

INCITING TO RIOT
Penal Law § 240.08
(Committed on or after Sept. 1, 1967)

The (*specify*) count is Inciting to Riot.

Under our law, a person is guilty of Inciting to Riot when he or she urges ten or more persons to engage in tumultuous and violent conduct of a kind likely to create public alarm.

In order for you to find the defendant guilty of this crime, the People are required to prove, from all the evidence in the case, beyond a reasonable doubt, the following element:

That on or about (*date*) , in the county of (*county*) , the defendant, (*defendant's name*) , urged ten or more persons to engage in tumultuous and violent conduct of a kind likely to create public alarm.

If you find the People have proven that element beyond a reasonable doubt, you must find the defendant guilty of this crime.

If you find the People have not proven that element beyond a reasonable doubt, you must find the defendant not guilty of this crime.