

### **3.08 Opinion Testimony**

You have heard a witness give opinions about matters requiring special knowledge or skill. You should judge this testimony in the same way you judge the testimony from any other witness. The fact that such person has given an opinion does not mean that you are required to accept it. Give the testimony whatever weight you think it deserves, considering the reasons given for the opinion, the witness's qualifications, and all of the other evidence in the case.

*Instruction created October 2007. Notes revised April 2008.*

#### **Notes on Use**

This instruction should be given in any case in which opinion testimony is admitted. In a professional negligence case, IPI 105.01 (*see* version adopted September 2011 as contained on the Illinois Supreme Court website) or 105.03.01 (2006) should also be given. See *Auten v. Franklin*, 404 Ill.App.3d 1130, 942 N.E.2d 500, 347 Ill.Dec. 297 (4<sup>th</sup> Dist. 2010). The instruction mirrors the language of the 7<sup>th</sup> Circuit Approved Instruction 1.21.

*Notes on Use revised December 2011.*