

222.29A INJURING AN ENERGY FACILITY—CAUSING DEATH. FELONY.

The defendant has been charged with injuring an energy facility resulting in the death of another person.

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

First, that the defendant [[destroyed] [injured] [otherwise damaged]] [attempted to [destroy] [injure] [otherwise damage]] an energy facility<sup>1</sup> (or) [[obstructed] [impeded] [impaired] the [services] [transmissions] of an energy facility] [attempted to [obstruct] [impede] [impair] the [services] [transmissions] of an energy facility];

Second, that the defendant did so knowingly and willfully. Willfully means intentionally and without justification or excuse;

And Third, that the injury of the energy facility resulted in the death of another person.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant knowingly and willfully [[destroyed] [injured] [otherwise damaged]] [attempted to [destroy] [injure] [otherwise damage]] an energy facility (or) [[obstructed] [impeded] [impaired] the [services] [transmissions] of an energy facility] [attempted to [obstruct] [impede] [impair] the [services] [transmissions] of an energy facility] and that the injury of the energy facility resulted in the death of another person, 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.

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1. For a definition of energy facility, see N.C. Gen. Stat. § 14-150.2(a).