

4. Anything you may have heard or seen outside of this courtroom regarding the events in question or the participants in this case.
5. Anything I have instructed you to disregard.

Witnesses - Credibility - General Factors

As to the testimony of witnesses, your principal task is to determine the credibility of the witnesses and the weight you will give to the testimony of each.

In making that determination, there are a number of factors that you may consider:

1. The opportunity or lack of opportunity the witness had to acquire knowledge of the facts about which the witness testified. In other words, was the witness in a position to have accurately perceived the facts that the witness related to you.
2. The reliability or unreliability of the witness's memory. In other words, did the witness have a clear recollection of what happened or was the witness's memory uncertain or unclear.
3. The witness's appearance on the stand. Did the witness appear to be a person who was telling the truth, or did it appear that the witness was slanting things one way or another either consciously or unconsciously.
4. The probability or improbability of the witness's testimony. Did what the witness say sound reasonable or plausible or did it appear to be unlikely or impossible.
5. Whether the witness had anything to gain or lose from the outcome of this case. In other words, was the witness impartial or did the witness have some stake in the outcome or some reason to favor one side or the other.