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JUDICIAL COUNCIL OF THE UNITED STATES ELEVENTH JUDICIAL CIRCUIT

JAMES P GERSTENLAUER
CIRCUIT EXECUTIVE

TEL. 404/335-6636
58 FORSYTH STREET, NW
ATLANTA, GEORGIA 30303

March 10, 2022

On May 29, 2013, the Judicial Council approved the Eleventh Circuit Pattern Jury Instructions, Civil Cases (2013 revision). Since that date, the Council has approved revisions on July 19, 2017, January 2, 2018, January 24, 2019, and December 10, 2019, which are listed at the bottom of this memorandum.

On October 4, 2021, the Council approved the following revised instruction for the Pattern Jury Instructions, Civil Cases:

PRELIMINARY INSTRUCTIONS

1.6.2 Copyright - Introduction to Copyright Claim

ADVERSE EMPLOYMENT ACTION CLAIMS

4.14 Fair Labor Standards Act - 29 USC §201 et seq

4.22 Retaliation - Section 1981, Title VII, ADEA, ADA, and FLSA

TRADEMARK INSTRUCTION

10.3 Defenses to Claim of Infringement of a Trademark

Additionally, the Council approved the deletion of Adverse Employment Action Claims Instruction 4.21 Retaliation - 42 USC §1981.

All other instructions in the 2013 Pattern Jury Instructions for Civil Cases and previous revisions remain in effect, including the following revisions:

- On July 19, 2017, the Judicial Council approved, and announced in a memorandum on August 28, 2017, revisions to instructions 9.1, 9.3, 9.4, 9.5, 9.7, 9.8, 9.9, 9.10, 9.11, 9.12, 9.14, 9.15, 9.16, 9.18, 9.19, 9.20, 9.21, 9.22, 9.23, 9.24, 9.25, 9.26, 9.27, 9.28, 9.29, 9.30, 9.31, 9.32, 10.1, 10.2, 10.3, 10.4, 10.5, 10.6, 10.7, 10.8, as well as new instructions 9.33, 11.1, 11.2, 11.3, 11.4, and 11.5.



- On January 2, 2018, the Council approved, and announced in a memorandum on January 9, 2018, revisions to instructions 5.2, 5.3, 5.6, 5.8, 5.9, 5.10, 5.11, 5.12, as well as new instructions 5.1, 5.4, 5.5, 5.7, and 5.13.
- On January 24, 2019, the Council approved, and announced in a memorandum on February 1, 2019, revisions to instructions 4.1, 4.2, 4.6, and 4.7.
- On December 10, 2019, the Council approved, and announced in a memorandum on February 27, 2020, revisions to General Preliminary Instruction 1.1

The May 2013 resolution of the Judicial Council of the Eleventh Circuit applies limitations and conditions upon the use and approval of the 2013 pattern jury instructions. Those limitations and conditions also apply to all of the instructions listed above.

The Pattern Jury Instruction Builder found on the public website for the Eleventh Circuit Court of Appeals at <http://pji.call.uscourts.gov> has been updated to reflect these changes.

FOR THE JUDICIAL COUNCIL



James P. Gerstenlauer
Secretary to the Judicial Council

FOR THE ELEVENTH CIRCUIT JUDICIAL COUNCIL**RESOLUTION**

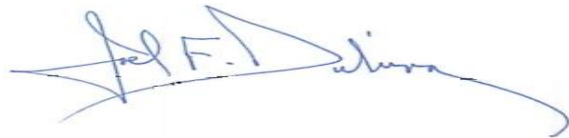
Before:

CIRCUIT JUDGES	CHIEF DISTRICT JUDGES
BARKETT	BLACKBURN
CARNES	CARNES
DUBINA	CONWAY
HULL	MORENO
JORDAN	RODGERS
MARCUS	ROYAL
MARTIN	STEELE
PRYOR	WATKINS
TJOFLAT	WOOD
WILSON	

RESOLVED, that the Committee on Pattern Jury Instructions of the Judicial Council of the Eleventh Circuit is hereby authorized to distribute to the District Judges of the Circuit for their aid and assistance, and to otherwise publish, the Committee's Pattern Jury Instructions, Civil Cases, Eleventh Circuit (2013 revision); provided, however, that this resolution shall not be construed as an adjudicated approval of the content of such instructions which must await case-by-case review by the Court.

DONE at Montgomery, Alabama, on May 29, 2013.

FOR THE JUDICIAL COUNCIL



 Chief Judge

((Rev. 03/2022) | *Judicial Council of the United States Eleventh Judicial Circuit*)

