**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 …**

* + -
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		-
		-
		-
		-
		- 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