

MANUFACTURING POISONOUS SPIRITUOUS LIQUOR FOR USE AS A BEVERAGE.
G.S. 14-329(a). FELONY.

The defendant has been charged with manufacturing poisonous spirituous liquor for use as a beverage.

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

First, that the defendant manufactured¹ spirituous liquor. Spirituous liquor means distilled spirits or ethyl alcohol, including [spirits of [wine] [whiskey] [rum] [brandy] [gin]] (and) [all (other) distilled spirits] (and) [mixtures of cordials] [liqueur] (and) [premixed cocktails], in closed containers for beverage use regardless of their dilution.²

Second, that the defendant manufactured the spirituous liquor for use as a beverage.

And Third, that the spirituous liquor contained foreign properties or ingredients poisonous to the human system.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant manufactured spirituous liquor for use as a beverage and that it contained foreign properties or ingredients poisonous to the human system, 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

¹If appropriate, add "either individually or as an agent for any person, firm or corporation." The statute does not define manufacture. However Black's Law Dictionary indicates that the term "manufacture" includes all processes by which personal property is made including chemical processes, hand or machine.

²G.S. 18B-101(14).

N.C.P.I.--Crim. 241.05
Page 2--Final Page

MANUFACTURING POISONOUS SPIRITUOUS LIQUOR FOR USE AS A BEVERAGE.
G.S. 14-329(a). FELONY. (Continued.)

these things, it would be your duty to return a verdict of not
guilty.