

**Jury Instructions**

**United States of America v. Damien Gouse  
(11-cr-112-M)**

I intend to give you a copy of these instructions for use in the jury room, so feel free to simply listen and not worry about note taking.

**Introduction**

At this time, it is my duty to instruct you on the law applicable to this case. You must consider the instructions as a whole. You should not choose one part and disregard another. You must accept and apply the law as I give it to you in its entirety, and this is true whether you personally agree with the law or not. It would be a violation of the oath you took as jurors to base a decision on any version of the law other than that contained in my instructions, just as it would be a violation of that oath to return a decision upon anything but the evidence in this case. It is not up to you to decide what the law is or should be. Your duty is to apply the law as I explain it to you.

**Presumption of Innocence**

As I told you at the start of this trial, Mr. Gouse is presumed to be innocent of the accusations against him. This presumption of innocence remains with Mr. Gouse unless and until the government presents evidence satisfying you beyond a reasonable doubt that he is guilty.

The presumption of innocence is sufficient to require a not guilty verdict unless you find that such evidence has been presented.

If you find that the government has proven Mr. Gouse guilty beyond a reasonable doubt, the presumption of innocence disappears and is of no further avail to him. However, unless and until that time, the presumption remains with Mr. Gouse.