

Summary of Changes to the Pattern Instructions uploaded in August, 2019

A list of elements instructions by statutory cite has been added.

I. New elements instructions were posted.

Inst. 14.02B Distribution of a Controlled Substance when Death or Serious Bodily Injury Results (21 U.S.C. §§ 841(a)(1); (b)(1)(A) - (C) and (b)(1)(E)(i) & (ii))

Inst. 14.03B Manufacture of a Controlled Substance when Death or Serious Bodily Injury Results (21 U.S.C. §§ 841(a)(1); (b)(1)(A) - (C) and (b)(1)(E)(i) & (ii))

Inst. 18.01 Transmission of a Threat to Kidnap or Injure (18 U.S.C. § 875(c))

II. Existing instructions have changes in the text.

Inst. 12.01 Possession of Firearm or Ammunition by Convicted Felon (18 U.S.C. § 922(g)(1)) – a new element was added based on Supreme Court case law

III. Existing instructions have changes in the numbers, titles, use notes and/or commentaries.

Inst. 4.01A Causing an Act – commentary was updated with new case law

Inst. 8.03B Unanimity Not Required – Means – commentary was updated with new case law

Inst. 10.01 Mail Fraud (18 U.S.C. § 1341) – commentary was updated with new case law

Inst. 10.02 Wire Fraud (18 U.S.C. § 1343) – commentary was updated with new case law

Inst. 11.02 Domestic Financial Transaction (18 U.S.C. § 1956(a)(1)(B) (knowing the transaction is designed to conceal facts related to proceeds)) – commentary was updated with new case law

Inst. 11.03 International Transportation (18 U.S.C. § 1956(a)(2)(A) (intent to promote the carrying on of specified unlawful activity)) – commentary was updated with new case law

Inst. 12.02 Using or Carrying a Firearm During and in Relation to a Crime of Violence or Drug Trafficking Crime (18 U.S.C. § 924(c)(1)(A)(i)) – commentary was updated with new case law

Inst. 12.03 Possessing a Firearm in Furtherance of a Crime of Violence or Drug Trafficking Crime (18 U.S.C. § 924(c)(1)(A)(i)) – commentary was updated with new case law

Inst. 14.02A Distribution of a Controlled Substance (21 U.S.C. § 841(a)(1)) – instruction number was changed and commentary was updated with new case law

Inst. 14.03A Manufacture of a Controlled Substance (21 U.S.C. § 841(a)(1)) – instruction number was changed and commentary was updated with new case law

Inst. 14.05 Conspiracy (21 U.S.C. § 846) – commentary was updated with new case law

Inst. 15.04 Aggravated Identity Theft (18 U.S.C. § 1028A(a)(1)) – commentary was updated with new case law

The Committee also made some stylistic and technical changes.

All instructions are now current through July 1, 2019.