

CLO 1 understand the historical and constitutional rights and limitations relating to the admission and/or exclusion of criminal evidence.

CLO 2

economic, social, political, ethical, and cultural. Graduates of the Department of Justice Studies leave San José State University prepared to enter a range of careers and for advanced study in a variety of fields; they are prepared to more effectively identify and ameliorate injustice in their personal, professional and civic lives. Indeed, the impact of literacy is evident not only within the span of a specific course, semester, or academic program but also over the span of a lifetime. **case16()33/MCID 3>BDC q0.00000912 0 612 92 reW*nBT4/F3 10**

Briefing Cases: In addition to the reading assignments, students are required to submit written briefs for specific court cases assigned throughout the semester. To receive credit for a written brief, it must be written in the proper format, completed in good faith, and submitted online on time.

You Decide Question/Case Recitation: Students must prepare to summarize the facts, identify the pertinent questions or issues and discuss (with fellow students and the instructor) the analysis or reasoning of two (2) specific You Decide Question (YDQ) or one of the assigned cases during class. Students may volunteer, or the instructor will call on individual students on the day of class scheduled for recitation of the (YDQ)/case. Students are required to brief the underlying You Decide case they volunteer or are called upon to recite.

the recitation; however, To receive full credit for a recitation, students must turn in the brief no later than the next class period following the recitation.

Written Assignments: All writing assignments must adhere to the *10 Rules of Formal Writing* locD/QpaUg(HAg IAAF0guà'qw1 8881.gf8FUQ6UwZa/STbSàFPc pCI4cW\$16w8qq@ /S

Required University Policies Statement

Per University Policy S16-9, university-wide policy information relevant to all courses, such as academic integrity, accommodations, etc. will be available on Office of Graduate [Syllabus Information web page](#) at

Academic Integrity:

<https://www.sjsu.edu/studentconduct/conduct-processes/academic-integrity.php>

Your own commitment to learning, as evidenced by your enrollment at San Jose State Unive

JS143 / Criminal Evidence & Procedure, Spring 2022

Course Schedule

		Readings, Assignments & Deadlines
	Thursday 1/27	Assignment: Text (Lippman) Chapter 1 - introduction Lecture & Discussion: Introduction; Syllabus; Class Mechanics; Class Policy and Procedures; the Syllabus; Burden of Proof; Judge & Jury; Development Law of Evidence; The US Constitution; Supreme Court; Other Federal Courts; Briefing Cases
		Assignment: Text (Lippman) - Chapter 1 Introduction (continued) Lecture & Discussion: State Constitutions & Courts; State Judicial Systems; Precedent; Development of Due Process; The 14 th Amendment; Incorporation; Rules of Evidence; Do we need rules of evidence? Read & Brief: Schiro v. Landrigan, 127 S.Ct 1933 (2007)
	Thursday 2/3	Assignment: Text (Lippman) - Chapter 2 The Criminal Justice Process Lecture & Discussion: The Criminal Complaint; First Appearance; Preliminary Hearing; Grand Jury; Arraignment; Suppression Hearings & Pretrial Motions; Discovery; Plea Bargaining
	Tuesday 2/8	Assignment: Text (Lippman) - Chapter 2 The Criminal Justice Process (continued) Lecture & Discussion: The Trial; The Sentencing Process; Sentencing Guidelines and the Role of Juries; Criminal Appeals; Habeas Corpus
		Assignment: Text (Lippman) - Chapter 3 Types of Evidence Lecture & Discussion: Relevance; Competence; Exclusion of Evidence Based on Relevance and Other Concerns; Direct & Circumstantial Evidence Read & Brief: Dusky v. United States, 362 U.S. 402 (1960)
	Tuesday 2/15	Assignment: Text (Lippman) - Chapter 3 Types of Evidence (continued) Lecture & Discussion: Testimonial & Real Evidence; Substitutes for Evidence; Stipulations; Judicial Notice; Presumptions; Presumptions & Criminal Law You Decide: [3.1 to 3.5]
		Assignment: Text

	Tuesday 3/1	<p>Assignment: <i>Text (Lippman) - Chapter 6 The Opinion Rule and Expert Testimony</i></p> <p>Lecture & Discussion: <i>Unavailable Witnesses; Opinion Rule; Lay Witnesses; Expert Testimony; Qualifying an Expert Witness; Testimony on Ultimate Issues; Scope of Expert Testimony; Court Appointed Experts</i></p> <p>You Decide: <i>[6.1 to 6.4]</i></p>
		<p>Assignment: <i>Text (Lippman) - Chapter 7 Crime Scene Evidence and Experiments</i></p> <p>Lecture & Discussion: <i>Crime Scene Evidence; Chain of Custody; Scientific Evidence; Laying the Foundation for Scientific Evidence</i></p>

Tuesday
4/5

Assignment: *Text (Lippman) - Chapter 10*

Assignment: Text (Lippman) - Chapter 17 Eyewitness Identifications
Lecture & Discussion: Psychology of Identifications; The 6th Amendment Identification; The 6th Amendment Critical Stages; The 6th Amendment Prearrangement Identifications; The 6th Amendment