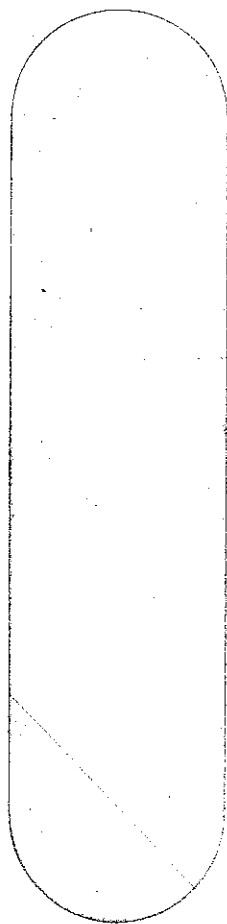


State vs
Leonard Sander



Refused
Jefferson J. Maskeberry, Jr.

1. Gentlemen of the jury, you must find for the Defendant.

2. Gentlemen of the jury, if you believe the evidence in this case, you must find for the Defendant.

Refused
Jefferson J. Washburn, Jr., Judge.

4. Gentlemen of the jury, unless you are convinced beyond a reasonable doubt that the Defendant assaulted and beat the prosecuting witness, you must find the Defendant not guilty. *Refused*

5. Gentlemen of the jury, unless you find that the defendant intended to injure the Plaintiff, you must find the Defendant not guilty.

6. Gentlemen of the jury, if you believe from the evidence in this case that the prosecuting witness used abusive language to the Defendant to provoke an assault and battery, you can consider this abusive language as justification for an assault and battery. *Swain, Def. Ex. 100-100-100*

7. Gentlemen of the jury, Mere words cannot ever be considered an assault.

~~Given,~~
Jefair J. Mosley, Jr., Judge.

8. Gentlemen of the jury, you may consider the fact that the Defendent has the same right to protect his wife, as the wife has to protect herself, in arriving at your verdict. *Refused,*
Jeffrey D. Washburn, Jr., Judge.

9. Gentlemen of the jury, Self defense is always a defense to a charge of assault and battery.

^{Swan}
Robert M. Marbleberry Jr.

11. Gentlemen of the jury, if you believe from the evidence in this case that the prosecuting witness was at fault in bringing on the difficulty, you may consider this fact in justification for any assault and battery allegedly committed. *Deven, Tilbury, Middlebury, N. H. Co.*

12. Gentlemen of the jury, unless you believe beyond a reasonable doubt, that the Defendent, without just provocation, assaulted and beat the prosecuting witness, you must find for the Defendent. *Refused*
Defendant J. Washburn, Jr.

13. Gentlemen of the jury, before you can find the Defendent guilty, you must find that the Defendent had the ability to commit the offense charged, coupled with an intent to commit the offense, without reasonable provocation.

^{over}
Telfair, J. Mashburn, Jr., Judge

14. Gentlemen of the jury, before the defendant can be convicted of Assault and Battery, you must find that he had an intent to injure the prosecuting witness. ~~and that he was armed with a dangerous weapon~~ *Seven*

Referring to Masliburn, Jr.