Class location: MacQuarrie Hall 520  
Class schedule: Tuesdays, 5:30 p.m. to 8:15 p.m., January 30 to May 15, 2007  
Final examination: Tuesday, May 22, 2007, at 5:30 p.m.  
Instructor information: Cynthia C. Lie  
e-mail: cynthia_lie@mindspring.com  
voicemail: (510)428-9006  
Office hours: Tuesdays, 4:15 p.m. to 5:15 p.m. and by appointment  
MacQuarrie Hall 521  

Course Requirements and Grading

Students will be graded in accordance with their ability to critically analyze and apply the principles addressed in the course, as demonstrated by their performance in the areas described below. Delays in submitting homework or the mid-term examination will be accepted only at the discretion of the instructor, based upon an adequate justification; if accepted, late homework
and/or mid-terms are subject to a grade reduction of one grade per day of delay or fraction thereof.

1) Weekly homework

Regular homework will consist of short writing assignments and/or substantive revisions of prior assignments. The initial assignments will account for 20% of the total semester grade; the subsequent revisions will account for an additional 20%. One of these assignments will require the student to attend either a judicial evidentiary hearing or a law enforcement exercise and to report and analyze the relevant events.

2) Class participation

Class meetings will occasionally include short written exercises based upon the readings previously assigned. These will account for 5% or the total semester grade, graded on a credit/no-credit basis. In addition, constructive contribution to class discussion will account for an additional 5% of the total semester grade.

3) Examinations

Students will complete one mid-term examination, worth 20% of the total semester grade, which will be a take-home written exercise to be distributed March 20, 2007 and turned in to the instructor or Department office no later than Monday, March 26, 2007 at 9:00 a.m. The final examination, worth 30% of the total semester grade, will be administered in class on Tuesday, May 22, 2007. Students are permitted to use their textbook and notes during the final examination.

**Schedule of Lectures**

<table>
<thead>
<tr>
<th>Week</th>
<th>Date</th>
<th>Topic</th>
<th>Reading</th>
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</thead>
<tbody>
<tr>
<td>Week 1</td>
<td>January 30</td>
<td>Overview of the Constitutional Framework</td>
<td>Ch. 1 (all) and Ch. 2 (through p. 25)</td>
</tr>
<tr>
<td>Week 2</td>
<td>February 6</td>
<td>Stages of a Criminal Prosecution; the Jury Trial</td>
<td>Ch.2 (p. 25 to end); Ch. 3 (all)</td>
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<td>Week 3</td>
<td>February 13</td>
<td>Introduction to the Exclusionary Rule</td>
<td>Ch. 9 (all); Ch.10 (all except pp. 174-175); Ch. 15, pp.309, 312-318, 322-325; begin <em>Mapp v. Ohio</em>, 367 U.S. 643 (1961)</td>
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<tr>
<td>Week 4</td>
<td>February 20</td>
<td>The Fourth Amendment and the Exclusionary Rule, part I: The Warrant Requirement and Exceptions</td>
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Week 5 February 27  The Fourth Amendment and the Exclusionary Rule, part II: Arrests and Ancillary Searches

Reading:  Ch. 14, pp. 273-278, 279 (“Three Types of Police-Citizen Contacts”), 284-end; Ch. 15, pp. 319-320, 321-322  

Week 6 March 6  The Fourth Amendment and the Exclusionary Rule, part III: Investigative Detentions and Protective Searches

Reading:  Ch. 14, pp. 270-273, 284-287  
Terry v. Ohio, 392 U.S. 1 (1968)

Week 7 March 13  The Fifth Amendment and the Exclusionary Rule: Improperly Obtained Admissions and Confessions

Reading:  Ch. 12 (all); Ch. 10, pp. 174-175; Ch. 17, pp. 368-369  
Miranda v. Arizona, 384 U.S. 436 (1968)

Week 8 March 20  Review for Mid-term Examination

Week 9 April 3  Lost and Destroyed Evidence; Eyewitness Identifications

Reading:  Ch. 1, p. 10, Ch. 2, pp. 29-33

Week 10 April 10  Privileges

Reading:  Ch. 6, pp. 115-end  
Roviaro v. United States, 353 U.S. 53 (1956)

Week 11 April 17  Hearsay and the Confrontation Clause

Reading:  Ch. 7 (all); Ch. 8 (all)

Week 12 April 24  Character Evidence, Impeachment and Undue Prejudice

Reading:  Ch. 4, pp.67-70; Ch. 5, 97-99  
Guam v. Shymanovitz, 157 F.3d 1154 (9th Cir. 1998)

Week 13 May 1  “Scientific” evidence

Reading:  Ch. 18 (all)
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<tr>
<th>Week 14</th>
<th>May 8</th>
<th>Authentication of Evidence</th>
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<tr>
<td></td>
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<td>Reading: Ch. 16; Ch. 17, pp. 358-364</td>
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<tr>
<td>Week 15</td>
<td>May 15</td>
<td>Review for Final Examination</td>
</tr>
<tr>
<td>Week 16</td>
<td>May 22</td>
<td>Final Examination</td>
</tr>
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