

PJC 28.4 Personal Injury Damages—Injury of Spouse

QUESTION _____

What sum of money, if paid now in cash, would fairly and reasonably compensate *Mary Payne* for injuries, if any, to *her husband, Paul Payne*, that resulted from the occurrence in question?

Consider the elements of damages listed below and none other. Consider each element separately. Do not award any sum of money on any element if you have otherwise, under some other element, awarded a sum of money for the same loss. That is, do not compensate twice for the same loss, if any. Do not include interest on any amount of damages you find.

Answer separately, in dollars and cents, for damages, if any. Do not reduce the amounts, if any, in your answers because of the negligence, if any, of *Paul Payne*. Any recovery will be determined by the court when it applies the law to your answers at the time of judgment.

1. Loss of household services sustained in the past.

“Household services” means the performance of household and domestic duties by a spouse to the marriage.

Answer: _____

2. Loss of household services that, in reasonable probability, *Mary Payne* will sustain in the future.

Answer: _____

3. Loss of consortium sustained in the past.

“Consortium” means the mutual right of the husband and wife to that affection, solace, comfort, companionship, society, assistance, sexual relations, emotional support, love, and felicity necessary to a successful marriage.

Answer: _____

4. Loss of consortium that, in reasonable probability, *Mary Payne* will sustain in the future.

Answer: _____