

**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
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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 by²

_____ (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]; (c)

_____ (or)

_____ (b) cause a reasonable person to fear for the person's safety or the safety of a household member⁵;

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

Sixth Circuit Pattern Jury Instructions

**District Judges Association, Sixth
Circuit. Committee on Pattern Criminal
Jury Instructions**

Sixth Circuit Pattern Jury Instructions:

Pattern Criminal Jury Instructions District Judges Association, Sixth Circuit. Committee on Pattern Criminal Jury Instructions, 1991 *Pattern Criminal Jury Instructions* Committee on Jury Instructions, 2013-05-23 Resolved that the Committee on Pattern Jury Instructions of the District Judges Association of the Sixth Circuit is hereby commended for its work in producing pattern jury instructions for use in criminal cases The Council expresses its appreciation to the judges and members of the bar who served on the Committee and to the Committee's reporters for their dedicated service *Sixth Circuit Pattern Criminal Jury Instructions* United States. Court of Appeals (6th Circuit), 1990 Model Jury Instructions in Criminal Antitrust Cases, 2009 Recently the profile of criminal antitrust matters has changed dramatically In many ways this area of antitrust practice has changed more than any other This book presents a complete treatment of model jury instructions in the complex area of criminal antitrust law The level of detail found in this book will allow antitrust practitioners and courts across the country to rely on this handbook and be well instructed of the intricacies of this important area *United States Reports* United States. Supreme Court, 2012 **Rico Conspiracy Law and the Pinkerton Doctrine** Dean Browning Webb, 2013-05-22 The author specializes in complex RICO litigation with emphasis on application of the Pinkerton Doctrine in RICO conspiracy James N Gross Esq of Philadelphia PA and the author represent plaintiffs in the RICO conspiracy case of *Smith v Berg* 247 F 3d 532 3rd Cir 2001 A member of both the RICO Law Reporter Advisory Board and the Civil RICO Report Advisory Board the author publishes extensively upon RICO conspiracy law and the Pinkerton Doctrine as well as addressing RICO aiding and abetting issues Willamette University College of Law JD 1976 New York University Graduate Tax Program 1981 Former staff attorney 1978 House Select Committee on Assassinations The author's avocation includes researching and analyzing the role of the American intelligence community and the events culminating in the attack upon the American embassy in Saigon South Vietnam on 31 January 1968 and the attacks during the 1968 Tet Offensive at Khe Sanh Hue City and the My Lai Massacre 16 March 1968 Official Reports of the Supreme Court United States. Supreme Court, 2013 **Handbook of Epistemic Cognition** Jeffrey A. Greene, William A. Sandoval, Ivar Bråten, 2016-01-22 The Handbook of Epistemic Cognition brings together leading work from across disciplines to provide a comprehensive overview of an increasingly important topic how people acquire understand justify change and use knowledge in formal and informal contexts Research into inquiry understanding and discovery within academic disciplines has progressed from general models of conceptual change to a focus upon the learning trajectories that lead to expert like conceptualizations skills and performance Outside of academic domains issues of who and what to believe and how to integrate multiple sources of information into coherent and useful knowledge have arisen as primary challenges of the 21st century In six sections scholars write within and across fields to focus and advance the role of epistemic cognition in education With special attention to how researchers across disciplines can communicate and collaborate more effectively this book will be an

invaluable resource for anyone interested in the future of knowledge and knowing Dr Jeffrey A Greene is an associate professor of Learning Sciences and Psychological Studies in the School of Education at the University of North Carolina at Chapel Hill Dr William A Sandoval is a professor in the division of Urban Schooling at the UCLA Graduate School of Education Information Studies Dr Ivar Br ten is a professor of Educational Psychology at the Faculty of Educational Sciences at the University of Oslo Norway Forensic Science Handbook, Volume I Adam B. Hall, Richard Saferstein, 2020-10-19 Originally published in 1982 by Pearson Prentice Hall the Forensic Science Handbook Third Edition has been fully updated and revised to include the latest developments in scientific testing analysis and interpretation of forensic evidence World renowned forensic scientist author and educator Dr Richard Saferstein once again brings together a contributor list that is a veritable Who's Who of the top forensic scientists in the field This Third Edition he is joined by co editor Dr Adam Hall a forensic scientist and Assistant Professor within the Biomedical Forensic Sciences Program at Boston University School of Medicine This two volume series focuses on the legal evidentiary biological and chemical aspects of forensic science practice The topics covered in this new edition of Volume I include a broad range of subjects including Legal aspects of forensic science Analytical instrumentation to include microspectrophotometry infrared Spectroscopy gas chromatography liquid chromatography capillary electrophoresis and mass spectrometry Trace evidence characterization of hairs dust paints and inks Identification of body fluids and human DNA This is an update of a classic reference series and will serve as a must have desk reference for forensic science practitioners It will likewise be a welcome resource for professors teaching advanced forensic science techniques and methodologies at universities world wide particularly at the graduate level **United States of America V. Gometz** ,1984 Jury Ethics John Kleinig, James P. Levine, Jeffrey B. Abramson, B. Michael Dann, Shari Seidman Diamond, Norman J. Finkel, Paula Hannaford-Agor, Valerie P. Hans, Julie E. Howe, Nancy J. King, 2015-12-03 Trial by jury is one of the most important aspects of the U S legal system A reflective look at how juries actually function brings out a number of ethical questions surrounding juror conduct and jury dynamics Do citizens have a duty to serve as jurors Might they seek exemptions Is it acceptable for jurors to engage in after hours research Might a juror legitimately seek to nullify the outcome to express disapproval of the law Under what conditions might jurors make a valid choice to hold out against or capitulate to their fellow jurors Is it acceptable to form alliances After trial are there problems with entering into publishing contracts Unfortunately questions such as these have received scant attention from scholars This book revives attention to these and other issues of jury ethics by collecting new and insightful essays along with responses from leading scholars in the field of jury studies Is it acceptable for jurors to engage in after hours research Might a juror legitimately seek to nullify the outcome to express disapproval of the law After trial are there problems with entering into publishing contracts Unfortunately questions such as these have received scant attention from scholars This book revives attention to these and other issues of jury ethics by collecting new and insightful essays along with responses from

leading scholars in the field of jury studies Contributors Jeffrey Abramson B Michael Dann Shari Seidman Diamond Norman J Finkel Paula Hannaford Agor Valerie P Hans Julie E Howe Nancy J King John Kleinig James P Levine Candace McCoy G Thomas Munsterman Maureen O Connor Steven Penrod Alan W Schefflin Neil Vidmar *Almanac of the Federal Judiciary* Aspen Publishers Editorial Staff, 1995-12-31 The Almanac of the Federal Judiciary has built its considerable reputation by providing balanced responsible judicial profiles of every federal judge and all the key bankruptcy judges and magistrate judges profiles that include reliable inside information based on interviews with lawyers who have argued cases before the federal judiciary Containing valuable hard to find material on every federal trial judge and appellate judge in the nation this unique resource includes Each judge s academic and professional background experience on the bench noteworthy rulings and media coverage Candid revealing commentary by lawyers based on first hand experiences before their local federal judges Helpful tips for your litigating team in shaping case strategy Important insights into each judge s style demeanor knowledge and management of courtroom proceedings And continuing in depth research with semiannual updates The Almanac of the Federal Judiciary is divided into two volumes Volume 1 District Magistrates and Bankruptcy Judges Volume 2 Circuit Judges **Pattern Criminal Jury Instructions** District Judges Association, Sixth Circuit. Committee on Pattern Criminal Jury Instructions, 2008 *Nuclear Regulatory Commission Issuances* U.S. Nuclear Regulatory Commission, U.S. Nuclear Regulatory Commission. Division of Technical Information and Document Control, 2009 **Applied Issues in Investigative Interviewing, Eyewitness Memory, and Credibility Assessment** Barry S. Cooper, Dorothee Griesel, Marguerite Ternes, 2013-02-01 Contingent on funding being available a Festschrift will be held in honor of Dr John Yuille s career as a Forensic Psychologist He has become one of the most visible and respected Canadian psychologists worldwide In light of his upcoming retirement in December 2006 the Festschrift will recognize Dr Yuille s achievements in the areas of eyewitness memory research i e pioneering a new research paradigm that grants better validity investigative interviewing i e the development and use of the Step Wise Interview Protocol and credibility assessment i e introducing Statement Validity Analysis to North America New directions for future work will be explored at the workshop The focus of this Festschrift will be three fold 1 International Dr Yuille s work has influenced law enforcement practices and stimulated research in and outside of Canada The international and multicultural aspects of the work that Dr Yuille has inspired will be reflected and promoted by this workshop 2 Interdisciplinary Dr Yuille is internationally known as an expert consultant and trainer to law enforcement As such Dr Yuille s work has also influenced other disciplines e g the law social work oral history The participants of this Festschrift will gain insight into other professionals perspectives and foster potential collaborations on future projects 3 Emphasis on applied research A hallmark of Dr Yuille s research has been the application of field and archival methods which made his work directly applicable to forensically relevant contexts The potential future directions of applied forensic research will be discussed at this Festschrift The importance of the subject at this time A lack of integrative

models in the literatures of eyewitness memory and the assessment of truthfulness and deception Presenters of the Festschrift have recently developed such models and will discuss them at the Festschrift Publishing these models and their discussions will spark further research to validate or modify them New pioneering field research based on such integrative models has recently been conducted This book would be one of the first publications of the results

Handbook of Psychology of Investigative Interviewing Ray Bull, Tim Valentine, Tom Williamson, 2009-06-29 Investigative interviewing and the information obtained from witnesses and victims plays a vital role in criminal investigations This comprehensive handbook explores current developments taking place in this rapidly developing field An authoritative handbook created by prestigious editors and an international team of recognised authors International in its focus the book assesses current developments taking place in several countries Takes a holistic approach to the process by including sections on eyewitness identification and evaluating truthfulness

Department of Justice Manual Wolters Kluwer, 2012-03-23 The new Department of Justice Manual Third Edition takes you inside all the policies and directives outlined in the latest U S Attorneys Manual used universally by the DOJ in civil and criminal prosecutions Along with comprehensive coverage of all the information relied on by today's DOJ attorneys this guide offers you other valuable DOJ publications in the form of Annotations You'll find the Asset Forfeiture Manual the Freedom of Information Act Case List and Merger Guidelines And it's all incorporated in a comprehensive six volume reference You'll discover how to Request immunity for clients using actual terminology from factors that DOJ attorneys must consider Phrase a FOIA request so as to avoid coming within an exempted category of information Draft discovery requests using terminology to avoid triggering an automatic denial by the DOJ Counsel clients on DOJ investigative tactics and their significance using actual DOJ memoranda Develop trial strategies that exploit common problems with certain methods of proof and kinds of evidence offered by the government Propose settlements or plea bargain agreements within the authority of the DOJ attorney handling the case This new Third Edition of Department of Justice Manual has been expanded to eight volumes and the materials have been completely revised to accommodate newly added materials including the text of the Code of Federal Regulations Title 28 and Judicial Administration as relevant to the enforcement of the Federal Sentencing Guidelines by the Department of Justice The Manual for Complex Litigation and The United States Sentencing Commission Guidelines Manual The new edition also includes The National Drug Threat Assessment for Fiscal Year 2011 and the updated version of the Prosecuting Computer Crimes Manual In an effort to provide you with the best resource possible as part of the Third Edition the Commentaries in each volume have been renumbered to refer to the relevant section in the United States Attorney and's Manual for more efficient cross referencing between the Manual and the Commentaries

Criminal Tax Manual United States. Dept. of Justice. Tax Division, 1994

Password, 1996

Employment Litigation Susan Potter Norton, Jon W. Green, 2005 This new addition to the Model Jury Instructions series provides clear and balanced instructions for presentation to juries in employment litigation

These models accurately and impartially present the elements and critical definitions of patent law in language that is understandable and familiar to the average juror. The instructions allow for easy adaptation to particular cases or points. A CD-ROM of the jury instructions is included with the book.

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