

Substantive Crimes

Directions: Use notes and the PPT to answer the following questions. Was a crime committed?

(Hint: the *charge* in line E is correct for the related event. Don't change it to a different crime.)

1. Steve wants to kill Nancy. Then, he changes his mind and forgets all about it. A month later, he accidentally drives his car into her while she crossed a busy street and kills her.
 - a. What was Steve's act?
 - b. What was Steve's intent?
 - c. Is there concurrence?
 - d. Causation- did Steve's act have a harmful result?
 - e. Will Steve be charged with murder?

2. Marge plans to kill Homer. She bought rat poison and put it into his donut. As he reaches for the donut, Homer slipped, hit his head, and died.
 - a. What was Marge's act?
 - b. What was Marge's intent?
 - c. Is there concurrence?
 - d. Causation- did Marge's act have a harmful result?
 - e. Will Marge be charged with murder?

3. Marcos and his friends, Tim and Jill, were having beer together at a local bar. When Tim went to the jukebox to play more music, Marcos asked Jill to dance. Tim became jealous, punched Marcos in the face, and broke his nose.
 - a. What was Tim's act?
 - b. What was Tim's intent?
 - c. Is there concurrence?
 - d. Causation- did Tim's act have a harmful result?
 - e. Will Tim be charged with battery?

4. Susan was shopping at her favorite store. She saw a sweater she liked, stuffed it into her book bag, and ran out of the store. A security guard caught her.
 - a. What was Susan's act?
 - b. What was Susan's intent?
 - c. Is there concurrence?
 - d. Causation- did Susan's act have a harmful result?
 - e. Will Susan be charged with shoplifting?

5. Roger holds Sarah at gun-point on a rooftop. Roger tells Sarah that she must shoot and kill John. Sarah pleads with Roger to let her go and that she does not want to kill John. Roger tells Sarah that unless she successfully shoots and kills John, he will kill Sarah and her entire family. Roger has a violent reputation and Sarah has no reason to believe that Roger will not follow through with his threat. Roger identifies John walking on the other side of the street below and tells Sarah to take the shot. Fearing for the safety of her family and herself, Sarah takes careful aim at John, gauges the wind and change in elevation, and fires a precise shot penetrating John's heart.
 - a. What was Sarah's act?
 - b. What was Sarah's intent?
 - c. Is there concurrence?
 - d. Causation- did Sarah's act have a harmful result?
 - e. Will Sarah be charged with murder?