

Criminal Law-Prof. Pozzi
2015 Fall Midterm Outline/ Question One

People v. Clo

1. False Pretenses-\$300.00
2. Homicide of Betty
 - Felony Murder? (What is underlying felony?)
 - M.L. vs. C.L.-inherently dangerous in the abstract?
 - Mitigate to Involuntary Manslaughter
 - Criminal negligence?
 - Misdemeanor manslaughter?
3. Burglary-Adam's Bedroom
 - Breaking?
 - Felony therein?
 - dwelling house?
4. Larceny-Money from each purse
 - Does putting money back exculpate her from crime?
5. Larceny of envelope containing \$1,000
 - Claim of right defense?
6. Burglary of Cowabungas
 - M.L. v. C.L.
7. False Pretense- \$300.000 from Donnatella.
8. Assault/battery- David

People v. ACE

1. Burglary of Charles home
 - felony therein upon the entry? Battery?
 - breaking?
2. Burglary-of Charles bedroom
 - Intent to commit a felony? Murder/Voluntary Manslaughter/Mayhem/assault/Battery?
3. Attempted Murder/Voluntary manslaughter/Mayhem/Assault/Battery of Charles
 - factual vs. legal impossibility?

4. Mayhem vs. Malicious Mischief of Bobbi's prosthetic leg

5. Murder vs. Voluntary Manslaughter of Charles

6. Burglary of Charles attached garage
 - felony therein?
7. Malicious mischief-kicked in door to garage belong to Charles

8. Larceny- gas can and gas belong to Charles
 - intent to permanently deprive?
9. Burglary- entering Charles house to "conceal the crime"
 - breaking?
 - felony therein? Arson vs. Malicious mischief?

10. Arson- Charles house
 - House burning state of mind (malice)?
11. Mayhem/ assault/Battery- on Bobbi?
 - duty owed as wife and/or placing her in a place of danger
12. Larceny-knife from kitchen belonging to Charles
 - intent to permanently deprive?
 - treat property in such a way to render it's return improbable or impossible?
 - tantamount to intent to permanently deprive (5 pt. bonus)