

**13-1811. Mitigation.**

In fixing the amount of money which will reasonably and fairly compensate plaintiff, you are to consider that an injured person must exercise ordinary care to minimize or lessen [his] [her] damages. Damages caused by [his] [her] failure to exercise such care cannot be recovered.

**USE NOTES**

This instruction is designed to be used when the evidence creates an issue as to whether plaintiff exercised ordinary care to mitigate damages which were incurred after the injury and not before.

UJI 13-1603 NMRA. Ordinary care, must be given when this instruction is used. [As amended, effective November 1, 1991.]