

N.C.P.I.-Crim. 219B.25
CREDIT CARD (FINANCIAL TRANSACTION CARD) THEFT-BUYING A CREDIT
CARD. FELONY.
GENERAL CRIMINAL VOLUME
MAY 2003
N.C. Gen. Stat. § 14-113.9(a)(3)

219B.25 CREDIT CARD (FINANCIAL TRANSACTION CARD)¹ THEFT -
BUYING A CREDIT CARD. FELONY.

*NOTE WELL: The contradiction in terms making the
unlawful selling or buying the credit card a "theft" is as
the statute dictates.*

The defendant has been charged with credit card theft by unlawfully
buying a credit card.

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

First, that the defendant bought a (*describe credit card*)² from
another.

And Second, that the defendant bought the card from a person
other than the [issuer] [authorized agent of the credit card issuer].

If you find from the evidence beyond a reasonable doubt that on or
about the alleged date, the defendant bought a credit card from a person
other than the issuer or its authorized agent, 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. N.C. Gen. Stat. § 14-113.8(4) defines "financial transaction card" which includes
a "credit card."

2. Describe card so as to indicate who is the issuer; that is, the business
organization or financial institution or its duly authorized agent that issued the financial
transaction card. N.C. Gen. Stat. § 14-113.8(5).