

The instructions below include changes uploaded to this website on November 15, 2024. The instructions are current through January 1, 2024. A brief summary of the changes can be viewed here: [Updates](#).

## Updates

The Committee added one new instruction:

### Inst. 1.07B Credibility of Witnesses – Law Enforcement Officer

This new instruction provides more detailed guidance on how to evaluate the testimony of law enforcement officers.

The Committee updated the text and commentaries of existing instructions:

### Inst. 1.02 Jurors’ Duties

In paragraph (4), the word “impartially” was added, and new paragraph (5) provides detail on the kinds of stereotypes that jurors should be careful to avoid.

## Conspiracy

Inst. 3.01A Conspiracy to Commit an Offense (18 U.S.C. § 371) – Basic Elements

Inst. 3.01B Conspiracy to Defraud the United States (18 U.S.C. § 371) – Basic Elements

Inst. 3.03 Defendant’s Connection to the Conspiracy

These three instructions and commentary were completely revised to bring them into conformity with recent case law, particularly on the mens rea element.

### Inst. 14.05 Conspiracy to Violate the Drug Laws (21 U.S.C. § 846)

This instruction was completely revised to conform with recent case law and the changes made to the Chapter 3 Conspiracy instructions.

### Inst. 15.04 Aggravated Identity Theft

Paragraph (2)(E) on the definition of “during and in relation to” was revised based on *Dubin v. United States*, 143 S. Ct. 1557 (2023).

The Committee updated the commentaries of the following instructions:

### Inst. 2.03 Definition of Lesser Offense

Several recent Sixth Circuit cases were added to the Commentary.

### Inst. 8.03B Unanimity Not Required – Means

*United States v. Crump*, 65 F.4th 287 (6th Cir. 2023) was added to the list for § 922(g)(1).

### Inst. 10.01 Mail Fraud

Ciminelli v. United States, 143 S. Ct. 1121 (2023) was added to the Commentary.

Inst. 10.02 Wire Fraud

Ciminelli v. United States, 143 S. Ct. 1121 (2023) was added to the Commentary.

Inst. 10.03A Bank Fraud – Scheme to Defraud a Bank

United States v. Skouteris, 51 F.4th 658 (6th Cir. 2022) was added to the Commentary.

Inst. 14.02C Dispensing or Distribution of a Controlled Substance by a Practitioner

United States v. Bauer, 82 F.4th 522 (6th Cir. 2023) and United States v. Anderson, 67 F.4th 755 (6th Cir. 2023) were added to the Commentary.

Inst. 14.03C Manufacture of a Controlled Substance by a Practitioner

United States v. Bauer, 82 F.4th 522 (6th Cir. 2023) and United States v. Anderson, 67 F.4th 755 (6th Cir. 2023) were added to the Commentary.

Inst. 18.01 Transmission of a Threat to Kidnap or Injure

Counterman v. Colorado, 143 S. Ct. 2106 (2023) was added to the Commentary.

The instructions are current through January 1, 2024. The Committee does not update the instructions annually but rather as needed.