



MODEL CRIMINAL JURY INSTRUCTIONS COMMITTEE
Meeting Minutes of:
Friday, December 1, 2023
Held via Webex

Attendees: Justice Samour (Chair), Judge Freyre (Vice Chair), Judge Tow (Vice Chair), Judge Randall, Judge Schock, Judge Tuttle.

Staff: Jeremy Beck (Reporter).

I. Approval of Minutes

The Committee revised and approved the minutes for the meeting of October 27, 2023.

II. Pronouns

The Committee revised and approved a new section in Chapter A encouraging courts to tailor their instructions to the defendant's and witnesses' pronouns. Furthermore, the Committee resolved to revisit the subject of pronouns at a later date once the various rules' committees have addressed the issue.

III. *Counterman v. Colorado*

The Committee discussed *Counterman v. Colorado*, 143 S. Ct. 2106 (2023), and its potential impact on the instructions. In accordance with that discussion, the Committee tasked the Reporter with crafting a special instruction to be applied in stalking cases where "communications" are at issue.

The Chair adjourned the meeting at 4:54 p.m.