

QUESTION 1 THE ANSWER TO THIS QUESTION SHOULD GO IN BLUEBOOK I

While sitting in his recliner watching television in his home, Mr. Garrison heard what sounded like glass breaking in his kitchen. Before he could even get out of his chair to investigate, a young man, Clark, stood in front of him. Frightened, Garrison slumped back into his chair.

Clark faced Garrison. He had his right hand in a sweatshirt pocket, moving it within the sweatshirt but never removing it. While doing so, Clark fixed his eyes on Garrison's and demanded angrily, "Give me the money or take a bullet." Garrison, frightened by the demand, pulled out his wallet containing \$75 and gave it to Clark, who then said, "Got a car?" When Garrison didn't answer, Clark left the house through the same glass door he had broken and ran to the front of the property.

Just as he got to the house's driveway, Garrison's daughter, Melody, was pulling into the driveway in her father's car. She was returning from getting an oil change, which Garrison had asked her to have done for him. As soon as she opened the door, Clark pulled Melody from the car, threw her aside, jumped in the car, and drove away.

Unfortunately for Clark, the sound of the glass breaking triggered a silent alarm alerting police. The Garrison car was quickly stopped and Clark was arrested and searched. No gun was found in the sweatshirt, in the car, or anywhere else.

Clark was charged under Michigan statutes with armed robbery, first-degree home invasion, and carjacking. Does the evidence support conviction for these charges? Explain your answers.

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