

## Index

### ADMINISTRATIVE ISSUES

Preliminary instructions, **5:11**

### AIDS

Charge to the jury, **8:6**

Decision-making, **2:16**

Deliberations, for, **8:6**

Trial, in, **2:5**

### AUTHORITY OF INSTRUCTIONS

Mid-trial instructions, **6:1**

Preliminary instructions, **5:1**

### BINDERS

Engagement, juror, **3:4**

### CHARGE TO THE JURY

Deliberation aids, **8:6**

Delivering, **8:1 to 8:6**

Final instructions, timing of, **8:2**

Final version, **8:1**

Oral instructions, **8:4**

Preparation of

see FINAL INSTRUCTIONS

Ready, getting, **8:3**

Written instructions, **8:5**

### CHECKLIST

Final instructions, re, **7:6**

### CONFERENCES

Pre-charge, **7:11**

Pre-instruction, **5:2**

Pre-trial materials, **7:3**

### CONFIDENTIALITY

Jury deliberations, of, **1:3**

### COUNSEL

Final instructions, role re, **7:12**

Jury instructions, role re, **1:10**

### CURATIVE INSTRUCTIONS

Mid-trial instructions, **6:7**

### DELIBERATIONS

Charge to the jury, aids re, **8:6**

Confidentiality of, **1:3**

Final instructions re, **9:1**

Instructions amid

see IN-DELIBERATION  
INSTRUCTIONS

Process, **9:1, 9:7**

### DELIVERY

See also CHARGE TO THE JURY;  
LANGUAGE OF INSTRUCTIONS

Charge to the jury, **8:1 to 8:6**

### EDUCATING JURORS

Generally, **4:1**

Form of instructions, **4:3**

Incremental education, **4:2**

Language of instructions, **4:7**

Mid-trial instructions, **6:6**

Need-to-know principle, **4:6**

Organization of instructions, **4:5**

Sourcing the instructions, **4:4**

Specimens, use of, **4:4**

### ENGAGEMENT

Generally, **3:1**

Binders, juror, **3:4**

Cumulative evidence, controlling,  
**3:5**

Early issue, identification of, **3:3**

Evidence, cumulative, **3:5**

Evidence discussions in trial, **3:9**

Juror orientation and, **3:2**

Note-taking by jurors, **3:6**

Presentation methods, **3:8**

## HELPING JURORS UNDERSTAND

### ENGAGEMENT—Cont'd

Questions by jurors, 3:7

### EVIDENCE

Assessment of, 5:8  
Complexity of, 2:13  
Controlling, 2:8, 3:5  
Cumulative, controlling, 3:5  
Deliberations, amid, 9:4  
Discussions, 2:9, 3:9  
Engagement, juror, 3:5, 3:9  
Final instructions, 7:2  
Further instructions, need for, 9:4  
Issues re, 5:6, 9:4  
Organization of, 7:2  
Participation, juror, 2:8, 2:9  
Preliminary instructions, 5:6, 5:8

### FINAL INSTRUCTIONS

Checklist, 7:6  
Counsel's role re preparation of, 7:12  
Delivery of  
    see CHARGE TO THE JURY  
Evidence, organization of, 7:7  
First impressions and, 7:3  
Form of, 7:10  
In-trial preparation, 7:6  
Judge, obligations of, 7:1  
Jury charge, 8:1 to 8:6  
    see also CHARGE TO THE JURY  
Language of, 7:9  
Mid-trial instructions, relationship with, 6:9  
Organization of, 7:2  
Pre-charge conference, 7:11  
Preparing, 7:1 to 7:12  
Pre-trial applications, 7:4  
Pre-trial conference materials, 7:3  
Specimen instructions, use of, 7:5  
Volume of, 7:8

### FORM OF INSTRUCTION

Generally, 1:8, 2:14  
Educating jurors, 4:3

### FORM OF INSTRUCTION

#### —Cont'd

Final instructions, 7:10  
Mid-trial, 6:8  
Preliminary instructions, 5:3

### FUNDAMENTAL PRINCIPLES

Preliminary instructions, 5:9

### FURTHER INSTRUCTIONS

See also IN-DELIBERATION INSTRUCTIONS  
Need for, 9:4

### IN-DELIBERATION INSTRUCTIONS

Deliberation process, instructions re, 9:1  
Deliberation process, managing, 9:7  
Evidentiary issues, further instructions re, 9:4  
Exhortations to the jury, 9:8  
Final instructions re deliberation, 9:1  
Further instructions, 9:3, 9:4  
Jury questions, responding to, 9:6  
Legal issues, further instructions re, 9:3  
Number of jurors, reducing, 9:5  
Objections to the charge, responding to, 9:2  
Verdict, inquiries after, 9:10  
Verdict, taking, 9:9

### INSTRUCTIONS

Generally, 1:5  
Complexity, evidentiary, 2:13  
Complexity, legal, 2:12  
Comprehensibility of, 2:15  
Counsel, role of, 1:10  
Decision-making, aids for, 2:16  
Final, 7:1 to 7:12  
    see also CHARGE TO THE JURY; FINAL INSTRUCTIONS  
Form of, 1:8, 2:14

**INSTRUCTIONS—Cont'd**

In-deliberation, **9:1 to 9:10**  
     see also IN-DELIBERATION  
         INSTRUCTIONS  
 Judge, duties of, **2:10**  
 Jury panel, to, **2:3**  
 Language of, **1:9**  
 Manner of, **2:14**  
 Mid-trial, **6:1 to 6:9**  
     see also MID-TRIAL INSTRUCTIONS  
 Oral, **8:4**  
 Preliminary, **2:4, 5:1 to 5:11**  
     see also PRELIMINARY  
         INSTRUCTIONS  
 Timing of, **1:7**  
 Types of, **1:6**  
 Volume of, **2:11**  
 Written, **8:5**

**JUDGE**

Duties re instructions, **2:10**  
 Final instructions, obligations re,  
     **7:1**  
 Questions by jurors, responding,  
     **9:6**  
 Trial, role in, **1:4**

**JURY**

Charge to, **8:1 to 8:6**  
     see also CHARGE TO THE  
         JURY  
 Conduct of, preliminary instructions  
     re, **5:5**  
 Educating, **4:1 to 4:7**  
     see also EDUCATING JURORS  
 Engagement, **3:1 to 3:9**  
     see also ENGAGEMENT  
 Instructions  
     see CHARGE TO THE JURY;  
         FINAL INSTRUCTIONS;  
         INSTRUCTIONS; MID-  
         TRIAL INSTRUCTIONS;  
         PRELIMINARY INSTRUCTIONS

**JURY—Cont'd**

Orientation of, **2:2 to 2:4**  
     see also ORIENTATION  
 Panel, opening instructions to, **2:3**  
 Participation of jurors, **2:5 to 2:9**  
     see also PARTICIPATION OF  
         JURORS  
 Preliminary, **2:4**  
 Role of, **1:2**  
 Selection of, **2:3**  
 Trial by, generally, **1:1 to 1:10**

**LANGUAGE OF INSTRUCTIONS**

Generally, **1:9**  
 Charge to the jury, **8:1 to 8:6**  
 Educating jurors, **4:7**  
 Final instructions, **7:9**  
 Mid-trial instructions, **6:3**  
 Preliminary instructions, **5:4**

**LIMITING INSTRUCTIONS**

Mid-trial instructions, **6:5**

**MID-TRIAL INSTRUCTIONS**

Authority of, **6:1**  
 Curative instructions, **6:7**  
 Educative instructions, **6:6**  
 Final instructions, relationship with,  
     **6:9**  
 Form of, **6:8**  
 Language of, **6:3**  
 Limiting instructions, **6:5**  
 Preparation of, **6:4**  
 Timing of, **6:2**

**NEED TO KNOW PRINCIPLE**

Educating jurors, **4:6**

**NOTE-TAKING**

Engagement, juror, **3:6**  
 Participation, juror, **2:6**

**OPENING INSTRUCTIONS**

Jury panel, to, **2:3**

**ORAL INSTRUCTIONS**

Charge to the jury, **8:04**

## HELPING JURORS UNDERSTAND

### ORGANIZATION

Educating jurors, instructions for, **4:5**  
Evidence, of, **7:7**  
Final instructions, **7:2**

### ORIENTATION

Engagement, juror, **3:2**  
Jurors generally, of, **2:2 to 2:4**  
Jury panel, **2:3**  
Jury selection, **2:3**  
Opening instructions to jury panel, **2:3**  
Preliminary jury selections, **2:4**  
Pre-trial, **2:2**

### PANEL

Instructions to, opening, **2:3**

### PARTICIPATION OF JURORS

Aids, in-trial, **2:5**  
Evidence, controlling, **2:8**  
Evidence, discussing, **2:9**  
Note-taking, **2:6**  
Questioning witnesses, **2:7**  
Witnesses, questioning, **2:7**

### PRELIMINARY INSTRUCTIONS

Administrative issues, **5:11**  
Authority of, **5:1**  
Evidence, re assessment of, **5:8**  
Evidentiary issues, re, **5:6**  
Form of, **5:3**  
Fundamental principles, re, **5:9**  
Issues, re, **5:10, 5:11**  
Jury conduct, re, **5:5**  
Jury role, re, **5:5**  
Language of, **5:4**  
Pre-instruction conference, **5:2**  
Trial procedure, re, **5:7**

### PREPARATION

Charge to the jury, **8:3**  
Counsel in instruction, role of, **7:12**  
Final instructions, **7:1 to 7:12**  
In-trial, **7:6**  
Mid-trial instructions, **6:4**

### PRESENTATION METHODS

Engagement, juror, **3:8**

### QUESTIONS

Engagement, juror, **3:7**  
Participation, juror, **2:7**  
Responding to jurors', judge, **9:6**  
Witnesses, jurors asking, **2:7**

### ROLES IN TRIAL

Counsel re instructions, **1:10, 7:12**  
Final instructions, re, **7:12**  
Judge, **1:4**  
Jury, **1:2, 5:5**  
Preliminary instructions, re, **5:5**

### SELECTION OF JURORS

Jury selection generally, **2:3**  
Preliminary jury selections, **2:4**

### SOURCING

Educating the jurors, **4:4**

### SPECIMENS

Educating the jurors, **4:4**  
Final instructions, **7:5**

### TIMING

Final instructions, **8:2**  
Instructions generally, **1:7**  
Mid-trial instructions, **6:2**

### TRIAL

Generally, **1:1 to 1:10**  
Aids in, **2:5**  
Conducting, generally, **2:1**  
Evidence in, discussing, **3:9**  
Procedure, preliminary instructions re, **5:7**  
Role of judge, **1:4**  
Role of jury, **1:2**

### TYPES OF INSTRUCTION

Generally, **1:6**

### VOLUME OF INSTRUCTIONS

Generally, **2:11**  
Final instructions, **7:8**

**WITNESSES**

Juror participation, re, **2:7**  
Questioning, **2:7**

**WRITTEN INSTRUCTIONS**

Charge to the jury, **8:05**

