

## WAIVER WRITING ASSIGNMENT

Problem: Michael Langley was arrested for shooting and killing Adam Smith outside of a local McDonald's. At the time of the incident Michael was 16 ½ years old. According to reports prepared by the social worker who interview him, Michael functioned at the level of a 12 year-old child, both intellectually and emotionally. At the time of the murder, Michael was enrolled in special education classes.

According to officials, Michael had told classmates that he planned to shoot someone and practiced shooting targets before he shot and killed Adam Smith. Even though he was only 16 ½, Michael had already had between 10 and 20 run-ins with local law enforcement. His mother had repeatedly but unsuccessfully sought help from local officials for her son before the murder.

**Answer the following questions in one or two paragraphs. Be sure to write in complete sentences and avoid using DOUBLE NEGATIVES!!!**

1. Should Michael be charged as a juvenile or an adult?
2. In making your decision, what facts are important?