

JURY Instruction Form

The JURY will listen to both arguments: DEFENSE and PLAINTIFF. Since this case is bifurcated, meaning both sides have to prove their burden. The DEFENSE must prove that the DEFENDANT was not guilty of *contributory negligence* that resulted in the death of Bartleby and his actions were *enacted to provide the safety* to Bartleby. The PLAINTIFF must prove that the DEFENDANT is guilty of *contributory negligence* that resulted in the death of Bartleby and that his actions were not *enacted to provide the safety* to Bartleby. Ohio Revised Code 4113.07 Contributory negligence will be argued in this case. See “Document 2 COURT ORDER” for the Ohio Revised Code 4113.07

The JURY should take notes during the hearing, noting specifics, i.e. text references, both from the story and the Ohio Revised Code, that the attorneys cite during their arguments. Each JURY member will need to type a “Recommendation from the Jury.” The JURY will provide one document compiling all JURY members’ recommendation in one document, submitted for a grade. The JURY must come to a final recommendation to the judge.

The form should be titled “Recommendation from the JURY” with a subtitle “In the matter of the negligence and liability of the employer of Bartleby, the scrivener.” The content should itemize the recommendation of each JURY member by stating in the following manner:

JURY member #1

(Paragraph 1) Recommendation for the DEFENSE concludes that...(continue with whether you agree that the DEFENSE met the burden of proving that DEFENDANT was guilty of *contributory negligence* that resulted in the death of Bartleby and why).

(Paragraph 2) Recommendation for the PLAINTIFF concludes that...(continue with whether you agree that the PLAINTIFF met the burden of proving that the DEFENDANT’s actions were *enacted to provide the safety* to Bartleby and why.)

Finally, end the paper with a concluding paragraph that give an overall cumulative recommendation. The conclusion should be in the following manner:

Therefore, it is the decision of this JURY, in the Case 314.5&6, in the matter of negligence and liability of the employer of Bartleby, the scrivener, with all JURY members contributing recommendations, that the ...(DEFENSE or PLAINTIFF) met their burden.

On a separate sheet of paper, type the names of each JURY member and include it at the end of the Recommendation from the JURY essay for a collaborative grade for the team.