



The Place of Torts and a Model Tort

Torts
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Konemark
Most rights sharable

The Law

**There are three
elemental claims in
the law.**

**Every preschooler
knows them ...**

**You hurt me.
You promised me.
It's mine.**

You hurt me.

→torts

You promised me.

→contracts

It's mine.

→property


**There are, fundamentally,
two things the courts can do
about it.**

- The court can punish you.
- The court can make you make it up to the person wronged.

- The court can punish you.
→criminal
- The court can make you make it up to the person wronged.
→civil

- *How the courts go about punishing you ...*
→ **criminal procedure**
- *How the courts go about making you make it up to the person wronged ...*
→ **civil procedure**

A Model Tort



You hurt me.

You hurt me.

- Act
- Causation
- Damages
- Culpability

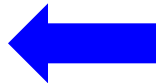
You hurt me.

- Act
- Causation
- Damages
- Culpability

*You wrongfully did something
that caused me harm.*

You hurt me.

- Act
- Causation
- Damages
- Culpability



*You wrongfully did something
that caused me harm.*

You hurt me.

- Act
- Actual causation
- Proximate causation
- Damages
- Culpability

You hurt me.

- Act
- Actual causation
- Proximate causation
- Damages
- Culpability

You wrongfully engaged in an act that actually caused me harm that is pretty directly connected to your action.

You hurt me.

- Act
- Actual causation
- Proximate causation

Keep in mind: This is not a real, legally recognized tort. (So don't use it on the exam.) It's a simplified or idealized model.

...fully engaged in an act that actually caused me harm that is pretty directly connected to your action.