

QUESTION 1
(One hour)

Anna, homeless, bedded near a trail close to residential homes in Santa Rosa Cowifornia. Anna had previously been warned that in high winds her campfires could easily get away from her and burn down nearby housing.

One windy night, Anna decided to light a large bon fire to keep warm and to test whether the warnings about her campfires could cause a wild fire. Anna fell asleep and the fire roared out of control spreading to Barbara's house and then to Cathy's. Anna woke up due to the intensity of the heat and ran toward the fire. As Anna saw Cathy run from her house, Anna slipped into a partially opened window of the burning house. Anna grabbed collectibles from a large built in cabinet to later sell. She also grabbed a ham sandwich that was sitting on the table and quickly ate it. The ham sandwich was actually intended for Anna as Cathy enjoyed feeding the homeless.

By early the next morning, Barbara and Cathy's homes had burned to the ground. Donald moseyed by and noticed some burned, and yet salvagable tools, in the burned debris of Barbara's home. Thinking that her insurance would cover the loss, he grabbed a wrench and pliers and put them into his pocket.

Later that night, it was determined that Barbara had burned to death in the fire.

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

QUESTION 2
(One hour)

Ruby suspected that her boyfriend, Sam, was cheating on her because he was being very cagey with his cell phone calls. To investigate, Ruby took his phone without his knowledge to go through the voice mails and texts. When Sam could not locate the phone, Ruby claimed that Sam must have lost the phone.

Going through Sam's phone, Ruby could see and hear that Sam was meeting with Tina in clandestine places.

Ruby equipped with a firearm, followed Sam one evening to a house that she assumed was Tina's. Through the kitchen window, she could see Sam embracing a woman. Angry and thinking that it was Tina, Ruby shot into the window, smashing the glass to shoot Sam. The bullet whizzed by Sam's head shattering a cow cookie jar, ricocheting to Tina and killing her. Tina was actually a party planner and she and Sam were planning a surprise birthday party for Ruby.

Sam ran out of the house to see who had shot at him. He saw Tina's Neighbor, Unger, walking a dog and began punching him in the face. Just then, Ruby drove by and yelled, "That is what you get, you SOB!" Realizing that it was Ruby who had shot at him, Sam threw a rock in her direction, but the rock missed the speeding car.

Ruby threw Sam's phone in a lake to get rid of it.

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