# **18 Pa.C.S. § 3922**

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***Pennsylvania Statutes, Annotated by LexisNexis®* > *Pennsylvania Consolidated Statutes (§§ 101 — 9901)* > *Title 18. Crimes and Offenses (Pts. I — III)* > *Part II. Definition of Specific Offenses (Arts. A — G)* > *Article C. Offenses Against Property (Chs. 33 — 41)* > *Chapter 39. Theft and Related Offenses (Subchs. A — B)* > *Subchapter B. Definition of Offenses (§§ 3921 — 3936)***

**§ 3922. Theft by deception.**

**(a) Offense defined. —** A person is guilty of theft if he intentionally obtains or withholds property of another by deception. A person deceives if he intentionally:

**(1)** creates or reinforces a false impression, including false impressions as to law, value, intention or other state of mind; but deception as to a person’s intention to perform a promise shall not be inferred from the fact alone that he did not subsequently perform the promise;

**(2)** prevents another from acquiring information which would affect his judgment of a transaction; or

**(3)** fails to correct a false impression which the deceiver previously created or reinforced, or which the deceiver knows to be influencing another to whom he stands in a fiduciary or confidential relationship.

**(b) Exception. —** The term “deceive” does not, however, include falsity as to matters having no pecuniary significance, or puffing by statements unlikely to deceive ordinary persons in the group addressed.

**History**

Act 1972-334 (S.B. 455), P.L. 1482, § 1, approved Dec. 6, 1972, eff. in 6 months.

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