

NOTICE TO THE BAR

MODEL CIVIL JURY CHARGES UPDATES

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

2.25 Hostile Work Environment Claims under the New Jersey Law Against Discrimination (Sexual and Other Harassment) (Approved 11/1999; Revised 2/2013)

This charge is revised to address an employer's liability under the LAD for supervisory acts of sexual harassment.

2.26 Failure to Accommodate Employee with Disability Under the New Jersey Law Against Discrimination (Approved 2/2013)

This is a new charge dealing with an employer's failure to make reasonable employee accommodations.

2.34 Mitigation of Damages - Front Pay (Approved 2/2013)

This is a new charge dealing with future earnings that are lost by a defendant's wrongdoing.

5.50E Jury Interrogatories (Approved 12/2002, Revised 7/2013)

As a result of the holding in *Flood v. Aluri-Vallabhaneni*, ___ N.J. Super. ___ (App. Div. 2013), the Model Civil Jury Charge Committee has withdrawn Model Charge 5.50E Jury Interrogatories. The Committee understands that a Petition for Certification to the New Jersey Supreme court was filed on July 11, 2013 and is currently pending.

7.31 Comparative Negligence: Ultimate Outcome (Approved 3/2000, Revised 2/2013)

This charge is revised to eliminate the various versions of the Ultimate Outcome charge associated with statutory provision that are repealed. Footnotes were added to explain the charge's application.

The three revised and two new model jury charges are published with this notice. Questions regarding any of these revised or new model civil jury charges may be directed to Tori Phoenix, Esq., Chief, Civil Court Programs, Administrative Office of the Courts, Hughes Justice Complex, P.O. Box 981, Trenton, New Jersey 08625-0981; phone (609) 292-8470; e-mail Taironda.Phoenix@judiciary.state.nj.us.

/s/ Glenn A. Grant

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

Dated: July 31, 2013
Corrected

