

## CORROBORATION OF UNSWORN WITNESS<sup>1</sup>

(*Specify*) did not testify under oath and therefore gave unsworn testimony.<sup>2</sup>

Under our law, a defendant may not be convicted of an offense solely upon unsworn testimony.

Therefore, before you may convict the defendant upon the testimony of (*specify*) you must find that his/her testimony is truthful and accurate *and* that it is supported by other evidence which:

tends to establish that the offense was in fact committed; and

tends to connect the defendant with the commission of the offense.

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<sup>1</sup> CPL 60.20(3).

<sup>2</sup> *People v. Groff*, 71 N.Y.2d 101, 108 (1987).