

## **PRIOR TRIAL**

**During the course of this trial, you have heard that the defendant was on trial before. That is true. The defendant and the Commonwealth are entitled, however, to have you decide this case entirely on the evidence that has come before you in this trial. You should not consider the fact that there was a previous trial in any way when you decide whether the Commonwealth has proved beyond a reasonable doubt that the defendant committed (this offense) (these offenses).**

This instruction is drawn from Federal Judicial Center, *Pattern Criminal Jury Instructions* § 14 (1983 ed.)