**12.03B ASSAULT OR BATTERY — "OFFENSIVE” DEFINED**

A touching is offensive if it offends a reasonable sense of personal dignity.

# **Use Note**

Use as an insertion for either Instruction 12.01 or 12.02.

# **Comment**

There are no Alaska cases which define "touching." This instruction is based on Dan B. Dobbs et al., *The Law of Torts* § 36 (2d ed. 2011) and on Restatement (Second) of Torts section 18 on offensive contact and section 19 on what constitutes offensive contact.