



2015-2016 California Mock Trial People v. Hayes

Errata 10/23/15

CasePacket:

1. Page 13, lines 35-36: delete “or in alternative, voluntary manslaughter”
 2. Page 14, line 17: add “9. Lee Valdez died from an aneurysm that was the result of the head trauma on May 15, 2014.”
 3. Page 14, line 19: add “10. During the investigation, Detective Terry Thomas received the anonymous letter (Exhibit B) from Lou Williams before booking it into evidence. There are no issues regarding chain of custody of the letter in this case.”
 4. Page 19, line 21: delete “Jury Instructions” and replace with “Second Degree Murder”
 5. Page 19, line 22: before “The defendant” add “The defendant, Jamie Hayes, is charged with murder in violation of Penal Code section 187.
To prove that the defendant is guilty of this crime, the Prosecution must prove that:
(1) Hayes committed an act that caused the death of another person, Lee Valdez; AND
(2) When Hayes acted, Hayes had a state of mind called malice aforethought; AND
(3) Hayes killed without lawful justification.
There are two kinds of malice aforethought, express malice and implied malice. Proof of either is sufficient to establish the state of mind required for murder.
Hayes acted with express malice if Hayes unlawfully intended to kill.
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