

#### State of Washington

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State of Washington

Administrative Office of the Courts

# GLOSSARY OF SELECTED LEGAL TERMS

# **English-Cantonese**

# STATE JUSTICE INSTITUTE

SJI

#### INTRODUCTION

During the past decade, thousands of Asian immigrants have appeared in American state courts as civil and criminal litigants. Interpreters, who breach the language gap between judge and litigant, are required by law and fairness to interpret all English spoken in court into the immigrant's language. However, while interpreters are held to the standard of interpreting legal terms accurately and completely, few bilingual legal resources exist. To begin to address the need for accurate bilingual equivalents for English legal terms, a proposal was submitted to the State Justice Institute for the development of basic bilingual legal glossaries in Cantonese, Laotian, Khmer (Cambodian), Korean, and Cantonese. These languages are spoken by a large number of individuals living in a wide range of states.

This bilingual English-Cantonese glossary is designed to be used as a working document for English-Cantonese court interpreters. Since for the most part interpreters interpret English legal words into Cantonese, the English terms are listed first. The body of the glossary consists of approximately 450 words, which were selected as representatives of frequently used legal terms in state courts. This list is by no means exhaustive; court interpreters use many other legal terms as well.

Each word is translated into its equivalent in Cantonese. The equivalent word or words given are, in the authors' opinions, the best interpretation of the English legal word. These word or short phrase interpretations convey the English word's meaning, and are meant to be used by interpreters when serving in legal proceedings.

In addition, some English words are defined in English because they have more than one English meaning. The English definitions, statements describing one or more meanings of the word, appear in parenthesis beside the English words. Readers are cautioned that many legal terms have alternate meanings. Interpreters must use great care to use the appropriate Cantonese alternate equivalent for an alternate English meaning. Also, interpreters are cautioned that a handful of legal words used regionally in some states appear in the glossary. If a word sounds quite unfamiliar, interpreters should check with other interpreters or attorneys.

At the end of the glossary, a bibliography outlines resources used in creating the glossary, and also other resources which may be useful to interpreters. Every court interpreter should utilize several dictionaries. An essential part of the interpreter's job is to continuously look up word meanings in both languages.

This glossary is meant to serve as a foundation for the development of individual bilingual legal glossaries by Cantonese interpreters. The words are widely spaced to allow for the inclusion of usage notes and other comments. Interpreters are strongly encouraged to elaborate on the definition (as opposed to the equivalent, which is the translation of each term, a definition is a statement of the meaning(s) of the word or phrase), of each word in Cantonese and English, to make up a sentence using the term, and to include other pertinent information. Binder paper can

be added at the end of the glossary for the addition of other important legal terms. For an excellent discussion of the development of an interpreter's glossary, see Gonzalez, Vasquez, and Mikkelson, Fundamentals of Court Interpretation, Carolina Academic Press 456 (1991).

This project was produced through the efforts of several people. The word list was compiled by Joanne Moore, J.D., manager of the Washington State Court Interpreters Certification Program, Office of the Administrator for the Courts, and by Gregg Miller, certified interpreter and interpreting educator in Los Angeles County, California. The Cantonese equivalents were written by Jackie Luk, California and Los Angeles County certified Cantonese interpreter, and John Wu, California and Los Angeles certified interpreter. The translations were reviewed by Chih-Chuan Marissa Hsu, Washington State certified Cantonese interpreter, and by Professor Ling Chi Wang, University of California at Berkeley.

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Every attempt has been made to ensure the accuracy of the translations and definitions contained herein. No express or implied guarantees or warranties are made.

ABSTRACT (summary)

摘要

ACCESSORY (assistant in a crime)

幫兇;從犯

**ACCOMPLICE** 

同謀; 共犯

ACCUSATION (written charge)

指控書

ACCUSED (defendant)

被告

**ACQUIT** 

宣告無罪

ACQUITTAL

無罪釋放

ADJUDICATE

裁定;判决

**ADJUDICATION** (n.) (deciding case through judicial or administrative hearing)

裁定;判决

**ADMISSIBLE** (acceptable, e.g., admissible evidence)

可接受的

ADMISSION (disclosure of adverse facts)

供認

ADOPTION (legal process of establishing parental relationship between adoptive parent and child born of other parents)

收 養

ADVISEMENT OF RIGHTS

權利告誠

**AFFIDAVIT** 

宣誓書

AFFIDAVIT OF PREJUDICE (sworn statement alleging a potential judge is biased)

宣稱法官有偏見的宣誓書

AGREEMENT (two or more persons' mutual promises)

協議

AID AND ABET

協助及教唆

**ALIMONY** 

膽養費

**ALLEGATION** (party's statement of fact the party intends to prove)

聲 稱

ALLEGED (asserted as a true fact)

被指稱的

AMEND (to revise a complaint or other legal document)

修定;修正

AMENDMENT (modification of document)

修定;修正

ANSWER (n.) (defendant's formal document setting out defense) (civil)

答辩狀

APPEAL (n.) (review of a case by a higher

上訴

court)

APPEAL (v.) (to file a case in a higher court for review)

上訴

APPEARANCE (party's presence in court)

出庭

	'n	TTD		TI	ANI
Αŀ	(B	ITR	.А.		UN

仲裁

ARGUMENT (debate before the court)

爭辯

ARRAIGN (to formally advise defendant of the charges at an initial court appearance)

將以提訊

ARRAIGNMENT

提訊;過堂

ARREST (law enforcement's taking of suspect into formal custody)

拘捕

ASSIGNEE

受托人

ATTEST (to affirm under oath)

作證

**ATTORNEY** 

律師

ATTORNEY OF RECORD

記錄上的律師

AUTHENTICATE

鑑定;認證

**BAIL** (security given for the release of a defendant pending trial)

保釋金;保釋

BAIL BONDSMAN

保釋人

BAIL FORFEITURE

没收保釋金

**BAIL REVIEW** 

保釋金審議

**BAILIFF** 

庭警

**BANKRUPTCY** 

破産

BENCH (judge or court)

法官席

BIAS

偏見

**BODY ATTACHMENT** 

人身扣留令

**BOND** (certificate of debt redeemable by court if defendant fails to appear in court)

保釋券;擔保券

**BOOKING NUMBER** 

落案號碼

BREATHALYZER

呼吸分析器

BRIBE

賄賂

**BRIEF** (n.) (written synopsis of case)

訴訟網要

**BURDEN OF PROOF** 

證明之責任;舉證之責任

CALENDAR, COURT

法庭日程表

CAPITAL PUNISHMENT

死刑;首刑

CASE (criminal or civil lawsuit)

案件

**CAUSATION** 

造因

CERTIFIED

经證明的; 經檢定的

CHAIN OF CUSTODY

保管的承接

CHALLENGE (to object to the qualifications of a potential juror)

反對

CHALLENGE FOR CAUSE

有原因的反對

CHAMBERS (judge's office)

内庭

CHARGE

控 罪

CHILD SUPPORT

撫育費

CIRCUMSTANCES, AGGRAVATING

增重性的環境

CIRCUMSTANCES, MITIGATING

減輕性的環境

CITATION (official notice to appear in court, especially traffic court)

告票

CITATION (notation of legal authority)	引據
CITY ATTORNEY	市府律師
CIVIL ACTION	民事訴訟
CLAIM (n.) (legal demand)	索賠
CLERK (court official)	法庭書記
COLLATERAL (property pledged to secure a debt, e.g., bail)	抵押品
COMMISSIONER	聽証官
COMMIT (v.) (to institutionalize, e.g., to a mental hospital)	判處禁閉
COMMIT (v.) (to perpetrate, e.g., a crime)	犯
COMMITMENT	判處禁閉
COMMUNITY PROPERTY	共有財産
COMPETENCY (legal capacity to stand trial)	能力;資格

告狀

COMPLAINT (written statement initiating a criminal or civil action)

遵守;順從 COMPLY (to act as directed or ordered) 綜合素描

自白 **CONFESSION** 

COMPOSITE DRAWING

crime)

case)

充公 CONFISCATE (governmental seizure of

property)

利益衝突 CONFLICT OF INTEREST

憲法權利 **CONSTITUTIONAL RIGHT** 

藐視法庭 CONTEMPT OF COURT

押後期; 延續期 CONTINUANCE (rescheduling a legal proceeding for a later date)

受管制物 CONTROLLED SUBSTANCE

罪犯 CONVICT (n.) (individual who has been found guilty and incarcerated)

判為有罪 CONVICT (v.) (to find defendant guilty of a

定罪 CONVICTION (finding of guilt in a criminal

CORONER

驗屍官

CORROBORATE

確證

COUNSEL (v.) (to advise); (n.) (lawyer)

律師

COUNSEL TABLE

律師席

COUNT (n.) (numbered charge)

項

COUNTERCLAIM

反訴

COUNTY JAIL

縣監獄

COURT

法院; 法庭

COURT INTERPRETER

法庭翻譯員

COURT ORDER

法令

COURT REPORTER

法庭記錄員

COURT, DEPENDENCY

兒童監護法院

COURT, DISTRICT

區域法院

COURT, JUVENILE

兒童法院

COURT, MUNICIPAL

地方法院

COURT, NIGHT

夜庭

COURT, SUPERIOR

高等法院

COURT, SUPREME

最高法院

COURT, TRAFFIC

交通法院

COURT-APPOINTED COUNSEL

法庭指派的律師

COURTROOM

法庭

**CREDIBILITY** 

可信性

CRIME

罪行

CRIMINAL RECORD

犯罪記錄

CUSTODY (care and control of children);

監護兒童

**CUSTODY** (incarceration)

扣留

DAMAGES (repayment for loss or injury)	賠償損失
DEATH PENALTY	死刑
DEATH ROW	等待死期
DECREE (n.) (order, judgment)	頒令
DEFAULT JUDGMENT	缺席裁判
DEFENDANT	被告人
<b>DEFENSE</b> (evidence offered by an accused to defeat a criminal charge)	辯護
<b>DEFENSE</b> (the defendant and defense attorney)	被告方
DEFENSE ATTORNEY	辯護律師
<b>DELIBERATION</b> (careful consideration, e.g., of jury)	磋商;審議
DEPORTATION	遞解出境
<b>DEPOSITION</b> (oral statement given under oath)	宣誓口供

DEPUTY D.A.

副檢察官

**DETENTION** (being retained in custody)

拘留

**DISCOVERY** (pretrial process to obtain facts from other side)

證據透露

**DISMISS** 

撤消

DISMISSAL (WITH PREJUDICE)

撤消 (不可從新起訴)

DISMISSAL (WITHOUT PREJUDICE)

撤消 (可從新起訴)

**DISPOSITION** (final outcome of a criminal case)

刑事處分

**DISSOLUTION** (termination of a marriage, partnership, etc.)

解約

DISTRICT ATTORNEY (D.A.)

檢控官;檢察官(主控)

**DIVERSION** (order for criminal defendant to participation in alternative program)

改道計劃

DIVORCE

離婚

DOCKET (n.)

每日案件列表

DOMESTIC VIOLENCE

家庭暴力事件

DOUBLE JEOPARDY

雙重判案;一罪重審

DUE PROCESS

正當程序; 應有程序

ENHANCEMENT (factor that increases criminal penalty)

增加刑期

ENTER A PLEA

作出答辯

**ENTRAPMENT** 

設陷阱; 使入圈套

**EQUAL PROTECTION** 

同等保護

**EVICTION** 

驅逐; 迫遷

**EVIDENCE** 

證據

EVIDENCE, CIRCUMSTANTIAL

間接的證據

EVIDENCE, DIRECT

直接的證據

EVIDENCE, PRIMA FACIE

表面的證據

**EXAMINATION, CROSS** 

對方盤問

**EXAMINATION, DIRECT** 

我方發問

**EXAMINATION, RE-CROSS** 

對方再盤問

**EXAMINATION, RE-DIRECT** 

我方再發問

**EXHIBIT** (object submitted as evidence)

呈示物

EXHIBIT, PEOPLE'S

人民方呈示物

**EXHIBIT, DEFENSE'S** 

辯方呈示物

**EXTRADITION** 

引渡

EYEWITNESS

目撃證人

FAILURE TO COMPLY

違背命令; 沒有遵守

FAIR HEARING

公平的聆聽

FALSE IMPRISONMENT

非法禁錮; 非法拘禁

FELONY

重 罪

FIELD SOBRIETY TEST

現場清醒測驗

FILE (n.)

檔案

FILE (v.)

呈遞

FINANCIAL RESPONSIBILITY

財務上之責任

FIND (v.) GUILTY

裁定有罪

**FINDING** 

判决

FINE (court-imposed monetary assessment)

罰款

**FINGERPRINTS** 

指紋

FIREARM

槍械

**FORECLOSURE** 

取消押贖權

**FORFEIT** 

没 收

FOSTER CARE

寄養

FRAUD

行騙

GARNISH (to issue process for purpose of attaching wages or money)

命令扣押錢財

GOOD CAUSE

足夠的理由

**GRAND JURY** 

大陪審團

理由 **GROUNDS** (reasons) 監護權 **GUARDIANSHIP** 有罪 **GUILTY** 人身保護令 HABEAS CORPUS 手銬 **HANDCUFFS** 騒 擾 **HARASSMENT** HEARING (formal proceeding held before 聆訊 judge or administrative law judge) 有爭議的聆訊 HEARING, CONTESTED 初步聆訊 HEARING, PRELIMINARY

HEARSAY 聽說

HOLDING CELL 拘留間

ILLEGAL 非法

IMMUNITY (exemption from a charge or penalty)

豁免

IMPEACHMENT OF WITNESS

彈劾證人

**INADMISSIBLE** 

不可接納

INCRIMINATE

加罪

**INDICTMENT** 

正式控訴書

**INDIGENT** 

貧窮的

INFORMANT

告密人

INFORMATION (formal charge)

正式起訴

INFRACTION

違例

**INJUNCTION** 

禁制令;強制令

INMATE

同囚;囚犯

INNOCENT UNTIL PROVEN GUILTY

未證實有罪前為清白

**INTENT** (state of mind when performing an act)

意圖;意向

**INVESTIGATION** 

調査

監牢 **JAIL** 聯同 JOIN (concur) 法官 JUDGE (n.) 判決 **JUDGMENT** 管轄權 JURISDICTION 後備陪審員 JUROR, ALTERNATE 陪審團 **JURY** 陪審員席 JURY BOX 陪審團長 JURY FOREMAN 陪審團審訊 JURY TRIAL 不能議決的陪審團; JURY, HUNG 懸而不決的陪審團

JUVENILE HALL 見童拘留所

KIDNAP 绑架

LARCENY

偷竊

**LAWSUIT** 

訟案

LEADING QUESTION

引導性之問題

**LEASE** 

租約;租契

LIABILITY

賠償責任;負責

LIBEL

誹謗

LIE DETECTOR

測謊器

LIFE IMPRISONMENT

終身監禁;無期徒刑

LINE-UP

行列式認人

LITIGATION

訴訟;官司

MALICE (purposely committing a crime which will harm another)

惡意

MALPRACTICE

瀆 職

MENTAL HEALTH

精神健康

MIRANDA WARNING

MIRANDA 之告誠

**MISDEMEANOR** 

輕罪

MISTRIAL

誤審

**MODIFICATION** 

修改

MOTION (a petition for a ruling)

申請動議

MOTION DENIED

動議被拒

MOTION GRANTED

動議獲准

**MUG SHOT** 

落案照片;嫌犯照片;

通緝犯照

**NEGLIGENCE** 

疏忽

NOT GUILTY

不認罪;無罪

NULL AND VOID

無效

OATH

誓約;宣誓

OBJECT (v.)

反對

**OBJECTION** 

反對

**OBJECTION OVERRULED** 

反對無效; 反對不批准

**OBJECTION SUSTAINED** 

反對批准; 反對成立;

反對受支持

**OFFENDER** 

違法者

OFFENSE (violation of law)

犯法

OFFER OF PROOF

提出為証據

**ORDINANCE** 

條例

OVERRULE

駁回

OVERT ACT

公開行動

**PARALEGAL** 

法律助理

**PAROLE** 

假釋

**PARTY** (plaintiff [People, State, etc.] or defendant)

一方

**PATERNITY** 

父職

**PENALTY** 

懲罰;罰徵

PENALTY ASSESSMENT

額外罰款

PENDING (not yet decided)

待決的

**PENITENTIARY** 

州或聯邦監獄

PEOPLE (PROSECUTION)

人民(主控)

PEREMPTORY CHALLENGE

無需具理之反對

PERMANENT RESIDENT

永久居民

PERSONAL (OWN) RECOGNIZANCE

自身招保; 自身擔保

**PETITION** (n.) (formal written request for an order)

申訴書

**PETITION** (v.) (ask, request)

請願

**PLAINTIFF** 

原告

PLEA (defendant's "guilty" or "not guilty" answer to a criminal charge)

答辯

PLEA BARGAIN

答辩協議

PLEADINGS (documents filed in a case)

狀詞

POINTS AND AUTHORITIES

法律與引據

POLYGRAPH

測談器描圖

**POSTPONEMENT** 

押後

PRE-SENTENCE REPORT

判罪前的報告

PREJUDICE (bias or preconceived opinion)

偏見

PREPONDERANCE OF THE EVIDENCE

證據的有力優勢

PRESUMPTION OF INNOCENCE

清白之假設

PRETRIAL CONFERENCE

審前會議

PRETRIAL RELEASE

審前釋放

PRIORABLE OFFENSE

可留前科之罪

**PRIORS** 

前科

**PRISON** 

監獄

**PRIVILEGE** 

特權

PRO PER

自辯

PROBABLE CAUSE

合理的原由; 可成立的理由

**PROBATION** (suspension of defendant's sentence under supervision of probation officer)

緩刑監視

PROBATION DEPARTMENT

缓刑監視處

PROBATION OFFICER

緩刑監視官

PROBATION, FORMAL

正式缓刑監視

PROBATION, SUMMARY

簡易緩刑監視

PROOF (evidence convincing to the judge or

證據;物證

jury)

**PROSECUTION** 

檢控方

**PROSECUTOR** 

檢控官

PUBLIC DEFENDER (P.D.)

公設辯護律師 (公辯律師)

**QUASH** 

取消

RAP SHEET

犯罪記錄單

REASONABLE DOUBT, BEYOND A

無合理的懷疑

REBUTTAL

反駁

RECKLESS DRIVING

魯莽駕駛

REGULATION

規則

RELEASE OF INFORMATION

准許透露資料

RELINQUISHMENT (giving up a right)

棄權

**REMAND** (to send a case back to a lower court or administrative hearing office)

發回案件

REMAND (to send a person back into

還押

custody)

**REMEDY** (n.) (legal compensation for a wrong)

維護權利方法

REPORT (v.) (to state)

報告

**REPORT** (n.) (a formal account of facts or information)

告發

RESPONDENT

答辩方

RESTITUTION

賠償

RESTRAINING ORDER

禁令

REVOKE

撤回;取消

RIGHTS, CONSTITUTIONAL

憲法的權利

RULE (v.) (to decide)

裁決

SEARCH AND SEIZURE

搜查與扣押

SELF DEFENSE

自衛

**SELF-INCRIMINATION** 

自我加罪

**SENTENCE** (n.) (court's punishment)

判刑

SENTENCE, CONCURRENT

同時判刑

SENTENCE, CONSECUTIVE

接續判刑

SENTENCE, SUSPENDED

緩期判刑

**SENTENCING** 

判刑

**SEPARATION** 

分居

SERVE A SENTENCE

服刑

**SETTLEMENT** 

庭外和解

SHERIFF

縣 警

STATEMENT, CLOSING

律師終結辯論

STATEMENT, OPENING

律師開場白

STATUTE

法 規

STATUTE OF LIMITATIONS

時限規定

STATUTORY RAPE

法定強姦罪

STAY (n.) (a delay or cessation)

暫緩程序

STAY (v.) (to put off or block)

延期

STIPULATE

訂定;約定

**TRAIL** 

逐日展延

TRANSCRIPT

轉錄本;謄本;抄本

TRIAL

審訊;審判

TRIAL, COURT/BENCH

法庭/法官審判

TRIAL, JURY

陪審團審判

TRIAL, SPEEDY

迅速審判

UNCONSTITUTIONAL

違憲

UNDERCOVER

暗中進行

UNEMPLOYMENT

失業

UNLAWFUL DETAINER

非法留置者

VACATE (v.) (to cancel)

取消; 撤消

VENUE

審判地點

**VERDICT** 

陪審團的裁決

STIPULATION

協定

STRAIGHT TIME

一次過服刑時間

SUBMIT (present, e.g., present evidence to

提交;付交

the court)

**SUBPOENA** 

傳票

SUE

控告;控訴

**SUIT** 

訟 案

SUSTAIN

批准

SWEAR (to declare under oath)

宣誓

TESTIFY

作證

**TESTIMONY** 

證言;證辭

TIME SERVED

已服刑之期

**TORT** 

民事侵犯

TRAFFIC CITATION

交通告票

VICTIM

受害者

VIOLATION

違犯

VISITATION

探視權利

VOIR DIRE

查詢資格

WAIVE RIGHTS

棄權

WAIVE TIME

放棄時限權利

WAIVER OF RIGHTS

棄權書

WARRANT (order, permit)

法令

WARRANT, ARREST

逮捕令

WARRANT, BENCH

法庭逮捕令

WARRANT, SEARCH

搜查令

WEAPON

兇器;武器

WEAPON, CONCEALED

隱藏武器

WEAPON, DEADLY

致命武器

WEIGHT OF THE EVIDENCE

證據之偏重

WITNESS (n.)

證人

WITNESS, DEFENSE

辯方證人

WITNESS, EXPERT

專家證人

WITNESS, HOSTILE

有敵意的證人

WITNESS, MATERIAL

重要證人

WITNESS, PROSECUTION

控方證人

WITNESS STAND

證人席

WORK FURLOUGH

準暫獄外工作

WORK RELEASE

指定工作代監禁

WRIT

法院判令

#### **CRIMES**

ARSON

縱火

**ASSAULT** 

攻撃

ASSAULT, AGGRAVATED

嚴重攻擊

ASSAULT WITH A DEADLY WEAPON

以致命武器攻擊

**AUTO TAMPERING** 

肆弄車輛

BATTERY

毆打

BATTERY, SPOUSAL

毆打配偶

**BOOKMAKING** 

外圍下注

BRANDISHING A WEAPON

揮示武器

BREAKING AND ENTERING

強行闖入

BURGLARY

盗 竊

CHILD MOLESTATION

狎褻兒童; 狎弄兒童

CONSPIRACY

串謀;共謀

CONTEMPT OF COURT

藐視法庭

COUNTERFEITING

偽造

DISORDERLY CONDUCT

不規矩行為

DISTURBING THE PEACE

擾亂治安

DRIVING WHILE INTOXICATED

在酒精影響下駕駛

DRUNK DRIVING

醉酒駕駛

**EMBEZZLEMENT** 

盗用公款

**EXTORTION** 

勒索

FAILURE TO APPEAR (FTA)

不出庭;不到庭

**FORGERY** 

假冒

**GAMBLING** 

賭博

**GLUE SNIFFING** 

嗅膠;聞膠

**GRAND THEFT** 

重偷竊罪

HIT AND RUN

撞車後逃跑

HOMICIDE

殺人

**INCEST** 

亂倫

INDECENT EXPOSURE

猥褻露體

**JOYRIDING** 

偷車作樂

**KIDNAPPING** 

绑架

LARCENY

盗竊

LEWD CONDUCT

淫褻行為; 污穢行為

LIBEL

誹謗

LOITERING

游蕩

LYNCHING

私刑

MALICIOUS MISCHIEF

惡意損害

**MANSLAUGHTER** 

誤殺

MANSLAUGHTER, INVOLUNTARY

非自願誤殺

MANSLAUGHTER, VOLUNTARY

自願誤殺

**MAYHEM** 

殘害人身

MURDER

謀殺

ORAL COPULATION, FORCED

強迫口交; 強行口交

**PANDERING** 

淫媒;龜鴇

PERJURY

偽證

PETTY THEFT

輕偷竊罪

**PIMPING** 

拉皮條

POSSESSION OF DRUGS (COCAINE,

海洛英)

私藏毒品(古可因,

HEROIN)

賣淫; 從娼

**PROSTITUTION** 

**RAPE** 

強姦

RAPE, STATUTORY

法定強姦

RAPE IN CONCERT

協同強姦

RECKLESS DRIVING

魯莽駕駛

ROBBERY

搶劫

SEXUAL MOLESTATION

性褻弄

SHOPLIFTING

高買; 顧客行竊

SLANDER

言語誹謗

SODOMY

雞姦; 肛交

**THEFT** 

偷竊

THEFT, GRAND

重偷竊罪

THEFT, PETTY

輕偷竊罪

TRESPASSING

擅入私宅; 非法侵入

VAGRANCY

流蕩

VANDALISM

惡意破壞他人財物

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