**1A.07 LIMITING INSTRUCTION – OTHER ACTS**

You are receiving evidence concerning (describe other acts). The law does not allow evidence of how someone generally has behaved in the past to be used as proof that the person behaved the same way at the time of (insert description--e.g., an accident). And the law does not permit you to favor or disfavor a person because of their past acts. All persons, regardless of their past acts, are entitled to equal justice under the law. Thus, you are not to concern yourself with whether in the past the defendant has been (describe alternative character traits--e.g., honest or dishonest; careful or careless). However, the law does allow you to consider evidence of certain specific acts of the defendant on the question whether (describe the purpose for which the evidence may be used--e.g., the defendant intended to make a misrepresentation).

Use Note

This instruction can be used when other act evidence is admitted under Alaska R. Evid. 404(b).

Comment

This instruction may not be as necessary in a civil case as in a criminal case, but it can help to protect a party against having 404(b) evidence misused as character evidence.