

430 CAUSAL CONNECTION

In answering question _____, you must decide whether there is a causal connection between the particular conditions in the home and the likelihood that continued custody of the child will result in serious emotional or physical damage to (child). This question does not ask about “**the** causal connection” but rather “**a** causal connection” because there may be more than one cause. A particular condition in the home has a causal connection to the likelihood that continued custody of the child will result in serious emotional or physical damage to (child) if it was a substantial factor in the likelihood that continued custody of the child will result in serious emotional or physical damage to (child).

COMMENT

This instruction and comment were approved in January 2025.

This instruction is based on the language in 25 CFR 23.121(c). It was modeled after Wis JI-Civil 1500 which based on Pfeifer v. Standard Gateway Theater, Inc., 262 Wis. 229, 236-38, 55 N.W.2d 29 (1952), and Osborne v. Montgomery, 203 Wis. 223, 242, 234 N.W. 372 (1931). It was approved in Ayala v. Farmers Mut. Auto Ins. Co., 272 Wis. 629, 639-40, 76 N.W.2d 563 (1956).