

**2590 MAKING A FALSE STATEMENT IN AN APPLICATION FOR A
CERTIFICATE OF TITLE — § 342.06**

Section 342.06(2) of the Wisconsin Statutes is violated by one who knowingly makes a false statement in an application for certificate of title.

Before you may find the defendant guilty of this offense, the State must prove by evidence which satisfies you beyond a reasonable doubt that the following two elements were present.

The first element requires that the defendant made a false statement in an application for a certificate of title.¹

The second element requires that the defendant made the false statement knowingly. This requires that the defendant knew the statement was false.

If you are satisfied beyond a reasonable doubt that the defendant knowingly made a false statement in an application for a certificate of title, you should find the defendant guilty.

If you are not so satisfied, you must find the defendant not guilty.

COMMENT

This instruction was originally published as Wis JI-Criminal 2600 in 1993. It was renumbered Wis JI-Criminal 2590 in 2004.

This instruction is for a violation of § 342.06(2), which provides as follows:

Any person who knowingly makes a false statement in an application for a certificate of title is guilty of a Class H felony.

1. The person who makes the false statement need not be the one who submits the application to the Department of Transportation. The statute applies to a person who makes a false statement in the

"Dealer's Statement of Sale" portion of the application form. State v. Williams, 156 Wis.2d 296, 299, 456 N.W.2d 864 (Ct. App. 1990).