

Criminal Justice: A Brief Introduction -- Chapter 5 Exam

Bill of Rights - Answer -The popular name given to the first ten amendments to the US Constitution, which are considered especially important in the processing of criminal defendants.

Landmark case - Answer -A precedent - setting court decision that produces substantial changes in both the understanding of the requirements of due process and in the practical day - to - day operations of the justice system.

Warrant - Answer -In criminal proceedings, a writ issued by a judicial officer directing a law enforcement officer to perform a specified act and affording the officer protection from damages if he or she performs it.

Illegally seized evidence - Answer -Any evidence seized without regard to the principals of due process as described by the Bill of Rights. Most illegally seized evidence is the result of police searches conducted without a proper warrant or of improperly conducted interrogations.

Exclusionary rule - Answer -The understanding, based on U.S. Supreme Court precedent, that incriminating information must be seized according to constitutional specifications of due process or it will not be allowed as evidence in a criminal trial.

Writ of certiorari - Answer -A writ issued from an appellate court for the purpose of obtaining from a lower court the purpose of obtaining from a lower court the purpose of obtaining from a lower court the record of its proceedings in a particular case. In some states, this writ is the mechanism for discretionary review. A request for review is made by petitioning for a writ of certiorari, and the granting of review is indicated by the writ.

Fruit of the poisonous tree doctrine - Answer -A legal principle that excludes from introduction at the trial any evidence later developed as a result of seizure.

good-faith exception - Answer -An exception to the exclusionary rule. Law enforcement officers who conduct a search or who seize evidence on the basis of good faith that is, when they believe they are operating according to the dictates of the law and who later discover that a mistake was made perhaps in the format of the application for a search warrant may still use the seized evidence in the court.

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Jan Demarest Abu-Shakrah



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