

## A VERDICT OF NOT GUILTY INCLUDES:

Based upon the evidence, we the Jurors find that the defendant is **absolutely 100% innocent.**

Based upon the evidence, we the Jurors cannot be **absolutely sure** that the defendant is innocent.

Based upon the evidence presented, we the Jurors are **confident** that the defendant is innocent.

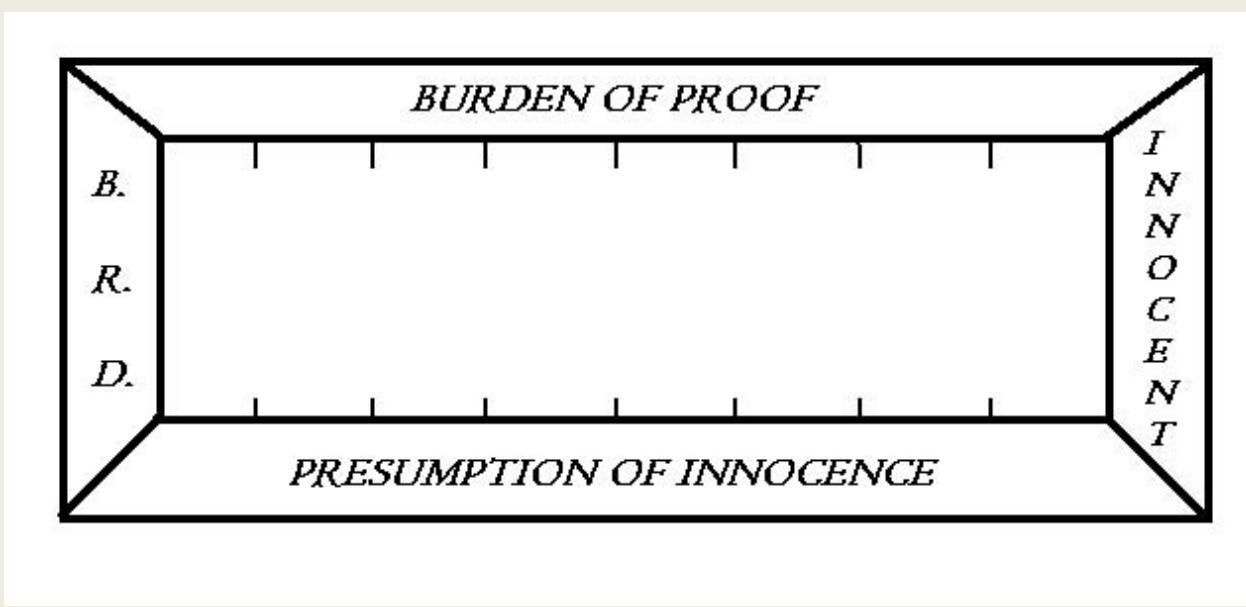
Based upon the evidence presented, we the Jurors believe that the defendant is **probably innocent.**

Based upon the evidence presented, we the Jurors are **not really sure one way or the other** if the defendant is guilty or innocent.

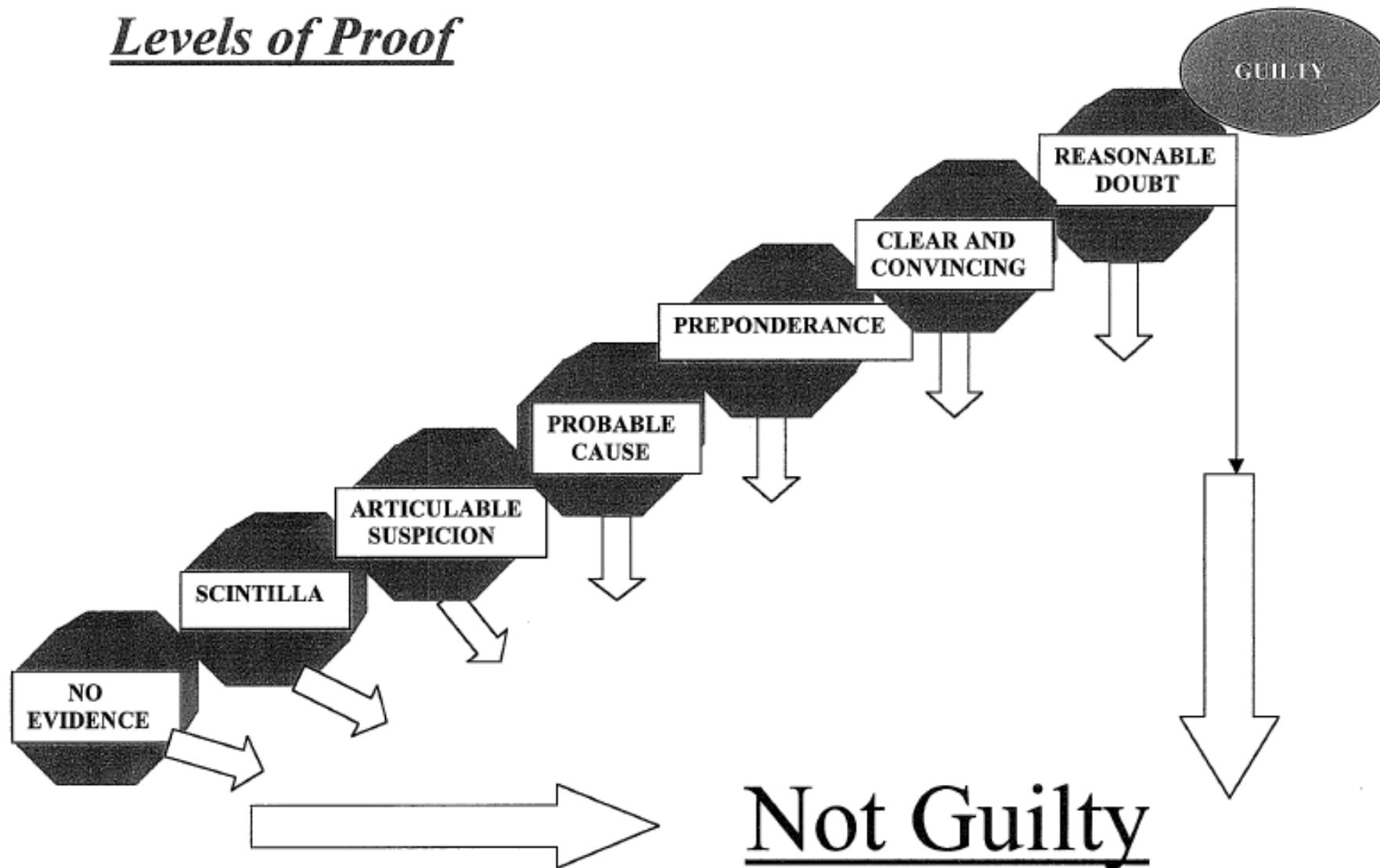
Based upon the evidence, we the Jurors believe it is **more likely than not** that the defendant is guilty.

Based upon the evidence presented, we the Jurors believe that the defendant is **probably guilty.**

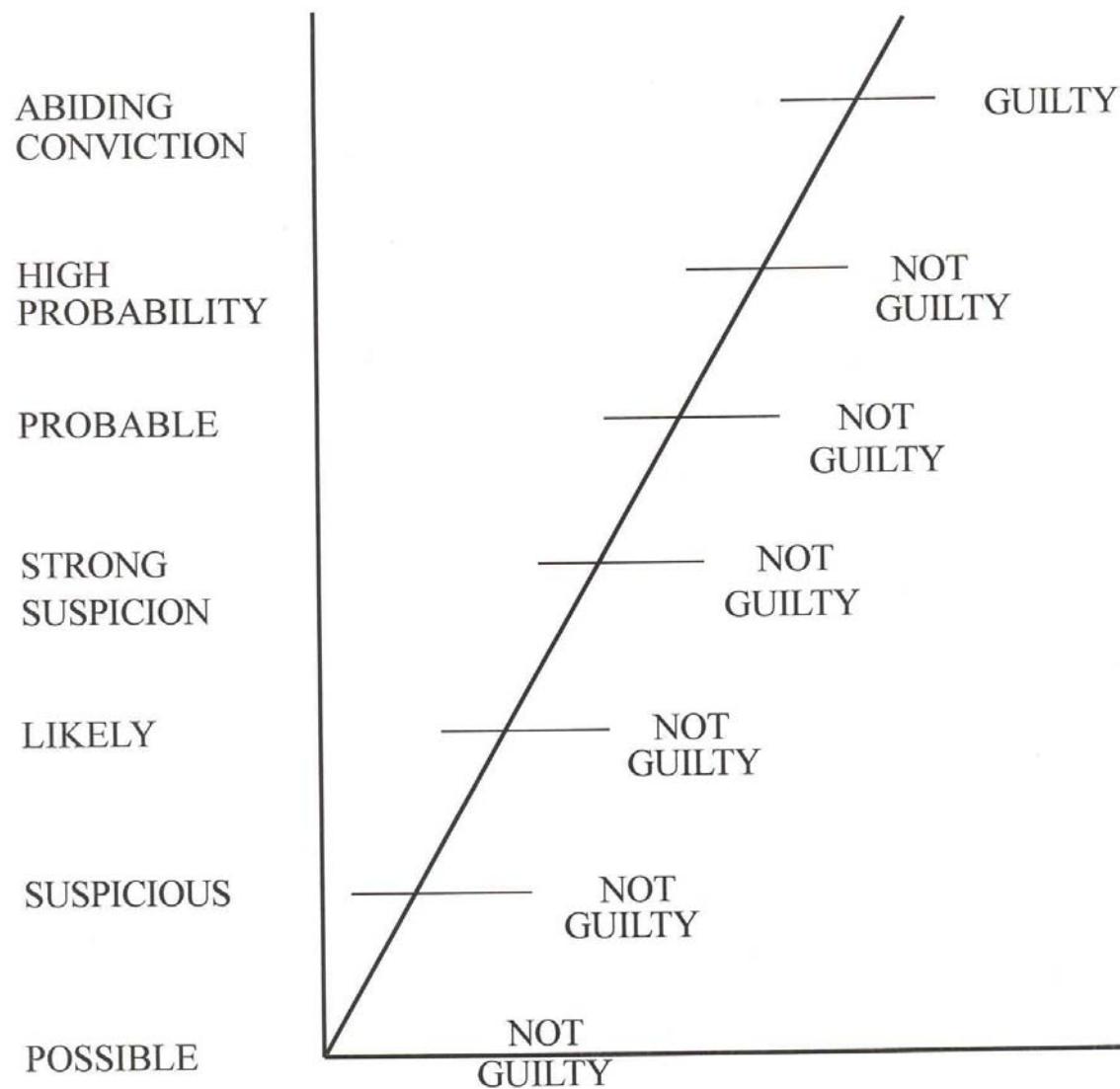
We the Jurors believe that the defendant is guilty but the **evidence falls a little short** and we **cannot find** that the defendant is guilty **beyond a reasonable doubt.**



## Levels of Proof



## BEYOND A REASONABLE DOUBT



# Burdens of Proof

**Beyond a Reasonable Doubt**

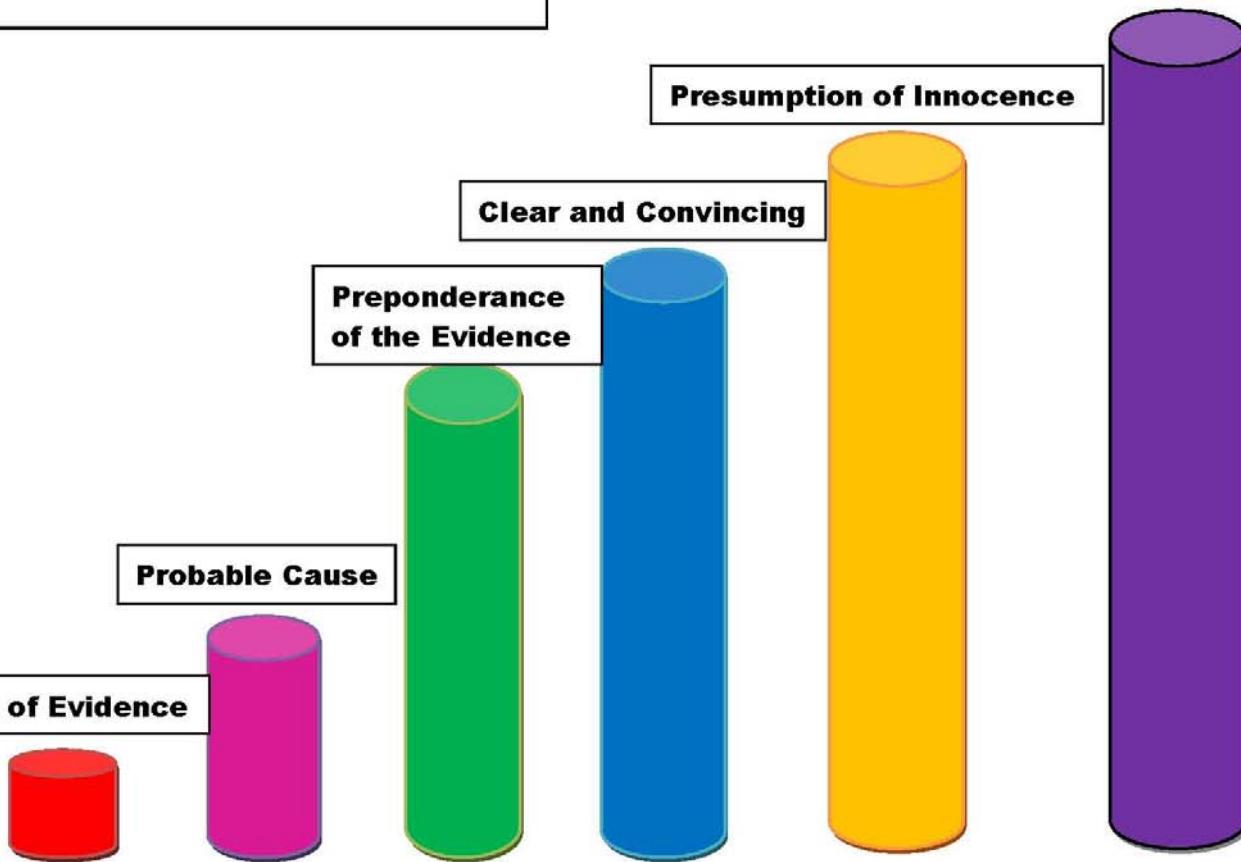
**Presumption of Innocence**

**Clear and Convincing**

**Preponderance  
of the Evidence**

**Probable Cause**

**Scintilla of Evidence**



# Standards of Proof

Only Proof Beyond  
a Reasonable Doubt  
is Enough to  
Convict of Crime

## Presumption of Innocence

**Not Enough Evidence  
to Convict of Crime**

Preponderance  
of the Evidence

Probable Cause

Mere  
Scintilla of  
Evidence



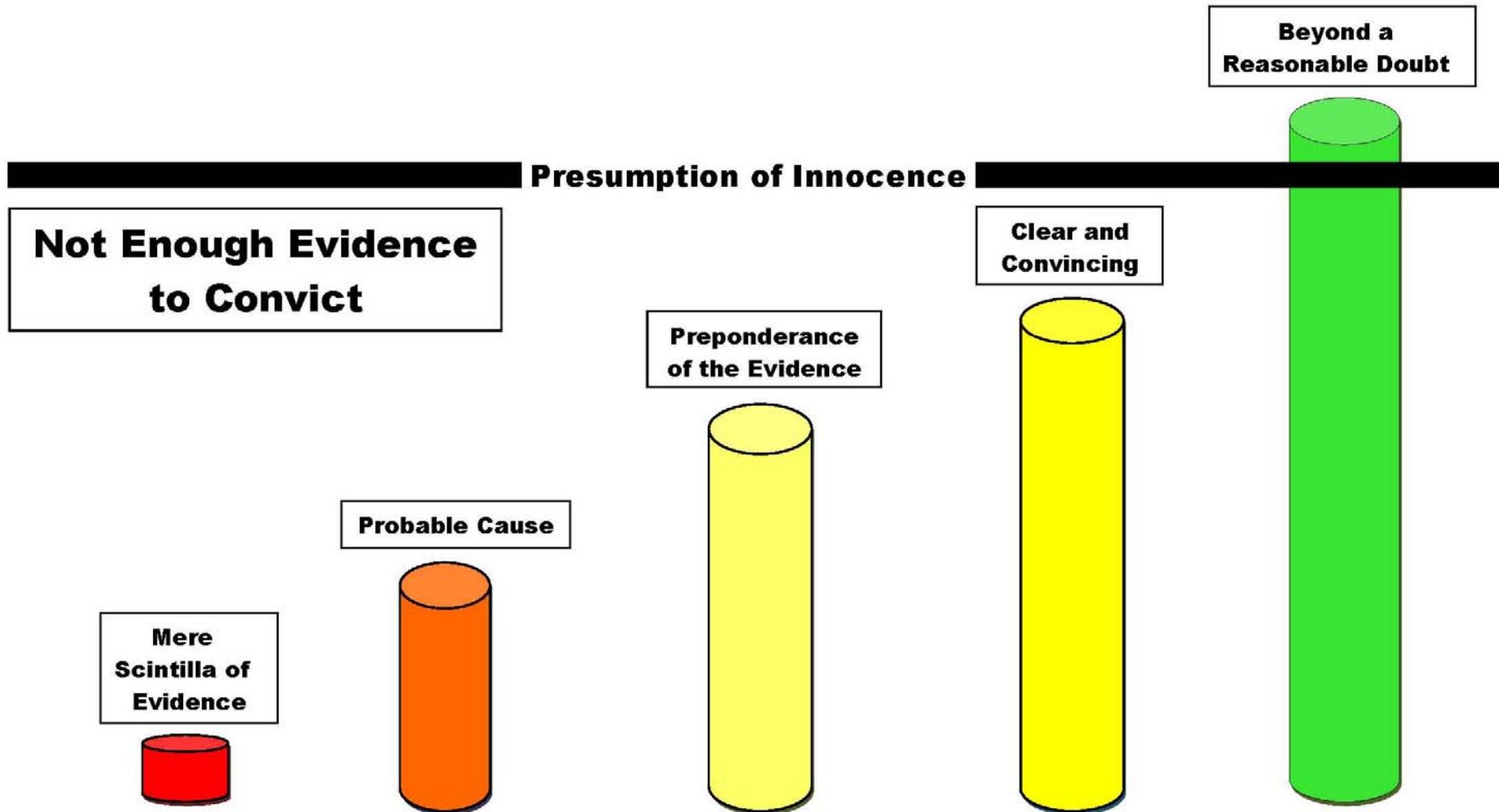
Clear and  
Convincing



N  
O  
T  
E  
N  
O  
U  
G  
H  
!

Copyright 2010 Niemoczynski

# Standards of Proof



# Standards of Proof

**Only Proof Beyond  
a Reasonable  
Doubt is Enough to**

**Presumption of Innocence**

**Not Enough Evidence**

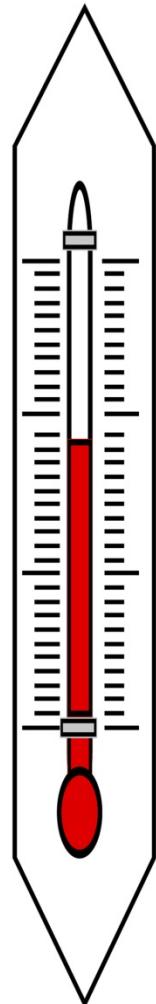
**Preponderance  
of the  
Evidence**

**Clear and  
Convincing**

**Probable  
Cause**

**Mere  
Scintilla of**





## D e g r e e s   o f   G u i l t

**Guilty, beyond a reasonable doubt..... GUILTY**

**Guilt is highly likely**

**Guilt is likely**

**I think he is probably guilty**

**I think he is possibly guilty**

**I suspect that he may be guilty**

**Perhaps he is guilty**

**I don't really know if he is guilty or not**

**He may not be guilty**

**I think it is possible that he is not guilty**

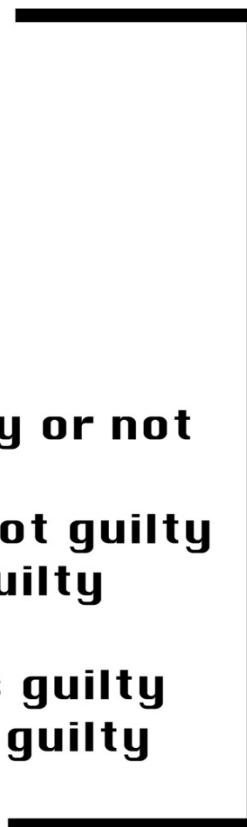
**I think it is unlikely that he is guilty**

**I think he is probably not guilty**

**I think it is less than likely he is guilty**

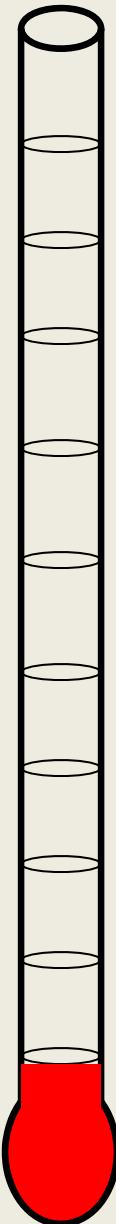
**I think it is highly unlikely he is guilty**

**He was proven not guilty**



**NOT  
GUILTY**

# Degrees of Guilt



- Definitely guilty, beyond a reasonable doubt
- Guilt is highly likely
- Guilt is likely
- I think he is probably guilty
- I think he is possibly guilty
- I suspect that he may be guilty
- Perhaps he is guilty
- I don't really know if he is guilty or not
- He may not be guilty
- I think it is possible he is not guilty
- I think it is unlikely he is guilty
- I think he probably is not guilty
- I think it is less than likely he is guilty
- I think it is highly unlikely he is guilty
- He was proven not guilty

**GUILTY**

**NOT  
GUILTY**



# Degrees of Guilt

- Definitely guilty, beyond a reasonable doubt
- Guilt is highly likely
- Guilt is likely
- I think he is probably guilty
- I think he is possible guilty
- I suspect that he may be guilty
- Perhaps he is guilty
- I don't really know if he is guilty or not
- He may not be guilty
- I think it is possible he is not guilty
- I think it is unlikely he is guilty
- I think he probably is not guilty
- I think it is less than likely he is guilty
- I think it is highly unlikely he is guilty
- He was proven not guilty

**GUilty**

**NOT  
GUilty**

# Presumption of Innocence

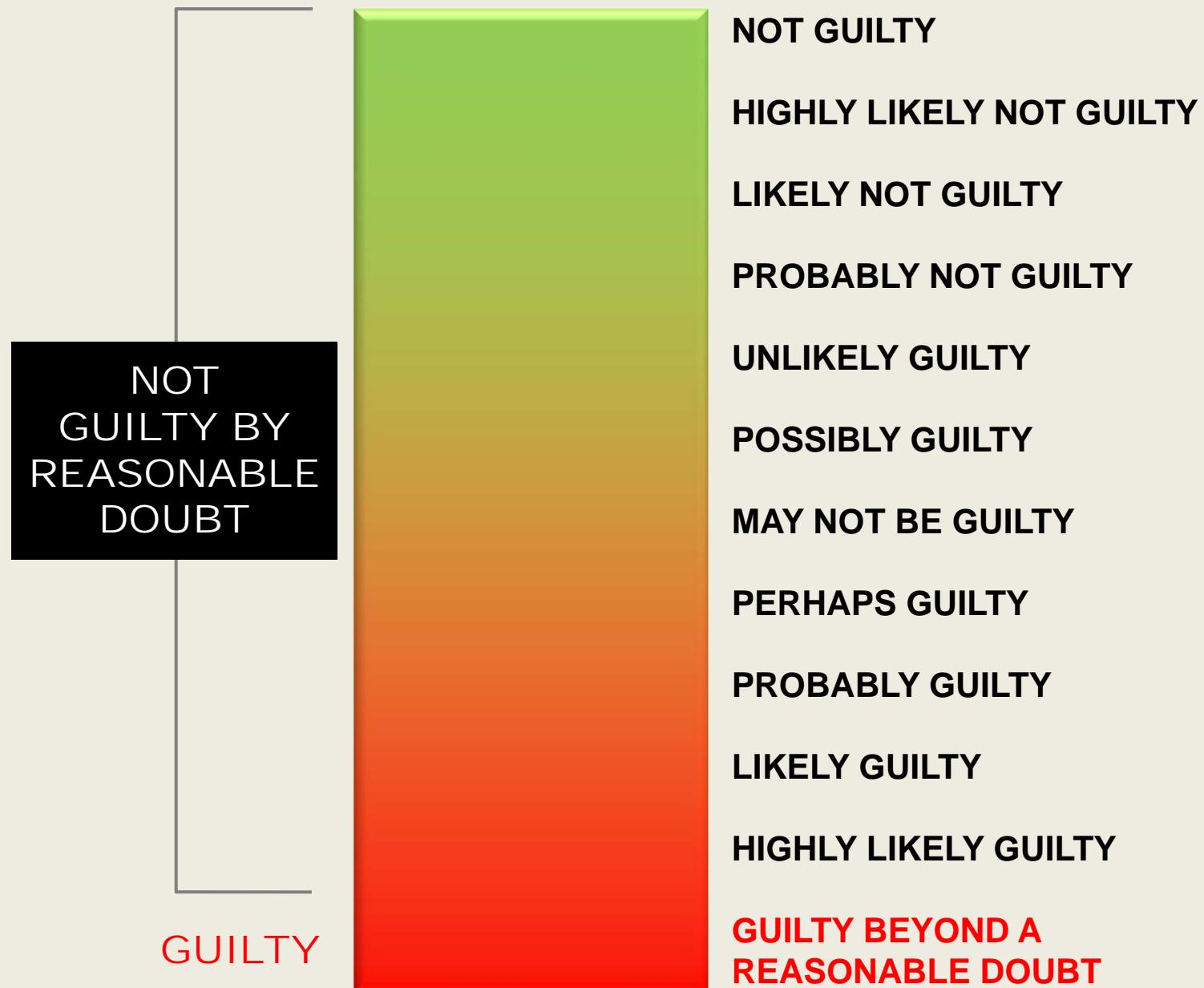
## Reasonable Doubt

### Burden of Proof

|                   |                                                                                             |
|-------------------|---------------------------------------------------------------------------------------------|
| <b>Guilty</b>     | <ul style="list-style-type: none"><li>- Proven Beyond a Reasonable Doubt</li></ul>          |
| <b>Not Guilty</b> | <ul style="list-style-type: none"><li>- Probably Guilty</li><li>- Possibly Guilty</li></ul> |
|                   | <ul style="list-style-type: none"><li>- Maybe Guilty</li><li>- Likely Guilty</li></ul>      |
|                   | <ul style="list-style-type: none"><li>- Unlikely Guilty</li><li>- Not Guilty</li></ul>      |

# BURDEN OF PROOF

---



# Burden of Proof

**GUILTY**

**NOT  
GUILTY**



← **GUILTY BEYOND A  
REASONABLE DOUBT**

← **GUILT HIGHLY LIKELY**

← **GUILT LIKELY**

← **PROBABLY GUILTY**

← **POSSIBLY GUILTY**

← **SUSPECTED**

← **PERHAPS**

← **MAY NOT BE**

← **POSSIBLY NOT**

← **UNLIKELY**

← **PROBABLY NOT**

← **LESS THAN LIKELY**

← **HIGHLY UNLIKELY**

← **PROVEN NOT GUILTY**

# BURDEN OF PROOF



# BURDEN OF PROOF

