

Civ. J.I. 13.1804 Medical expense.

A.L.R.5th 401.

13-1804. Medical expense.

Statute text

The reasonable expense of necessary medical care, treatment and services received [including prosthetic devices and cosmetic aids] [and the present cash value of the reasonable expenses of medical care, treatment and services reasonably certain to be received in the future].

DIRECTIONS FOR USE

This instruction is again a part of UJI 13-1802 and is to be inserted in the blank in UJI 13-1802 in the proper case. In addition, include the bracketed material which relates to future medical expenses where proper. There must be adequate evidence that such expenses are reasonably certain to be incurred.

As to "present cash value" use UJI 13-1822.

Annotations

Committee comment. - This instruction was cited in the case of *Vaca v. Whitaker*, 86 N.M. 79, 519 P.2d 315 (Ct. App. 1974). [As amended, effective November 1, 1991.]

COMPILER'S ANNOTATIONS

Am. Jur. 2d, A.L.R. and C.J.S. references. - 22 Am. Jur. 2d Damages § 355.

Measure of damages for loss of earning capacity of person engaged in business for himself, 9 A.L.R. 510, 27 A.L.R. 430, 63 A.L.R. 142, 122 A.L.R. 297.

Medical expenses as item of damages in action for personal injury resulting in death, 54 A.L.R. 1077.

Damages on account of loss of earnings or impairment of earning capacity due to wife's personal injury as recoverable by her or by her husband, 151 A.L.R. 479.

Sufficiency of evidence in personal injury action, to prove future pain and suffering and to warrant instructions to jury thereon, 18 A.L.R.3d 10.

Damages on account of medical expenses, past or future, due to injury to wife, as recoverable by her or by the husband, 21 A.L.R.3d 1113.

Sufficiency of evidence to prove future medical expenses as result of injury to back, neck, or spine, 26