

NEW HAMPSHIRE

State v. Balliro

158 N.H. 1 · Decided October 30, 2008

SUMMARY

The Supreme Court of New Hampshire affirmed Anthony Balliro's convictions and the trial court's refusal to give a jury instruction on the justified use of deadly force to prevent an attempt to commit arson under RSA 627:7. The court declined to resolve when that statutory justification ends, holding instead that the record contained insufficient evidence for a rational jury to find that Balliro stabbed the victim to prevent arson. Balliro's own testimony indicated that he acted solely to escape the restaurant.

CASE DETAILS

JURISDICTION	New Hampshire
DECIDED	October 30, 2008