

30 (1) As used in this section, "puffing" means an exaggerated commendation of wares or
31 worth in a communication addressed to an individual, group, or the public.

32 ~~[(1)]~~ (2) (a) A person commits theft if ~~[he]~~ the person obtains or exercises control over
33 property of another person:

34 (i) by deception; and

35 (ii) with a purpose to deprive ~~[him thereof.]~~ the other person of property.

36 (b) The deception described in Subsection (2)(a)(i) and the deprivation described in
37 Subsection (2)(a)(ii) may occur at separate times.

38 ~~[(2)]~~ (3) Theft by deception does not occur~~[-however,]~~ when there is only:

39 (a) falsity as to matters having no pecuniary significance~~[-];~~ or

40 (b) puffing by statements unlikely to deceive an ordinary ~~[persons]~~ person in the group
41 addressed. ~~["Puffing" means an exaggerated commendation of wares or worth in~~
42 ~~communications addressed to the public or to a class or group.]~~