

1 **GUIDELINES FOR JURY INSTRUCTIONS IN CIVIL CASES**  
2 **Judge Neil V. Wake**

3 The parties shall submit a joint list of proposed jury instructions. The list shall contain four  
4 sections.

- 5 I. Section I shall contain Ninth Circuit Model Civil Jury Instructions Used by All  
6 Arizona Judges as found at [www.azd.uscourts.gov](http://www.azd.uscourts.gov) under Judicial Officer  
7 Information. If a model instruction is requested by both parties, the instruction  
8 shall be preceded by “ST” (stipulated-to). If the instruction is requested by  
9 only one party, the instruction shall be preceded by either “PL” (Plaintiff) or  
10 “DF” (Defendant).<sup>1</sup> For example:

11	ST	§ 3.1	Duties of Jury to Find Facts and Follow Law
12	ST	§ 3.2	What is Evidence
13	DF	§ 3.3	What is Not Evidence
14	DF	§ 3.4	Jury to be Guided by Official English Interpretation
15	ST	§ 3.5	Direct and Circumstantial Evidence
16	PL	§ 3.6	Credibility of Witnesses
17	DF	§ 3.7	Opinion Evidence Expert Witnesses
18	ST	§ 3.8	Causation
19	ST	§ 3.9	Charts and Summaries Not Received in Evidence
20	ST	§ 3.10	Charts and Summaries in Evidence
21	DF	§ 3.11	Two or More Parties - Different Legal Rights
22	DF	§ 3.12	Impeachment Evidence - Witness

23 The parties shall include the full text of all model instructions both on the disk and in  
24 the joint pleading.

- 25 II. Section II shall contain any non-model instructions to which the parties have  
26 stipulated.

- 27 III. Section III shall contain any non-model instructions requested by Plaintiff  
28 (numbered consecutively). Plaintiff shall include citation to authority to  
support the requested instruction. Defendant shall state all objections to such  
instruction immediately following the instruction and Plaintiff’s authority.  
Defendant shall support any objection with citation to authority. If Defendant  
offers an alternative instruction, such alternative instruction shall immediately  
follow Defendant’s objection.

- IV. Section IV shall contain any non-model instructions requested by Defendant  
(numbered consecutively). Defendant shall include citation to authority to

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<sup>1</sup>If multiple Defendants, identify which Defendant.

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support the requested instruction. Plaintiff shall state all objections to such instruction immediately following the instruction and Defendant’s authority. Plaintiff shall support any objection with citation to authority. If Plaintiff offers an alternative instruction, such alternative instruction shall immediately follow Plaintiff’s objection.

Each proposed instruction shall begin on a new page.

The parties should note that absent a showing of good cause, the failure to submit a proposed instruction or make an objection in the joint pleading by the deadline set forth in the Order Setting Final Pretrial Conference shall result in the instruction being refused or the objection being deemed waived.