

Criminal Law (bar exam) all done complete exam questions and answers 2023

When does a state have jurisdiction to prosecute a crime? - state may prosecute crime if significant portion of prohibited CONDUCT or RESULT occurred in that state

Merger - -one crime is subsumed into another → can be CHARGED, but cannot be CONVICTED of both

- Lesser-included offenses DO merge into greater-included offenses (e.g. crime w/ elements AB merges into crime w/ elements ABC)
- Conspiracy does NOT merge into the target offense
- Solicitation and Attempt DO merge into the target offense

Burden of Proof (generally) - BEYOND A REASONABLE DOUBT is the burden the state bears for every element of a crime

Actus Reus (AR) - 1) PHYSICAL or EXTERNAL component

- i) prohibited conduct (e.g., speeding)
- ii) prohibited result (e.g., killing)
- iii) attendant circumstances (e.g., age of victim)

2) VOLUNTARY ACT

3) an OMISSION which violates a legal duty

-generally, NO LEGAL DUTY to act or aid

Situations in which a Legal Duty to Act may arise: - i) statute (e.g., paying taxes, reporting child abuse)

- ii) contract (e.g., nurse, nanny)
- iii) relationship (e.g., parent, spouse)
- iv) assumption of care (e.g., Misery)
- v) creation of peril (e.g., hitting pedestrian)

Mens Rea (MR) - MENTAL or INTERNAL component of a crime

specific intent crimes - -purpose or object

-the manner in which the crime was committed may provide circumstantial evidence of intent

the major specific intent crimes - 1) 1st degree murder

- 2) assault
- 3) inchoate offenses
- 4) solicitation
- 5) attempt

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J Elliott



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Technology Ryutaro Ichise,Freddy Lecue,Takahiro Kawamura,Dongyan Zhao,Stephen Muggleton,Kouji Kozaki,2018-11-19

This book constitutes the thoroughly refereed proceedings of the 8th Joint International Semantic Technology Conference JIST 2018 held in Awaji Japan in November 2018 The 23 full papers and 6 short papers presented were carefully reviewed and selected from 75 submissions They present applications of semantic technologies theoretical results new algorithms and tools to facilitate the adoption of semantic technologies and are organized in topical sections on knowledge graphs data management question answering and NLP ontology and reasoning government open data and semantic web for life sciences

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