

190 WEIGHT OF EVIDENCE

The weight of evidence does not depend on the number of witnesses on each side. You may find that the testimony of one witness is entitled to greater weight than that of another witness or even of several other witnesses.

COMMENT

Wis JI-Criminal 190 was originally published in 1962 and revised in 1983 and 1991. This revision was approved by the Committee in August 1999 and was intended to make the instruction more understandable without changing its meaning.

For discussion of the relationship between the number of witnesses and the credibility of testimony, see Banks v. State, 51 Wis.2d 145, 153, 186 N.W.2d 250 (1971), and Ruiz v. State, 75 Wis.2d 230, 234, 249 N.W.2d 277 (1977). Also see O'Brien v. Chicago & N.W. Ry. Co., 92 Wis.2d 340, 66 N.W.2d 363 (1896); Hack v. State, 141 Wis. 346, 354, 124 N.W. 492 (1910).