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# *Federal Employment Jury Instructions*

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## **HIGHLIGHTS**

### **NOW CONTAINS OVER 900 JURY INSTRUCTIONS & SUPPORTING AUTHORITIES!**

This book provides the most comprehensive collection of employment jury instructions available. It will help you:

- Evaluate your options and plan for trial
- Draft complaints
- Present convincing evidence
- Deliver strong closing arguments
- Draft accurate and easy-to-understand instructions

#### **NEW THIS YEAR:**

**Over 100 new and revised jury instructions with  
supporting authorities on:**

#### Gender Discrimination & Sexual Harassment

Adverse Employment Action by Supervisor (§1:522)

Discrimination and Retaliation—Separate Verdicts on Each  
Claim (§1:661)

Discrimination and Retaliation—Right to Make Business  
Decisions (§1:667)

Pregnancy Discrimination—Concern for Safety (§1:762)

Hostile Environment Created by Co-Workers, Customers, etc.  
(§1:920.10)

Punitive Damages—Bifurcated Trial (§1:1313)

#### Age Discrimination

Adverse Employment Action—Materially Adverse Change (§2:291)

Constructive Discharge—“Intolerable” Defined (§2:301)

Inference of Discrimination—Similarly Situated (§2:304)

Causation—Temporal Proximity (§2:411)



Race Discrimination

Protected Activity–Opposition Activity (§3:332)  
Compensatory Damages–Section 1981 (§3:625)

Disability Discrimination

Manual Task as Major Life Activity (§4:225)  
Rehabilitation Act–Motivating Factor (§4:1382)

42 U.S.C. §1983

Retaliation in Violation of First Amendment (§9:110)  
Constitutionally Protected Speech or Expression (§9:200.10)  
Property Interest–Permanent Employee–Pre-termination Procedures (§9:261)

Plus new instructions on national origin discrimination (Chapter 3), religious discrimination (Chapter 5) and the Supreme Court's decision in *Desert Palace, Inc. v. Costa*, 539 U.S. \_\_\_\_ (2003), 123 S.Ct. 2148 (2003) (*aff'g* 299 F.3d 838 (9th Cir. 2002)).