**IN THE UNITED STATES DISTRICT COURT**

FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

vs. No. CR - RB

,

Defendant[s].

[United States’/Defendant’s] PROPOSED JURY INSTRUCTIONS

PRAECIPE

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| **Judge Brack’s Criminal Stock Instruction** | **Parties Accept / Do Not Accept** | **Proposed Alternative (note page in Memorandum with argument & source authority)** | **Is proposed alternative contested? (if so, detail objections in accompanying Memorandum)** |
| 1. **Preliminary Jury Instruction**   10th Cir. Pattern Jury Instructions (PJI) (Criminal) § 1.01 (2021) [modified]; and § 1.02  5th Cir. Pattern Criminal Jury Instructions § 1.01 (2019) [modified]  Proposed Model Jury Instruction – The Use of Electronic Technology to Learn or Communicate about a Case, Judicial Conference Committee on Court administration and Case Management (updated June 2020) |  |  |  |
| 1. **Introduction to Final Instructions**   10th Cir. PJI (Criminal) § 1.03 (2021) |  |  |  |

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| **2. Duty to Follow Instructions**  10th Cir. PJI Criminal) § 1.04 (2021) |  |  |  |
| **3. Presumption of Innocence - Burden of Proof - Reasonable Doubt**  10th Cir. PJI (Criminal) § 1.05 (2021) |  |  |  |
| **4. Evidence - Defined**  10th Cir. PATTERN JURY INSTRUCTIONS  (Criminal) § 1.06 (2021) |  |  |  |
| **5. Evidence - Direct and Circumstantial - Inferences**  10th Cir. PATTERN JURY INSTRUCTIONS  (Criminal) § 1.07 (2021) |  |  |  |
| **6. Credibility of Witnesses & Non-Testifying Defendant**  10th Cir. PJI (Criminal) § 1.08 (2021); and  § 1.08.1 (2021) |  |  |  |
| **7. Impeachment by Prior Inconsistencies**  10th Cir. PJI (Criminal) § 1.10 (2021) |  |  |  |
| **8. On or About**  10th Cir. PJI (Criminal) § 1.18 (2021) |  |  |  |
| **9. Caution - Consider Only Crime Charged** 10th Cir. PJI (Criminal) § 1.19 (2021) |  |  |  |
| **10. Caution - Punishment**  10th Cir. PJI (Criminal) § 1.20 (2021) |  |  |  |
| **11. Duty to Deliberate**  10th Cir. PJI (Criminal) § 1.23 (2021)  Proposed Model Jury Instruction – The Use of Electronic Technology to Learn or Communicate about a Case, Judicial Conference Committee on Court administration and Case Management (updated June 2020) |  |  |  |

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| **FORM OF VERDICT**  Governed by indictment at issue. Parties must submit a form of verdict in the format provided. |  |  |  |
| **Additional Proposed Instructions (Label as “Govt.’s Proposed”, “Def.’s Proposed”, or “Joint Proposed”)** | **Note page in Memorandum with argument & source/authority.** | | **Objections? (detail in Memorandum)** |
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