

14-319. Deprivation of property; household member; essential elements.

For you to find the defendant guilty of deprivation of property of a household member [as charged in Count _____]¹, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant intentionally² deprived _____ (*name of victim*) of the use of [separate] [community] [or] [jointly owned]³ personal property of _____ (*name of victim*);

2. The defendant intended to [intimidate] [threaten]³ _____ (*name of victim*);

3. _____ (*name of victim*) was a household member of the defendant⁴;

4. This happened in New Mexico on or about the _____ day of _____, _____.

USE NOTE

1. Insert the count number if more than one count is charged.
2. UJI 14-141 NMRA, general criminal intent, must also be given.
3. Use only the applicable bracketed element established by the evidence.
4. Definition of a household member should be given, see UJI 14-370

NMRA.

[Adopted by Supreme Court Order No. 14-8300-005, effective for all cases pending or filed on or after December 31, 2014.]