

## When Sending The Jury Home For The Night During Deliberations

I.P.I. 26.09

### Suggested Rule 436 Instruction

Stop deliberating at this time. We will now recess for the evening. You [should return to your homes] [may go about your normal affairs] and you must not discuss this case with anyone, including family members, friends, or your fellow jurors. All deliberations are to be conducted only in the jury deliberation room when all jurors are present.

As I told you at the beginning of this case, your job as jurors is extremely important. Your decision on your verdict is to be based only upon the evidence that you see and hear in this courtroom and the instruction of law that I have given you. Therefore, to remain fair and impartial you must refrain from doing the following things until you are discharged from service on this case:

1. You must not converse with anyone on any subject connected with this case;
2. You must not read or listen to any outside comments or news accounts of this case;
3. You must not discuss among yourselves any subject connected with the trial or form any opinion on the cause until you continue your deliberation on the verdict when all of you are present;
4. You must not view or go to the place where the offense was allegedly committed.

If you hear or observe anything about this case outside this courtroom, whether inadvertently or otherwise, you must immediately inform me at the beginning of our next session. Do not discuss any of these things with your fellow jurors at any time.

You are to report tomorrow morning to continue your jury service in this case.