**14-1684. Fraudulent receipt of a credit card; essential elements.**

For you to find the defendant guilty of fraudulent receipt of a credit card [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 obtained possession2 of a credit card3 from a person other than the issuer3 or the authorized agent of the issuer;

2. The defendant intended to deceive or cheat;

3. The credit card was issued to someone other than the defendant;

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

USE NOTES

1. Insert the count number if more than one count is charged.

2. UJI 14-130, "Possession" defined, is to be given if the question of possession is in issue.

3. If the jury requests a definition of "credit card" or "issuer," the statutory definition set forth in Section 30-16-25 NMSA 1978 is to be given.