

Index

ABSOLUTE PRIVILEGE

Libel and slander, defense, § 14:9

ABUSE OF PROCESS

Generally, § 7:1 *et seq.*

Answer containing affirmative defenses, form, § 7:10

Authority, § 7:2

Checklist, § 7:8

Compensatory damages, § 7:3

Complaint, sample, § 7:9

Damages

Compensatory, § 7:3

Exemplary, § 7:4

Punitive, § 7:4

Defenses

Affirmative, answer containing, § 7:10

Lack of issuance of process, § 7:7

Limitations, § 7:6

Elements, § 7:1

Exemplary damages, § 7:4

Forms, § 7:9 to 7:13

Jury instructions, § 7:11, 7:12

Jury verdict, bench trial, and settlement summaries, § 7:13

Limitations, § 7:5

Punitive damages, § 7:4

Remedies, § 7:3, 7:4

Statute of limitations, § 7:5

ACCORD AND SATISFACTION

Breach of contract, defense, § 4:11

ADVICE OF COUNSEL

Malicious prosecution, defense, § 15:8

ANIMALS

See **Dog Bites** (this index)

ANTICIPATORY REPUDIATION

Breach of contract, defense, § 4:21

ANTITRUST ACT

See **Connecticut Antitrust Act** (this index)

ARBITRATION

Breach of contract, defense, § 4:12

AWARD

Breach of contract, defense, § 4:12

BENCH TRIAL SUMMARIES

Breach of fiduciary duty, § 8:12

Connecticut Antitrust Act, § 23:11

Connecticut Unfair Trade Practices Act, § 11:15

Emotional distress, § 12:14

Governmental tort liability, § 10:15

Libel and slander, § 14:19

Misrepresentation, § 9:15

Nuisance, § 18:13

Premises liability, § 19:17

Promissory estoppel, § 4:43

Wrongful death, § 22:13

BREACH OF CONTRACT

Generally, § 4:1 *et seq.*

Answer containing affirmative defense, form, § 4:26

Authority, § 4:2

Checklist, § 4:24

Compensatory damages, § 4:3

Complaint, sample, § 4:25

Counterclaims, § 4:23

Damages

Compensatory, § 4:3

Exemplary, § 4:4

Punitive, § 4:4

Defenses

Accord and satisfaction, § 4:11

Affirmative, sample answer with, § 4:26

Anticipatory repudiation, § 4:21

Arbitration and award, § 4:12

Duress, § 4:8

CONNECTICUT ELEMENTS OF AN ACTION

BREACH OF CONTRACT—Cont'd

Defenses—Cont'd
Failure to perform condition precedent, § 4:13
Fraud, § 4:7
Frustration of purpose, § 4:20
Illegality, § 4:9
Impossibility or impracticability of performance, § 4:17
Limitations, § 4:6
Mistake, § 4:14
Mitigation of damages, failure, § 4:19
Modification, § 4:22
Payment, § 4:10
Unconscionability, § 4:15
Void as against public policy, § 4:16
Waiver, § 4:18
Elements, § 4:1
Exemplary damages, § 4:4
Forms, § 4:25 to 4:29
Jury instructions, § 4:27, 4:28
Jury verdict, bench trial, and settlement summaries, § 4:29
Limitations, § 4:5
Punitive damages, § 4:4
Remedies, § 4:3, 4:4
Statute of limitations, § 4:5

BREACH OF FIDUCIARY DUTY

Generally, § 8:1 et seq.
Answer containing affirmative defenses, form, § 8:9
Authority, § 8:2
Bench trial summaries, § 8:12
Checklist, § 8:7
Compensatory damages, § 8:3
Complaint, sample, § 8:8
Damages
Compensatory, § 8:3
Exemplary, § 8:4
Punitive, § 8:4
Defenses
Affirmative, answer containing, § 8:9
Limitations, § 8:6
Elements, § 8:1
Exemplary damages, § 8:4

BREACH OF FIDUCIARY DUTY

—Cont'd
Forms, § 8:8 to 8:12
Jury instructions, § 8:10, 8:11
Jury verdict, bench trial, and settlement summaries, § 8:12
Limitations, § 8:5
Punitive damages, § 8:4
Remedies, § 8:3, 8:4
Statute of limitations, § 8:5

COMPARATIVE NEGLIGENCE

Misrepresentation action, defense, § 9:7
Negligence actions, § 17:10
Premises liability, § 19:8
Wrongful death, § 22:7

COMPENSATORY DAMAGES

Abuse of process, § 7:3
Breach of contract, § 4:3
Breach of fiduciary duty, § 8:3
Connecticut Unfair Trade Practices Act, § 11:4
Dog bites, § 2:3
Dram shop liability, § 5:3
Emotional distress
Intentional infliction, § 12:3
Negligent infliction, § 13:3
False imprisonment, § 1:3
Governmental tort liability, § 10:3
Libel and slander, § 14:3
Malicious prosecution, § 15:3
Medical malpractice, § 16:4
Misrepresentation, § 9:3
Negligence, § 17:3
Nuisance, § 18:3
Premises liability, § 19:3
Privacy actions, § 20:3
Product liability, § 21:3
Promissory estoppel, § 4:32
Tortious interference with contractual relations, § 3:3
Wrongful death, § 22:3
Wrongful discharge, § 6:3

CONDITIONAL PRIVILEGE

Libel and slander, defense, § 14:10

INDEX

CONDITION PRECEDENT
Breach of contract, failure to perform, § 4:13

CONNECTICUT ANTITRUST ACT
Generally, § 23:1 *et seq.*
Affirmative defenses, § 23:10
Authority, § 23:2
Bench trial, § 23:11
Checklists, § 23:8
Combinations, defense, § 23:7
Conspiracies, defense, § 23:7
Contracts, defense, § 23:7
Defenses, § 23:5 to 23:7, 23:10
Elements of action, § 23:1
Forms, § 23:9, 23:10
Jury verdict, § 23:11
Legitimate and legal business purposes, defense, § 23:6
Limitation of actions, § 23:4, 23:5
Remedies, § 23:3
Sample trial court documents, § 23:9, 23:10
Settlement summaries, § 23:11
Statute of limitations, § 23:4, 23:5

CONNECTICUT UNFAIR TRADE PRACTICES ACT
Generally, § 11:1 *et seq.*
Affirmative defense, sample answer containing, § 11:12
Authority, § 11:2
Bench trial summaries, § 11:15
Checklist, § 11:10
Compensatory damages, § 11:4
Complaint, § 11:11
Complaint, sample, § 11:11
Damages
Compensatory, § 11:4
Punitive, § 11:5
Defenses
Generally, § 11:9
Affirmative defense, sample answer containing, § 11:12
Limitations, § 11:7
Statutory exceptions, § 11:8
Elements, § 11:1
Forms, § 11:11 to 11:15

CONNECTICUT UNFAIR TRADE PRACTICES ACT—Cont'd
Jury instructions, § 11:3, 11:13, 11:14
Jury verdict, bench trial, and settlement summaries, § 11:15
Limitations, § 11:6
Punitive damages, § 11:5
Remedies, § 11:4, 11:5
Sample trial court documents, § 11:11 to 11:15
Statute of limitations, § 11:6

CONTRACTS AND AGREEMENTS
Generally, § 4:1 *et seq.*
Breach of Contract (this index)
Connecticut Antitrust Act, defense, § 23:7
Promissory Estoppel (this index)
Tortious Interference with Contractual Relations (this index)

COUNTERCLAIM
Breach of contract, § 4:23
Misrepresentation, § 9:9
Privacy actions, § 20:11

DAMAGES
Compensatory Damages (this index)
Exemplary Damages (this index)
Punitive Damages (this index)
Treble damages, statutory theft, § 24:3

DEATH
Wrongful Death (this index)

DEFAMATION
Libel and Slander (this index)

DEFENSES
Breach of Contract (this index)
Breach of fiduciary duty, § 8:6, 8:9
Connecticut Antitrust Act, § 23:5 to 23:7, 23:10
Connecticut Unfair Trade Practices Act (this index)
Dog Bites (this index)
Dram shop liability, § 5:5, 5:9

CONNECTICUT ELEMENTS OF AN ACTION

DEFENSES—Cont'd

- Emotional distress
 - Intentional infliction, § 12:7, 12:11
 - Litigation privilege, § 13:8
 - Negligent infliction, § 13:6, 13:7, 13:11
- False imprisonment, § 1:10
 - Detention of business patron or library patron, § 1:7
 - Limitations, § 1:6
- Government Tort Liability** (this index)
- Libel and Slander** (this index)
 - Litigation privilege, § 12:8, 24:6
 - Medical malpractice, § 16:10
 - Misrepresentation, § 9:6 to 9:8, 9:12
- Negligence** (this index)
 - Nuisance, § 18:7
 - Premises liability, § 19:6, 19:14
- Privacy Actions** (this index)
- Product Liability** (this index)
- Promissory Estoppel** (this index)
 - Statutory theft, § 24:5
- Tortious Interference with Contractual Relations** (this index)
 - Wrongful death, § 22:5, 22:10
- Wrongful Discharge** (this index)

DISCHARGE FROM EMPLOYMENT

- Wrongful Discharge** (this index)

DISMISS, SPECIAL MOTION

- Libel and slander, § 14:13
- Tortious interference with contractual relations, § 3:9

DOG BITES

- Generally, § 2:1 et seq.
- Authority, § 2:2
- Checklist, § 2:10
- Compensatory damages, § 2:3
- Damages
 - Compensatory, § 2:3
 - Exemplary, § 2:4
 - Punitive, § 2:4
- Defenses
 - Answer containing affirmative defense, § 2:12

DOG BITES—Cont'd

- Defenses—Cont'd
 - Defendant not "owner" or "keeper," § 2:7
 - Limitations, § 2:6
 - Provocation of dog by victim, § 2:9
 - Victim not lawfully on property, § 2:8
- Elements, § 2:1
- Exemplary damages, § 2:4
- Forms, § 2:11 et seq.
- Jury instructions, § 2:13, 2:14
- Jury verdict, bench trial, and settlement summaries, § 2:15
- Limitations, § 2:5
- Punitive damages, § 2:4
- Remedies, § 2:3, 2:4
- Sample trial court documents
 - Answer containing affirmative defense, § 2:12
 - Complaint, § 2:11
- Statute of Limitations, § 2:5

DRAM SHOP LIABILITY

- Generally, § 5:1 et seq.
- Authority, § 5:2
- Checklist, § 5:7
- Compensatory damages, § 5:3
- Complaint
 - Sample, § 5:8
 - Third-party, by dram shop owner, § 5:6
- Damages, compensatory, § 5:3
- Defenses, § 5:5, 5:9
- Elements, § 5:1
- Forms, § 5:8 to 5:12
- Jury instructions, § 5:10, 5:11
- Jury verdict, bench trial, and settlement summaries, § 5:12
- Limitations, § 5:4
- Remedies, § 5:3
- Statute of limitations, § 5:4
- Third-party complaint. Complaint, above

DURESS

- Breach of contract, defense, § 4:8

INDEX

EMOTIONAL DISTRESS
Generally, § 12:1 *et seq.*
Intentional infliction
 Generally, § 12:1 *et seq.*
 Answer containing affirmative defenses, form, § 12:11
 Authority, § 12:2
 Bench trial summaries, § 12:14
 Checklist, § 12:9
 Compensatory damages, § 12:3
 Complaint, sample, § 12:10
 Damages
 Compensatory, § 12:3
 Exemplary, § 12:5
 Punitive, § 12:5
 Defenses
 Affirmative, answer containing, § 12:11
 Limitations, § 12:7
 Litigation privileges, § 12:8
 Elements, § 12:1
 Exemplary damages, § 12:5
 Forms, § 12:10 to 12:13
 Injunctive relief, § 12:4
 Jury instructions, § 12:12, 12:13
 Jury verdict summaries, § 12:14
 Limitations, § 12:6
 Punitive damages, § 12:5
 Remedies, § 12:3 to 12:5
 Settlement summaries, § 12:14
 Statute of limitations, § 12:6
Negligent infliction
 Generally, § 13:1 *et seq.*
 Answer containing affirmative defenses, form, § 13:11
 Authority, § 13:2
 Checklist, § 13:9
 Compensatory damages, § 13:3
 Complaint, sample, § 13:10
 Damages
 Compensatory, § 13:3
 Exemplary, § 13:4
 Punitive, § 13:4
 Defenses
 Affirmative, answer containing, § 13:11
 Limitations, § 13:6
 Litigation privilege, § 13:8

EMOTIONAL DISTRESS—Cont'd
Negligent infliction—Cont'd
 Defenses—Cont'd
 Workers' Compensation Act, § 13:7
 Elements, § 13:1
 Exemplary damages, § 13:4
 Forms, § 13:10 to 13:14
 Jury instructions, § 13:12, 13:13
 Jury verdict, bench trial, and settlement summaries, § 13:14
 Limitations, § 13:5
 Punitive damages, § 13:4
 Remedies, § 13:3, 13:4
 Statute of limitations, § 13:5
EMPLOYMENT ACTIONS
 Wrongful Discharge (this index)
ESTOPPEL
 See **Promissory Estoppel** (this index)
EXEMPLARY DAMAGES
 Abuse of process, § 7:4
 Breach of contract, § 4:4
 Breach of fiduciary duty, § 8:4
 Connecticut Unfair Trade Practices Act, § 11:5
 Dog bites, § 2:4
 Emotional distress
 Intentional infliction, § 12:5
 Negligent infliction, § 13:4
 False imprisonment, § 1:4
 Libel and slander, § 14:4
 Malicious prosecution, § 15:4
 Medical malpractice, § 16:6
 Misrepresentation, § 9:4
 Negligence, § 17:4
 Nuisance, § 18:4
 Premises liability, § 19:4
 Privacy actions, § 20:4
 Promissory estoppel, § 4:33
 Tortious interference with contractual relations, § 3:4
 Wrongful discharge, § 6:4
FALSE IMPRISONMENT
 Generally, § 1:1 *et seq.*
 Answer, sample, § 1:10

FALSE IMPRISONMENT—Cont'd

Authority, § 1:2
Checklist, § 1:8
Compensatory damages, § 1:3
Complaint, form, § 1:9
Damages
 Compensatory, § 1:3
 Punitive, § 1:4
Defenses
 Affirmative, § 1:10
 Detention of business patron or library patron, § 1:7
 Limitations, § 1:6
Elements, § 1:1
Forms, § 1:9 to 1:13
Jury instructions, § 1:11, 1:12
Jury verdict, bench trial, and settlement summaries, § 1:13
Limitations, § 1:5
Punitive damages, § 1:4
Remedies, § 1:3, 1:4
Statute of limitations, § 1:5

FALSE LIGHT

Privacy actions, defense, § 20:8

FIDUCIARY DUTY

See **Breach of Fiduciary Duty** (this index)

FIREFIGHTER'S RULE

Premises liability, § 19:10

FORMS

Abuse of process, § 7:9 to 7:13
Breach of contract, § 4:25 to 4:29
Breach of fiduciary duty, § 8:8 to 8:12
Connecticut Unfair Trade Practices Act, § 11:11 to 11:15
Dog bites, § 2:11 et seq.
Dram shop liability, § 5:8 to 5:12
Emotional distress
 Intentional infliction, § 12:10 to 12:13
 Negligent infliction, § 13:10 to 13:14
False imprisonment, § 1:9 to 1:13
Governmental tort liability, § 10:11 to 10:15

FORMS—Cont'd

Libel and slander, § 14:14 to 14:19
Malicious prosecution, § 15:11 to 15:15
Medical malpractice, § 16:12 to 16:15
Misrepresentation, § 9:11 to 9:15
Negligence, § 17:13 to 17:17
Nuisance, § 18:9 to 18:13
Premises liability, § 19:13 to 19:17
Privacy actions, § 20:10 to 20:14
Product liability, § 21:11 to 21:15
Promissory estoppel, § 4:39 to 4:43
Statutory theft, § 24:8 et seq.
Tortious interference with contractual relations, § 3:11 to 3:15
Wrongful death, § 22:9 to 22:13
Wrongful discharge, § 6:9 to 6:13

FRAUD

Breach of contract, defense, § 4:7

FRUSTRATION OF PURPOSE

Breach of contract, defense, § 4:20

GOOD FAITH CERTIFICATE

Medical malpractice, § 16:2

GOVERNMENTAL TORT LIABILITY

Generally, § 10:1 et seq.
Answer containing affirmative defenses, form, § 10:12
Authority, § 10:2
Bench trial summaries, § 10:15
Checklist, § 10:10
Compensatory damages, § 10:3
Complaint, sample, § 10:11
Damages, compensatory, § 1:3, 10:3
Defenses
 Affirmative, answer containing, § 10:12
 Common-law judicial immunity, § 10:8
 Discretionary action, § 10:6
 Governmental action, § 10:7
 Limitations, § 10:5
 Public duty doctrine, § 10:9
 Quasi-judicial immunity, § 10:8
Elements, § 10:1

INDEX

GOVERNMENTAL TORT LIABILITY—Cont'd
Forms, § 10:11 to 10:15
Jury instructions, § 10:13, 10:14
Jury verdict, § 10:15
Limitations, § 10:4
Remedies, § 10:3
Statute of limitations, § 10:4

ILLEGALITY
Breach of contract, defense, § 4:9

INJUNCTIVE RELIEF
Intentional infliction of emotional distress, § 12:4
Nuisance, § 18:5

INTENTIONAL INFILCTION OF EMOTIONAL DISTRESS
See **Emotional Distress** (this index)

JURY INSTRUCTIONS
Abuse of process, § 7:11, 7:12
Breach of contract, § 4:27, 4:28
Breach of fiduciary duty, § 8:10, 8:11
Connecticut Unfair Trade Practices Act, § 11:3, 11:13, 11:14
Dog bites, § 2:13, 2:14
Dram shop liability, § 5:10, 5:11
Emotional distress
 Intentional infliction, § 12:12, 12:13
 Negligent infliction, § 13:12, 13:13
False imprisonment, § 1:11, 1:12
Governmental tort liability, § 10:13, 10:14
Libel and slander, § 14:16 to 14:18
Malicious prosecution, § 15:13, 15:14
Medical malpractice, § 16:14, 16:15
Misrepresentation, § 9:13, 9:14
Negligence, § 17:15, 17:16
Nuisance, § 18:11, 18:12
Premises liability, § 19:15, 19:16
Privacy actions, § 20:12, 20:13
Product liability, § 21:13, 21:14
Promissory estoppel, § 4:41, 4:42
Tortious interference with contractual relations, § 3:13, 3:14

JURY INSTRUCTIONS—Cont'd
Wrongful death, § 22:11, 22:12
Wrongful discharge, § 6:11, 6:12

JURY VERDICT SUMMARIES
Abuse of process, § 7:13
Breach of contract, § 4:29
Breach of fiduciary duty, § 8:12
Connecticut Antitrust Act, § 23:11
Connecticut Unfair Trade Practices Act, § 11:15
Dog bites, § 2:14
Dram shop liability, § 5:12
Emotional distress
 Intentional infliction, § 12:14
 Negligent infliction, § 13:14
False imprisonment, § 1:13
Malicious prosecution, § 15:15
Medical malpractice, § 16:16
Misrepresentation, § 9:15
Negligence, § 17:17
Nuisance, § 18:13
Premises liability, § 19:17
Privacy actions, § 20:14
Product liability, § 21:15
Promissory estoppel, § 4:43
Statutory theft, § 24:12
Tortious interference with contractual relations, § 3:15
Wrongful death, § 22:13
Wrongful discharge, § 6:13

LARCENY
Generally, § 24:1 et seq.

LIABILITY
Dram Shop Liability (this index)
Governmental Tort Liability (this index)
Premises Liability (this index)
Product Liability (this index)

LIBEL AND SLANDER
Generally, § 14:1 et seq.
Answer containing affirmative defenses, form, § 14:15
Authority, § 14:2
Checklist, § 14:12
Compensatory damages, § 14:3
Complaint, sample, § 14:14

LIBEL AND SLANDER—Cont'd

Damages
Compensatory, § 14:3
Exemplary, § 14:4
Nominal, § 14:5
Punitive, § 14:4
Defenses
Absolute privilege, § 14:9
Affirmative, answer containing, § 14:15
Conditional (qualified) privilege, § 14:10
Limitations, § 14:7
Plaintiff is "libel proof," § 14:11
Truth of statement, § 14:8
Elements, § 14:1
Exemplary damages, § 14:4
Forms, § 14:14 to 14:19
Jury instructions, § 14:16 to 14:18
Jury verdict, bench trial, and settlement summaries, § 14:19
Limitations, § 14:6
Nominal damages, § 14:5
Punitive damages, § 14:4
Remedies, § 14:3 to 14:5
Special motion to dismiss, § 14:13
Statute of limitations, § 14:6

LIMITATION OF ACTIONS

See **Statute of Limitations** (this index)

MALICIOUS PROSECUTION / VEXATIOUS LITIGATION

Generally, § 15:1 et seq.
Answer containing affirmative defenses, form, § 15:12
Authority, § 15:2
Checklist, § 15:10
Compensatory damages, § 15:3
Complaint, sample, § 15:11
Damages
Compensatory, § 15:3
Exemplary, § 15:4
Punitive, § 15:4
Defenses
Advice of counsel, § 15:8
Affirmative, answer containing, § 15:12

MALICIOUS PROSECUTION / VEXATIOUS LITIGATION

—Cont'd
Defenses—Cont'd
Existence of probable cause, § 15:7
Limitations, § 15:6
Elements, § 15:1
Exemplary damages, § 15:4
Forms, § 15:11 to 15:15
Jury instructions, § 15:13, 15:14
Jury verdict, bench trial, and settlement summaries, § 15:15
Limitations, § 15:5
Punitive damages, § 15:4
Remedies, § 15:3, 15:4
Special motion to dismiss, § 15:9
Statute of limitations, § 15:5

MALPRACTICE

See **Medical Malpractice** (this index)

MEDICAL MALPRACTICE

Generally, § 16:1 et seq.
Answer containing affirmative defenses, form, § 16:13
Authority, § 16:2, 16:3
Bystander, damages to, § 16:7
Checklist, § 16:11
Compensatory damages, § 16:4
Complaint, sample, § 16:12
Damages
Bystander to, § 16:7
Compensatory, § 16:4
Exemplary, § 16:6
Loss of parental consortium, § 16:8
Noneconomic, § 16:5
Punitive, § 16:6
Defenses, § 16:10
Answer containing affirmative defenses, form, § 16:13
Elements, § 16:1
Exemplary damages, § 16:6
Forms, § 16:12 to 16:15
Good faith certificate, § 16:2
Jury instructions, § 16:14, 16:15

INDEX

MEDICAL MALPRACTICE

—Cont'd

- Jury verdict, bench trial, and settlement summaries, § 16:16
- Limitations, § 16:9
- Loss of parental consortium, damages, § 16:8
- Noneconomic damages, § 16:5
- Punitive damages, § 16:6
- Remedies, § 16:4 to 16:7
- Statute of limitations, § 16:9
- Vicarious liability, § 16:3

MISREPRESENTATION

- Generally, § 9:1 *et seq.*
- Answer containing affirmative defenses, form, § 9:12
- Authority, § 9:2
- Bench trial summaries, § 9:15
- Checklist, § 9:10
- Comparative negligence, defense, § 9:7
- Compensatory damages, § 9:3
- Complaint, sample, § 9:11
- Counterclaim, § 9:9
- Damages
 - Compensatory, § 9:3
 - Exemplary, § 9:4
 - Punitive, § 9:4
- Defenses
 - Affirmative, answer containing, § 9:12
 - Comparative negligence, § 9:7
 - Limitations, § 9:6
 - Representations made in judicial proceedings, § 9:8
- Elements, § 9:1
- Exemplary damages, § 9:4
- Forms, § 9:11 to 9:15
- Jury instructions, § 9:13, 9:14
- Jury verdict, bench trial, and settlement summaries, § 9:15
- Limitations, § 9:5
- Punitive damages, § 9:4
- Remedies, § 9:3, 9:4
- Statute of limitations, § 9:5

MISTAKE

- Breach of contract, defense, § 4:14

MITIGATION OF DAMAGES

- Failure, breach of contract defense, § 4:19

MODE OF OPERATION RULE

- Premises liability, § 19:9

NEGLIGENCE

- Generally, § 17:1 *et seq.*
- Answer containing affirmative defenses, form, § 17:14
- Authority, § 17:2
- Checklist, § 17:12
- Comparative Negligence (this index)
- Compensatory damages, § 17:3
- Complaint, sample, § 17:13
- Damages
 - Compensatory, § 17:3
 - Exemplary, § 17:4
 - Punitive, § 17:4
- Defenses
 - Generally, § 17:7 to 17:9
 - Affirmative, answer containing, § 17:14
 - Limitations, § 17:7
 - Wrongful conduct rule, § 17:8
- Elements, § 17:1
- Exemplary damages, § 17:4
- Forms, § 17:13 to 17:17
- Jury instructions, § 17:15, 17:16
- Jury verdict, bench trial, and settlement summaries, § 17:17
- Limitations, § 17:6
- Medical monitoring, § 17:5
- Preemption, federal, § 17:11
- Punitive damages, § 17:4
- Remedies, § 17:3 to 17:5
- Statute of limitations, § 17:6
- Wrongful conduct rule, § 17:8

NEGLIGENT INFILCTION OF EMOTIONAL DISTRESS

- See Emotional Distress (this index)

NOMINAL DAMAGES

- Libel and slander, § 14:5

NONECONOMIC DAMAGES

- Medical malpractice, § 16:5

CONNECTICUT ELEMENTS OF AN ACTION

NUISANCE

- Generally, § 18:1 *et seq.*
- Answer, form, § 18:10
- Authority, § 18:2
- Bench trial summaries, § 18:13
- Checklist, § 18:8
- Compensatory damages, § 18:3
- Complaint, sample, § 18:9
- Damages
 - Compensatory, § 18:3
 - Exemplary, § 18:4
 - Punitive, § 18:4
- Defenses, § 18:7
- Elements, § 18:1
- Exemplary damages, § 18:4
- Forms, § 18:9 to 18:13
- Injunctive relief, § 18:5
- Jury instructions, § 18:11, 18:12
- Jury verdict, bench trial, and settlement summaries, § 18:13
- Limitations, § 18:6
- Punitive damages, § 18:4
- Remedies, § 18:3 to 18:5
- Statute of limitations, § 18:6

POLICE OFFICERS

- Premises liability, Firefighter's Rule, § 19:10

PREEMPTION

- Negligence, federal preemption, § 17:11

PREMISES LIABILITY

- Generally, § 19:1 *et seq.*
- Answer containing affirmative defenses, form, § 19:14
- Authority, § 19:2
- Bench trial summaries, § 19:17
- Checklist, § 19:11
- Comparative negligence, § 19:8
- Compensatory damages, § 19:3
- Complaint, sample, § 19:13
- Damages
 - Compensatory, § 19:3
 - Exemplary, § 19:4
 - Punitive, § 19:4

PREMISES LIABILITY—Cont'd

- Defenses
 - Affirmative, answer containing, § 19:14
 - Limitations, § 19:6
 - Ongoing storm doctrine, § 19:7
 - Elements, § 19:1
 - Exemplary damages, § 19:4
 - Firefighter's Rule, § 19:10
 - Forms, § 19:13 to 19:17
 - Jury instructions, § 19:15, 19:16
 - Jury verdict, bench trial, and settlement summaries, § 19:17
 - Limitations, § 19:5
 - Mode of operation rule, § 19:9
 - Ongoing storm doctrine, § 19:12
 - Punitive damages, § 19:4
 - Remedies, § 19:3, 19:4
 - Statute of limitations, § 19:5

PRIVACY ACTIONS

- Generally, § 20:1 *et seq.*
- Answer containing affirmative defenses, form, § 20:11
- Authority, § 20:2
- Checklist, § 20:9
- Compensatory damages, § 20:3
- Complaint, sample, § 20:10
- Counterclaim, § 20:11
- Damages
 - Compensatory, § 20:3
 - Exemplary, § 20:4
 - Punitive, § 20:4

- Defenses
 - Affirmative, answer containing, § 20:11
 - False light, § 20:8
 - Limitations, § 20:6
 - Other privileges, § 20:7
- Elements, § 20:1
- Exemplary damages, § 20:4
- False light, defense, § 20:8
- Forms, § 20:10 to 20:14
- Jury instructions, § 20:12, 20:13
- Jury verdict, bench trial, and settlement summaries, § 20:14
- Limitations, § 20:5
- Punitive damages, § 20:4

INDEX

PRIVACY ACTIONS—Cont'd

 Remedies, § 20:3, 20:4
 Statute of limitations, § 20:5

PROBABLE CAUSE

 Malicious prosecution, defense,
 § 15:7

PROCESS

 Abuse of Process (this index)

PRODUCT LIABILITY

 Generally, § 21:1 *et seq.*
 Answer containing affirmative
 defenses, form, § 21:12
 Authority, § 21:2
 Checklist, § 21:10
 Compensatory damages, § 21:3
 Complaint, sample, § 21:11
 Damages
 Compensatory, § 21:3
 Punitive, § 21:4
 Defenses
 Affirmative, answer containing,
 § 21:12
 Alteration or modification by a
 third party, § 21:9
 Comparative responsibility, § 21:8
 Limitations, § 21:6
 Preemption by federal statute,
 § 21:7
 Elements, § 21:1
 Forms, § 21:11 to 21:15
 Jury instructions, § 21:13, 21:14
 Jury verdict, bench trial, and settle-
 ment summaries, § 21:15
 Limitations, § 21:5
 Preemption by federal statute, § 21:7
 Punitive damages, § 21:4
 Remedies, § 21:3, 21:4
 Statute of limitations, § 21:5

PROMISSORY ESTOPPEL

 Generally, § 4:30 *et seq.*
 Answer confirming affirmative
 defense, form, § 4:40
 Authority, § 4:31
 Bench trial summaries, § 4:43
 Checklist, § 4:38
 Compensatory damages, § 4:32

PROMISSORY ESTOPPEL—Cont'd

 Complaint, § 4:39
 Damages
 Compensatory, § 4:32
 Exemplary, § 4:33
 Punitive, § 4:33
 Defenses
 Absence of promise, § 4:36
 Affirmative, answer confirming,
 § 4:40
 Limitations, § 4:35
 Unjustified reliance on promise,
 § 4:37
 Elements, § 4:30
 Exemplary damages, § 4:33
 Forms, § 4:39 to 4:43
 Jury instructions, § 4:41, 4:42
 Jury verdict, bench trial, and settle-
 ment summaries, § 4:43
 Limitations, § 4:34
 Punitive damages, § 4:33
 Remedies, § 4:32, 4:33
 Settlement summaries, § 4:43
 Statute of limitations, § 4:34

PROSECUTION

 See **Malicious Prosecution** (this
 index)

PUBLIC DUTY DOCTRINE

 Governmental tort liability, defenses,
 § 10:9

PUBLIC POLICY

 Breach of contract, defense, § 4:16

PUNITIVE DAMAGES

 Abuse of process, § 7:4
 Breach of contract, § 4:4
 Breach of fiduciary duty, § 8:4
 Connecticut Unfair Trade Practices
 Act, § 11:5
 Dog bites, § 2:4
 Emotional distress
 Intentional infliction, § 12:5
 Negligent infliction, § 13:4
 False imprisonment, § 1:4
 Libel and slander, § 14:4
 Malicious prosecution, § 15:4
 Medical malpractice, § 16:6

CONNECTICUT ELEMENTS OF AN ACTION

PUNITIVE DAMAGES—Cont'd

- Misrepresentation, § 9:4
- Negligence, § 17:4
- Nuisance, § 18:4
- Premises liability, § 19:4
- Privacy actions, § 20:4
- Product liability, § 21:4
- Promissory estoppel, § 4:33
- Tortious interference with contractual relations, § 3:4

SETTLEMENT SUMMARIES

- Promissory estoppel, § 4:43

SLANDER

- Libel and Slander* (this index)

STATUTE OF LIMITATIONS

- Abuse of process, § 7:5
- Breach of contract, § 4:5
- Breach of fiduciary duty, § 8:5
- Connecticut Unfair Trade Practices Act, § 11:6
- Dog bites, § 2:5
- Dram shop liability, § 5:4
- Emotional distress
 - Intentional infliction, § 12:6
 - Negligent infliction, § 13:5
- False imprisonment, § 1:5
- Governmental tort liability, § 10:4
- Libel and slander, § 14:6
- Malicious prosecution, § 15:5
- Medical malpractice, § 16:9
- Misrepresentation, § 9:5
- Negligence, § 17:6
- Nuisance, § 18:6
- Premises liability, § 19:5
- Privacy actions, § 20:5
- Product liability, § 21:5
- Promissory estoppel, § 4:34
- Statutory theft, § 24:4
- Tortious interference with contractual relations, § 3:5
- Wrongful death, § 22:4
- Wrongful discharge, § 6:5

STATUTORY THEFT

- Generally, § 24:1 *et seq.*
- Authority, § 24:2
- Checklist, § 24:7

STATUTORY THEFT—Cont'd

- Damages, § 24:3
- Defenses, § 24:5, 24:6
- Forms, § 24:8 *et seq.*
- Jury verdict, bench trial, and settlement summaries, § 24:12
- Limitation of actions, § 24:4
- Litigation privilege, § 24:6
- Remedies, § 24:3
- Statute of limitations, § 24:4

SURVIVAL

- Wrongful Death** (this index)

THEFT

- Statutory Theft** (this index)

TORTIOUS INTERFERENCE WITH CONTRACTUAL RELATIONS

- Generally, § 3:1 *et seq.*
- Answer containing affirmative defense, form, § 3:12
- Authority, § 3:2
- Checklist, § 3:10
- Compensatory damages, § 3:3
- Complaint, sample, § 3:11
- Damages
 - Compensatory, § 3:3
 - Exemplary, § 3:4
 - Punitive, § 3:4
- Defenses
 - Affirmative, § 3:12
 - Judicial or quasi-judicial proceeding, § 3:8
 - Legally protected interest, § 3:7
 - Limitations, § 3:6
- Elements, § 3:1
- Exemplary damages, § 3:4
- Forms, § 3:11 to 3:15
- Jury instructions request, § 3:13, 3:14
- Jury verdict, bench trial, and settlement summaries, § 3:15
- Limitations, § 3:5
- Punitive damages, § 3:4
- Remedies, § 3:3, 3:4
- Special motion to dismiss, § 3:9
- Statute of limitations, § 3:5

INDEX

TRUTH OF STATEMENT
Libel and slander, defense, § 14:8

UNCONSCIONABILITY
Breach of contract, defense, § 4:15

UNFAIR TRADE PRACTICES ACT
Connecticut Unfair Trade Practices Act (this index)

VEXATIOUS LITIGATION
See **Malicious Prosecution / Vexatious Litigation** (this index)

VICARIOUS LIABILITY
Medical malpractice, § 16:3

WAIVER
Breach of contract, defense, § 4:18

WORKERS' COMPENSATION ACT
Negligent infliction of emotional distress, defense, § 13:7

WRONGFUL CONDUCT RULE
Negligence, § 17:8

WRONGFUL DEATH
Generally, § 22:1 *et seq.*
Answer containing affirmative defenses, form, § 22:10
Authority, § 22:2
Bench trial summaries, § 22:13
Checklist, § 22:8
Comparative negligence, § 22:7
Compensatory damages, § 22:3
Complaint, sample, § 22:9
Damages, compensatory, § 22:3
Defenses
Affirmative, answer containing, § 22:10

WRONGFUL DEATH—Cont'd
Defenses—Cont'd
Connecticut Product Liability Act
exclusive provision, § 22:6
Limitations, § 22:5
Elements, § 22:1
Forms, § 22:9 to 22:13
Jury instructions, § 22:11, 22:12
Jury verdict, bench trial, and settlement summaries, § 22:13
Limitations, § 22:4
Remedies, § 22:3
Statute of limitations, § 22:4

WRONGFUL DISCHARGE
Generally, § 6:1 *et seq.*
Answer containing affirmative defenses, form, § 6:10
Authority, § 6:2
Checklist, § 6:8
Compensatory damages, § 6:3
Complaint, sample, § 6:9
Damages
Compensatory, § 6:3
Exemplary, § 6:4
Defenses
Affirmative, answer containing, § 6:10
Legitimate reason for discharge, § 6:7
Limitations, § 6:6
Elements, § 6:1
Exemplary damages, § 6:4
Forms, § 6:9 to 6:13
Jury instructions, § 6:11, 6:12
Jury verdict, bench trial, and settlement summaries, § 6:13
Limitations, § 6:5
Remedies, § 6:3, 6:4
Statute of limitations, § 6:5