

CRIMINAL POSSESSION OF CREDIT CARD (FINANCIAL TRANSACTION CARD¹)--
REPRODUCTION DEVICE. FELONY. G.S. 14-113.14(a)(2).

The defendant has been charged with criminal possession of a credit card reproduction device.

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

First, that the defendant was in possession² of a device designed to reproduce [instruments] [cards] having the appearance or credit cards a credit card issuer.

Second, that the defendant knew that the purpose of the device was to reproduce such credit cards.

And Third, that the credit card issuer had not consented to the reproduction of such credit cards.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant possessed a reproduction device which he knew was designed to reproduce [instruments] [cards] having the appearance of credit cards of a credit card issuer and that the issuer had not consented to such reproduction, 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.

¹G.S. 14-113.8(4) defines "financial transaction card" which includes a "credit card."

²The meaning of "possession" is explained in N.C.P.I.--Crim. 104.41.

