### IDJI 6.05.2 – Material terms - offer and acceptance

INSTRUCTION NO. \_\_\_

A contract may consist of an offer by one party that is accepted by another party.

An offer is any proposal that is intended to become binding upon the party making the offer if it is accepted by the party to whom it is directed.

An acceptance of an offer is an expression by the party to whom the offer was directed that accepts the offer in accordance with the terms of the offer.

[To complete the contract, the acceptance must be absolute and unqualified. If the response to the offer changes the terms of the offer in any manner, it is a counter offer but not an acceptance.]

[The acceptance is not complete until it has been communicated to the party making the offer.]