

## NOTICE TO THE BAR

### Updates to Model Civil Jury Charges

The Supreme Court Committee on Model Civil Jury Charges (Committee) has approved the following list of Model Civil Jury Charges for use by the bar and trial courts. One model charge is new and two are revised versions of previously approved charges. All approved Model Civil Jury Charges, including these new and revised charges, are available for downloading from the Judiciary's Internet web site at <http://www.judiciary.state.nj.us/civil/civindx.htm>.

#### **1.13E Expert Testimony — Optional Charge Concerning Experts Relying on Hearsay Statements of Non-Testifying Experts (12/2009)**

This new charge has been added regarding the statements contained within reports of experts that were not called as witnesses at trial in accordance with *Agha v. Feiner*, 198 N.J. 50 (2009) and New Jersey Rule of Evidence 703.

#### **5.60A Statutory Owner — Dog Bite Liability (12/2009)**

A footnote reference to *DeVivo v. Anderson*, 410 N.J. Super. 175 (Law Div. 2009) has been added to the dog bite charge making clear that there is no explicit requirement in N.J.S.A. 4:19-16 that the bite result in broken skin.

#### **8.21 Nonuse of Seatbelt Including Ultimate Outcome (12/2009)**

On Interrogatory number 11 of the Jury Verdict Sheet, the word "seat" was deleted and replaced with the word "seatbelt" to correct a typographical error.

Questions regarding any of these new or revised civil jury charges may be directed to Michelle V. Perone, Esq., Chief, Civil Court Programs, Administrative Office of the Courts, Hughes Justice Complex, P.O. Box 981, Trenton, New Jersey 08625-0981; telephone (609) 984-5431; email [michelle.perone@njcourts.gov](mailto:michelle.perone@njcourts.gov).

Glenn A. Grant, J.A.D.  
Acting Administrative Director of the Court

Dated: December 11, 2009

Copyrighted © 2001 - New Jersey Judiciary