In 2001, the Construction Litigation Committee authored and published, through the ABA Section of Litigation, a volume entitled *Model Jury Instructions for Construction Litigation*. That book and the carefully researched and crafted model instructions within it have served as a staple to construction litigators’ trial preparation for over a decade. The intent of the book was to provide construction litigators with supportable charges to present to judges handling construction trials.

However, with all things, the passage of time requires adaptation and response. This updated edition is the Construction Litigation Committee’s effort to expand the Model Jury Instructions that were initially printed in 2001. It offers modifications to charges where the law has changed, and it provides additional case-law support where courts have issued new opinions and states that had not been included in the citations in 2001 have now taken a position.

As with the 2001 edition, these instructions have been prepared to allow construction litigators to present proposed instructions to the judiciary that either track verbatim these model instructions or are based upon these instructions. This is because we recognize that absent appropriate instructions, a jury becomes even more difficult to predict.

This project was developed in concept several years ago, and this current publication is a direct result of the tremendous efforts of a number of volunteer authors from across the country and Melissa Beutler of Las Vegas, Nevada, who undertook the overall editor role and who has worked diligently on the research, drafting, and editing of this edition.

We also thank former chairs of the committee—Drew Williams, Edward Gentilcore, and Anna Torres—in moving this edition forward over the past few years.

James Landgraf, Co-chair
David M. Kurtz, Co-chair