

## Damage of Animal (Goring)

Ref: *Sefer Nezikin, Hilchot Nezikey Mamon, Chapter 1*

📖 | Damages caused by a goring ox.<sup>1</sup>

### GORING

In assessing penalties one has to see who was negligent

- In whose property did the damage take place
- What rights did that party have in that property
- Who should have taken precautions
- What is status of damager, *muad* or *tam*

	Penalty is full amount ( <i>mamon</i> – obligation) exacted from person	Penalty is ½ amount ( <i>knas</i> – fine) exacted from animal	No penalty
Ox gores animal in its private domain or in a public domain	✓ If it's a <i>muad</i>	✓ If it's a <i>tam</i>	
Wild beast (e.g. wolf or lion) kills an animal in its private domain or in a public domain	✓ <i>muad</i>		
Damaged animal entered private domain of owner of damaging animal without permission and got damaged			✓
Cases of doubt when it is uncertain if it falls into category of goring or treading e.g. swishing of tail and it damaged in a public domain			✓ If plaintiff grabs the money, he can keep it.