

208.84 ETHNIC INTIMIDATION. MISDEMEANOR.

The defendant has been charged with ethnic intimidation.

For you to find the defendant guilty of this offense, the State must prove two things beyond a reasonable doubt:

First, that the defendant

- a. [assaulted] [threatened to assault] the victim by intentionally¹ (*describe assault*).
- b. [damaged] [threatened to damage] the victim's property.

And Second, that the defendant acted because of [race] [color] [religion] [nationality] [country of origin].

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant

- a. [assaulted] [threatened to assault] the victim by intentionally¹ (*describe assault*),
- b. [damaged] [threatened to damage] the victim's property,

And that the defendant acted because of [race] [color] [religion] [nationality] [country of origin], it would be your duty to return a verdict of guilty. If you do not so find or have a reasonable doubt as to one or more of these things, it would be your duty to return a verdict of not guilty.²

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ETHNIC INTIMIDATION. MISDEMEANOR.
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N.C. Gen. Stat. § 14-401.14

1. If a definition of intent is needed, see N.C.P.I.-Crim. 120.10.
2. If there is to be an instruction on lesser included offenses, the last phrase should be: ". . .you will not return a verdict of guilty of ethnic intimidation."