

People vs. Aye and Bea

1. **Conspiracy**- to commit burglary, larceny, malicious mischief? (modern vs. common law)
2. **Larceny**- Balls from YMCA
 - Intent to permanently deprive?
 - Modern vs. Common Law
 - Coconspirator culpability?
3. **Malicious Mischief**- resurfacing the floors?
4. **Burglary**- YMCA
 - Intent to commit larceny upon entry?
 - Breaking?
 - Dwelling?
 - Common vs. modern law
 - Coconspirator culpability?

People v. Bea

5. **Unlawful homicide** of Aye
 - Felony Murder? Imperfect self defense? Or Involuntary manslaughter?
 - No intent to permanently deprive another.
6. **Larceny/ Robbery**- Ring off of Aye's dead body? Force, fear, threat or violence of dead person?
 - Of another? Aye is dead.

People v. Dee

7. **Homicide** of Aye
 - Lawful or unlawful
8. **Larceny** of ring- coconspirator culpability? Natural and probable consequence of underlying co-conspiratorial plan? Or, sole independent act of Bea?

People v. Dee and Bea

8. **Conspiracy** -to commit larceny
9. **Larceny**- money from cash drawer

Criminal Law Final
Spring 2010
Professor Pozzi
Question 2
Issue Outline

People vs. Dee

1. **Attempt Murder**- on Cee
2. **Arson**-Home of Eye
 - Malice?
 - Coconspirator culpability of Bea? Withdrawal?

People of Bea

3. **Conspiracy** –w/ Dee-Effective withdrawal from conspiracy with statement “I give up?”
 - Does this exculpate homicide charges?

People v. Eye

4. **Attempt Robbery**- Fee’s wallet
5. **Unlawful Homicide**-of Fee
 - Felony Murder?

People v. Gee

6. **Assault and Battery**- on Eye
 - Defense of others (Fee)

People v. Hee

7. **Burglary**- Eye’s house
 - Nighttime?
 - Breaking?
 - Intoxication Defense?
 - Intent to commit felony upon the entry?
8. **Larceny** – booze from burning house
 - Intent to permanently deprive?
 - Intoxication defense?

People v. Iye

9. **Assault and Battery** – on Jay
 - Insanity defense?
- 10-**Mayhem**-on Jay
 - Malice?
 - Insanity defense?