IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

JANE DOE,	)	
	)	
Plaintiff,		
	)	
v.		CAUSE NO
	)	
JOHN SMITH,	)	
	)	
Defendant.	)	

JURY INSTRUCTION ORDER

This matter comes before the Court for ruling on proposed jury instructions

PROPOSED INSTRUCTION	AUTHORITY	OBJECTION (WITH CONTRA AUTHORITY)	RULING
Plaintiff's 1 (or Government's)	IPI 1.01	None	
Plaintiff's 2	IPI 2.06	Depends on the Evidence	
Plaintiff's 3	IPI 41.03; Steinburg v. Chicago Medical School, 69 Ill. 2d 320, 371 N.E.2d 634, 641 (1977) (case states elements of fraud).	Plaintiff's instruction omits justifiable reliance as an element of fraud. See Soules v. General, 79 Ill. 2d 282, 402 N.E.2d 599, 601 (1980). See Defendant's proposed #2.	
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Defendant's 1	IPI 7.02	None	
Defendant's 2	Devitt & Blackmar Fed. Jury Instructions 83.02 & see objections to Plaintiff's #3.	See Plaintiff's #3 which correctly states the law. Defendant's instruction is not IPI.	

DATED: _____

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ATTORNEY FOR PLAINTIFF

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ATTORNEY FOR DEFENDANT

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WILLIAM D. STIEHL, DISTRICT JUDGE