

**4570. Right to Repair Act—Constuction Defects—Essential Factual
Elements (Civ. Code, § 896)**

Instruction
No. 1

Request by Plaintiff		Request by Defendant		Requested by	
Given as Proposed		Given as Modified		Given on Court's Motion	
Refused					
Withdrawn					
_____ Judge					

Instruction
No. 1

[Name of plaintiff] claims that [he/she] has been harmed because of defects in [name of defendant]'s original construction of [name of plaintiff]'s home. To establish this claim, [name of plaintiff] must prove [one or more of the following:]

[Specify all defects from Civil Code section 896, e.g., that a defectively constructed door allowed unintended water to pass beyond, around, or through it.]

New May 2019