

Question I
1 Hour

One night Anna encountered two strangers, Baily and Donna, on the sidewalk while walking her trained attack dog, Clo. Baily and Donna were arguing and yelling profanities, when Anna observed Baily lift a silver firearm, point it directly at Donna's face, and yell, "O.K.! That's it! You're going to get it now!" Anna, fearing that Donna was going to get shot, unleashed Clo and commanded her to attack Baily. Clo immediately leaped onto Baily's arm and ripped it clean from his body, causing him to bleed to death within minutes.

The firearm was actually a water pistol and Baily and Donna were just playing. Donna was so perplexed at what had just happened, she yelled out at Anna in anger and shock, "I am going to do to you what you did to poor Baily." Scared, Anna turned and ran to the first house she came across, while Clo ran the opposite direction. Anna burst through the living room door of Freddie and Eddy, yelling, "Help! I just killed someone!" Not particularly surprised by Anna's presence, both remained seated on the couch and threw items, such as the remote, magazines, ashtrays and glasses at Anna while yelling for her to leave. Anna quickly pivoted and ran back out onto the sidewalk and ran squarely into Donna, who had been on her trail. Anna ran off while Donna lay flat on the sidewalk.

Frustrated at all of the recent acts of violence and break-ins in the neighborhood, Freddie and Eddy agreed to drag the intruder back into the house and kill her to send a strong message that this behavior will not be tolerated. Thinking that Donna was the intruder (Anna), they forcibly drug her into the house. Eddy retrieved his firearm and Freddie encouraged him to shoot Donna, but the gun continued to misfire and Donna was able to escape.

What crime or crimes have been committed by the parties, if any? Please answer at common and modern law.

Question 2
1 Hour

Raul and Spike were childhood friends who vowed that when they grew up they would someday strike it rich and never have to work an 8 to 5 job like their parents. After high school and flunking out of college, Raul came up with a plan that he and Spike could get rich quick by getting money, investing it, and returning the original amount taken. Spike liked this plan as long as no one would get hurt.

One night, Raul and Spike elicited Tina, a local cowgirl, to go with them to stake out the security rotation at the local Bank of Cowafornia. After learning that the bank was unattended between 1 and 5 a.m., Raul and Spike decided to crash into the side employee entrance at 2 a.m., blow open the safe and grab as much cash that they could carry and have Tina drive them to her ranch down the street.

Raul and Spike told Tina that this was all being done as an undercover anti-theft exercise for which they had been hired by the bank to train security. She went along with the plan with some trepidation.

Equipped with dynamite, Raul entered the bank after Spike broke open the side door. They were greeted by Uva, the security guard. Unbeknownst to the bank, Uva had been living in the vault after being evicted from a Mental Hospital for not taking his prescribed anti-psychotic medication and was extremely delusional.

Surprised to encounter Uva, Raul threw down the dynamite and yelled, "Let's get out of here." He ran to Tina's waiting car. Spike stayed behind and asked Uva if he wanted to get rich. Uva agreed as long as he could live on Mars. As the two began to gather money, the dynamite unexpectedly exploded killing Spike.

Raul told Tina the truth after consuming a liter of tequila. She demanded that he leave. On his way out he stumbled into the chicken coop cage and grabbed a few eggs for breakfast the next morning.

What crime or crimes have been committed by the parties, if any? Answer at Common and modern law.