

1 **13-1205. Right-of-way not absolute.**

2 A person having the right-of-way must nevertheless use ordinary care in exercising the
3 right-of-way so as to avoid injury to ~~[[himself] [herself]]~~themselves or to others.

4 USE NOTES

5 This instruction is to be used when UJI 13-1204 NMRA is given and there is an issue
6 concerning the exercise of ordinary care by the party on the right.

7 [As amended, effective January 1, 1987; November 1, 1991; as amended by Supreme Court Order
8 No. S-1-RCR-2025-00126, effective for all cases pending or filed on or after December 31, 2025.]