

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

The defendant has been charged with injuring an energy facility¹ 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 (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.

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