**20.1 Aggravated Sexual Abuse**

**(18 U.S.C. § 2241(a))**

 The defendant is charged in [Count \_\_\_\_\_\_\_ of] the indictment with aggravated sexual abuse in violation of Section 2241(a) of Title 18 of the United States Code. For the defendant to be found guilty of that charge, the government must prove each of the following elements beyond a reasonable doubt:

 First, the defendant knowingly [used force] [threatened or placed [*name of victim*] in fear that some person would be subject to death, serious bodily injury or kidnapping] to cause [*name of victim*] to engage in a sexual act; and

 Second, the offense was committed at [*specify place of federal jurisdiction*].

 In this case, “sexual act” means [*specify statutory definition*].

**Comment**

 *See* 18 U.S.C. § 2246(2) for the definition of sexual act referred to in the last paragraph of the instruction.

 For a definition of “knowingly,” *see* Instruction 4.8 (Knowingly).

 Whether the crime alleged occurred at a particular location is a question of fact. Whether the location is within the special maritime and territorial jurisdiction of the United States, a federal prison or a facility where federal detainees are held pursuant to a contract is a question of law. *See United States v. Mujahid*, 799 F.3d 1228, 1236-38 (9th Cir. 2015); *see also United States v. Gipe*, 672 F.2d 777, 779 (9th Cir. 1982) (per curiam).

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