**THEFT – FOURTH DEGREE 11.46.150(a)
Revised 2020**

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 , the defendant in this case, has been charged with the crime of theft in the fourth degree.

To prove that the defendant committed this crime, the state must prove beyond a reasonable doubt each of the following elements:

(1) the defendant intended to deprive another of property or to appropriate the property of another to, the defendant or a third person; and

(2) the defendant obtained the property of another.

# USE NOTE

The following terms are defined in other instructions:

"appropriate" – 11.46.990

"deprive" – 11.46.990

"intentionally" – 11.81.900(a)

"obtain" – 11.46.990

"property" – 11.81.900(b)

"property of another" – 11.46.990

Theft in the Fourth Degree is defined as theft of property worth less than $250; however, any value will suffice. Because property having a greater value than $250 is not a defense, this instruction does not include the value element. *See* AS 11.81.615.