

Reasonable Care & The Reasonable Person

Recap

Negligence as a Tort

Duty

Breach

Causation

Harm

Negligence as a Concept

Today

Reasonable care

Reasonable person

Reconciling...

Adams v. Bullock

Braun v. Buffalo Gen. El. Co.

In-Class Exercise

Using the reasoning behind the holding in *Adams*, create arguments to arrive at the opposite holdings from what the court decided in *Adams* and *Braun*.

Reasoning behind the holding in *Adams*

- The typical behavior of potential plaintiffs
- Location
- History of prior accidents
- Custom

United States v. Carroll Towing Co.

A workable formula for reasonable care?

$B < PL = \text{Negligent}$

$B > PL = \text{Not Negligent}$

The Reasonable Person Standard

An objective standard that is sometimes qualified