Crimes Against the Person – Main Ideas

I. Assault & Battery

A) these two terms are often used \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in the legal field

B) Strictly Defined:

1) assault = an \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ or \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to carry

out a physical attack against another person

2) battery = the actual illegal \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

that occurs without \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

C) Just like in homicide cases, assault and battery are often issued

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of severity depending on the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1) simple assault/battery **–** usually a \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, could

be a fistfight, etc.

2) aggravated assault/battery – usually a class 1 \_\_\_\_\_\_\_\_\_\_\_\_\_\_ and

could involve a \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ or meant to cause serious

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to opposing party

II. Stalking

A) Occurs when a person \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ follows or harasses another

person

B) Could include but not limited to:

1) threats of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ harm

2) threats of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ harm

3) thoughts of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ provocation

III. Sex Crimes

A) Includes \_\_\_\_\_\_\_\_\_\_\_\_\_\_ (all degrees), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

child \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ as well as other crimes

B) Rape

1) defined as sexual intercourse without \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(permission)

2) different degrees include but are not limited to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(deadly weapon used to force victim) and \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_   
 (victim is not of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to consent to sex)

3) In PA, statutory rape/sexual assault occurs when victim is under

\_\_\_\_\_\_\_ years old and perpetrator is \_\_\_\_\_\_ or more years older

(class 2 felony)

C) What Constitutes “Non-Consensual” Sex?

1) victim physically \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ perpetrator

2) victim \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ due to force, threat, or physical

violence

3) victim is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ or \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ due to

drugs/ alcohol

D) Trying a Rape Case (Difficult For All Parties Involved)

1) victims do not always wish to \_\_\_\_\_\_\_\_\_\_\_\_\_\_ or

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ against defendant

2) defendants often feel that they are already \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in

the eyes of jurors

3) for prosecutors, they need to shift the jury’s thinking away from

victim’s past \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and choices made

that the defense might try to introduce

4) for jurors, many times the argument comes down to

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_