

# Verdict Sheet

## Inconsistent Counts and Alternate Counts

\_\_\_\_\_ Court of the State of New York  
County of \_\_\_\_\_

-----X

The People of the State of New York : Date:  
: No.  
against : Judge:  
: Lawyers:

,  
Defendant.

-----X

Count	Crime Charged	Not Guilty	Guilty
1	Murder in the second degree		
	(with intent to cause the death of another person, he or she causes the death of such person.)		
2	Murder in the second degree		
	(under circumstances evincing a depraved indifference to human life, he or she recklessly engages in conduct which creates a grave risk of death to another person, and thereby causes the death of another person.)		

Count	Crime Charged	Not Guilty	Guilty
	<p>As to counts 1 and 2, the verdict must be either not guilty of both counts, or guilty of one count and not guilty of the other count.</p> <p>If you find the defendant guilty of either count 1 or count 2, then do not consider count 3, Manslaughter in the first degree, and proceed to consider counts 4 and 5 and as to each of those counts render a verdict of guilty or not guilty.</p> <p>If you find the defendant not guilty of count 1 and not guilty of count 2, then consider count 3, Manslaughter in the first degree, and render a verdict of guilty or not guilty.</p>		
3	Manslaughter in the first degree		
	<p>If you find the defendant guilty of count 3, do not consider count 4.</p> <p>If you find the defendant not guilty of count 3, consider count 4.</p>		
4	Manslaughter in the second degree		
5	Criminal possession of a weapon in the third degree		