

Category: Criminal Law – One Hour

Mega Mart clerk Curt was not looking forward to Black Friday. Not only was he told to arrive at 3 a.m., but his boss, “Joe the Jerk” told all clerks that specially-priced items were reserved for customers, and only a small quota of specially-priced items was being sold, and clerks could only buy specially-priced items at noon if the quota had not all been sold. Curt complained that he’d have no chance of getting one of the ten XYZ computers selling for \$100 and Joe told him, “Tough luck, buy one at full price minus your employee discount.” Curt tried to get his sister, Sal, to line up in the freezing cold in the middle of the night to buy the computer for him, but she refused to come to the store before 9 a.m. So Curt told Sal he’d find a way to hide a computer, so there would still be one available at 9 a.m.

At 3 a.m., Joe told Curt to bring 10 XYZ computers to the computer center check-out stand. As Joe put the “Special Price” tags on those 10 XYZ computers, Curt brought out other types of computers that were on sale. At 4 a.m., Curt tried to carry a “Special Price” XYZ computer back to the store’s TV section to hide behind bulky TV boxes, but Joe saw him and told him to leave all “Special Price” computers at the computer center area. At 5 a.m., customers poured into the store. Curt watched sadly as all ten “Special Price” XYZ computers were purchased by 5:15 a.m.

At 9 a.m., when Sal showed up, Curt pulled a “Special Price” tag off another item and attached it to a full-priced XYZ computer still on the shelf. Employee Ed saw what Curt did and whispered to him to switch another tag for him and have Sal buy two computers. Curt did so. When Sal arrived at the check-out stand, though, the computerized cash register would not ring up the sale price for the two falsely labeled computers because only ten could be sold at the lower price. “Oh, forget it,” Sal said, and left without buying anything.

Curt was so mad he grabbed some DVDs as he left work that afternoon and snuck them past the check stand, but then abandoned them before he passed the security gates. He raced out of the parking lot and accidentally hit an elderly shopper with his car. The shopper hit her head against a parked car and died of her injuries one and a half years later.

Discuss all crimes except solicitation and conspiracy.