

101.41 MULTIPLE DEFENDANTS¹ - ONE DEFENDANT PLEADS GUILTY
DURING TRIAL.

NOTE WELL: This instruction should be given where, in a criminal trial involving multiple defendants, one defendant pleads guilty leaving jury issues between the State and another defendant.

Members of the jury, the matter of the State of North Carolina versus (*name defendant*) is no longer for your consideration. You will not be required to decide that case. You will not allow this development to affect your deliberations in any way neither should it affect your decision in the case between the State of North Carolina and (*name defendant or defendants*).

1. For special problems in capital cases see *State v. Hucks*, 323 N.C. 574 (1988).