Table of Contents

CHAPTER 1. BASIC INSTRUCTIONS

- § 1:1 Introductory instructions to jury panel
- § 1:2 Introductory instructions for jury
- § 1:3 Instructions to jurors as to conduct while serving
- § 1:4 General instructions after presentation of evidence

CHAPTER 2. MOTOR VEHICLE ACCIDENTS

- § 2:1 Personal injury and wrongful death actions under Tennessee's Civil Justice Act of 2011
- § 2:2 Automobile accident involving comparative fault, allegations of permanent injury, and loss of consortium claims
- § 2:3 Automobile accident involving comparative fault and loss of consortium claims, but no allegations of permanent injury
- § 2:4 Automobile accident involving comparative fault and wrongful death
- § 2:5 Automobile accident involving admitted fault, allegations of permanent injury, loss of consortium claims, and punitive damages
- § 2:6 Action for personal injuries—Liability admitted— Injuries of passenger
- § 2:7 ——Injuries of driver
- § 2:8 —"Eggshell" plaintiff; comparative fault
- § 2:9 —"Eggshell" plaintiff; low-impact collision
- § 2:10 —Family purpose doctrine—Extent of injuries contested
- § 2:11 ——Basic injuries
- § 2:12 —Close following (rear-end collision); loss of consortium; affirmative defense; comparative fault
- § 2:13 —Turning a vehicle (rear-end collision); duty of driver; assumptions as to other's abilities; prohibited research and communication (e.g., social media)
- § 2:14 —Liability admitted; lane change; preexisting conditions; inadmissibility of police report
- § 2:15 —Comparative fault; duty of driver; additional factors for comparing fault; overtaking and passing on right
- § 2:16 —Comparative fault; injury to pedestrian
- § 2:17 —Liability of governmental entity; negligent supervision of an employee; gross negligence; and negligent entrustment

CHAPTER 3. PRODUCTS LIABILITY

- § 3:1 Personal injury and wrongful death actions Under Tennessee's Civil Justice Act of 2011
- § 3:2 Accident involving design defect or manufacturing defect, comparative fault, allegations of permanent injury, and loss of consortium claims
- § 3:3 Accident involving design defect or manufacturing defect, non-party fault, allegations of permanent injury and loss of consortium
- § 3:4 Action for personal injuries involving unreasonably dangerous product or defective product; product containing asbestos; plaintiff diagnosed with mesothelioma; determination of whether plaintiff is entitled to recover verdict; negligence

CHAPTER 4. CONSUMER PROTECTION

- § 4:1 Actions involving allegations of fraud, violation of the consumer protection act, damages to personal property, intentional infliction of emotional distress, and punitive damages
- § 4:2 Actions involving landlord tenant issues and a violation of the Consumer Protection Act
- § 4:3 Action involving allegations of damage to real property and violation of the Consumer Protection Act
- § 4:4 Action alleging improper banking practices—Violation of Consumer Protection Act
- § 4:5 Action involving allegations of breach of construction contract and violation of the Consumer Protection Act

CHAPTER 5. CONDEMNATION

- § 5:1 Action involving compensation for taking of land for a highway
- § 5:2 Condemnation action involving a view by the jury
- § 5:3 Condemnation action involving taking of land for a road and a temporary construction easement
- § 5:4 Action involving placement of an easement for ingress and egress, using a jury of view

CHAPTER 6. CONTRACTS

- § 6:1 Actions involving breach of insurance contract for failure to make premium payment; whether workers were employees or independent contractors
- § 6:2 Actions involving breach of contract, constructive fraud, conversion, and punitive damages
- § 6:3 Action involving breach of business contract, determination of whom owns business property after failure of business, and request for punitive damages
- § 6:4 Action involving negligent misrepresentation and intentional misrepresentation

- § 6:5 Action involving breach of contract for allegedly defective construction; multiple causes of action; personal liability of LLC defendants § 6:6 Action involving competing claims for breach of contract for allegedly incomplete performance and incomplete payment; quantum meruit (Jury Charge) § 6:7 Action involving claims for breach of contract and conversion § 6:8 Action involving breach of contract, breach of fiduciary duty, fraud and collusion, civil conspiracy, conversion, unjust enrichment, breach of good faith and fair dealing, and declaratory relief § 6:9 Action involving breach of real estate contract; two or more plaintiffs; two or more defendants; restitution; reliance damages; waiver
- § 6:10 Action involving breach of employment contract, breach of duty of good faith and fair dealing, misappropriation of trade secrets, violation of nonsolicitation covenant
- § 6:11 Action Involving breach of contract, with affirmative defenses of unclean hands, estoppel, plaintiff transferred right of repayment to third parties, and unjust enrichment

CHAPTER 7. TORTS

- § 7:1 Personal injury and wrongful death actions Under Tennessee's Civil Justice Act of 2011
- § 7:2 Action for wrongful death
- § 7:3 Action involving allegations of intentional infliction of emotional distress, and punitive damages
- § 7:4 Action involving battery, intentional infliction of emotional distress, and punitive damages
- § 7:5 Personal Injury—Negligence; comparative fault
- § 7:6 Action alleging malicious prosecution
- § 7:7 Premises liability—Defendant alleging plaintiff failed to exercise due care
- § 7:8 —Peremptory challenges for multiple plaintiffs and LLC defendant
- § 7:9 —"Slip and fall"; foreseeability
- § 7:10 —Comparative fault; Motor vehicle injury
- § 7:11 —Comparative fault; "Slip and fall"
- § 7:12 Action involving legal malpractice
- § 7:13 Action involving theft of trade secrets
- § 7:14 Action involving defamation, compensatory damages, and punitive damages
- § 7:15 Action involving defamation, truth as a defense, and intentional infliction of emotional distress
- § 7:16 Action involving damages to personal property

§ 7:17 Action Involving Personal Property Conversion; Infliction of Emotional Distress

CHAPTER 8. HEALTH CARE LIABILITY ACTIONS

§ 8:1	Personal injury and wrongful death actions Under
	Tennessee's Civil Justice Act of 2011
§ 8:2	Action alleging medical malpractice
§ 8:3	—Injury and economic damages; aggravation of
	existing condition
§ 8:4	—Delayed Treatment; Infection
§ 8:5	—Death of patient
§ 8:6	— Negligence in failing to provide timely treatment
§ 8:7	—Misdiagnosis; confusion of medical records
§ 8:8	—Claim brought by surviving spouse
§ 8:9	—Chiropractic malpractice
§ 8:10	Health Care Liability Actions—Standard of Care
§ 8:11	— —Action involving injury to a minor
§ 8:12	—Lack of informed consent, medical battery, violation
-	of Tennessee Human Rights Act

CHAPTER 9. EMPLOYMENT ACTIONS

- § 9:1 Action alleging sex discrimination
- § 9:2 Action alleging retaliation and hostile work environment under Tennessee Human Rights Act
- § 9:3 Action alleging retaliatory discharge—For worker's compensation claim—Emotional anguish and suffering caused by termination
- § 9:4 ——Aggravation of preexisting condition
- § 9:5 —Embarrassment and humiliation
- § 9:6 Action alleging wrongful discharge—Duress

CHAPTER 10. ADMINISTRATIVE ACTIONS

§ 10:1 Appeal from Environmental Court regarding citation for harboring a vicious dog

Table of Laws and Rules

Table of Cases

Index