

Makos Review Lesson 34 - Daf 7B:

1. **Suggestion:** Tana'im argue about R. Avahu's case.....
 - **(Beraisa #1):** If one was ascending a ladder and the rung fell, he is liable.
 - **(Beraisa #2):** He is exempt.
2. **Suggestion:** Tana #1 considers this Yeridah, and Tana #2 considers it Aliyah!
3. **Rejection #1:** No, both consider it Aliyah (Tosfos - both discuss a strong rung that does not sag, it is pure Aliyah); but the Beraisas are talking about two different areas of jurisprudence.....
 - Beraisa #1 obligates for damages (if the victim did not die).
 - Beraisa #2 exempts from Galus.
4. **Rejection #2:** Both Beraisos discuss Galus, and generally both consider it Aliya; however, they are speaking of two different types of rungs....
 - Beraisa #1, the rung was wormy (it sags down when he steps on it. This case is considered Yeridah).
 - Beraisa #2, the rung was strong, so it is. Considered Aliyah.
5. **Rejection #3:** In both Beraisos it was not wormy, but.....
 - Beraisa #1, the rung was loose (it sags).
 - Beraisa #2, it was taut.
6. **Conclusion:** R' Avahu can understand that both Beraisas consider the classic case of the dislodged rung as an Aliya; while R' Yochanan must learn that there is a Machlokes between the Beraisos.
7. **Halacha:** If one was ascending a ladder and the rung fell, he is liable to exile, in accordance with R. Yochanan.
8. **Halacha:** If one was lowering an axe in order to lift it up, and kills someone while lowering it, he is liable to exile.