NOTE: Choose the one best answer to each question, applying
the Restatement of Torts (2d) and relevant case law. As on
the MBE, you have 1.8 minutes/answer.

Question 1

Don, a minor, stole a vehicle and took it on a joy ride. Through
no fault of Don's, the vehicle's steering mechanism broke. He lost
control and ran into Paula's fence. She brought suit against him
charging, inter alia, negligence. What result?

(a) Don wins because he was not a legal adult.

(b) Don wins because he did not act carelessly.

(c) Paula wins because Don was engaged in an adult activity.

(d) Paula wins because she is among the class of people that laws
against vehicle theft are designed to protect.
CARELESSNESS TORTS QUIZ--ANSWER KEY

1. (a) is wrong because, even if applicable, Don would have been treated as an adult.
   (b) is right—or at least the best answer—because, simply put, we have no evidence of negligence (and because there is not a very good claim of negligence *per se*).
   (c) is wrong because, while true, it is not relevant; even an adult would not be found careless under these facts.
   (d) is wrong (though the question is a close one) because a statute against stealing cars is primarily designed to protect car owners—not innocent third parties harmed by stolen cars.