

1 **14-1610A. Special verdict; multiple shoplifting incidents within ninety (90) days.¹**

2 If you find the defendant guilty of more than one incident of shoplifting as charged in
3 Count ____ (*list count number involving aggregated shoplifting incidents*), you must determine
4 if these incidents occurred within a ninety (90)-day period, beginning _____ (*date of first*
5 *shoplifting incident included in count*) and ending _____ (*date of last shoplifting incident*
6 *included in count*), and indicate your finding below:

7

8 (a) _____ (*name of retailer or store*) located at _____ (*address of*
9 *retailer or store*), occurring on _____ (*list a specific day*) as charged in Count 1(a);

10

11 _____
12 YES NO

13

14 (b) _____ (*name of retailer or store*) located at _____ (*address of*
15 *retailer or store*), occurring on _____ (*list a specific day*) as charged in Count 1(b).²

16

17 _____
18 YES NO

19

20 USE NOTES

21 1. If the prosecution is using the aggregated retail market value of merchandise based
22 on an individual engaging in shoplifting more than once over a ninety (90)-day period under

1 NMSA 1978, Section 30-16-20(D) and there is dispute as to whether the incidents occurred within
2 a ninety (90)-day period, then this special verdict form should be used.

3 2. If additional shoplifting incidents occurred and there is dispute as to whether these
4 occurred within the ninety (90)-day period, add lines for each incident included in the ninety (90)-
5 day period requiring further factual resolution.

6 [Adopted by Supreme Court Order No. S-1-RCR-2025-00167, effective for all cases pending or
7 filed on or after December 31, 2025.]

8

9 **Committee commentary.** — *See* NMSA 1978, § 30-16-20. *See* committee commentary
10 to UJI 14-1610 NMRA.

11 [Adopted by Supreme Court Order No. S-1-RCR-2025-00167.]