

N.C.P.I.-Crim. 208.90B
[DISCHARGING] [ATTEMPTING TO DISCHARGE] A FIREARM WITHIN AN
OCCUPIED BUILDING OR OTHER ENCLOSURE WITH INTENT TO INCITE
FEAR. FELONY.
GENERAL CRIMINAL VOLUME
REPLACEMENT JUNE 2018
N.C. Gen. Stat. § 14-34.10

208.90B [DISCHARGING] [ATTEMPTING TO DISCHARGE] A FIREARM
WITHIN AN OCCUPIED BUILDING OR OTHER ENCLOSURE WITH INTENT
TO INCITE FEAR. FELONY.¹

The defendant has been charged with [discharging] [attempting to
discharge] a firearm within an occupied building or other enclosure with
the intent to incite fear.

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

First, that the defendant [[willfully] [wantonly]] [discharged]
[attempted to discharge] a firearm within an occupied [building]
[structure] [motor vehicle] [(describe other conveyance)] [erection]
[enclosure].

Second, that the defendant intended to incite fear in another
person.

If you find from the evidence beyond a reasonable doubt that on or
about the alleged date, the defendant [[willfully] [wantonly]]
[discharged] [attempted to discharge] a firearm within an occupied
[building] [structure] [motor vehicle] [(describe other conveyance)]
[erection] [enclosure] with the intent to incite fear in another, 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.

¹ Unless covered under some other provision of law providing greater punishment, this
crime is punishable as a Class F felony.