

MIDTERM EXAM – ONE HOUR

Category: TORTS

The competition between the two high school marching bands was fierce. The East High Eagles and West High Warriors were both marching in the city's annual Pearblossom Parade. The best marching band would be sponsored by the Fraternal Order of Moose Men (FOMM) to march in next year's Rose Parade. Both bands were determined to win the title of best band.

Ed and Frank of the Eagles decided a little sabotage might help their cause. When the Warriors' tuba player's back was turned, Ed stuffed wads of tissues into his tuba. Frank and Ed both smeared honey on the keys of all the trumpets. Some honey dripped down to the base of the keys. The keys were sticking and none of the trumpeters were able to play properly. The trumpets all had to be professionally cleaned after the parade.

Wally and Zack of the Warriors saw Ed and Frank run from the scene and decided to pay them back. They snuck over to the Eagles before the parade began. Wally dabbed "Dragon's Breath" hot, hot, hot sauce on the mouthpieces of two clarinets. Zack smeared a thick white glue on the white rubber ends of three baton twirlers' batons. The two clarinetists screamed when they first blew into their clarinets during the parade. Both had to drop out of the parade and seek immediate medical attention for their burning lips. Meanwhile, the glue on the twirlers' batons flew all over their costumes and the costumes of the front band members when they began twirling. Although all glue victims kept marching, their costumes were spattered with white blobs and their concentration was shattered.

The Eagles' tuba player (Tom) didn't realize tissues were stuffed down his tuba, but knew the sound was muffled. It was only when he blew extra hard about halfway through the parade that the tissues flew out in a big rush, covered the face of Sally the saxophonist, causing her to trip and break her wrist. Sally was unable to attend Hot Shot Music Camp that summer and did not get the scholarship to Julliard that she had hoped to get. Members of both bands were very humiliated and upset about their band's poor performance.

Discuss all torts.