**Marshall University**

**Course Syllabus**

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| Course Title/Number | **CJ 621: Advanced Criminal Law & Procedure** |
| Semester/Year | Spring, 2014 |
| Days/Time | M 4:00 – 6:20 pm |
| Location | SH 418 |
| Instructor | Margaret Phipps Brown |
| Office | Smith Hall 735, Marshall University, One John Marshall Drive, Huntington, WV 25755 |
| Phone | 304-696-3086; 304-696-3085 (fax) |
| E-Mail | [brownmp@marshall.edu](mailto:brownmp@marshall.edu) |
| Office/Hours | Monday (class days only) 3:00 – 4:00 pm; Tuesday & Thursday 9:00 – 9:30 am; 11:00 – 11:30 am; 1:00 – 2:00 pm; 3:30 – 4:00 pm. Appointments at other hours are available by request. |
| University Policies | By enrolling in this course, you agree to the University Policies listed below. Please read the full text of each policy be going to [www.marshall.edu/academic-affairs](http://www.marshall.edu/academic-affairs) and clicking on “Marshall University Policies.” Or, you can access the policies directly by going to <http://www.marshall.edu/academic-affairs/?page_id=802>  Academic Dishonesty/ Excused Absence Policy for Undergraduates/ Computing Services Acceptable Use/ Inclement Weather/ Dead Week/ Students with Disabilities/ Academic Forgiveness/ Academic Probation and Suspension/ Academic Rights and Responsibilities of Students/ Affirmative Action/ Sexual Harassment |

**Course Description: From Catalog**

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| A review of contemporary legislative and court decisions relating to criminal law and criminal procedure. (PR: CJ 322 or permission) |

The table below shows the following relationships: How each student learning outcomes will be practiced and assessed in the course.

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| **Course Student Learning Outcomes** | **How students will practice each outcome in this Course** | **How student achievement of each outcome will be assessed in this Course** |
| Students will be able to describe and explain the concepts of criminal law and criminal procedure, including   * Constitutional restraints on criminal law, * Inchoate crime * Party liability * Criminal conduct * Arrest, search & seizure * Pretrial identification * Interrogations & confessions * Right to counsel | * Readings in the textbook * Classroom discussion * Homework Assignments | * Exam questions |
| Students will be able to read, interpret, and brief appellate court opinions | Writing a paper about a pending US Supreme Court case | Research paper based on pending US Supreme Court case |
| Students will be able to describe the types of arguments made by both sides in computer criminal cases | * Readings in the textbook * Class discussion * Case Briefs * Homework assignments | * Case Briefs * Exam questions |

**Required Texts, Additional Reading, and Other Materials**

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| LaFave, Wayne R. (2010). *Principles of Criminal Law*, 2d ed., West Publishing.  LaFave, Wayne R., Israel, Jerold H., King, Nancy J., Kerr, Orin S. (2009). *Principles of Criminal Procedure: Investigation*, 2d ed., West Publishing. |

**Course Requirements / Due Dates**

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| 1. Homework assignments are due on the date indicated in the assignment. Late assignments may not be made up and will not be accepted, without university excuse. 2. Exam 1 will be due on March 24, 2014. 3. All students will prepare a 20-25 page, 20-25 source, APA style research paper. The instructor will provide a list of approved topics for research papers. One student per subject. Research Papers are due April 14, 2014. 4. Presentations will take place April 2, 2014. 5. Final exam will take place on May 5, 2014 @ 4:00 pm. |

**Grading Policy**

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| Exam 1 - 100 points 90-100% = A  Exam 2 (Final) – 100 points 80-89% = B  Homework – 175 points 70-79% = C  Research Paper – 100 points 60-69% = D  Presentation – 50 points Below 60% = F  Leadership/class discussion – 50 points  TOTAL POINTS POSSIBLE - 575    Once assignments/exams are returned to students, it is the responsibility of the students to maintain those documents in case there is a discrepancy between my grade book and your actual grade. Please maintain your graded papers until you receive your final grade.  **Academic Dishonesty**  All students must be familiar with the university’s policy concerning academic dishonesty. Academic dishonesty includes cheating, fabrication and falsification of data or information, plagiarism, bribes/favors/ threats, and complicity with any of these activities. Students who violate this policy face sanctions included in the Academic Dishonesty Policy, including lowering of a grade on an assignment, lowering of a final grade, or failing the course. |

**Attendance Policy**

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| Class attendance is not required. However, those students who want and/or expect to do well in the class should attend class regularly. If a student misses a class other than for a university excused absence, that student cannot make up any assignments completed in class or due on that day. |

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| **COURSE SCHEDULE\*** | |
| Please note: This is a tentative outline. EXAMS WILL BE GIVEN on the dates scheduled. | |
| DATE | CONTENT |
| 1/14/14 | Introduction  Paper Assignments |
| 1/20/14 Online | *Criminal Law*: Chapters 1-3 |
| 1/27/14 | Constitutional Concepts: Equal Protection, Due Process, First Amendment, the Bill of Rights |
| 2/3/14 Online | *Criminal Law*: Chapters 4 - 9 |
| 2/10/14 | Criminal Offenses: *Mens Rea, Actus Reus*, Insanity, Defenses |
| 2/17/14 Online | *Criminal Law*: Chapters 10-12 |
| 2/24/14 | Criminal Offenses: Inchoate Crime, Party Liability |
| 3/3/14 Online | *Criminal Law*: Chapters 13-16 |
| 3/10/14 | Criminal Law: Criminal Conduct |
| 3/17/14 | SPRING BREAK |
| 3/24/14 Online | MIDTERM EXAM, *Criminal Procedure*: Chapters 1-3; 8-9 |
| 3/31/14 | Search & Seizure |
| 4/7/14 Online | *Criminal Procedure*: Chapters 4-7 |
| 4/14/14 | Pretrial Identification, Interrogations & Confessions  PAPERS DUE |
| 4/21/14 Online | *Criminal Procedure*: Chapter 10 |
| 4/28/14 | PAPER PRESENTATIONS |
| 5/5/14 | FINAL EXAM |