**1A.06C LIMITING INSTRUCTION – SIMPLE ADMISSION**

You have heard evidence that (name or description of declarant) made a statement that (insert description). [It is for you to decide whether the statement was made. If you decide that it was,] [Y]ou may consider the statement as evidence only against (name of party) who made the statement. This party is responsible for what [he][she] said; the other parties are not. You are not required to believe the statement. It is for you to decide what weight, if any, to give it. But it may only be used as evidence against (name of party).

Use Note

This instruction should be used for simple admissions in a multiple party case. If there is only one party on a side and that party made an admission, no instruction is needed.

Vicarious admissions are covered by Instruction 1A.06D.

Comment

This instruction should cover admission falling under Alaska R. Evid. 801(d)(2)(A). It is drafted to indicate to the jury why an admission may be used against one, but not all, defendants. If the jury understands the distinction between defendants, it may be more likely to use the evidence properly.