

1 SUGGESTED INSTRUCTIONS

The suggestions made here are recommendations only, intended to offer some guidance as to a logical order for assembling the instructions. Individual practices may vary and may be equally effective.

Instructions with titles in boldface are those the Committee recommends be given in every case. The other instructions should be given when supported by the evidence. Not all possible general instructions are listed here. Omitted are those that are especially tied to unusual or rarely-occurring factual situations.

50 Preliminary Instruction: Juror's Conduct; Evidence; Transcripts Not Available; Credibility; Substantive Issues; Opening Statement

100 Opening Instructions

**110 - Statement Of The Issues [Number Of Defendants; Lesser Included
125 Offenses; Number Of Counts]**

**1010 - Instructions Defining The Crime Charged
et seq.**

Lesser Included Offenses

Defenses [JI 600 - 885, 950, 951]

Penalty Enhancers [JI 980 - 999A]

140 Burden Of Proof And Presumption Of Innocence

145 Information Not Evidence

247 Verdict As To Defendant Only

103 Evidence Defined

162	Agreed Facts
165	Judicially Noticed Facts
170	Circumstantial Evidence
172	Flight, Escape, Concealment
175	Motive
180	Statements of Defendant
270	Evidence As To Defendant's Character
275	Evidence Of Other Conduct [Required If Requested]
157	Remarks of Counsel
154	Summary of Evidence
155	Exhibits
148	Objections of Counsel; Evidence Received Over Objection
	147 Improper Questions
	150 Stricken Testimony
190	Weight of Evidence
195	Juror's Knowledge
300	Credibility of Witnesses
315	Defendant Elects Not To Testify [To Be Given Only If Requested By Defendant]
317	Witness Exercising Privilege Against Self-Incrimination [To Be Given Only If Requested; Required If Requested]
141	Where Identification Of Defendant Is In Issue

- 200 Expert Testimony: General
- 201 Opinion of Non-Expert Witness
- 205 Expert Testimony: Hypothetical Question
- 245 Testimony Of Accomplices
- 320 Impeachment Of Defendant By Prior Inconsistent Statements Which Are Inadmissible in the State's Case-In-Chief [**Required If Requested**]
- 325 Impeachment of Witness: Prior Conviction or Juvenile Adjudication
- 327 Impeachment Of Defendant As Witness: Prior Conviction or Juvenile Adjudication
- 340 Credibility Of Child Witness
- 160 Closing Arguments of Counsel**
- 460 or Closing Instruction**
465
- 480 - Verdict [Conform To Instruction Selected From 110 - 125]**
494
- 515 Unanimous Verdict and Selection of Presiding Juror**
- 520 Supplemental Instruction On Agreement
- 522 Polling the Jury
- 525 or Instruction After Verdict Received**
525A

COMMENT

Wis JI-Criminal 1 was originally published as SM-5 in 1966. It was revised and republished as Wis JI-Criminal 1 in 1995 and revised in 2000 and 2011. This revision was approved by the Committee in October 2015; it reflected a change in the title of Wis JI-Criminal 180.