

Editor/Author Questionnaire

For Internal Use Only New Release Questionnaire



TEXAS JURISPRUDENCE 3D – CRIMINAL LAW REVISION 2009-2010

[Criminal Law \(Vols. 18-27, Texas Jurisprudence®\)](#)

Version 14-Oct-09

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Book Information

Indicate New Edition or Update:	Revised volumes 18 & 19, Criminal Law
Title:	<ul style="list-style-type: none">• Texas Jurisprudence 3d 13510785• Criminal Law (Vols. 18-27, Texas Jurisprudence®) 13830445
Author:	Editorial staff of the Publisher
Material #:	Volume 18 : 40715843 Volume 19: 40715909
Is this title part of a practice series? If so, which one?	No.
Components (# of volumes, hardbound, softbound, CD, on Westlaw)	<p><u>PRINT</u>: 87 bound volumes, 16 softbound pamphlets consisting of Quarterly supplements, and Finding Aids including an <i>Index, Table of Laws and Rules, Table of Cases, and Table of Words and Phrases</i>, and annual pocket parts.</p> <p><u>CD</u>: Issued quarterly on the Texas Library Law Desk CD. [CD TX LIBR LD 4.X]</p> <p><u>WESTLAW</u>: On Westlaw as database TXJUR. WL is updated quarterly.</p>
Related Titles:	Texas Jurisprudence Pleading and Practice Forms

1. What are the trends or "forces of change" that make this product attractive to customers?

Criminal law and procedure are areas of rapid change, particularly in Texas, where 'hot' issues such as the death penalty, confessions, searches and seizures and evidentiary issues have dominated the legal news. Also, there have been extensive changes to rules of procedure including amendments to the Rules of Appellate Procedure.

The 2009 revised editions of Volumes 18 and 19 for Texas Jurisprudence 3d are part of the series of volumes that contain coverage of criminal law and procedure. These volumes will continue to be replaced gradually throughout the coming months and should be complete by May 2010. Volumes 18 and 19 reflect the most recent legislative changes to Texas Codes and Statutes that have been codified since these volumes' last revision, as well as updated case law and court rules.

- *Texas Jurisprudence, Third Edition*, is a modern comprehensive text statement of Texas law completely revised and rewritten in the light of modern authorities and developments. The

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encyclopedia contains more than 100 separate titles on a broad range of legal topics which, taken together, systematically **describe the entire field of Texas legal doctrine**. Each title is updated quarterly.

2. **List all of the changes** to the new edition or updates to the existing title – rank them according to the most important – with 1 being the most important.) Identify each change and how this product increases the content value to the customer. **You may be able to pull information from your shipping insert – please use non-technical wording for non-attorneys to understand.** (Think about what this book “does”, not what it “is”). Also use statistical information when appropriate).

List of important changes to the new edition or updates	How does the new edition or update increase the value of the content to the customer?	How will the information in this update help customers be more successful in their research?
1. These books are the beginning of the revision to Criminal Law, last published in 2001. This 2009 revision adds:	<p>More national content, by reference, provides customers with ready access to the West flagships including</p> <ul style="list-style-type: none"> ➤ Wharton’s Criminal Law, ➤ Wharton’s Evidence, ➤ LaFave’s Criminal Procedure, ➤ F.Lee Bailey & Fishman’s Complete Manual of Criminal Forms <p>And more</p>	<p>The content is linked to titles with national coverage; this helps identify any federal aspects that are involved in the customers’ research.</p>
2. NEW references to West flagship treatises		
3. NEW references to Texas criminal treatises, practice aids and forms	<ul style="list-style-type: none"> • link jurisprudence discussion to treatises and forms instantly <p>These new reference titles include:</p> <ul style="list-style-type: none"> • Dix & Dawson’s Criminal Practice and Procedure • Charlton’s Texas Criminal Law <p>New Texas forms references include:</p> <ul style="list-style-type: none"> • McCormick, Blackwell & Blackwell’s Criminal Forms and Trial Manual • Carpenter & McClung’s Texas Criminal Jury Charges 	<p>Makes transitioning from general background research to practice application happen more quickly and accurately.</p>

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<p>4. The former Criminal Law topic (10+ volumes) has been subdivided</p>	<p>12 new criminal law and procedure articles</p> <p style="text-align: center;"><u>In volumes 18 & 19:</u></p> <p>Criminal Law: Core Aspects Criminal Law: Offenses Against the Person Criminal Law: Offenses Against the Family Criminal Law: Offenses Against Property</p> <p>Criminal Law: Offenses Against Public Administration Criminal Law: Offenses Against Public Order and Decency Criminal Law: Offenses Against Public Health, Safety and Morals Criminal Law: Rights of the Accused Criminal Law: Defenses Criminal Procedure: Pretrial Proceedings Criminal Procedure: Trial Criminal Procedure: Post-Trial Proceedings</p>	<p>The 12 articles have narrower, more clear scopes of coverage so it is easier to research the exact issue</p>

3. Please write three questions that pertain to the information found in the new edition or update. Also, indicate where in the new edition or update you can find that information.

(Example: Find answers to these questions from *Uniform Laws Annotated* update: - When does a “parent-child relationship” exist? Uniform Probate Code added subpart 2, sections 2-115 to 2-122)

CRIMINAL LAW: CORE ASPECTS

Q) What is the difference between “criminal negligence” and “recklessness”?

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A) "Criminal negligence" involves "inattentive risk creation" and depends upon a morally blameworthy failure to appreciate a substantial and unjustifiable risk, while "recklessness" depends upon a more serious moral blameworthiness, i.e., the actual disregard of a known substantial and unjustifiable risk. Penal Code 6.03, as interpreted by the Texas Court of Criminal Appeals in *Williams v. State*, 235 S.W.3d 742 (Tex. Crim. App. 2007).

Texas Jurisprudence 3d, Criminal Law: Core Aspects § 174. Criminal Negligence

CRIMINAL LAW: OFFENSES AGAINST THE PERSON

Q) What is "intent to inflict bodily injury" in an aggravated kidnapping case?

A) Bodily injury encompasses even relatively minor physical contact if it constitutes more than offensive touching.

Texas Jurisprudence 3d, Criminal Law: Offenses Against the Person § 166. Elements of the offense of aggravated kidnapping.

Criminal Law: Offenses Against the Family

Q) Do defendants violating protective orders have to have specific knowledge of its provisions?

A) No, the defendant does not have to know the provisions of a protective order, only that one existed, in order to uphold a conviction for offense of violation of a protective order.

19 Texas Jurisprudence 3d, Criminal Law: Offenses Against the Family § 1

Criminal Law: Offenses Against Property

Q) Does a charge of theft require that the property be removed or carried away?

A) No, the crucial element of theft is the deprivation of property from the rightful owner, without the owner's consent, regardless of whether or not the defendant at that moment has taken possession of the property. Asportation, that is, the act of carrying away or removing property, is not an element of statutory theft.

19 Texas Jurisprudence 3d, Criminal Law: Offenses Against Property § 1

4. What should the Subscription-Recovery team **stress about the title** in their attempt to save the subscription?

- 1) These revised volumes integrate cases, legislation, and rules.
- 2) This revision features added links to national flagship treatises (the old version does not)
- 3) This revision features added links to Texas practice aids (the old version does not)