



CRIMINAL JUSTICE I FINAL EXAM STUDY GUIDE

SECTION 1: Amendments & Rights

- I. The **FIRST** Amendment is the right to *freedom of speech, press, & petition of the government*.
 - It does **NOT** protect against private retaliation (you can be sued or fired from a private corporation)
 - Remember: **SLANDER**→ Said
LIBEL→ Written
- II. **SECOND** Amendment is the right to bear arms (own weapons)
 - Important Case: *Heffer v. District of Columbia*
- III. **FOURTH** Amendment protects against unreasonable search and seizures of people, property, and effects (belongings).
 - Remember: police must have at least reasonable suspicion to search;
 - Consent search→ Verbal
 - Implied search → body language agreement to search
 - The more in-depth a search, the more **PROBABLE CAUSE** is needed
 - **WARRANTS** are issued by a magistrate or judge to affirm substantial probable cause to search property (search warrant) or to arrest (arrest warrant)
- IV. **FIFTH** Amendment guarantees the right against:
 - Being charged with a serious crime (felony) without a grand jury hearing
 - Double jeopardy (being charged for the same crime twice)
 - Self-incrimination [no self-snitching, *Miranda Rights*]
 - Due process of law
 - Eminent domain [government cannot take private property for public use without owner compensation]
 - **IMPORTANT CASE:** *Miranda v. Arizona*
- V. **SIXTH** Amendment guarantees:
 - Speedy and public trial
 - Impartial (neutral) jury
 - Knowing which district will hear your case
 - Being informed of your charges

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Albert Gibson



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Self-preparation for the Final Examination. Containing a Complete Course of Study, with Statutes Cases, and Questions: and Intended for the Use During the Last Four Months, of Those Articled Clerks who Read by Themselves John

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Wilshire,1926 **A Guide to Criminal Law & Procedure** Charles Thwaites,1914 **The Elements of Criminal Law and Procedure** Alured Myddelton Wilshire,1922 Document Retrieval Index ,1974 **A Guide to Material on Crime and Criminal Justice** Augustus Frederick Kuhlman,Social Science Research Council (U.S.). Committee on Survey of

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Table of Contents Study Guide Criminal Justice Exit Exam

1. Understanding the eBook Study Guide Criminal Justice Exit Exam
 - The Rise of Digital Reading Study Guide Criminal Justice Exit Exam
 - Advantages of eBooks Over Traditional Books
2. Identifying Study Guide Criminal Justice Exit Exam
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Study Guide Criminal Justice Exit Exam
 - User-Friendly Interface
4. Exploring eBook Recommendations from Study Guide Criminal Justice Exit Exam
 - Personalized Recommendations
 - Study Guide Criminal Justice Exit Exam User Reviews and Ratings
 - Study Guide Criminal Justice Exit Exam and Bestseller Lists
5. Accessing Study Guide Criminal Justice Exit Exam Free and Paid eBooks
 - Study Guide Criminal Justice Exit Exam Public Domain eBooks
 - Study Guide Criminal Justice Exit Exam eBook Subscription Services
 - Study Guide Criminal Justice Exit Exam Budget-Friendly Options

6. Navigating Study Guide Criminal Justice Exit Exam eBook Formats
 - ePub, PDF, MOBI, and More
 - Study Guide Criminal Justice Exit Exam Compatibility with Devices
 - Study Guide Criminal Justice Exit Exam Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Study Guide Criminal Justice Exit Exam
 - Highlighting and Note-Taking Study Guide Criminal Justice Exit Exam
 - Interactive Elements Study Guide Criminal Justice Exit Exam
8. Staying Engaged with Study Guide Criminal Justice Exit Exam
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Study Guide Criminal Justice Exit Exam
9. Balancing eBooks and Physical Books Study Guide Criminal Justice Exit Exam
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Study Guide Criminal Justice Exit Exam
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Study Guide Criminal Justice Exit Exam
 - Setting Reading Goals Study Guide Criminal Justice Exit Exam
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Study Guide Criminal Justice Exit Exam
 - Fact-Checking eBook Content of Study Guide Criminal Justice Exit Exam
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

- Interactive and Gamified eBooks

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