

# CRIMINAL PROCEDURE

[Be Warned: This Film Clip Contains Graphic Profanity!!]

## RE-DO FILM CLIP #1

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Student Name

Citizen-victim calls the police to report that his car has been stolen. This **Film Clip** begins at the bowling alley where the citizen-victim discovers that his car has been stolen. The next scene in the clip shows the citizen-victim being interviewed by two (2) investigating police officers. During that interview, one of the investigating officers discovers a *sizeable amount* of marijuana in the citizen-victim's ashtray. The citizen-victim is immediately arrested. The police search him pursuant to that arrest and find a **photograph of the citizen-victim** standing over a dead body with a smoking gun. Written at the bottom of that photograph is the following handwritten statement by the citizen-victim:

*"Yes, I killed him! The body and murder weapon may be found in a dumpster at the corner of Cleveland and Garland Streets."*

The police found the gun and the body in that dumpster.

Based on this film clip and the information set out above:

1. Did the actions of the police **implicate** the Fourth Amendment rights of citizen-victim?

2.5

a. Yes \_\_\_\_\_ or No \_\_\_\_\_

2.5

b. Cite a **(only one (1)) case** \_\_\_\_\_  
from *any* the **cases that have been** assigned – including the current list of cases that supports your answer to **1(a)** above.

*Front*

2. If the Fourth Amendment was **implicated**, did the investigating officer act *reasonably*?

2.5

a. Yes \_\_\_\_\_ or No \_\_\_\_\_

2.5

b. Cite a **(only one (1)) case** \_\_\_\_\_  
from *any* of the **cases that have been assigned** - including the current list of cases that supports your answer to **2(a)** above.

3. If the police acted *reasonably*, was the *search-incident* to the arrest *reasonable*?

2.5

a. Yes \_\_\_\_\_ or No \_\_\_\_\_

2.5

b. Cite a **(only one (1)) case** \_\_\_\_\_  
from *any* of the **cases that have been assigned** - including the current list of cases that supports your answer to **3(a)** above.

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