

Question One – One Hour

Zoe and Josh were driving in the country when they saw two horses in a field. Zoe grabbed some apples from a nearby tree and held one out to the animals as they approached. Josh picked a few apples up from the ground and put them in his pocket. Dan came out of the barn and walked across the field to the couple. He asked if they'd like to ride the horses and told them the field was theirs if they paid him \$25 each to ride. Josh handed over the payment and Dan helped the two onto the horses, then left. While they were riding, Trevor, confronted the couple on his all terrain vehicle (ATV), and ordered them off his horses and land. Josh got off and approached Trevor to explain, but Zoe's horse reared up and took off. Josh knocked Trevor to the ground and took off after Zoe on the ATV. Trevor pulled a pistol from his boot and fired, hitting Josh in the leg as he drove off.

Josh found Zoe and the two drove to the hospital on the ATV, leaving the horse unattended by the side of the road. Trevor went to the barn, where he moved after his wife threw him out, to call for help. The deadbolt was broken and Trevor found Dan, who he'd never seen before, going through his desk drawers. Dan was emailing Trevor's financial records to himself. Trevor pointed his gun at Dan and told him to leave. Dan did so, throwing his marijuana cigarette into the hay as he left. The police arrived as the barn began to burn, and arrested Dan. The ATV was recovered at the hospital with the key in the ignition. The horse was never located.

What crime or crimes have been committed by the parties? Answer at common and modern law. Do not discuss defenses.

Question Two – One Hour

Val and Bert went caroling with a group. As they walked between houses, Val saw something shiny on the ground and picked it up, finding an emerald ring with the initials “ABD.” Bert suggested they knock on a few doors to find the owner, but Val just put it in her pocket and continued caroling. The group later retired to a nearby pub, and Val took off her coat before heading to the Ladies Room. Bert reached into the pocket, removed the emerald ring and put it in his pants pocket.

The group drank and sang for hours until the pub closed. Bert offered to drive Val home and they got into her car, with Bert at the wheel. As he drove, he pulled out a flask and they finished the rum. Bert then began to tear at Val’s clothes and suggested they end the evening in her bed. The car began to weave and hit an oncoming vehicle driven by George, who died instantly. Val crawled out of the car window and left. When the police arrived, Bert muttered something about just getting off probation for driving under the influence.

At the jail, Bert called a bondsman and offered the emerald ring as collateral on his bond, explaining that he’d intended to propose marriage, but plans had changed. While still dark, Bert headed to Val’s house. He rang the doorbell, waited around the corner as she came out to see who it was, then slipped inside and grabbed her when she returned, trying to drag her into the bedroom. Val screamed and Val’s boyfriend, Seth, woke up, grabbed his gun and fired at Bert, but struck Val instead, killing her.

What crime or crimes have been committed by the parties? Answer at common and modern law. Do not discuss defenses.