

## CRIMINAL LAW

REQUIREMENTS: ACT + INTENT + RESULT = CRIME – DEFENSES (AIRCOC)

Abbreviation key: A. = Amendment; Art. = Article

## ACT (ACTUS REUS)

1. **Definitions:** A voluntary act
2. Actus reus is satisfied by either:
  - A. **Volitional act**
    - i. Thoughts alone are insufficient to establish the actus reus element
    - (a) Some kind of action in addition to thoughts is required for a valid criminal prosecution
    - (b) A legislature cannot criminalize thoughts that it disagrees with [R.A.V. v. City of St. Paul]
    - (c) Thoughts plus an overt act or substantial step toward a crime can constitute an attempt crime; historically, attempt crimes were treated as misdemeanors; however, modernly, attempt crimes are classified as felonies
  - ii. Once an act is established, thoughts can be used by the prosecution as evidence of motive or intent
  - (a) The punishment for a battery offense can be enhanced because of the defendant's biased motive of selecting the victim on account of the victim's race [M.L.S. Mitchell]
- B. An **omission to act** where there is a legal duty to act

## OMISSION

1. Legal duty to act created by:
  - A. Statute
    - i. Good Samaritan statutes mandate a duty to assist if one can assist without causing danger or peril to any persons; violation of a Good Samaritan statute typically constitutes a misdemeanor offense with a fine as punishment
  - B. Contract
    - i. A contract with a nursing home or private party to provide care; failure to provide the food and medical care that was contractually agreed on can establish the actus reus element necessary to prosecute the caregiver whose omission to act caused the death of a patient [Commonwealth v. Pettibone]
    - C. Voluntary assumption of care and seclusion
    - D. Special relationship
      - i. A parent-child relationship creates a duty to provide food, shelter, and protection for the child; a parent's failure to protect a child from physical abuse can establish the actus reus element necessary to prosecute the parent, even if the parent did not do any of the physical abuse, based on the parent's omission to affirmatively act to protect the child [Commonwealth v. Howard]
      - iii. A stranger does not have a duty to protect a child from physical abuse unless specifically required by a state statute
  - E. Wrongful creation of peril
- NOTE:** Failure to act where there is no duty to act does not create criminal liability

## VOLUNTARINESS OF ACTS

1. Defenses to the actus reus element
  - A. **Involuntary**
    - i. Individual is drunk inside a private home and the police come into the home and forcibly carry the individual out to the street and charge the individual with drunkenness in public; the defense of involuntariness is valid [Martin v. State]
  - B. **Reflexive**
  - C. **Unconscious**
    - i. One who becomes unconscious and causes harm due to a sudden unexpected medical condition will have a valid defense that his/her act was involuntary and does not satisfy the requisite actus reus element, making the harm caused noncriminal; a sudden seizure, heart attack, stroke, or other disabling attack would qualify in this category [State v. Decina]
    - ii. However, when an individual becomes unconscious due to a known medical condition, the involuntary defense may be invalid, as the disregard of the known risk of the possible unconsciousness negates the concept of the unconsciousness being involuntary; an epileptic with a known history of seizures who takes the risk of driving, becomes unconscious, and causes harm would not have the benefit of the involuntary defense [State v. Decina]
    - iii. Unconsciousness due to voluntary intoxication is not a valid defense that the act that caused harm was involuntary; a drunk driver who becomes unconscious behind the wheel of a car cannot benefit from the involuntary defense and is still criminally responsible for the harm caused by the reckless disregard of the consequences of the act of driving while intoxicated [State v. Decina]
    - D. **Involuntarily intoxicated**
    - E. **Asleep** (i.e., sleepwalking)
    - F. **Convulsive** (i.e., epileptic)
- NOTE:** Not every act in the criminal transaction must be voluntary, but the crime must include a voluntary act to satisfy actus reus

## INTENT (MENS REA)

## SPECIFIC INTENT

1. Common law jurisdictions draw a distinction between specific and general intent crimes; Model Penal Code (MPC) jurisdictions do not
2. **Requirements**
  - i. Requires the doing of an act and doing it with specific intent to cause the social harm
  - ii. Must have the general intent to do the act,
  - iii. Must have the specific intent to achieve the consequences of the crime, and
  - iii. The actus reus and the specific intent must occur at the same time
  - (a) The requisite mens rea for 1st degree murder requires proof of a "specific intent to kill" (premeditated and deliberate killing of a human being), weighing the consequences, and specifically intending death
3. **Defenses to specific intent**
  - A. **Voluntary intoxication** is allowed in most states as a defense to a specific intent crime wherein the defendant's intoxication prevented the formation of the requisite specific intent needed to commit the crime (i.e., unable to intend the consequences of his/her actions); however, although voluntary intoxication may work to defend against a specific intent crime, it might not negate all criminal liability and other related general intent crimes could be validly charged
  - i. If a defendant asserts voluntary intoxication to defend against the specific intent element of premeditation and deliberation in a 1st degree murder charge, a voluntary intoxication defense may not protect the same defendant against the lesser offense of 2nd degree murder that requires only general intent
  - ii. Voluntary intoxication defenses are generally disfavored
  - iii. States are not required to recognize the defense of voluntary intoxication, and it is constitutionally valid to instead ban the defense of voluntary intoxication entirely, which some states have done [M.L.S. Egdloff]
  - B. **Involuntary intoxication** is accepted as a valid defense to mens rea
  - C. **Mistake of fact:** Even if the mistake is unreasonable, if in good faith, is a defense to mens rea
  - D. **Mistake of law:** a small category of criminal statutes that require, as an element of the crime, proof that the defendant knew the law prior to violating it (i.e., the defendant acted with knowledge that his conduct was unlawful)
    - i. Knowledge of law element found only in complex criminal codes (tax code, immigration law, regulatory laws, etc.)
    - ii. Even if it is unreasonable that defendant did not know the law, the defense can work if defendant was acting in good faith
4. **Examples of common law specific intent crimes**
  - A. 1st degree murder (premeditated and deliberate)
  - B. Attempt
  - C. Solicitation
  - D. Conspiracy
  - E. Assault
  - F. Robbery and larceny
    - i. Proof of "conditional" intent to harm satisfies statutory requirement [Hoffman v. U.S.]
  - G. Forgery
  - H. False pretenses
  - i. Statutory language must include "intent to defraud" [Bates v. U.S.]
1. **Embezzlement**

## GENERAL INTENT

1. **Requirements**
  - A. All crimes require general intent
  - B. The general intent must occur at the same time as the actus reus
2. **Defenses**
  - A. **Mistake of fact** must be honest and reasonable but cannot be a legal or moral wrong
    - i. **Legal wrong—moral wrong exception:** Assuming the reasonable mistake, if the defendant's act would still be illegal or immoral, the mistake of fact defense is invalid because the defendant knew he was committing a wrong, just a different wrong
  - B. **Involuntary intoxication** is a defense, but voluntary intoxication is not a defense
3. **Examples of common law general intent crimes**
  - A. Rape
  - B. Battery
  - C. Involuntary manslaughter
4. **Transferred intent**
  - A. When the defendant intends a harmful result to Victim A and, in trying to carry out that intent, causes a harmful result to Victim B
    - i. Some courts apply transferred intent both to a completed crime and to an attempted crime
    - (a) Defendant A may be convicted of attempted murder of intended Victim B, who was not hit, and intentional murder of unintended Victim C [People v. Scott]
    - (b) Transferred intent also applied to affirm the 1st degree murder convictions where both the unintended victim and intended were killed [Lynch v. U.S.]
    - ii. Some courts do not apply transferred intent to attempted crimes
    - (a) If Defendant A shoots to kill Victim B, wounding B and Victim C, Defendant A may be charged with attempted murder of B but not C [People v. Cozzano; Bell v. State]
5. **Model Penal Code (MPC)**

# Middle School Study Guide For Criminal Law

**Peterson's**



## **Middle School Study Guide For Criminal Law:**

## Whispering the Strategies of Language: An Psychological Journey through **Middle School Study Guide For Criminal Law**

In a digitally-driven earth wherever displays reign supreme and quick interaction drowns out the subtleties of language, the profound techniques and emotional nuances concealed within words often go unheard. However, nestled within the pages of **Middle School Study Guide For Criminal Law** a fascinating fictional treasure pulsating with natural feelings, lies an exceptional journey waiting to be undertaken. Written by a talented wordsmith, this wonderful opus invites readers on an introspective journey, lightly unraveling the veiled truths and profound influence resonating within ab muscles material of each word. Within the mental depths of this emotional evaluation, we can embark upon a heartfelt exploration of the book is key themes, dissect their fascinating publishing model, and fail to the effective resonance it evokes strong within the recesses of readers hearts.

<http://nevis.hu/files/virtual-library/fetch.php/new%20holland%20baler%20740a%20manual.pdf>

### **Table of Contents Middle School Study Guide For Criminal Law**

1. Understanding the eBook Middle School Study Guide For Criminal Law
  - The Rise of Digital Reading Middle School Study Guide For Criminal Law
  - Advantages of eBooks Over Traditional Books
2. Identifying Middle School Study Guide For Criminal Law
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Middle School Study Guide For Criminal Law
  - User-Friendly Interface
4. Exploring eBook Recommendations from Middle School Study Guide For Criminal Law
  - Personalized Recommendations

- Middle School Study Guide For Criminal Law User Reviews and Ratings
- Middle School Study Guide For Criminal Law and Bestseller Lists
- 5. Accessing Middle School Study Guide For Criminal Law Free and Paid eBooks
  - Middle School Study Guide For Criminal Law Public Domain eBooks
  - Middle School Study Guide For Criminal Law eBook Subscription Services
  - Middle School Study Guide For Criminal Law Budget-Friendly Options
- 6. Navigating Middle School Study Guide For Criminal Law eBook Formats
  - ePub, PDF, MOBI, and More
  - Middle School Study Guide For Criminal Law Compatibility with Devices
  - Middle School Study Guide For Criminal Law Enhanced eBook Features
- 7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Middle School Study Guide For Criminal Law
  - Highlighting and Note-Taking Middle School Study Guide For Criminal Law
  - Interactive Elements Middle School Study Guide For Criminal Law
- 8. Staying Engaged with Middle School Study Guide For Criminal Law
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Middle School Study Guide For Criminal Law
- 9. Balancing eBooks and Physical Books Middle School Study Guide For Criminal Law
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Middle School Study Guide For Criminal Law
- 10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
- 11. Cultivating a Reading Routine Middle School Study Guide For Criminal Law
  - Setting Reading Goals Middle School Study Guide For Criminal Law
  - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Middle School Study Guide For Criminal Law
  - Fact-Checking eBook Content of Middle School Study Guide For Criminal Law

- Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
  - Utilizing eBooks for Skill Development
  - Exploring Educational eBooks
- 14. Embracing eBook Trends
  - Integration of Multimedia Elements
  - Interactive and Gamified eBooks

### **Middle School Study Guide For Criminal Law Introduction**

In today's digital age, the availability of Middle School Study Guide For Criminal Law books and manuals for download has revolutionized the way we access information. Gone are the days of physically flipping through pages and carrying heavy textbooks or manuals. With just a few clicks, we can now access a wealth of knowledge from the comfort of our own homes or on the go. This article will explore the advantages of Middle School Study Guide For Criminal Law books and manuals for download, along with some popular platforms that offer these resources. One of the significant advantages of Middle School Study Guide For Criminal Law books and manuals for download is the cost-saving aspect. Traditional books and manuals can be costly, especially if you need to purchase several of them for educational or professional purposes. By accessing Middle School Study Guide For Criminal Law versions, you eliminate the need to spend money on physical copies. This not only saves you money but also reduces the environmental impact associated with book production and transportation.

Furthermore, Middle School Study Guide For Criminal Law books and manuals for download are incredibly convenient. With just a computer or smartphone and an internet connection, you can access a vast library of resources on any subject imaginable. Whether you're a student looking for textbooks, a professional seeking industry-specific manuals, or someone interested in self-improvement, these digital resources provide an efficient and accessible means of acquiring knowledge. Moreover, PDF books and manuals offer a range of benefits compared to other digital formats. PDF files are designed to retain their formatting regardless of the device used to open them. This ensures that the content appears exactly as intended by the author, with no loss of formatting or missing graphics. Additionally, PDF files can be easily annotated, bookmarked, and searched for specific terms, making them highly practical for studying or referencing. When it comes to accessing Middle School Study Guide For Criminal Law books and manuals, several platforms offer an extensive collection of resources. One such platform is Project Gutenberg, a nonprofit organization that provides over 60,000 free eBooks. These books are primarily in the public domain, meaning they can be freely distributed and downloaded. Project Gutenberg offers a wide range of classic literature, making it an excellent resource for literature enthusiasts. Another popular platform for Middle

School Study Guide For Criminal Law books and manuals is Open Library. Open Library is an initiative of the Internet Archive, a non-profit organization dedicated to digitizing cultural artifacts and making them accessible to the public. Open Library hosts millions of books, including both public domain works and contemporary titles. It also allows users to borrow digital copies of certain books for a limited period, similar to a library lending system. Additionally, many universities and educational institutions have their own digital libraries that provide free access to PDF books and manuals. These libraries often offer academic texts, research papers, and technical manuals, making them invaluable resources for students and researchers. Some notable examples include MIT OpenCourseWare, which offers free access to course materials from the Massachusetts Institute of Technology, and the Digital Public Library of America, which provides a vast collection of digitized books and historical documents. In conclusion, Middle School Study Guide For Criminal Law books and manuals for download have transformed the way we access information. They provide a cost-effective and convenient means of acquiring knowledge, offering the ability to access a vast library of resources at our fingertips. With platforms like Project Gutenberg, Open Library, and various digital libraries offered by educational institutions, we have access to an ever-expanding collection of books and manuals. Whether for educational, professional, or personal purposes, these digital resources serve as valuable tools for continuous learning and self-improvement. So why not take advantage of the vast world of Middle School Study Guide For Criminal Law books and manuals for download and embark on your journey of knowledge?

### **FAQs About Middle School Study Guide For Criminal Law Books**

How do I know which eBook platform is the best for me? Finding the best eBook platform depends on your reading preferences and device compatibility. Research different platforms, read user reviews, and explore their features before making a choice. Are free eBooks of good quality? Yes, many reputable platforms offer high-quality free eBooks, including classics and public domain works. However, make sure to verify the source to ensure the eBook credibility. Can I read eBooks without an eReader? Absolutely! Most eBook platforms offer web-based readers or mobile apps that allow you to read eBooks on your computer, tablet, or smartphone. How do I avoid digital eye strain while reading eBooks? To prevent digital eye strain, take regular breaks, adjust the font size and background color, and ensure proper lighting while reading eBooks. What the advantage of interactive eBooks? Interactive eBooks incorporate multimedia elements, quizzes, and activities, enhancing the reader engagement and providing a more immersive learning experience. Middle School Study Guide For Criminal Law is one of the best book in our library for free trial. We provide copy of Middle School Study Guide For Criminal Law in digital format, so the resources that you find are reliable. There are also many Ebooks of related with Middle School Study Guide For Criminal Law. Where to download Middle School Study Guide For Criminal Law online for free? Are you

looking for Middle School Study Guide For Criminal Law PDF? This is definitely going to save you time and cash in something you should think about.

**Find Middle School Study Guide For Criminal Law :**

~~new holland baler 740a manual~~

*new american framework 2*

new britain ct volume iii

new allis chalmers 45 motor grader parts manual

**new holland 660 round baler service manual**

**new holland 85 repair manual**

new american knits classic sportswear patterns

**new england mockingbirds songretreat to lovemountaintopsea escape inspirational romance collection**

*new holland ls150 manual*

*new economics novels*

new holland baler 271 repair service manual

**new holland tj275 tractor master illustrated parts list manual book**

**new hermes vanguard 5000 engraver manual**

new haven county ct street atlas

new cpt codes for 2014

**Middle School Study Guide For Criminal Law :**

UNIT: "FLOWERS FOR ALGERNON" 2 This plan uses the short story version commonly anthologized in grade 8 textbooks. The novel contains sensitive material. Page 2. English Language Arts, Grade ... Flowers for Algernon Unit Plan 'Flowers for Algernon' is a short story by Daniel Keyes about an intellectually disabled man who undergoes medical treatment to become smarter. This unit plan ... Flowers for algernon unit This is an extremely thorough, full 2-week (12 days!) unit for the short story version of " Flowers for Algernon " by Daniel Keyes. Search | BetterLesson Coaching Interdisciplinary Unit: Building ELA Skills Through Historical Documents. Big Idea ... Precursor to "Flowers for Algernon". 8th Grade ELA. » Unit: "Flowers For ... Flowers for Algernon Unit goal: Students read literary and informational texts about knowledge and intelligence to understand what happens when humans try to manipulate the minds of ... Daniel Keyes Lesson plans for Flowers for



Algernon Includes pre-reading questions, text-dependent questions and suggested evidence-based answers, academic vocabulary, a culminating writing task with prompt and ... Flowers for Algernon This is a description for teachers about the big ideas and key understanding that students should take away after completing this task. Big Ideas and Key ... Of Mice and Men: Interdisciplinary Unit. Revised: Beck ... This unit deals with the story "Flowers for Algernon"- by Daniel Keyes. As background for reading the short story, we will -discussa Idtele=of'intelligence ... RI.8.2 | English / Language Arts Flowers for Algernon: Building Background/Rorschach Testing. 8th Grade ELA ... Interdisciplinary Unit: Building ELA Skills Through Historical Documents. Big ... Be AES Amazing Be AES Amazing - Week 39 and Happy Summer! by Cynthia Housianitis-Johnston | This newsletter was created with Smore, an online tool for creating beautiful ... The Icebound Land (Ranger's Apprentice, Book 3) Kidnapped and taken to a frozen land after the fierce battle with Lord Morgarath, Will and Evanlyn are bound for Skandia as captives aboard a fearsome ... The Icebound Land The Icebound Land is the third book in the Ranger's Apprentice book series written by Australian author John Flanagan. The book was released on 30 November ... The Icebound Land (Ranger's Apprentice, #3) ... Kidnapped after the fierce battle with Lord Morgarath, Will and Evanlyn are bound for Skandia as captives aboard a fearsome wolfship. The Icebound Land | Flanagan Wiki - Fandom Kidnapped and taken to a frozen land after the fierce battle with Lord Morgarath, Will and Evanlyn are bound for Skandia as captives. The Icebound Land — "Ranger's Apprentice" - Books A dark knight captures two friends and their friends try to make a daring rescue. The Icebound Land - Flip PDF Looking for The Icebound Land? Just check 579 flip PDFs. Like The Icebound Land? Share and download The Icebound Land for free. Ranger's Apprentice #03, The Icebound Land - PB Kidnapped after the fierce battle with Lord Morgarath, Will and Evanlyn are bound for Skandia as captives aboard a fearsome wolfship. Ages 12 and up. The Icebound Land (Ranger's Apprentice #3): John Flanagan The icebound land follows on from the burning bridge with Will and Evanlyn taken by the Skandians and across the ocean to Skandia where they will be turned into ... The Icebound Land: John Flanagan Kidnapped after the fierce battle with Lord Morgarath, Will and Evanlyn are bound for Skandia as captives aboard a fearsome wolfship. Halt has sworn to rescue ... Rangers Apprentice - Book 3: The Icebound Land - Chapter 1 Systems Understanding Aid by Alvin A. Arens... ... - Amazon Systems Understanding Aid by Alvin A. Arens and D. Dewey Ward. (Armond Dalton Publishers INC,2012) [Paperback] 8th Edition [Alvin Ward] on Amazon.com. Systems Understanding Aid by Alvin A. Arens and D.... by AA Systems Understanding Aid by Alvin A. Arens and D. Dewey Ward 8th (eighth) Edition [Paperback(2012)] [AA] on Amazon.com. \*FREE\* shipping on qualifying ... Systems Understanding Aid A comprehensive manual accounting practice set that includes flowcharts, documents and internal controls. Uses a hands-on approach to help students understand ... Systems Understanding Aid | Rent - Chegg Systems Understanding Aid8th edition ; Full Title: Systems Understanding Aid ; Edition: 8th edition ; ISBN-13: 978-0912503387 ; Format: Paperback/softback. solutions systems understanding aid 8th edition (PDF) May 16, 2023 — This is just one of the solutions for you to be successful. As

understood, completion does not recommend that you have fabulous points ... Any tips for working through Systems Understanding Aid ... It took me a while to start, but the biggest piece of advice I can give you is learn what the flow charts mean and become familiar with them. Full completion of Systems Understanding Aid 8th edition ... Sep 19, 2016 — After the Systems Understanding Aid (SUA) is completed and graded, the SUA is yours to keep and use for future reference. You should mark up ... Textbook Bundles Systems Understanding Aid 10th Edition (2020) Arens and Ward (More info) ... 8th Edition (2016) Arens, Ward and Latham (More info) ». ISBN# 978-0-912503-60-8. Systems Understanding Aid 8th Edition - Ledgers Sep 15, 2016 — View Homework Help - Systems Understanding Aid 8th Edition -Ledgers from ACC 180 at Asheville-Buncombe Technical Community College.