on a London bus and on three subway trains in the attacks on July 7, 2005. About 700 people were wounded").

326. See Bulgaria: Sunny Beach resort region dangerous and not fit to receive EU tourists? ETN (5/30/2014).

327. See Suspects dead: Dagestan bomb attack on restaurant, ETN (1/18/2014) ("Russian security forces have killed seven people suspected of involvement in a grenade and bomb attack on a restaurant in Dagestan").

328. See Nossiter, Breeden & Bennhold, *Three Teams of Coordinated*

Attackers Carried Out Assault on Paris, Officials Say; Hollande Blames ISIS, www.nytimes.com (11/14/2015) ("Three teams of Islamic State attackers acting in unison carried out the terrorist assault in Paris on Friday night...As the death toll rose to 129-with 352 other wounded, 99 of them critically... the attackers were all armed with assault rifles and suicide vests"); Schmitt & Kirkpatrick, Strategy Shifts for ISIS: Inflicting Terror in Distant Lands, www.nytimes.com (11/14/2015) "defying Western efforts to confront the Islamic State on the battlefield, the group has evolved in its reach and organizational capability...(and) strategies that call for using spectacular acts of violence against civilians"); In Editorial Board, *What Will Come After Paris*, www.nytimes.com (11/15/2015) ("The terrorist attacks in Paris on Friday, along with twin bombings in Beirut on the day before and the downing of a Russian jetliner over the Sinai Peninsula...show a new phase in the Islamic State's war against the West...The challenge for threatened countries is huge"); ISIS promises France to remain top target-names of victims released, www.eturbonews.com (11/16/2015) it was noted that "The Islamic State group on Saturday claimed responsibility for a wave of attacks in Paris that killed 129 people and said France would remain at the "top of the list" of its targets"; Breeden & Blaise, 43 Killed in Southwestern France as Bus and Truck collide, www.nytimes.com (10/23/2015) ("In the worst traffic disaster in 33 years in France, a truck collided head-on with a bus carrying elderly people on a sightseeing excursion...killing at least 43 people...The bus passengers, members of a senior citizens' club in Petit-Palais-et-Cornemps...were headed first to a tasting of the neighboring region's famous cured hams").

See also: Steinmetz, Are Chinese tourists safe in France?, www.eturbonews.com (4/30/2013) ("In early March, 23 members of a Chinese tour group were robbed after dinner in Paris. Their passports, passenger tickets and cash were looted, and the group leader was injured"); Steinmetz, Gypsy criminal gangs from eastern Europe overrun Paris tourist attractions, www.eturbonews.com (4/16/2013) ("Hundreds of armed police have been placed around Paris' major tourist monuments because of an influx of criminal gangs from eastern Europe. It follows a huge increase in the number of aggressive beggars and pickpockets flooding into the French capital from Romania and Bulgaria");

329. See Steinmetz, Greek police arresting, beating tourists, www.eturbonews.com (1/10/2013) ("Greek police have stepped up efforts to catch illegal immigrants in recent months...But tourists have been picked up in the sweeps-and at least two have been badly beaten").

330. See Roma gangs of thieves target popular European tourist destinations, ETN (5/25/2014) ("The Roma gang members were first noticed hanging around the Dublin Tourism Information office"); Steinmetz, Dublin criminals prey on sightseeing female tourists,

www.eturbonews.com (March 19, 2013) ("Criminals preying on tourists are most likely to target young women sightseeing in Dublin during the afternoon...Almost 740 tourists-at the brunt of 433 separate crimes and traumatic incidents sought help from (The Irish Tourist Assistance Service in 2012)").

331. See *Paneno v. Centres for Academic Programmes Abroad Ltd.*, 118 Cal. App. 4th 1447 (Cal. App. 2004) (student falls from balcony in Florence).

See also: Japanese tourist drugged, robbed in Naples, www.eturbonews.com (6/30/2015).

332. See NZ visitor in Slovak hospital after violent assault in Poland, ETN (6/18/2014).

333. See Thieves impersonated cops and targeted tourists in Edinburgh, ETN (5/29/2014).

334. See Terrorist attacks in Tajikistan: Airport attacked twice, UK issues travel advisory, www.eturbonews.com (9/4/2015) ("Dushanbe, Tajikistan...was rocked by terrorist attacks on security personnel as the capital of Tajikistan witnessed two separate incidents in which around 11 policemen and security personnel were killed").

335. See Tavernise, Schmitt & Gladstone, Jetline Explodes Over Ukraine; Struck by Missile, Officials Say, www.nytimes.com (7/17/2014) ("A Malaysia Airlines Boeing 777 with 298 people aboard explodes, crashed and burned on a flowered wheat field Thursday in a part of eastern Ukraine controlled by pro-Russia separatists, blown out of the sky at 33,000 feet by what Ukrainian and American officials described as a Russian-made antiaircraft missile"); Steinmetz, British tourists kidnaped in Ukraine, rescued by elite special ops, www.eturbonews.com (3/11/2013) ("The man was a tourist. His kidnappers demanded \$30,000...from his relatives for his release").

336. See Paris police officers charged with raping Canadian tourist, ETN (4/28/2014) ("Two elite French police officers have been charged with raping a Canadian tourist in their Paris headquarters in a case that has sent shock waves across France").

337. See Child-snatchers target British and Irish tourists in Cyprus, www.eturbonews.com (6/18/2015),

338. See Chinese tourist kidnaped in Pakistan, ETN (5/19/2014).

339. See Steinmetz, Prague tourism center rocked by explosions, www.eturbonews.com (4/30/2013) ("Dozens of people have been injured after a suspected gas explosion rocked the center of Prague this morning").

340. See *Frummer v. Hilton Hotels International, Inc.*, 19 N.Y. 2d 533, 281 N.Y.S. 2d 41 (1967) (guest at London Hilton Hotel leased by Hilton Hotels (U.K.), Ltd. (" Hilton (UK) ") slips and falls in " an ' ovular ' modernistic type bathtub ").

341. See *Duffy v. Grand Circle Travel, Inc.*, 302 A.D. 2d 324 (2003) (tourist purchased a package tour featuring a cruise in France during which he was injured); *Gutman v. Club Mediterranee International*, 218 A.D. 2d 640, 630 N.Y.S. 2d 343 (1995) (tourist injured in ski accident at Club Med facility at Tigne Val Claret, France).

342. See e.g.,

Third Circuit: *Schwartz v. Hilton Hotels Corporation*, 2009 WL 1936784 (D.N.J. 2009) (" Schwartz alleges that...she entered the bathroom of her (Greek) hotel room, slipped on a puddle of water on the floor and broke her leg ").

Foreign Law:

Great Britain: *Wilson v. Best Travel* (1993) 1 All ER 353 (English tourist falls through glass window in Greek hotel).

See also: U.S. Tourist Killed in Rockslide on Santorini Island, Greece, <http://gogreece.about.com> (5/23/2011) ("A 52-year-old male tourist from the United States was killed by falling rocks while riding a donkey...on a popular donkey trail leading up the cliffs to Oia").

343. See *Dorfman v. Marriott International Hotels*, 2001 WL 69423 (S.D.N.Y. 2001) (guest at Marriott Hotel in Budapest, Hungary slips and falls on unlevelled elevator); *Dorfman v. Marriott International Hotels*, 2002 WL 14363 (S.D.N.Y. 2002) (jurisdiction found).

344. See *McDermott v. Travelers Air Services, Inc.*, 462 F. Supp. 1335 (M.D. Pa. 1979) (slip and fall at hotel in Ireland).

345. See *Paneno v. Centres for Academic Programmes Abroad Ltd.*, 118 Cal. App. 4th 1447 (Cal. App. 2004) (student falls from balcony in Florence); *Santora v. Starwood Hotel and Resorts Worldwide, Inc.*, 2006 WL 1371432 (N.D. Ill. 2006) (guest at Hotel Danieli-Venice trips and falls on carpet).

346. See *Carley v. Theatre Development Fund*, 22 F. Supp. 2d 224 (S.D.N.Y. 1998) (tourists purchase tour of Russia and during a stay at Hotel Pulkovskaya in St. Petersburg " Anne Marie Carley sustained serious injuries while trying to open her hotel window...Mrs. Carley fell approximately six floors when the window swung into the room unexpectedly and she fell out ").

347. See *Wukowitz, UK: Birmingham County Court decides in broken glass door case*, <http://ifta.org/content> (10/17/2012) ("The Russell family booked a holiday package to Spain (and) specially requested accommodations

which (were) suitable for young children...They were duly reassured. At the hotel they were allocated to a room with a glass balcony. Shortly after arrival while the parents were unpacking, the (4 year old) girl ran towards the door (and) collided with it. The glass which was only 5mm thin and not reinforced with any kind of safety film or wiring, broke and causes serious injury...The claimant was successful before the Birmingham County Court is establishing liability...The Court found that a reasonable holidaymaker in their position, have been specially reassured that the room was suitable for a young family, should have been told that the glass was not safety glass and was very thin. It was foreseeable that young children would run around and bump into objects and it was not surprising that the family had sought reassurance in what was there first trip abroad. The judge accepted that had they been given an appropriate warning, they would not have chosen to stay in this particular hotel at all" (Case: Russell v. Thomas Cook Tour Operations (2012)).

See also: Tourist survives fall from hotel balcony, ETN (7/20/2014) ("The man was staying at the TRH hotel in Magaluf, Calle Marti Ros Garcia").

348. See U.S. Tourist Killed in Rockslide on Santorini Island, Greece, <http://gogreece.about.com> (5/23/2011) ("A 52-year-old male tourist from the United States was killed by falling rocks while riding a donkey...on a popular donkey trail leading up the cliffs to Oia").

349. See Steinmetz, 7ft alligator on the loose at Spanish resort, www.eturbonews.com (3/25/2013) ("Police on Spain was warning tourists to watch out for a 7ft alligator they have dubbed 'the Costa Croc'").

350. See Polar bear attacks tourist group, www.eturbonews.com (3/22/2015) ("A group pf tourists from the Czech Republic was attacked by a polar in Norwegian Svalbard...the bear was shot to death"); Tourists who shot polar bear that attacked them fined \$1230, www.eturbonews.com (7/15/2015) ("because they failed to put a member of their group on 'polar bear watch'").

351. See Seagulls terrorize tourists at Welsh seaside resort, ETN (8/1/2014).

352. See Jainchill, Antarctica cruise operators approve new safety guidelines, Travel Weekly, July 27, 2009, p. 8 ("The 43 members of the International Association of Antarctica Tour Operators (IAATO) agreed to participate in a satellite vessel tracking system, to replace open lifeboats and enclosed ones and to require that ships have at least one ice captain or ice pilot with Antarctica experience on the bridge... (following) the April report by the government of Liberia on the 2007 sinking of GAP Adventures' Explorer cruise ship, in which the lack of Antarctica experience on the part of the captain was cited as a major

contributing factor").

353. See *In re Ski Train Fire In Kaprun, Austria*, 499 F. Supp. 2d 437 (S.D.N.Y. 2007) (" These cases arise from a disaster that occurred on November 11, 2000 in which a ski train in Kaprun, Austria caught fire, killing 155 people).

354. See e.g.,

Third Circuit: *D'Amato v. Horizon Holidays, Inc.*, 1997 U.S. Dist. LEXIS 19120 (D.N.J. 1997) (tourist injured boarding shuttle bus at Gatwick Airport); *McCartney v. Windsor, Inc.*, 1996 U.S. Dist. LEXIS 1623 (E.D. Pa. 1996) (tour bus accident in England; " At the time of the accident the coach's anti-lock braking system was broken, the braking system warning light was broken, the speed limiter had been disconnected, the coach was traveling at an excessive rate of speed, the driver lacked adequate sleep, he was exceeding his driving hour limit...

[Plaintiffs allege that the tour operator's] brochure falsely tour the safety of the tour...Plaintiffs' claims...for negligent failure to investigate and disclose pertinent safety information, for making false representations and breaching warranties regarding tour safety cannot fairly be characterized as frivolous or lacking any colorable basis ").

State Law:

New York: *Ashkenazi v. Hertz Rent A Car*, 18 A.D. 3d 584, 795 N.Y.S. 2d 624 (2005) (rental car accident in Mexico); *Neville v. Anglo American Management*, 191 A.D. 2d 240, 594 N.Y.S. 2d 747 (1993) (car rental accident during student tour of England); *Weiner v. B.O.A.C.*, 60 A.D. 2d 427, 401 N.Y.S. 2d 91 (1978) (air carrier which organized tour of England not liable for rental car accident).

355. See *Breeden & Blaise*, 43 Killed in Southwestern France as Bus and Truck collide, www.nytimes.com (10/23/2015) ("In the worst traffic disaster in 33 years in France, a truck collided head-on with a bus carrying elderly people on a sightseeing excursion... killing at least 43 people...The bus passengers, members of a senior citizens' club in Petit-Palais-et-Cornemps...were headed first to a tasting of the neighboring region's famous cured hams").

See also: *Reers v. Deutsche Bahn, AG*, 320 F. Supp. 2d 140 (S.D.N.Y. 2004) (12 passengers, some U.S. citizens, died in a German owned railcar on a French train because an attendant " assigned to Railcar 120 that night started a fire and failing to extinguish it, abandoned his post without warning the sleeping passengers "; maximum compensation under French law would be approximately \$100,000 "); *Milgrim v. Backroads, Inc.*, 142 F. Supp. 2d 471 (S.D.N.Y. 2001), *aff'd* 91 Fed. Appx. 702 (2d Cir. 2002) (tourist injured during bike tour of Loire Valley in France).

356. See *Chouset v. American Airlines, Inc.*, 1993 WL 501607 (E.D. La. 1993) (tour participant in an American Flyaway Tour injured when " door of a tour bus closed on his arm at a freeway rest stop ").

See also: See Two tour busses collide in Dresden: 9 dead, 40 injured, ETN (7/19/2014) ("A large Polish tour bus collided with a small Ukrainian tourist bus").

357. See *Steinmetz*, 6 tourists injured in explosion on Greek mock pirate ship, www.eturboneews.com (10/7/2012) ("Greek officials say that a tour boat captain was killed and 6 foreign tourists were injured when a replica cannon exploded Saturday on a mock pirate ship of the southern Aegean island of Koa...Two Dutch passengers, a Belgian and two German children were hurt").

358. See *Dorkin v. American Express Co.*, 74 Misc. 2d 673, 345 N.Y.S. 2d 891, aff'd 43 A.D. 2d 877, 351 N.Y.S. 190 (tour participant injured when tour bus suddenly stops during tour of Holland).

359. See *Steinmetz*, US visitor dies in Hungary after being refused seat on three New York flights, www.eturboneews.com (11/26/2012) ("Vilma Slotesz, 56, from New York, weighed about 425 lbs...had only one leg and used a wheelchair. She dies from health complications in Hungary nine days after she was kicked off the first of three flights and now the death could...be the cause of a multimillion-dollar lawsuit against the airlines").

360. See e.g.,

Tenth Circuit: *Cameron v. Group Voyagers, Inc.*, 2004 WL 585872 (D. Colo. 2004) (" These personal injury actions arise out of a tour bus crash that took place near Venice, Italy on June 12, 2001, injuring some or all of the approximately 30 passengers on board. Most of the passengers were citizens of the United States, Great Britain or Australia, although two were citizens of Malaysia and the tour director was a citizen of Slovenia").

State Law:

New York : *Travalja v. Maieliano Tours*, 622 N.Y.S. 2d 961 (N.Y.A.D. 1995) (rental car accident in Italy); *Fogel v. Hertz International*, 141 A.D. 2d 375, 529 N.Y.S. 2d 484 (1988) (rental car accident in Florence, Italy).

361. See Plane bursts into flames as horrified passengers look on, www.eturboneews.com (6/17/2015); Roth, Plane Crashes in Fog in Kazakhstan, Killing All 21 on Board, www.nytimes.com (1/30/2013).

362. See Car slams into group of tourists, 22 injured, ETN (7/20/2014) ("car ran into a group of people in Polish seaside resort of Sopot").

363. See 33 Dutch tourists injured, 3 dead in Portugal airport bush accident, www.eturbonews.com (6/18/2015).

364. See *Kermisch v. Avis Rent-A-Car*, 71 A.D. 2d 790, 419 N.Y.S. 2d 793 (1979) (tourists arrested in Rumania for mistreating their rental vehicle).

365. See See e.g.,

Second Circuit: *Esheva v. Siberia Airlines*, 499 F. Supp. 2d 493 (S.D.N.Y.. 2007) (" While 79 passengers and crew members survived the crash, 124 died. Sixteen of the passengers were residents of countries other than Russia but none were U.S. residents "); *Harris v. VAO Intourist Moscow*, 481 F. Supp. 1056 (E.D.N.Y. 1979) (tourist dies in fire in Moscow hotel).

Ninth Circuit: *Vorbiev v. McDonnell Douglas Helicopters, Inc.*, 2009 WL 1765675 (N.D. Cal. 2009) (three passengers survive helicopter crash in " the village of Ulvat, Tyumen in the Russian Federation ").

See also: Kramer, Subway Train in Moscow Derails, Killing at Least 20 During Morning Commute, www.nytimes.com (7/15/2014); Steinmetz, Passenger jet in Moscow overshoot runway, www.eturbonews.com (12/31/2012) ("A Passenger jet crashed into a highway...At least four people were killed and four critically wounded"); Levy, Subway Blasts Kill Dozens in Moscow, www.nytimes.com (3/29/2010).

366. See *Ramage v. Forbes International, Inc.*, 1997 WL 785613 (C.D. Cal. 1997) (tour participant injured when tour bus hit bump in road outside Glasgow, Scotland).

367. See *Rovinsky v. Hispanidad Holidays, Inc.* 580 N.Y.S. 2d 49 (1992) (tour bus accident in Spain; tour operator represented that it owned and operated a fleet of safe buses operated by experienced staff).

See also: Swiss tourist killed, two others injured in Canaries crash, ETN (3/10/2014) ("A bus carrying 17 Swiss tourists overturned on Spain's Gran Canaria island").

368. See See Tavernise, Schmitt & Gladstone, Jetline Explodes Over Ukraine; Struck by Missile, Officials Say, www.nytimes.com (7/17/2014) ("A Malaysia Airlines Boeing 777 with 298 people aboard explodes, crashed and burned on a flowered wheat field Thursday in a part of eastern Ukraine controlled by pro-Russia separatists, blown out of the sky at 33,000 feet by what Ukrainian and American officials described as a Russian-made antiaircraft missile"); Chivers, Jet Wreckage Bears Signs of Impact by Supersonic Missile, Analysis Shows, www.nytimes.com (7/21/2014) ("A piece of wreckage from the Malaysia Airlines Boeing 777-200 that was shot down in eastern Ukraine last week bears telltale marks of small pieces of high-velocity shrapnel that apparently crippled the jet in flight").

369. See *Gartland v. Doucette*, 2002 WL 1815982 (Conn. Super. 2002) (tourist purchases " European Whirl " tour during which she becomes stricken with severe respiratory infection and dies in a hotel room; tourist discussed plans with travel agent and informed of heart problems; travel agent recommended Trafalgar Tours because " it was fully escorted tour which would be the easiest type of tour "; lawsuit charged tour operator, inter alia, with failing " to recognize signs of medical problems or illness of tour participants in order to insure timely medical intervention and failure to take steps to insure timely medical intervention ").

370. See Deadly MERS virus may be spreading in Germany and Slovakia, www.eturbonews.com (6/16/2015).

371. See *Fleming v. American Automobile Association*, 2000 La. App. 1761 (La. App. 2000) (medical malpractice by Greek doctors who replaced tour participants hip in Athens).

372. . See *Martinides v. Holland America Line-Westours, inc.*, C 94 1386 (W.D. Wash.) (cruise passenger had angina attack and stabilized in ship's infirmary, then transferred to Naples hospital recommended as the best for cardiac care; allegedly the facility was a maternity hospital with neither the equipment nor the trained staff to care for cardiac patients. Three days later passenger died and family sued cruiseline alleging " failure to provide adequate medical care, failure to properly provide information regarding medical care options and failure to recommend a facility with proper medical services and/or equipment and directing the deceased...to a medical facility which was inadequate ").

373. See Deadly MERS virus may be spreading in Germany and Slovakia, www.eturbonews.com (6/16/2015).

374. See *Wajnstat v. Oceania Cruises, Inc.*, 2011 WL 465340 (S.D. Fla. 2011) (cruise passenger becomes ill and diagnosed by ship's doctor as having bleeding hemorrhoids; symptoms worsened and passenger was medically disembarked in the Ukraine and transported to a medical facility wherein more than half of his colon was removed; plaintiff claimed her received substandard medical care in Ukraine; the Court dismissed a cause of action against the cruise line alleging a failure to investigate the competency of land based medical providers).