

13-1632. Negligent misrepresentations.

A party is liable for damages caused by his negligent and material misrepresentation.

A material misrepresentation is an untrue statement which a party intends the other party to rely on and upon which the other party did in fact rely.

A negligent misrepresentation is one where the speaker has no reasonable ground for believing that the statement made was true.

USE NOTES

This instruction is to be used in those cases where the misrepresentation is not fraudulent in character. See UJI 13-1633 for fraudulent misrepresentation. [As amended, effective March 1, 2005.]