**ICJI 1720 Duty to Consult with One Another**

 I have outlined for you the rules of law applicable to this case and have told you of some of the matters which you may consider in weighing the evidence. In a few minutes counsel will present their closing remarks to you, and then you will retire to the jury room for your deliberations.

 The arguments and statements of the attorneys are not evidence. If you remember the facts differently from the way the attorneys have stated them, you should base your decision on what you remember.

 The attitude and conduct of jurors at the beginning of your deliberations are important. It is rarely productive at the outset for you to make an emphatic expression of your opinion on the case or to state how you intend to vote. When you do that at the beginning, your sense of pride may be aroused, and you may hesitate to change your position. Remember that you are not partisans or advocates, but are judges.

 As jurors you have a duty to consult with one another and to deliberate before making your individual decisions. You may fully and fairly discuss among yourselves all of the evidence you have seen and heard in this courtroom about this case, together with the law that relates to this case as contained in these instructions.

 During your deliberations, you each have a right to re‑examine your own views and change your opinions. You should only do so if you are convinced by fair and honest discussion that your original opinion has changed based upon the evidence and the law as given you in these instructions.

 Consult with one another. Consider each other's views, and deliberate with the objective of reaching an agreement, if you can do so without disturbing your individual judgment. Each of you must decide this case for yourself; but you should do so only after a discussion and consideration of the case with your fellow jurors.

 However, none of you should surrender your honest opinion as to the weight or effect of evidence because the majority of the jury feels otherwise or for the purpose of returning a verdict.

Comment

This instruction is a modified version of ICJI 204.