

## CHAPTER J

### INTERROGATORY FORM AND VERDICT

- J:01 GENERAL INTERROGATORY FORM
- J:02 VERDICT FORM FOR INTERROGATORY

## J:01 GENERAL INTERROGATORY FORM

If you find the defendant not guilty of \_\_\_\_\_, you should disregard this instruction and fill out the verdict form reflecting your not guilty verdict. If, however, you find the defendant guilty of \_\_\_\_\_, you should fill out the verdict form reflecting your guilty verdict and then answer the following questions:

(Frame the element or sentence enhancement factor in question form.)

(If the element or sentence enhancement factor requires further definition, place that definition here. Use separately numbered paragraphs when the element or sentence enhancement factor involves multiple components:

1.

2.

Etc.)

It is the prosecution's burden to prove [this element] [each of these elements] beyond a reasonable doubt.

After considering all the evidence, if you find the prosecution has proven [this element] [each of these elements] beyond a reasonable doubt, you should indicate "Yes" on the verdict form that has been provided. This finding must be unanimous.

After considering all the evidence, if you do not unanimously find the prosecution has proven [this element] [any one or more of these elements] beyond a reasonable doubt, you should indicate "No" on the verdict form that has been provided.

### NOTES ON USE

This interrogatory should be used only when there is sufficient evidence to support a finding beyond a reasonable

doubt that the element or sentence-enhancing factor was present in this case.

This form has been used as a guide in specific instances throughout the book, and may be adapted to the needs of the user.

## J:02 VERDICT FORM — SPECIAL VERDICT

District Court, [City and] County of \_\_\_\_\_, Colorado

Case No. \_\_\_\_\_, Div. \_\_\_\_\_

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JURY VERDICT [COUNT NO. \_\_\_\_\_], CHARGE  
OF (INSERT CRIME CHARGED) .

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People of the State of Colorado  
vs.

\_\_\_\_\_,  
(insert name) Defendant.

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[fn\*] I. We, the jury, find the defendant, (insert name),  
NOT GUILTY of [Count No. \_\_\_\_\_,] (insert crime charged).

\_\_\_\_\_  
FOREPERSON

[fn\*] II. We, the jury, find the defendant, (insert name),  
GUILTY of [Count No. \_\_\_\_\_,] (insert crime charged) and find  
that

[fn\*\*] [ ] (insert appropriate finding from statute)

[fn\*\*] [ ] (insert appropriate finding from statute)

\_\_\_\_\_  
FOREPERSON

[fn\*] The foreperson may sign *only one* of the above (I or  
II). If the verdict is NOT GUILTY, then I. above should be  
signed. If the verdict is GUILTY then II. above should be  
signed.

[fn\*\*] If you find the defendant guilty, you must also  
complete  
this section by placing, in ink, an "X" in the appropriate  
box

indicating your decision. *ONLY ONE SQUARE* may be filled in,  
with the remainder to remain unmarked.