

Civil Jury Instructions Committee
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016

June 3, 2020
3:00 to 5:00 pm
GoToMeeting

Minutes (Approved (date))

MEMBER ATTENDANCE:

P = present in person; T = present telephonically; A= absent.

Steve Kramer (Chair)	T	Daniel Torrens	A
Alicia Funkhouser (Secretary)	T	Hon. Kenton Jones	A
Hon. Pam Gates	A	Jack Klecan	T
Lincoln Combs	A	Kara Klima	T
Ben Cooper	T	Rodney Ott	T
Dominic Gomez	T	Sara Regan	T
Richard Langerman	T	David Shugart	A
Patrick Lopez	T		
Hon Karen Mullins	A		
Hon. Roger Brodman	T		
Nate Meyer	T		

OTHER ATTENDEES:

None

State Bar Staff: Iona Kukan

Minutes taken by: Alicia Funkhouser

I. CALL TO ORDER

Called to Order by: Steve Kramer

Time: 4:04 p.m.

- II. Review and approval of meeting minutes of May 13, 2020: (PJ Moved to Approve)**
(Steve seconded), Motion carried.

III. Agenda Items

1. Introducing New Member (Nate Meyer) to the Committee – Ilona Kukan

2. Preliminary Jury Instructions – Steve Kramer & Judge Brodman

Changes and typos discussed. Ilona will review the rule citations since the rules have been renumbered since the instructions were originally written. She will also check citations for blue book format. Discussion held regarding removing footnote 1 and changing it to a Use Note in the Admonition. Decision to remove the box around the language (keeping the language and placing it in brackets) and removing the footnote itself as well as the bracket (keeping the language). Richard suggests moving the language to Preliminary 8.

Discussion held regarding a review of the instruction about testimony of police officers in light of current events.

Discussion held regarding the Use Note and Footnote formatting. Recommendation that we use * for Use Notes where the location in the text is referred to directly.

Dominic points out that the Use Notes should all be formatted the same. Ilona will review.

Richard moves to approve the Preliminary Instructions subject to the changes we discussed, with the final version to be sent to the group electronically for typo review. PJ seconds. Motion carried.

3. Report on new Employment Law Instructions – Judge Brodman

The subcommittee has been meeting re: an instruction regarding minimum wage and additional instructions. They are meeting again this month and will forward additional instructions to the committee for review.

4. Needed Revisions to the Vicarious Liability Jury Instructions – PJ

PJ wants to update the instruction in light of the Angler case which cites the Rest. 3d. of Agency 707.

A subcommittee including, Rodney, Dominic, Steve and PJ was formed to redraft the instruction.

5. Any Other Business –

Judge Brodman volunteered to reach out to Judge Gates to see whether the bench recommends any changes or additional areas for instruction and whether there are any other judges to join the subcommittee. PJ will reach out to the Pima county presiding judge to find out whether any Pima County judges would like to be involved.

Committee thanks Steve Kramer for his service as chair for the past two years.

Agenda Items Not Reached: N/A.

CALL TO THE PUBLIC Steve Kramer

Individuals addressing the (Board/Committee). None present.

Meeting adjourned by: Motion to adjourn (Richard). Seconded (PJ) Motion carried. Steve Kramer adjourned meeting at (4:21 P.M. time).

Next Meeting August 5, 2020 at 3:00 p.m.