

“DAMAGES-PERSONAL INJURY” INSTRUCTION
LOSS OF ENJOYMENT OF LIFE

Loss of the enjoyment of life or of the ability to enjoy life refers to how the injury has affected the Plaintiffs ability to perform and enjoy the ordinary functions of life. The degree of such an injury is measured by ascertaining how the injury has deprived the plaintiff of his or her customary activities as a whole person. Accordingly, in assessing damages for loss of the ability to enjoy life, you should consider the customary activities of the Plaintiff prior to the collision and how, if at all, the injuries he or she suffered have affected his or her ability to perform and enjoy these activities.

Fiannery v. United States, 297 S.E.2d 433 (W.Va. 1982)