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Administration of Justice (ADMJ) 1503 Criminal Court Process (3 Units) CSU

Prerequisite or Co-requisite: None

Advisory: Successful completion of English 1500 or 1501 and ADMJ 1501 strongly recommended.

Hours and Unit Calculations:

48 hours lecture. 96 Outside of class hours. (144 Total Student Learning Hours) 3 Units

Catalog Description: This course provides an examination and analysis of due process in criminal proceedings from pre-arrest through trial and appeal utilizing statutory law and state and constitutional law precedents. The course focuses on criminal court processes, defenses, prosecutorial decision-making, and the enforcement of criminal law from the individual rights perspective of Constitutional law and judicial precedence. The course discusses the legal aspects of Miranda warnings, searches, seizures, interrogations, and other current issues faced by the criminal justice system. This course contains subject matter that can be distressing or otherwise challenging to students. The course material is required to prepare students for the demands of criminal justice careers. Examinations of crimes, crime scenes, court legal opinions, case history and other relevant subject matter including the use of debate or other argumentation is necessary to advance the academic and legal education of this course.

C-ID: AJ 122

Type of Class/Course: Degree Credit

Textbook:

Raber, Tabitha. *Foundations in Criminal Court Processes and Procedures*, Taft College, 2021.

Additional Required Materials: None

Course Objectives:

By the end of the course, a successful student will be able to:

1. Identify and describe the stages in the trial process,
2. Identify and critically analyze the concepts of due process as found in the 6th, 8th, and 14th amendments, including right to counsel, bail, jury trial, and due process,
3. Describe the history and application of the exclusionary rule in shaping criminal procedure,
4. Describe application of the right to counsel in a criminal case,
5. Describe application of the right to a jury trial,
6. Critically analyze the constitutionality of searches, seizures, admissions and confessions,
7. Describe what constitutes an unreasonable search and seizure, and
8. Describe the Miranda decision and the privilege against self-incrimination.

Course Scope and Content:

- Unit I Introduction
- A. Review of goals of the justice system
 - B. The justice system structure and process
 - C. Concepts of due process including right to counsel, bail, jury trial, and due process
 - a. Fourth amendment,
 - b. Sixth amendment
 - c. Eighth amendment
 - d. Fourteenth amendment
- Unit II The Court System, Source of Rights
- A. Constitution and due process
 - a. Fourth amendment,
 - b. Sixth amendment
 - c. Eighth amendment
 - d. Fourteenth amendment
 - B. Structure of the court system
 - C. The effect of judicial decisions
 - D. Jurisdictions, venue, writs
- Unit III Overview of the Justice Process
- A. Legal authorization for the system
 - a. Constitution and State codes
 - b. Legislative action
 - B. Continuity of procedures, pre-arrest, et cetera
 - C. Extradition
- Unit IV Pre-Arrest
- A. The exclusionary rule
 - B. Changes in due process lead cases
 - a. Weeks v. U.S.
 - b. Silver Platter Doctrine
 - c. Wolf v. Colorado
 - d. Mapp v. Ohio
 - C. Exceptions
 - D. Probable cause
 - a. Vehicle stops and searches
- Unit V Arrests, Searches, and Seizures
- A. Arrests defined
 - B. Identification and interrogation
 - C. Force in effecting arrest
 - D. Arrest by private person
 - E. Hot pursuit
 - F. Summoning assistance
 - G. Immunity from arrest
- Unit VI Post-Arrest Process
- A. Confessions and admissions
 - B. Due process changes through case decisions

- a. McNabb v. United States
 - b. Mallory v. United States
 - c. Escobedo v. Illinois
 - d. Miranda v. Arizona
 - e. Thompson v. Keohane
 - f. Dickerson v. United States
 - g. Cases leading to Miranda Decision
 - C. Advisement of rights
 - D. Booking procedure and rights
 - E. Criminal complaint
- Unit VII Bail
- A. Historical development of bail
 - B. Form and amount of bail, writs
 - C. Forfeiture of bail
 - D. Release without bail
- Unit VIII The Arraignment
- A. Charges
 - B. Constitutional rules and rights advertisements
 - a. counsel
 - b. fair and impartial trial
 - c. jury of peers randomly chosen from the community
 - d. speedy trial
 - e. right to compel witnesses
 - f. public trial
 - g. face accusers
 - C. The grand jury processes
 - D. Entering pleas
 - a. types and time
 - b. inability to stand trial
 - E. Plea bargaining
- Unit IX The Preliminary Hearing
- A. Prosecution presents probable cause case
 - B. Defense rights during hearings and trial
 - C. Witness production
 - D. Post-prelim plea bargaining
- Unit X Trial Process
- A. Constitutional safeguards, pre-trial motions
 - B. Jury selection
 - C. Opening statements
 - a. prosecution
 - b. defense
 - D. Case in chief prosecution
 - a. testimony
 - b. non-testimonial evidence
 - c. cross examination
 - E. Defense case
 - a. testimony

- b. non-testimonial evidence
- c. cross examination
- F. Rebuttal
- G. Closing arguments
- H. Charging jury, deliberations, and verdict

- Unit XI Research Methodology, Case Law
- A. Referencing the law library
 - B. Methods of case study
 - C. Writing briefs and a case report

Learning Activities Required Outside of Class:

The students in this class will spend a minimum of 6 hours per week outside of the regular class time doing the following:

1. Studying textbook (s), PowerPoints, videos, and lesson plan
2. Completing required reading including case studies,
3. Completing required written exercises participating in online or in person discussion assignments.
4. Library research
5. Internet research

Methods of Instruction:

1. Lectures
2. Class discussions
3. Audio/Visual presentations
4. scenarios
5. discussions
6. Research and study of materials

Methods of Evaluation:

1. Substantial writing assignments including:
 - a. Essay exams
 - b. Research Paper using APA format
2. Objective and subjective examinations/quizzes
3. Case analysis
4. Projects
5. Homework assignments
6. In class exercises/presentations including discussions
7. Forum responses and interaction with other students based on assigned readings from criminal justice literature/or internet research

Supplemental Data:

T.O.P. Code:	210500- Administration of Justice
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Sam Priority Code:	C: Clearly Occupational
Distance Education:	Online; Offline
Funding Agency:	Y: Not Applicable
Program Status:	1: Program Applicable
Noncredit Category:	Y: Not Applicable
Special Class Status:	N: Course is not a special class
Basic Skills Status:	N: Not Applicable
Prior to College Level:	Y: Not Applicable
Cooperative Work Experience:	N: Course is not a part of a cooperative education program
Eligible for Credit by Exam:	Y: Yes
Eligible for Pass/No Pass:	N: No
Discipline:	Administration of Justice