**T.P.I.-- CRIM. 6.10**

**[INFLUENCING] [ATTEMPTING TO INFLUENCE] A**

**DOMESTIC ASSAULT WITNESS**

Any person who *[influences] [attempts to influence]* a *[prospective]* domestic assault witness is guilty of a crime.

For you to find the defendant guilty of this offense, the state must have proven beyond a reasonable doubt the existence of the following essential elements:

(1) that the defendant was *[a defendant] [a person acting at the direction of the defendant]* in a criminal case involving domestic assault pursuant to Tenn. Code Ann. § 39-13-111;

and

(2) that *[he] [she]* intentionally *[influenced] [attempted to influence]* \_\_\_\_\_\_\_\_\_\_\_\_\_, a witness in an official proceeding by means of persuasion to

(a) testify falsely

(b) withhold any *[truthful testimony] [information] [document] [evidence]*

(c) elude legal process summoning the witness to *[testify] [supply evidence]* or

(d) be absent from an official proceeding to which \_\_\_\_\_\_\_ had been legally summoned;

and

(3) that the means of persuasion was not coercion.

"Coercion" means a threat, however communicated, to commit any offense, wrongfully accuse any person of any offense, expose any person to hatred, contempt or ridicule, harm the credit or business repute of any person, take or withhold action as a public servant or cause a public servant to take or withhold action.

"Official proceeding" means any type of administrative, executive, legislative or judicial proceeding that may be conducted before a public servant authorized by law to take statements under oath.

"Intentional" means that a person acts intentionally with respect to the nature of the conduct or to a result of the conduct when it is the person's conscious objective or desire to engage in the conduct or cause the result.