

**13-821. Third-party beneficiary; creditor beneficiary; enforcement of contract.**

\_\_\_\_\_ (*third party*) may recover the benefits of the contract between \_\_\_\_\_ and \_\_\_\_\_ if the performance of \_\_\_\_\_ (*promisor's*) obligation under the terms of the contract will satisfy a debt that \_\_\_\_\_ (*promisee*) owed to \_\_\_\_\_ (*third party*).

USE NOTE

This instruction should be used only when the third party seeking to enforce the contract is a "creditor" beneficiary of the contract obligee. In all other situations where a third party seeks to enforce a contract, UJI 13-820 should be used.

[Adopted, effective November 1, 1991.]