**14-113. Stipulation of testimony.**

 The parties have agreed that if called as a witness, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*name of witness*) would have given the following testimony: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*set forth stipulated testimony*). You must accept as true the fact that the witness would have given that testimony. However, it is for you to determine the effect or weight to be given that testimony.

USE NOTES

 This instruction should be given at the time the stipulated testimony is admitted into evidence. This instruction does not go to the jury room.

[Approved, effective January 1, 1999.]