

ADMINISTRATION OF JUSTICE

Opening Activity

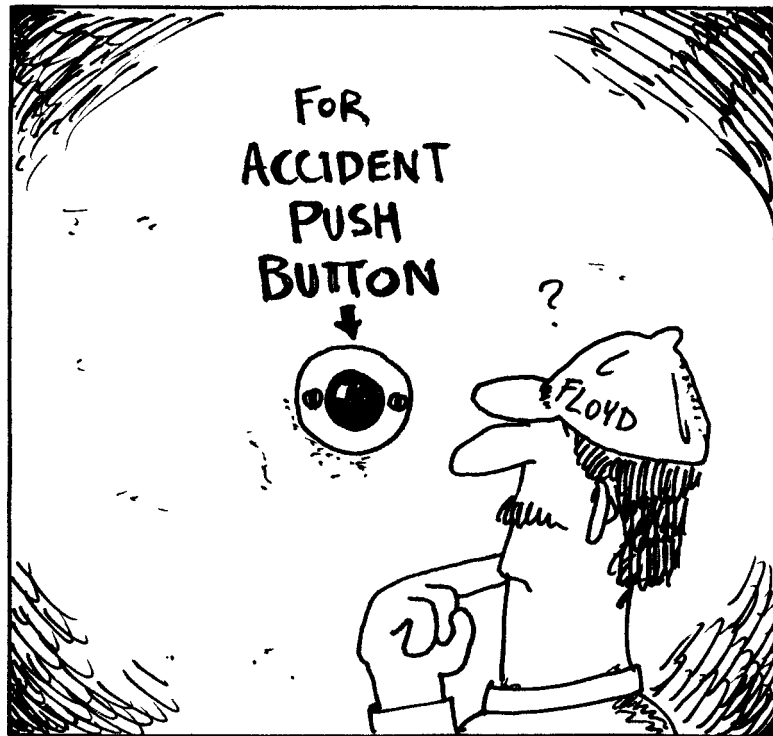
You be the Judge

Name: _____ Period: _____ Row: _____ Date: _____

You be the Judge is a legal puzzle designed to exercise your mind and reasoning power. Read the facts of this real life court case. Then put your judgment against that of the real jury or trial judge.

=====

9. I Told You So



Employers are generally held liable for the negligence of their employees. Brian, the owner of XYZ Company, is sued by Jackie for injuries she sustained as the result of Sam's negligence. Sam is an employee of the XYZ Company and was hired by Brian. Jackie's lawyers intend to call witnesses to testify that Brian's plant foreman (Andy) had complained before the accident of Sam's incompetence. Brian had been told several times by Andy that Sam was incompetent on the job. Brian claims that the complaints are hearsay and cannot be used against his company in the civil suit alleging negligence.

Is the evidence admissible or is it hearsay?

How do you think the case should have been decided?
