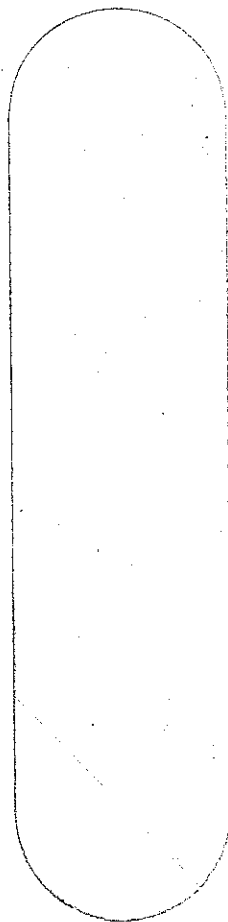


State of Ala  
US

Clarence Walters  
no 1266

Refused Charges



Charge No. 4.

The Court charges the jury that ordinarily, one may not repel the attack of an unarmed man by killing him; for, ordinarily, such an attack does not furnish reasonable ground for the apprehension of great or grievous bodily harm; but it does not follow that in every such case the great bodily harm which the law of self-defense contemplates can never be inflicted by blows with hands or feet. That may depend upon circumstances such as great disparity between the parties in the matter of physical power or other peculiar conditions.

*Refused*  
*Jelfair J. Mathews, Jr., Judge*

Charge No. 6.

The Court charges the jury that if the defendant did not intend to kill Rex Beech, then you cannot convict him of murder in the first or second degree.

*Refused,  
Jesse J. Maslowsky, Jr.  
Judge.*

Charge No. 18

The court charges the jury that defendant cannot be convicted in this case unless each and every juror is not only reasonably satisfied from the evidence of defendant's guilt, but if satisfied from the evidence, and the evidence alone, beyond all reasonable doubt, and to a moral certainty, of his guilt.

*Refused*  
*Jeffrey J. Mashburn, Jr.*  
*Judge.*

Charge No. 28

The court charges the jury that if you believe the evidence in this case, you cannot find the defendant guilty of murder in the first degree.

*Refused,*  
*Jeffrey J. Mashburn, Jr.*  
*Judge.*

Charge No. 29

The court charges the jury that if you believe the evidence in this case, you cannot find the defendant guilty of murder in the second degree.

Refused,  
Jeffrey J. Mathewson, Jr.  
Judge.

Charge No. 30

The court charges the jury that if you believe the evidence in this case, you cannot find the defendant guilty of manslaughter in the first degree.

Refused,  
Jefair J. Madlibury, Jr.  
Judge.