

AIDING AND ABETTING AN UNDERAGE PERSON TO PURCHASE OR POSSESS MALT BEVERAGES, UNFORTIFIED WINE, FORTIFIED WINE, SPIRITUOUS LIQUOR OR MIXED BEVERAGES. G.S. 18B-302(c). MISDEMEANOR.

NOTE WELL: *If the defendant was over the age of 21 years at the time of the offense it is punishable as a Class 1 misdemeanor. If the defendant was under the age of 21 years at the time of the offense it is punishable as a Class 2 misdemeanor.*

The defendant has been charged with aiding and abetting a person under the age of 21 to [purchase] [possess] (*name alcoholic beverage*).

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

First, that a person under the age of 21 [purchased] [attempted to purchase]¹ [possessed]² (*name alcoholic beverage*).

Second, that the defendant [advised] [instigated] [procured] [encouraged] [aided] that underage person to [purchase] [attempt to purchase] [possess] [attempt to possess] (*name alcoholic beverage*).

Third, that the defendant knew, or had reason to know the person was under the age of 21 at that time.

And Fourth, that the defendant was [over the age of 21] [under the age of 21] at that time.

¹If an attempt is involved use N.C.P.I.--Crim. 201.10.

²For a definition of possession see N.C.P.I.--Crim. 104.41.

AIDING AND ABETTING AN UNDERAGE PERSON TO PURCHASE OR POSSESS MALT BEVERAGES, UNFORTIFIED WINE, FORTIFIED WINE, SPIRITUOUS LIQUOR OR MIXED BEVERAGES. G.S. 18B-302(c). MISDEMEANOR.
(Continued.)

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the underage person [purchased] [attempted to purchase] [possessed] (*name alcoholic beverage*) and that the defendant [advised] [instigated] [encouraged] [aided] the underage person to commit that offense and that the defendant knew or had reason to know that person was under the age of 21, and that the defendant was [over 21 years old] [under 21 years old], 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.