

Pete Maltese Chapter 11 Defenses Alternative Guest Speaker Worksheet

Short Answer/Essay

A police officer, concealed by a large sign at the side of the road, aims a radar gun at motorists to check their speed.

1. Does this situation establish the defense of entrapment? Define entrapment and give your reasons.
2. Tish leaves a restaurant and grabs her raincoat. She mistakenly takes the raincoat that is similar to hers. What, if any, defense does Tish have to the crime of larceny?
3. Henry claims that he was at the movies the night that the theft took place. What defense is he claiming?
4. Jaime was attacked on the street. He subdued the attacker, and then continued to kick the attacker in the head. Will Jaime be successful in using self-defense? Explain your answer.
5. A woman comes home and discovers that a burglar in her home has a gun pointed at her children. She uses her own gun and kills the burglar. Will she be successful in her self-defense claim?
6. Lucretia smuggles in contraband as she returns from another country. However, it turns out the contraband that she thought she was bringing in is actually a lawful item. Does Lucretia have a defense to the crime of smuggling contraband?
7. What is the purpose behind the infancy defense?
8. What are the two standards for insanity used in the United States?
9. Explain why the defense of necessity can never be used in a homicide prosecution.
10. What is the difference between incompetency to stand trial and the insanity defense?