

1 **14-6003. Multiple defendants; consider each separately.**¹

2 [In this case, involving multiple defendants charged with different offenses, the following
3 defendants are charged with the following crimes:

4 Defendant _____ (first defendant's name) is charged with _____ (list first
5 defendant's crimes);

6 Defendant _____ (second defendant's name) is charged with _____ (list second
7 defendant's crimes).]²

8 [OR]

9 [In this case, [both]³ [all] defendants are charged with the same crimes.]

10 ~~[you]~~You must consider separately whether each ~~[of the [two]³ [several] defendants]~~
11 defendant is guilty or not guilty. You should analyze what the evidence in the case shows with
12 respect to each individual defendant separately. ~~[Even if you cannot agree upon a verdict as to one~~
13 ~~[or more] of the defendants [or charges], you must return the verdict upon which you agree.]~~

14 The state must prove beyond a reasonable doubt each element of each count against each
15 defendant. Your verdict for any one defendant or count, whether it is guilty or not guilty, should
16 not influence your verdict for any other defendants or counts.

17 USE NOTES

18 1. _____ This instruction is not appropriate for a ~~[conspiracy trial.]~~ multiple-defendant trial
19 in which a charge of conspiracy is submitted to the jury. UJI 14-2812 NMRA should be used in
20 those cases.

21 2. _____ Use the applicable alternative. Use the first alternative if any of the charges against
22 the defendants are different. If additional defendants are on trial, add lines for each defendant's

1 name and applicable crime or crimes. Use the second alternative if all of the charges against all
2 defendants are the same.

3 3. Use the applicable alternative.

4 [As amended by Supreme Court Order No. S-1-RCR-2025-00168, effective for all cases pending
5 or filed on or after December 31, 2025.]

6
7 **Committee commentary.** — ~~[This instruction was derived from California Jury~~
8 ~~Instructions Criminal, 17.00, and Devitt & Blackmar, Federal Jury Practice and Instructions,~~
9 ~~Section 17.04.] UJI 14-6003 NMRA is not appropriate for multiple-defendant trials involving~~
10 ~~conspiracy charges. The second sentence of this instruction directs the jury to “analyze . . . the~~
11 ~~evidence . . . with respect to each individual defendant separately,” which conflicts with the rule~~
12 ~~that the acts and declarations of a conspirator may be the acts and declarations of all of the members~~
13 ~~of the conspiracy. Accordingly, if a multiple-defendant trial involves conspiracy allegations, UJI~~
14 ~~14-2812 NMRA should be used instead.~~

15 This instruction was derived from the Judicial Council of California Criminal Jury
16 Instructions (CALCRIM) No. 203 and the Tenth Circuit Criminal Pattern Jury Instruction 1.21.
17 [As amended by Supreme Court Order No. S-1-RCR-2025-00168.]