

ADULTERATION OR MISBRANDING OF FOOD, DRUGS, OR COSMETICS WITH INTENT TO INFLICT SERIOUS INJURY OR DEATH. G.S. 14-34.4(a). FELONY.

The defendant has been charged with [adulteration] [misbranding] of [food] [drugs] (or) [cosmetics] with intent to cause serious injury or death.

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

First, that the defendant

- [a. [Manufactured] [sold] [delivered] [offered for sale] [held for sale] a [food] [drug] [cosmetic], knowing that it was [adulterated] [misbranded]]
- [b. Knowingly [adulterated] [misbranded] a [food] [drug] [cosmetic].]

And Second, that in so doing the defendant intended to cause serious injury or death.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant

- [a. [manufactured] [sold] [delivered] [offered for sale] [held for sale] a [food] [drug] [cosmetic], knowing it was [adulterated] [misbranded].]
- [b. knowingly [adulterated] [misbranded] a [food] [drug] [cosmetic]] intending to cause serious injury or death, it would be your duty to find the defendant guilty. If you do not so find or if you have a reasonable doubt as to one or more of these things, it would be your duty to return a verdict of not guilty.

