TABLE OF CONTENTS

PREFACE

INTRODUCTION

GUIDE TO THE USE OF THIS BOOK

SIGNIFICANT NEW DEVELOPMENTS

NORTH CAROLINA PATTERN JURY INSTRUCTIONS FOR MOTOR VEHICLE NEGLIGENCE CASES: *Dates the instructions were adopted are found at the <a href="https://linear.com/local-new-red/local-new-r

PART I. GENERAL

		Chapter 1. Preliminary Instructions.
	100.00	Model Motor Vehicle Negligence Charge and Verdict Sheet. (6/ 20 15)
	100.10	Opening Statement. (12/04)
	100.15	Cameras and Microphones in Courtroom. (5/04)
	100.20	Recesses. (6/10)
	100.21	Recesses. (6/10)
	100.43	Deposition Testimony. (5/04)
	100.44	Interrogatories. (12/04)
	100.70	Taking of Notes By Jurors. (5/04)
	101.00	Admonition to the Trial Judge on Stating the Evidence and Relating the
		Law to the Evidence. (10/85)
	101.05	Function of the Jury. (3/94)
	101.10	Burden of Proof and Greater Weight of the Evidence. (3/94)
	101.14	Judicial Notice. (10/83)
	101.15	Credibility of Witness. (3/94)
	101.20	Weight of the Evidence. (3/94)
	101.25	Testimony of Expert Witness. (2/94)
1	101.30	Testimony of Interested Witness. (3/94)
	101.32	Evidence—_Limitation as to Parties. (10/83)
	101.33	Evidence—_Limitation as to Purpose. (10/83)
	101.35	Impeachment or Corroboration by Prior Statement. (5/92)
ī	101.36	Impeachment of a Party or Witness by Proof of Crime. (4/86)
	101.37	Evidence Relating to the Character Trait of a Witness (Including <u>a</u>
i		Party) for Truthfulness. (4/86)
	101.39	Evidence—Spoilation by a party. (5/01)
i	101.40	Photograph, Videotape, Motion Pictures, X-Ray, Other Pictorial
		Representations:Maps, Models, Charts—Illustrative and
	404.44	Substantive Evidence. (10/85)
	101.41	Stipulations. (1/88)
	101.42	Requests for Admission. (1/88)
	101.43	Deposition Evidence. (4/88)
	101.45	Circumstantial Evidence. (10/85)

Page 2 of 10

	MOTOR VEH	ICLE VOLUME
1		NT JUNE 202 2 3
	KLFLACLIILI	NT JONE 202 2 5
	102.87	Willful or Wanton Conduct Issue ("Gross Negligence")——Defense of
ı	100.00	Contributory Willful or Wanton Conduct by Plaintiff. (3/94)
	102.90	Negligence Issue—_Joint Conduct—_Multiple Tortfeasors. (3/94)
	102.95	Intentional or Reckless Infliction of Severe Emotional Distress. (5/91)
	102.97	Action for Loss of Consortium. (5/00)
1		Chapter 3. Agency and Derivative Liability.
	103.00	Agency—Preface (2/23)
	103.10	Agency Issue—Burden of Proof—When Principal Is Liable. $(\frac{55/236/09}{})$
1	103.15	Independent Contractor. (5/92)
	103.25	Agency—Lent_Employee——Servant Doctrine. (5/2310/85)
	103.40	Ownership of Vehicle as Prima Facie Evidence of Agency. $(3/2310/85)$
	103.41	Identification of Driver. (4/89)
	103.45	Registration as Prima Facie Evidence of Ownership and Agency. $(\frac{3/23}{10/85})$
	103.50	Agency——Departure from Employment. (10/85)
	103.55	Agency——Willful and Intentional Injury Inflicted by an Agent. (10/85)
	103.60	Agency—Use of Agent's Own Vehicle. (10/85)
	103.61	Agency—Use of Motor Vehicle by Transferee of Agent. (5/236/73)
	103.65	Agency—Riders in Principal's Vehicle. (10/85)
	103.70	Final Mandate——Agency Issue. (10/85)Deleted (5/23)
	103.75	Agency——Family Purpose Issue. (10/85)
	103.80	Financial Responsibility—Express of Implied Permission/Use of Motor
		Vehicle (3/23)
ı		
		Chapter 4. Contributory Negligence Issue.
ı	104.10	Chapter 4. Contributory Negligence Issue. Contributory Negligence Issue——Burden of Proof——Definition.
	104.10	Contributory Negligence Issue—_Burden of Proof—_Definition.
		Contributory Negligence Issue——Burden of Proof——Definition. (6/ 20 18)
	104.20	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85)
		Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily
	104.20 104.21	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10)
	104.20	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain
	104.20 104.21 104.24	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79)
	104.20 104.21	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years
	104.20 104.21 104.24 104.25	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/ 20 18) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/ 20 18)
	104.20 104.21 104.24	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of
	104.20 104.21 104.24 104.25 104.30	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89)
	104.20 104.21 104.24 104.25 104.30 104.35	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08)
	104.20 104.21 104.24 104.25 104.30 104.35	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance.
	104.20 104.21 104.24 104.25 104.30 104.35 104.40	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate.
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance.
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate. (5/20)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50	Contributory Negligence Issue—Burden of Proof—Definition. (6/2018) Contributory Negligence—Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate. (5/20) Chapter 6. Damage Claims by Plaintiffs.
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50 105.15	Contributory Negligence Issue—Burden of Proof—Definition. (6/2018) Contributory Negligence—Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate. (5/20) Chapter 6. Damage Claims by Plaintiffs. Pries Reorganization Notice—_Damages. (5/00)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50 105.15	Contributory Negligence Issue—Burden of Proof—Definition. (6/2018) Contributory Negligence—Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—Doctrine of Sudden Emergency. (5/08) Final Mandate—Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—Burden of Proof; Definition; Final Mandate. (5/20) Chapter 6. Damage Claims by Plaintiffs. Personal Injury Damages—Issue and Burden of Proof. (5/04)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50 105.15	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate. (5/20) Chapter 6. Damage Claims by Plaintiffs. Arries Reorganization Notice—_Damages. (5/00) Personal Injury Damages—_Issue and Burden of Proof. (5/04) Personal Injury Damages—_In General. (5/00)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50 105.15	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate. (5/20) Chapter 6. Damage Claims by Plaintiffs. Perios Reorganization Notice—_Damages. (5/00) Personal Injury Damages—_Issue and Burden of Proof. (5/04) Personal Injury Damages—_In General. (5/00) Personal Injury Damages—_Medical Expenses. (6/13)
	104.20 104.21 104.24 104.25 104.30 104.35 104.40 104.50 105.15	Contributory Negligence Issue—_Burden of Proof—_Definition. (6/2018) Contributory Negligence—_Gratuitous Passenger or Guest. (10/85) Contributory Negligence Per Se—_Gratuitous Passenger Voluntarily and Knowingly Riding With Impaired Driver. (6/10) Contributory Negligence Per Se—_Pedestrian's Violation of Certain Motor Vehicle Laws. (11/79) Contributory Negligence of Minor Between Seven and Fourteen Years of Age. (6/2018) Contributory Negligence—_No Duty to Anticipate Negligence of Others. (6/89) Contentions of Contributory Negligence. (3/94) Contributory Negligence—_Doctrine of Sudden Emergency. (5/08) Final Mandate—_Contributory Negligence Issue. (3/94) Chapter 5. Last Clear Chance. Last Clear Chance—_Burden of Proof; Definition; Final Mandate. (5/20) Chapter 6. Damage Claims by Plaintiffs. Arries Reorganization Notice—_Damages. (5/00) Personal Injury Damages—_Issue and Burden of Proof. (5/04) Personal Injury Damages—_In General. (5/00)

Page 3 of 10 N.C.P.I.—MOTOR VEHICLE TABLE OF CONTENTS

	106.10	Personal Injury Damages——Scarring or Disfigurement. (1/05)
	106.12	Personal Injury Damages—Loss (of Use) of Part of the Body. (12/04)
	106.14	Personal Injury Damages——Permanent Injury. (6/ 20 15)
	106.16	Personal Injury Damages——Future Worth in Present Value. (5/00)
	106.18	Personal Injury Damages——Set Off/Deduction of Workers'
I	100.10	Compensation Award. (5/00)
	106.19	Personal Injury Damages—_Jury to Consider Only Matters in Evidence.
1		(4/00)
	106.20	Personal Injury Damages——Final Mandate (Regular). (5/00)
	106.22	Personal Injury Damages——Final Mandate (Per Diem Argument by
Ī	106.24	Counsel). (5/00) Personal Injury Damages——Defense of Mitigation. (6/14)
ļ	106.24	Loss of Future Earning Capacity Where the Plaintiff has no Employment
	100.20	of Past Employment at the Time of the Accident. (Delete Sheet).
		(4/00)
	106.30	Personal Injury Damages— <u>Loss of Consortium.</u> (4/00)
	106.32	Personal Injury Damages——Parent's Claim for Negligent Injury to
ı		Minor Child. (4/00)
	106.40	Wrongful Death Damages. (4/00)
	106.41	Wrongful Death Damages——Set Off/Deduction of Workers'
ı		Compensation Award. (5/00)
	106.42	Wrongful Death Damages—_In General. (1/00)
	106.44	Wrongful Death Damages—Medical Expenses. (6/13)
	106.46	Wrongful Death Damages——Pain and Suffering. (1/00)
	106.48	Wrongful Death Damages—Funeral Expenses. (6/13)
	106.50	Wrongful Death Damages—Present Monetary Value of Deceased to
ļ	100.50	Next-of-Kin. (1/00)
	106.54	Wrongful Death Damages——Final Mandate (Regular). (1/00)
	106.56	Wrongful Death Damages—Final Mandate (Per Diem Argument by
ı		Counsel). (1/00)
	106.60	Property Damages—_Issue and Burden of Proof. (4/17)
	106.62	Property Damages—Diminution in Market Value. (5/00)
	106.64	Property Damages No Market Value——Cost of Replacement or Repair.
		(5/00)
	106.66	Property Damages—_No Market Value, Repair or Replacement—_
1		Recovery of Intrinsic Actual Value. (5/00)
	106.67	Damages for Loss of Use of Vehicle——Measure of Damages.; Final
	105.50	Mandate. (5/17)
	106.68	Property Damages—_Final Mandate. (5/00)
	106.90	Punitive Damages—Issue of Existence of Outrageous or Aggravated
1		Conduct. (5/96)
	106.91	Punitive Damages—_Issue of Existence of Malicious, Willful or
		Wanton, or Grossly Negligent Conduct—Wrongful Death Cases.
1	106.00	(5/97)
	106.92	Punitive Damages——Insurance Company's Bad Faith Refusal to Settle
Ī	106.03	a Claim. (5/96)
l	106.93	Punitive Damages——Issue of Whether to Make Award and Amount.
ı	100.04	(5/96)
	106.94	Punitive Damages——Issue of Whether to Make Award and Amount.
ı	106.06	(Special Cases). (5/96)
	106.96	Punitive Damages——Liability of Defendant. (8/04)

	Page 5 of 10 N.C.P.I.—MOTOR VEHICLE TABLE OF CONTENTS MOTOR VEHICLE VOLUME REPLACEMENT JUNE 20223	
	106.98	Punitive Damages——Issue of Whether to Make Award and Amount. (5/96)
		Chapter 7. Consolidated with Chapter 6. (5/00)
		Chapter 8. Consolidated with Chapter 6. (5/00)
1	108.10	Chapter 9. Plaintiff's Negligence. Issue of Plaintiff's Negligence (Counterclaim)—_Burden of Proof; Definition; Contentions of Negligence. (6/93)
	108.50 108.75	Final Mandate—_Issue of Plaintiff's Negligence (Counterclaim). (6/93) Negligence of Third Party Tort Feasor—_Contribution. (1/87)
	109.00	Chapter 10. Damage Claims by Defendants. Defendant's Personal Injury Damages (Counterclaim)—_Issue and Burden of Proof. (5/00)
	109.02	Defendant's Personal Injury Damages (Counterclaim)—In General. (5/00)
	109.19	Defendant's Personal Injury Damages (Counterclaim)—_Jury to Consider Only Matters in Evidence. (4/00)
	109.20	Defendant's Personal Injury Damages (Counterclaim)——Final Mandate (Regular). (5/00)
	109.22	Defendant's Personal Injury Damages (Counterclaim)——Final Mandate (Per Diem Argument by Counsel). (5/00)
	109.60	Defendant's Property Damages (Counterclaim)——Issue and Burden of Proof. (5/00)
	109.62	Defendant's Property Damages (Counterclaim)——Diminution in Market Value. (5/00)
	109.64	Defendant's Property Damages (Counterclaim)——No Market Value——Cost of Replacement of Repair. (5/00)
	109.66	Defendant's Property Damages (Counterclaim)——No Market Value, Repair or Replacement——Recovery of Intrinsic Actual Value. (5/00)
	109.67 109.68	Defendant's Property Damages— Loss of Use of Vehicle. (5/00) Defendant's Property Damages (Counterclaim)—_Final Mandate. (5/00)
		Chapter 11. Consolidated with Chapter 10. (5/00)
I	150.10 150.12 150.20 150.30 150.40 150.45	Chapter 12. Summary Instructions. Jury Should Consider All Contentions. (3/94) Jury Should Render Verdict Based on Fact, Not Consequences. (3/94) The Court Has No Opinion. (3/94) Verdict Must Be Unanimous. (3/94) Selection of Foreperson. (3/94) Concluding Instructions——When to Begin Deliberations, Charge
ı	150.50 150.60	Conference. (3/94) Failure of Jury to Reach Verdict. (10/80) Discharging the Jury. (5/88)

Page 6 of 10 N.C.P.I.—MOTOR VEHICLE TABLE OF CONTENTS MOTOR VEHICLE VOLUME REPLACEMENT JUNE 20223

PART II. SPECIFIC ACTS OF NEGLIGENCE.

1	201.20 201.30 201.31	Chapter 1. Lookout and Control. Reasonable Lookout. (6/93) Proper Control. (6/93) Proper Control—Skidding Vehicles(2/89)
	202.10 202.15 202.20A	Chapter 2. Speed Restrictions. Speed Restrictions—Reasonable and Prudent (56/09) Speed Restrictions—Speed Zones. (3/94) Speed Restrictions—Failure to Reduce Speed. (5/88)
1	202.40	Speed Restrictions—School and School Activity Buses. (6/10)
	202.60 202.80	Speed Limitations on Bridges, Causeways, and Viaducts. (5/88) Speed Limit Not Applicable—Emergency Vehicles. (11/96)
	202.81	Speed Limit Not Applicable—Emergency Vehicles—Willful or
		Wanton Conduct——("Gross Negligence"). (12/03)
	202.85	Driving Too Slowly—No Prescribed Minimum Speed. (5/88)
	202.90	Driving Too Slowly——Prescribed Minimum Speeds. (5/88)
		Chapter 3. Right-of-Way; Railroad Crossings.
	203.05	Right-of-Way—_Traffic Circle. (4/89)
	203.06	Right-of-Way—_Vehicles Approaching Intersection at Approximately
ı	202.07	the Same Time. (4/89)
	203.07	Right-of-Way——One Vehicle Intending to Turn Left at Intersection. (6/89)
	203.08	Right-of-Way——One Vehicle Intending to Turn Left at Alley, Private
1		Road or Driveway. (6/89)
	203.10	Stop Sign Violation. (5/06)
	203.15	Stop Sign Violation—Duty of Operator Entering Intersection Driver on
	202.20	Starting from Stopped Position. (6/89)
	203.20 203.25	Stop Sign Violation——Duty of Driver on Dominant Highway. (6/89) Right-of-Way of Operator on Servient Street When Entering
	203.23	Intersection After Stopping. (6/89)
	203.28	Yield Right-of-Way Signs. (6/89)
	203.29	Entering Highway from Private Road or Drive. (6/89)
	203.30	Vehicle Control Signals at Intersections. (56/08)
	203.31	Signal Lights other than at Intersections. ($\frac{56}{08}$)
	203.50	Railway Crossings—Stop Sign. (6/89)
1	203.51	Railroad Warning Signals Must Be Obeyed. (6/89)
	203.55 203.56	Railroad Crossings—_Buses and Trucks. (6/89) Railroad Crossing—_Railroad's Duty of Care—_Duty to Keep Lookout;
I	203.30	Duty to Give Warning. (4/90)
	203.57	Railroad Crossing—_Railroad's Duty of Care—_Duty to Provide Special
		Warning at Extra Hazardous Crossings. (4/90)
	203.57A	Railroad Crossing——Railroad's Duty of Care——Duty of Railroad to
1	202 F0	Operate and Maintain Existing Crossing Signals. (5/90)
1	203.58	Railroad Crossing——Railroad's Duty of Care——Duty to Maintain Crossings. (5/90)
	203.58A	Railroad Crossing——Railroad's Duty of Care——Duty of Railroad as to
ı		Obstructions. (5/90)
	203.59	Operator's Duty of Care at Railroad Crossings. (5/90)

		Charter 4. Charries on Highway
	202.60	Chapter 4. Stopping on Highway.
	203.60	Stopping on Shoulder of Highway. (6/11) Stopping on Shoulder of Highway. (6/11)
	203.60A 203.65	Stopping on Highway or Bridge. (6/11)
	203.65A	Stopping on Highway or Bridge, Posted Speed Limit Less Than 45 Miles
		Per Hour. (6/11)
	203.65B	Stopping on Highway or Bridge, Posted Speed Limit Greater Than 45 Miles Per Hour. (6/11)
	203.66	Stopping on Highway——Disabled Trucks, Truck Trailers or Semitrailers. (2/89)
1	203.70	Parking on Highways——Lighting Required. (2/89)
	203.70	Night Parking on Highways—_Bright Lights Prohibited. (2/89)
	203.75	Motor Vehicles Left Unattended——Setting Parking Brakes, Etc. (4/89)
		Chapter 5. Proper Lane.
	204.09	Duty to Drive In Proper Lane. (12/88)
	204.10	Duty to Drive on Right Side——Four or More Lanes. (2/89)
ı	204.15	General Duty to Drive on Right Side and Exceptions. (2/89)
	204.17	Duty to Keep to the Right in Crossing Intersections or Railroads.
	20 1127	(3/89)
	204.20	Duty to Drive in Right Lane at Slow Speeds. (2/89)
	204.25	DELETE SHEET—Driving to the Left of Center on Hillcrest or Curve.
		(Delete Sheet). (6/07)
	204.51	Operation of Motorcycles——Driving More Than Two Abreast. (2/89)
	204.52	Operation of Motorcycles—Entitlement to Full Use of a Lane. (2/89)
·	204.80	One-Way Traffic. (2/89)
		Chapter 6. Following and Passing.
		Chapter of Londwillia and Passilla.
	205.10	
	205.10 205.30	Meeting of Vehicles. (6/89)
I	205.30	Meeting of Vehicles. (6/89) Following Too Closely. (2/89)
	205.30 205.32	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89)
	205.30	Meeting of Vehicles. (6/89) Following Too Closely. (2/89)
l	205.30 205.32 205.50	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20)
	205.30 205.32 205.50	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely—_Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET–Overtaking and Passing When Prohibited by Signs,
	205.30 205.32 205.50 205.51	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89)
I	205.30 205.32 205.50 205.51	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89)
I	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely—Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89)
I	205.30 205.32 205.50 205.51 205.55 205.60 205.65	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89)
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely—Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89)
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89)
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals.
1	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89)
l	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET—Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89) Signal on Starting, Stopping or Turning——Another Vehicle Affected.
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely——Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89) Signal on Starting, Stopping or Turning——Another Vehicle Affected. (2/89)
 	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80 205.90 206.10	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely—Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89) Signal on Starting, Stopping or Turning—Another Vehicle Affected. (2/89) Chapter 8. Reckless Driving and Driving While Impaired.
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80 205.90 206.10	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely.—Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89) Signal on Starting, Stopping or Turning—Another Vehicle Affected. (2/89) Chapter 8. Reckless Driving and Driving While Impaired. Reckless Driving. (4/89) Driving While Impaired. (56/09)
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80 205.90 206.10	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely.—Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89) Signal on Starting, Stopping or Turning——Another Vehicle Affected. (2/89) Chapter 8. Reckless Driving and Driving While Impaired. Reckless Driving. (4/89) Driving While Impaired. (56/09) Chapter 9. Turning.
	205.30 205.32 205.50 205.51 205.55 205.60 205.65 205.70 205.80 205.90 206.10	Meeting of Vehicles. (6/89) Following Too Closely. (2/89) Following Too Closely.—Overtaking Vehicle. (2/89) Overtaking and Passing on Two-Lane Highway. (2/20) DELETE SHEET-Overtaking and Passing When Prohibited by Signs, Marks, or Markers. (6/07) Driver to Give Way to Overtaking Vehicle. (2/89) Passing on Right Prohibited; Exceptions. (2/89) Common Law Duty to Sound Horn in Passing. (2/89) Passing Horses or Other Draft Animals. (2/89) Duty to Dim Headlights. (2/89) Chapter 7. Backing Vehicle and Turn Signals. Backing of Vehicles. (2/89) Signal on Starting, Stopping or Turning—Another Vehicle Affected. (2/89) Chapter 8. Reckless Driving and Driving While Impaired. Reckless Driving. (4/89) Driving While Impaired. (56/09)

Page 8 of 10

Page 9 of 10 N.C.P.I.—MOTOR VEHICLE TABLE OF CONTENTS MOTOR VEHICLE VOLUME REPLACEMENT JUNE 202 2 3		IOTOR VEHICLE TABLE OF CONTENTS HICLE VOLUME
	211.80	Children (Including Those on Bicycles) on Highways and Streets. (6/89)
	211.82	Children—Transporting Children in Open Bed of Vehicle. (56/09)
	213.10	Chapter 12. Speed Competition. Racing and Speed Competition. (5/88)
	215.10	Chapter 13. Required Equipment. Required Lighting Equipment—Ordinary Motor Vehicles—Headlights and Taillights. (6/89)
	215.11	Required Lighting Equipment—Ordinary Motor Vehicles and Motorcycles—Stoplights. (6/89)
	215.15	Required Lighting Equipment—Motorcycles—Nighttime. (10/88)
	215.16	Required Lighting Equipment—Motorcycles—Daytime. (10/88)
	215.20	Required Lighting Equipment—Bicycles. (10/88)
•	215.25	Flag or Light at End of Load. $(6/10)$
	215.30	Requirement of Safety Glass for Motor Vehicles. (6/89)
	215.31	Windshield and Window Requirements. (2/20)
	215.35	Inside Mirrors—Most Motor Vehicles. (10/88)
	215.36	Mirrors——Pickup Trucks. (10/88)
	215.37	Mirrors—_When Inside Mirror Would Be Ineffective. (10/88)
	215.38	Outside Mirrors—Most Motor Vehicles, Including Motorcycles. (10/88)
	215.40	Tires——Safety Requirements. (6/10)
	215.40A	Tires—Safety Requirements. (6/10)
1	215.50	Overloading or Overcrowding Motor Vehicles Prohibited. (10/88)
	215.55	Motorcycles——Overcrowding; Helmets. (10/88)
	215.60	Securing Loads——Open Flat Trucks. (4/89)
l	215.65 215.70	Towed Vehicles——Attachment; Snaking. (10/88) Vehicle Transporting Explosives Before June 24, 1985. (10/88)
	215.70	Vehicle Transporting Explosives After June 24, 1985. (10/88)
	215.75	Steering Mechanism. (10/88)
1	215.80	Brakes—_Most Motor Vehicles. (10/88)
	215.81	Brakes—Motorcycles. (10/88)
	215.82	Brakes——Trucks and Tractor-Trucks. (10/88)
	215.83	Brakes—_Towed Vehicles. (10/88)
1		
		Chapter 14. Stop at Scene of Accident.
	217.10	Duty to Stop and Render Aid at Scene of Accident. (56/09)
ı		Chapter 15. School Buses.
	218.10	Stopping for School and Other Buses Transporting Children (or Senior
		Citizens). (5/06)
	218.11	Stopping for School and Other Buses Transporting Children (or Senior
		Citizens). (5/06)
	218.50	Receiving or Discharging School Bus Passengers. (6/89)
		Chapter 16. Operating Vehicle Without License.
	220.10	Operation of Vehicle Without a Class "C" License——Under Age. (6/89)
	220.20	Knowingly Permitting One to Operate a Vehicle Without a License—
		General Provision. (6/89)
	220 21	Permitting Unlicensed Minor to Drive (6/89)

Page 10 of 10 N.C.P.I.—MOTOR VEHICLE TABLE OF CONTENTS MOTOR VEHICLE VOLUME REPLACEMENT JUNE 20223

	Chapter 17. Interstate Highway Violations.
221.10	Controlled-Access Highway——Crossing Central Dividing Line. (4/89)
221.15	Controlled-Access Highway——Turns. (4/89)
221.20	Controlled-Access Highway——Driving in Improper Lane, Wrong Way. (4/89)
221.25	Controlled-Access Highway——Entering and Exiting. (4/89)
221.30	Controlled-Access Highway——Stopping on Right-of-Way. (4/89)
221.35	Controlled-Access Highway——Failure to Yield Right-of-Way. (4/89)
	Chapter 18. Miscellaneous Acts of Negligence.
225.10	Location of Video Monitors and Screens in Motor Vehicles. (6/10)
225.11	Driving While Texting. (6/13)
225.13	Commercial Motor Vehicle—Driving While Using A Mobile Telephone Or
	Other Electronic Device. (6/13)
225.20	Coasting Prohibited. (10/88)
225.22	Driving Through Safety Zone. (4/89)
225.23	Driving on Sidewalks. (4/89)
225.35	Persons Riding Animals and Drivers of Animal-Drawn Vehicles. (6/89)
225.37	Special Acts of Negligence—Moped Operator (Under Age). (6/10)

APPENDICES.

A. DEFINITIONS FROM THE MOTOR VEHICLE CODE. $(\frac{2/896/09}{})$

B. TABLE OF SECTIONS OF GENERAL STATUTES INVOLVED IN CIVIL INSTRUCTIONS THROUGH 225.35. (6/85)

C. DESCRIPTIVE WORD INDEX. (6/1522)