



Trespass to Chattels and Conversion

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Konemark
Most rights sharable

Trespass to Chattels

The defendant

- (1) intentionally
- (2) interfered with the
- (3) plaintiff's right of possession in a chattel.

Trespass to Chattels (more)

Interference can be established by any of the following:

- (1) actual damage to the chattel,
- (2) actual dispossession of the chattel,
- (3) loss of use of the chattel for some appreciable amount of time, or
- (4) harm to the plaintiff, or to something or someone in whom the plaintiff had a legal interest, on account of the defendant's action

Trespass to Chattels

Some quick problems

A person you thought was a store employee directs you to have a free donut, and you eat it ...

You touch a co-worker's stapler just to annoy them ...

You are driving your friend's car, which you borrowed with permission, and lose control and hit a lightpole ...

You are driving your friend's car with permission, but now you've taken it out of town without permission, and then you lose control and hit a tree ...

Conversion

The defendant

- (1) intentionally
- (2) interfered with
- (3) the plaintiff's right of possession in a chattel
- (4) in so substantial a manner as to warrant the remedy of a forced purchase.

Conversion

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Sources usually call this "forced sale" but really it's a forced purchase

