

N.C.P.I.—Crim—259.43

[BANK] [OFFICER] [DIRECTOR] [EMPLOYEE] MAKING EXTENSION OF CREDIT TO A DISQUALIFIED INDIVIDUAL. MISDEMEANOR.

CRIMINAL VOLUME

JUNE 2013

N.C. Gen. Stat. § 53C-8-9.

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259.43 [BANK] [OFFICER] [DIRECTOR] [EMPLOYEE] MAKING EXTENSION OF CREDIT TO A DISQUALIFIED INDIVIDUAL. MISDEMEANOR.

The defendant has been charged with making an extension of credit to a disqualified individual.

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

First, that defendant was a(n) [bank] [[officer] [director] [affiliate] of a bank];

And Second, that the defendant [made an extension of credit] [granted a gratuity] to [[the Commissioner] [a deputy commissioner] of banks] [a bank examiner].<sup>1</sup>

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant was a(n) [bank] [[officer] [director] [affiliate] of a bank] and that the defendant [made an extension of credit] [granted a gratuity] to [[the Commissioner] [a deputy commissioner] of banks] [a bank examiner], 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, then it would be your duty to return a verdict of not guilty.

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<sup>1</sup> G.S. 53C-8-9 states that any person in violation of this provision "may be fined a sum equal to the amount of the extension made or the gratuity given."

