

**PROPOSED REVISIONS TO THE UNIFORM JURY INSTRUCTIONS - CRIMINAL
PROPOSAL 2021-024**

March 17, 2020

The Uniform Jury Instructions – Criminal Committee has recommended amendments to UJI 14-331 and 14-333 NMCRA for the Supreme Court's consideration.

If you would like to comment on the proposed amendments set forth below before the Court takes final action, you may do so by either submitting a comment electronically through the Supreme Court's web site at <https://supremecourt.nmcourts.gov/open-for-comment.aspx>, or sending your written comments by mail, email, or fax to:

Josy D. Mayra, Clerk
New Mexico Supreme Court
P.O. Box 848
Santa Fe, New Mexico 87504-0848
nmsupremecourtclerk@nmcourts.gov
505-827-4837 (fax)

Your comments must be received by the Clerk on or before April 16, 2021, to be considered by the Court. Please note that any submitted comments may be posted on the Supreme Court's web site for public viewing.

14-331. Stalking; essential elements.

For you to find the defendant guilty of stalking [as charged in Count _____]¹, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant intentionally pursued a pattern of conduct that would cause a reasonable person to feel frightened, intimidated or threatened on more than one occasion by:²

_____ (a) following _____ (name of victim) in a place other than the residence of the defendant;

_____ (b) placing _____ (name of victim) under surveillance by being present outside _____'s (name of victim) [school] [residence] [workplace] [vehicle]

or [_____ a place frequented by _____ (name of victim)] [other than the defendant's residence];³ (or)

_____ (c) harassing _____ (name of victim);⁴

2. The defendant intended

_____ (a) place _____ (name of victim) in reasonable apprehension of [death] [bodily harm] [sexual assault] [confinement or restraint];⁵

_____ (or)

_____ (b) cause a reasonable person to fear for the person's safety or the safety of a household member;⁶

3. This happened in New Mexico on or about the _____ day of _____

Sixth Circuit Pattern Jury Instructions

F Rizvi



Sixth Circuit Pattern Jury Instructions:

Whispering the Secrets of Language: An Psychological Journey through **Sixth Circuit Pattern Jury Instructions**

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Table of Contents Sixth Circuit Pattern Jury Instructions

1. Understanding the eBook Sixth Circuit Pattern Jury Instructions
 - The Rise of Digital Reading Sixth Circuit Pattern Jury Instructions
 - Advantages of eBooks Over Traditional Books
2. Identifying Sixth Circuit Pattern Jury Instructions
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Sixth Circuit Pattern Jury Instructions
 - User-Friendly Interface
4. Exploring eBook Recommendations from Sixth Circuit Pattern Jury Instructions
 - Personalized Recommendations
 - Sixth Circuit Pattern Jury Instructions User Reviews and Ratings

- Sixth Circuit Pattern Jury Instructions and Bestseller Lists
- 5. Accessing Sixth Circuit Pattern Jury Instructions Free and Paid eBooks
 - Sixth Circuit Pattern Jury Instructions Public Domain eBooks
 - Sixth Circuit Pattern Jury Instructions eBook Subscription Services
 - Sixth Circuit Pattern Jury Instructions Budget-Friendly Options
- 6. Navigating Sixth Circuit Pattern Jury Instructions eBook Formats
 - ePub, PDF, MOBI, and More
 - Sixth Circuit Pattern Jury Instructions Compatibility with Devices
 - Sixth Circuit Pattern Jury Instructions Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Sixth Circuit Pattern Jury Instructions
 - Highlighting and Note-Taking Sixth Circuit Pattern Jury Instructions
 - Interactive Elements Sixth Circuit Pattern Jury Instructions
- 8. Staying Engaged with Sixth Circuit Pattern Jury Instructions
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Sixth Circuit Pattern Jury Instructions
- 9. Balancing eBooks and Physical Books Sixth Circuit Pattern Jury Instructions
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Sixth Circuit Pattern Jury Instructions
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Sixth Circuit Pattern Jury Instructions
 - Setting Reading Goals Sixth Circuit Pattern Jury Instructions
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Sixth Circuit Pattern Jury Instructions
 - Fact-Checking eBook Content of Sixth Circuit Pattern Jury Instructions
 - Distinguishing Credible Sources

13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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