

**CRIMINAL LAW**

**FALL 2000**

**FINAL**

**EXAM # \_\_\_\_\_**

I. 101.550 - Craig

Gov: K÷ gives value for recv'g child for adopt  
in fact ÷ not licensed agency

Def: K÷ gives value . . . other than lic'd agency

justif: S S S S S A A A A A A A A A A A

justif: S S S S A A A A A A A

Elem met: A A A A A A A

Def wins under its constr (mist/no K) A A A

If Gov constr: MF: MF A A A H: S A R: S A A A A A A A A A A OL: S S S A A A

If Def constr: WB: S S A A A A A A

Def: No WB: S S A A A A A A

II. 101.775 - Sandy

Gov: SL: A A A A A A A A A A A Def: No SL A A A A A A A A Act/elem: A A A A A No def S A A

If not SL: Gov: K÷ place ads . . . adoption  
in fact ÷ public media, auth'd agency

Def: K÷ place ads . . . media (unless auth'd)

justif: S S S S S A A A A A A A A A A A

justif: S S S S A A A A A A A

Elements met: A A A A A A

Def wins under its constr (mist/no K): A A A

If Gov constr: ML A A A No def A A A

If Def constr: No WB on facts: S S A A

III. Death of Baby

Craig: omis + duty: S S S A A A A

2d: extreme indif to hl/ AMH subj aware of risk/ util v.magn S S S S A A A A A A A

Invol msltr: gn/ lg depart from ord care: S S S S A A A A A A A

Czn: BF S S A A A Prox cz: S S S A A A A A A A

FM: fel S A A In crs: S S A A A A A Inh dang: abstr/as applied: S S S A A A

Fel can support: mger/IFP S S A A Czn: S S A A A A

Sandy: MM? SL? A A Likely too attenuated for tight PC: S S A A A

IV. Death of Barry

Craig: 2d: int to kill/gbh: S S S A A A A A A A A A

1st: P&D/ reflect on int to kill: S S S S S A A A S S A A A A

Vol msltr: LSP: S S S A A A A Modern CL: RP resp w DF: S S S A A A A A A A A

Cool/RP cool: S S A A A A

Czn: BF: S S A A Prox cz: S S S A A A A A A

FM?: A A A A Not likely: S S A A A

Sandy: MM? SL? A A Likely too attenuated for tight PC: S S A A A

Q2) RAPE

1) Dave - Forcible Rape

Does K ÷ forc comp? Yes unless CP: A A A Structure: A A A A Leg history: A A A A A A A A A

If K, lack of aware is good defense: A A A A If R (A A), must c/d s/u risk re threat/fear: A A A A A A

2) Dan - Rape

a) R ÷ dev sex int Unware not good def. Did he c/d s/u risk that finger = dsi?: A A A A A A A A A

Leg history? A A A A A

b) R ÷ consent Honest belief not good def. Did he c/d s/u risk re consent?: A A A A A A A A A

Comments: \_\_\_\_\_

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