N.C.P.I.—CRIMINAL 271.21

KNOWINGLY PERMITTING MOTOR VEHICLE TO BE DRIVEN BY A PERSON HAVING NO LEGAL

RIGHT TO DO SO. MISDEMEANOR.

GENERAL CRIMINAL VOLUME REPLACEMENT MAY 2001

N.C. Gen. Stat. §§ 20-34; 20-35

271.21 KNOWINGLY PERMITTING MOTOR VEHICLE TO BE DRIVEN BY A PERSON HAVING NO LEGAL RIGHT TO DO SO. MISDEMEANOR.

The defendant has been charged with knowingly permitting a motor vehicle [owned by him] [under his control] to be driven by a person who had no legal right to do so.

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

<u>First</u>, that on or about the alleged date (*name driver of vehicle*) drove a motor vehicle on a State highway.

<u>Second</u>, that the defendant [was then the owner of] [was then in control of] that motor vehicle.

<u>Third</u>, that the defendant permitted (*name driver*) to drive that motor vehicle.

<u>Fourth</u>, that (*name driver*) had no legal right to drive that motor vehicle, because (*give reasons why driver had no legal right to drive that vehicle*, e.g., his driver's license had been revoked and was then in a state of revocation).

And <u>Fifth</u>, that at the time defendant permitted (*name driver*) to drive that motor vehicle, he knew or had reason to know that (*name driver*) had no legal right to drive (*name vehicle*).

If you find from the evidence beyond a reasonable doubt that on or about the alleged date (name driver of vehicle) drove a motor vehicle which was [owned by] [under the control of] the defendant on a highway, that the defendant permitted (name driver) to drive that motor vehicle, that (name driver) had no legal right to drive that vehicle, and that the defendant knew or had reason to know that (name driver) had no legal right to drive that vehicle, it would be your duty to return a verdict of guilty. If you do not so

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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.