

2100. Conversion—Essential Factual Elements

Instruction
No 1

Request by Plaintiff		Request by Defendant		Requested by	
Given as Proposed		Given as Modified		Given on Court's Motion	
Refused		<hr style="border: 0; border-top: 1px solid black; margin-bottom: 5px;"/> Judge			
Withdrawn					

Instruction
No 1

[Name of plaintiff] claims that [name of defendant] wrongfully exercised control over [his/her/nonbinary pronoun/its] personal property. To establish this claim, [name of plaintiff] must prove all of the following:

1. That **[name of plaintiff] [owned/possessed/had a right to possess] [a/an] [insert item of personal property];**
2. That **[name of defendant] substantially interfered with [name of plaintiff]'s property by knowingly or intentionally [insert one or more of the following:]**

[taking possession of the [insert item of personal property];] [or]

[preventing [name of plaintiff] from having access to the [insert item of personal property];] [or]

[destroying the [insert item of personal property];] [or]

[refusing to return the [insert item of personal property] after [name of plaintiff] demanded its return.]
3. That **[name of plaintiff] did not consent;**
4. That **[name of plaintiff] was harmed; and**
5. That **[name of defendant]'s conduct was a substantial factor in causing [name of plaintiff]'s harm.**