

635.25 ACTION ON UNVERIFIED ACCOUNT - ISSUE OF AMOUNT OWED.

This issue reads:

"What amount, if any, does the defendant owe the plaintiff on account?"

(You are to answer this issue only if you have answered the preceding issue in favor of the plaintiff.)

On this issue the burden of proof is on the plaintiff. This means that the plaintiff must prove, by the greater weight of the evidence, the amount the defendant owes the plaintiff on account.

As to this issue on which the plaintiff has the burden of proof, if you find by the greater weight of the evidence that the defendant owes the plaintiff some amount on account, then it would be your duty to answer this issue in favor of the plaintiff by writing that amount in the blank space provided.

If, on the other hand, you fail to so find, then it would be your duty to answer this issue in favor of the defendant by writing "None" in the blank space provided.