

N.C.P.I.-Crim. 220.90  
FRAUD IN CONNECTION WITH RENTAL OF MOTOR VEHICLE. FELONY.  
GENERAL CRIMINAL VOLUME  
MARCH 2003  
N.C. Gen. Stat. § 20-106.1  
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220.90 FRAUD IN CONNECTION WITH RENTAL OF MOTOR VEHICLE.  
FELONY.

The defendant has been charged with fraud in connection with the rental of a motor vehicle.

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

First, that the defendant obtained possession of a motor vehicle from [the owner] [name person in lawful possession] by agreeing in writing to pay a rental for the use of the vehicle.

Second, that the defendant further agreed in writing that the vehicle would be returned [to (*describe place*)] [(at) (on) (*name date or time*)].

Third, that the defendant [failed to return the vehicle as agreed] [[secreted] [converted] [sold] [attempted to sell] the vehicle (or any part thereof)].

Fourth, the defendant acted willfully, that is intentionally and without justification or excuse.

And Fifth, that the defendant intended to defraud [the owner] [*name person in lawful possession*].

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant obtained possession of the motor vehicle from its [owner] [*name person in lawful possession*] by agreeing in writing to pay a rental for the use of the vehicle, and to return it; the defendant willfully [failed to return the vehicle as agreed] [[secreted] [converted] [sold] [attempted to sell] the vehicle (or any part thereof)],

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and that the defendant intended to defraud [the owner] [*name person in lawful possession of the vehicle*], 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.