

# **CHAPTER 13**

## **Slander of Title and Assorted Slings and Arrows of the Property Bar**

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### § 13.01. Introduction.

This Chapter was prompted by a surge in litigation involving slander of title and related claims in oil and gas litigation. The claims arise in title, leasing, and drilling disputes. A perusal of the oil and gas cases indicate they do not present issues distinguishable in general from property and title disputes, but are simply reflective of the increasingly litigious society in which we live.

### § 13.02. Slander of Title.

[1]--Introduction.

Slander of title is a traditional common law remedy, which fell out of vogue earlier this century but is receiving renewed interest from practitioners. Thus, while slander of title is a well-recognized tort, the caselaw is often of hallowed vintage. In addition, there exists a dearth of secondary authority on the tort, so readers are referred to W. Prosser & P. Keeton, *The Law of Torts*,<sup>(1)</sup> The American Law Institute's *Restatement (Second) of Torts*,<sup>(2)</sup> and several American Law Reports Annotations.<sup>(3)</sup>

[2]--Definition.