

700.12VE Frustration of Purpose/Impossibility of Performance Questions:

[-] Did [defendant's name] prove [insert the circumstances asserted]?
YES __ NO __

If your answer to question ____ is NO, then your deliberations are complete. You should disregard the remaining numbered questions, and go to Verdict B at the end of this verdict and sign it. If your answer to question ____ is YES, you should then answer question ____.

[-] Did [defendant's name] prove the parties foresaw the circumstances when they made the contract?
YES __ NO __

If your answer to question ____ is NO, then your deliberations are complete. You should disregard the remaining numbered questions, and go to Verdict B at the end of this verdict and sign it. If your answer to question ____ is YES, you should then answer question ____.

[-] Did [defendant's name] prove [the circumstances made it impossible for [defendant's name] to keep [its][his][her][their] promise] [the circumstances totally or nearly totally destroyed the benefits which [defendant's name] expected to receive from the contract]?
YES __ NO __

If your answer to question ____ is NO, then your deliberations are complete. You should disregard the remaining numbered questions, and go to Verdict B at the end of this verdict and sign it. If your answer to question ____ is YES, you should then answer question ____.