

EMBEZZLEMENT OF STATE PROPERTY BY PUBLIC OFFICERS AND EMPLOYEES. G.S. 14-91.
FELONY.

NOTE WELL: If the value of the property is one hundred thousand dollars (\$100,000) or more, there is a greater punishment. If the value of property is more than one hundred thousand dollars (\$100,000), use N.C.P.I.—Crim. 218.25A.

The defendant has been charged with embezzlement of state property by a public officer or employee.

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

First, that the defendant [was an officer, agent or employee of the State] [had or held in trust any [bonds issued by the State] [[security] [property and effects] of the State]].

And Second, that the defendant [embezzled]¹ [knowingly and willfully [misapplied] [converted] to the defendant's own use]] said property of the State] [[willfully] [corruptly] abused such trust]] [[knowingly and willfully [aided and abetted] [assisted] with the embezzlement, misapplication, or conversion of said [bonds] [security] [property and effects] of the State].

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant [was an officer, agent or employee of the State] [had or held in trust any [bonds issued by the State] [[security] [property and effects] of the State]], and that the defendant [[embezzled] [knowingly and willfully [misapplied] [converted] to the defendant's own use]] the [bonds] [security] [property and effects] of the State] [[willfully] [corruptly] abused such trust]] [[knowingly and willfully [aided and abetted] [assisted] with the

1. Embezzlement is the fraudulent taking of personal property with which one has been entrusted. Black's Law Dictionary (8th ed. 2004)

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embezzlement, misapplication, or conversion of said [bonds] [security] [property and effects] of the State], it would be your duty to return a verdict of guilty of embezzlement of state property by a public officer or employee. 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.