

II. Negligence

A. Prima-Facie Case

1.

Breach
 - a. Unreasonable Risk
 - b. Proving the Underlying Conduct
 - i. Generally
 - a. Burden of Proof
 - b. Standard of Proof
 - ii. Evidence
 - a. Generally
 - b. Direct Evidence
 - c. Circumstantial Evidence
 - c. Evaluating the Underlying Conduct to Determine if it Constitutes an Unreasonable Risk
 - i. Common Knowledge
 - ii. *∂*'s Own Rules of Conduct
 - iii. Industry Custom