

LENGTHY BENCH OR LOBBY CONFERENCES

From time to time during the trial it is necessary for me to talk with the lawyers out of your hearing, either by having a conference at the judge's bench while you are present in the courtroom, or by calling a recess.

The purpose of these conferences is not to keep relevant information from you, but to decide how certain evidence is to be treated under the rules of evidence and to avoid confusion and error.

Please be patient while these are going on, and understand that while you are waiting, we are working. We will do whatever we can to keep the number and length of these conferences to a minimum.

The model instruction is based in part on *Manual of Model Jury Instructions for the Ninth Circuit* § 2.02 (1985 ed.)