

## 11.20

### Issues In Aggravated Battery--Food Containing Foreign Substance Or Object

To sustain the charge of aggravated battery, the State must prove the following propositions:

*First Proposition:* That the defendant knowingly gave food to another person; and

*Second Proposition:* That the food contained any [ (substance) (object) ] that was intended to cause physical injury if eaten; and

*Third Proposition:* That the defendant knew the food contained such [ (a substance) (an object) ].

If you find from your consideration of all the evidence that the State has proved each one of these propositions beyond a reasonable doubt, you should find the defendant guilty.

If you find from your consideration of all the evidence that the State has not proved any one of these propositions beyond a reasonable doubt, you should find the defendant not guilty.

#### Committee Note

720 ILCS 5/12-4(d) (West, 1999) (formerly Ill.Rev.Stat. ch. 38, §12-4(d) (1991)).

Give Instruction 11.19.

Use applicable bracketed material.

When accountability is an issue, ordinarily insert the phrase “or one for whose conduct he is legally responsible” after the word “defendant” in each proposition. See Instruction 5.03.