

N.C.P.I.—Crim 219D.10
FRAUDULENT MISREPRESENTATION INVOLVING A [LICENSE
APPLICATION] [OTHER DOCUMENT] FILED PURSUANT TO THE NORTH
CAROLINA MONEY TRANSMITTERS ACT. MISDEMEANOR.
JUNE 2017
N.C. Gen. Stat. §§ 53-208.58(b)

219D.10 FRAUDULENT MISREPRESENTATION INVOLVING A [LICENSE
APPLICATION] [OTHER DOCUMENT] FILED PURSUANT TO THE NORTH
CAROLINA MONEY TRANSMITTERS ACT. MISDEMEANOR.

*NOTE WELL: The North Carolina Money Transmitters Act is
effective October 1, 2015.*

The defendant has been charged with making a material, false
statement in a [license application] [(name other document)] [filed]
[required to be filed] pursuant to the North Carolina Money
Transmitters Act.¹

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

First, that the defendant² [made a false statement regarding a
material fact] [failed to disclose a material fact] in a [license
application] [(name other document)] [filed] [required to be filed]
pursuant to the North Carolina Money Transmitters Act.

Second, that this [false statement regarding a material fact]
[failure to disclose a material fact] was intended to deceive and did
deceive the recipient(s), (name recipient).

Third, that defendant filed the [license application] [[other
document] (name other document)] pursuant to the North Carolina
Money Transmitters Act.

And Fourth, that the defendant did so knowingly and willfully.

If you find from the evidence beyond a reasonable doubt that on
or about the alleged date, the defendant knowingly and willfully [made

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a false statement regarding a material fact] [failed to disclose a material fact] in a [license application] [(*name other document*)] [filed] [required to be filed] pursuant to the North Carolina Money Transmitters Act, that the defendant intended to deceive and did deceive the recipient(s), and that defendant filed the [license application] [(*name other document*)], 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.

1 N.C. Gen. Stat. §53-208.45 sets out guidelines for filing a license application pursuant to the North Carolina Money Transmitters Act.

2 N.C. Gen. Stat. §53-208.42(18) states that the defendant could be any individual, partnership, limited liability company, limited partnership, association, joint-stock association, trust, corporation, or other group engaged in joint business activities however organized.