

13-2504. In connection with the sale of goods or services.

A claim of unfair or deceptive trade practices under the Unfair Practices Act requires that a false or misleading [statement] [description] [or] [representation] be made in connection with the sale, lease, rental, or loan of goods or services. A transaction between _____ (*name of defendant*) and _____ (*name of plaintiff*) is not required. It is sufficient if _____ (*name of defendant*) made a false or misleading misrepresentation in connection with a sale, lease, rental, or loan of goods or services to a third party.

USE NOTES

This instruction should be given when the alleged UPA violation does not involve a transaction directly between the plaintiff and the defendant.

[Adopted by Supreme Court Order No. 22-8300-001, effective for all cases pending or filed on or after February 21, 2022.]