**Chapter 4**

**Crimes**

**Notetaking Sheet**

1. **What do you think of when you hear the word “crime”?**
2. **What is a crime?**
   * + **A punishable offense against society.**
     + **A breach of the peace essential to society’s functioning for the good of all.**
3. **How do you know if something you are doing (or thinking of doing) is a crime?**

**3 Elements of a Crime**

* + **All 3 need to be proven in court for a *conviction*** 
    1. **Duty**
  + **What are some things the law says you cannot do?**
  + **What are some things the law obligates/compels you to do?**

    1. **Violation/Breach of the Duty**
* + - **witnesses**
    - **evidence**
    - **confession**
    1. **Criminal Intent**
* **What could be used to prove:**
  + - * **Shoplifting**
      * **Car theft**
      * **Embezzlement**
    - **Required to prove intent:**
    - **Who might not have capacity to understand the difference between right and wrong?**


    - **If you voluntarily take intoxicating substances, do you have capacity?**

* **Intent and motive are NOT the same!**
  + 1. **So, just how much has to be proven in court to find someone guilty?**
* Burden of Proof

**5. Enforceable by punishment …**

* + - 1. Classification
  1. Felony –
  2. Misdemeanor –
  3. Infraction –
* Larceny
* Robbery
* Burglary
* Receiving stolen property
* False pretenses
* Forgery
* Bribery
* Computer crimes
* Extortion
* Conspiracy
* Arson
  + Which of the crimes listed above are
    - Crimes against People
    - Crimes against Property
    - Crimes involving Business
    - Crimes against Government

1. Criminal Trial procedures
   1. Indictment
   2. Jury Selection / Voir Dire
   3. Discovery
   4. Opening Statements
   5. Prosecution’s evidence and witness testimony
   6. Defense’s evidence and witness testimony
   7. Judge’s instructions to the jury
   8. Verdict
   9. Sentencing