

Top Ten Five New Issues in the Jury Charge

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14th Court of Appeals

The Top Five

1. What's New in the 2016 PJC?
2. What Potential New Issues will the PJC Discuss?
3. What's New in Preservation?
4. What's New in Harm Analysis?
5. Finding New Issues on your own.

1. What's New in 2016 PJC

- Each volume lists what is new at the beginning of the volume.
- Generally the 2016 volumes incorporate statutes and cases through the end of 2015.
- We added a new Oil and Gas volume.
- Family and Probate updated due to legislative changes and *Obergefell v Hodges*, legalizing same-sex marriages.
- “The big three” volumes expanded their scope beyond their titles.

The PJC
Oversight
Committee



A. Multi-Volume Changes

- *Nabors Well Services, Ltd. v. Romero*, 456 S.W.3d 553 (Tex. 2015)

Jury can decide whether failure to wear a seat belt caused or contributed to cause plaintiff's injury.

Import—chapter 33 of the Civil Practice and Remedies Code requires percentage comparison of *injury*—not occurrence.

Note added to all volumes with a comparative causation question:

In most cases injury should be used, not occurrence.

- Preservation updated in all volumes.

When Volumes Overlap



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