

**PERU STATE COLLEGE
CJUS 340 CRIMINAL PROCEDURE
SYLLABUS – FALL 2009**

Instructor:	Dr. Greg Galardi (O) 402-872-2397 Email: ggalardi@oakmail.peru.edu (Anytime)
Office:	T.J. Majors Building, Suite 300
Office Hours:	Monday and Wednesday, 12:30 p.m. to 3:30 p.m. Tuesday and Thursday, 8:00 a.m. to 11:30 a.m. Fridays by appointment.
Course Meets:	T.J. Majors Room 301 , T-Th 2:00- 3:15
Required Texts:	Samaha, Joel. (2008). Criminal Procedure, (7 th ed). Belmont, CA: Thomson-Wadsworth Publishing Co. ISBN 0-495-09546-X
Prerequisites:	CJUS 110

Course Description :

This course provides an in depth exploration of criminal procedures. Review of the fundamental elements of criminal law is included. This course also presents an overview of the role and oversight provided by local, state and federal judicial systems in criminal matters. Rules of search and seizure, interrogations and confessions, and suspect identification guidelines receive significant attention. Constitutional rights, remedies, post trial appeal processes, and criminal procedure during times of crisis receive consideration.

Course Objectives:

1. Understand criminal procedures and processes in the judicial system during pretrial, trial, conviction and post conviction phases.
2. Provide a greater understanding of the structure of the judicial system in the United States.
3. Understand the fundamental elements of criminal law.
4. Understand search and seizure guidelines and procedures.
5. Understand interrogation, confession and identification guidelines and procedures.
6. Understand constitutional rights and remedies.
7. Understand criminal procedures in times of crisis.
8. To gain a greater understanding of court proceedings through attendance at court and participation in mock trials.

On the first day of class via the announcement board, I will discuss how these objectives fit into the School of Professional Studies and College mission and goal statements attached to this syllabus.

Explanation of Instruction and Course Schedule

Exams, quizzes, mock court trials, court observations, power point presentations, case analysis, videos and films, overheads, applied exercises, and other educational materials as deemed necessary will be utilized in this course. The instructor reserves the right to make changes in the schedule to facilitate student learning. Any changes in the schedule will be communicated to students in advance.

Grading: Your final grade is based upon the scores of the exams, quizzes, mock trial and paper, court observation and paper, and class participation. Students must successfully complete all elements of this course to pass the course.

	Grade		Total Possible Points	Percent
			710 points	100%
To receive an	A	Learners must earn	639 points	90-100
To receive a	B+	Learners must earn	603.5 points	85-89
To receive a	B	Learners must earn	568 points	80-84
To receive a	C+	Learners must earn	532.5 points	75-79
To receive a	C	Learners must earn	497 points	70-74
To receive a	D+	Learners must earn	461.5 points	65-69
To receive a	D	Learners must earn	426 points	60-64
To receive an	F	Learners must earn	418.9 points	<60
Exams:			400 Points	
<p>There shall be four exams worth 100 points each. The final exam is cumulative. Students are expected to be present when the exams are given. Only by prearranged, mutual agreement between the student and instructor shall assessments be taken at a different time than scheduled. There shall be no exceptions to this policy.</p>				
Mock trials & Reflection paper(s):			150 Points	
<p>Students will be divided into groups and assume roles in mock trials or practical exercises concerning issues such as traffic violations, offenses committed by juveniles, misdemeanor crimes and felony crimes. Students are expected to participate substantially and equitably in the preparation and execution of these exercises. Group members shall evaluate the level of participation of each other for this exercise and this shall constitute a significant portion of the grade, subject to instructor review. Additionally, all students are responsible for completion of a 3-4 page reflection paper with 12 point font, double spacing, and that is error free. The paper should describe their role the trials, their experience, and the research necessary to prepare for that role.</p>				
Class Participation, Written Exercises, Quizzes & Case Analysis			160 Points	
<p>Active participation and discussion are vital to this learning experience. In order to foster a climate conducive to learning, please join me in treating your classmates with respect professionally, personably and using a critical thinking approach towards the topic at hand. Learners will be expected to come to class having read the text. Learners should be prepared to engage in conversation regarding the text, case briefs, current criminal judicial processes, and any other information presented in the course. Students may be assigned individually or in groups to discuss certain cases or judicial issues with the class, perform written exercises and quizzes, and attend a court hearing as required by the instructor. Each class session you miss without a valid excuse will result in a deduction of 10 points from this category. Missing more than 5 classes shall result in failure of the course.</p>				

Academic Honesty

Academic honesty and the submission of your own work is expected, required and designed to assist you in developing your ability to perform. Unless otherwise directed, learners are expected to do their own work on assignments and exams. Academic dishonesty will result in actions according to the college's disciplinary policy.

In order to promote academic integrity, the college subscribes to an electronic service to review papers for the appropriate citations and originality. Key elements of submitted papers are stored electronically in a limited access database and thus become a permanent part of the material to which future submissions are compared. Continued enrollment in a course signifies your permission for this use of your written work. Should you not wish to agree to this procedure, you may drop the course during the add/drop period before any works are completed and submitted.

Incomplete Coursework

To designate a student's work in a course as incomplete at the end of a term, instructors record the incomplete grade (I). Students may receive this grade only when serious illness, hardship, death in the immediate family, or military service during the semester in which they are registered prevents them from completing course requirements. In addition, to receive an incomplete, a student must have completed a majority of the course's major requirements. Unless extenuating circumstances dictate otherwise, students must initiate requests for an incomplete by filling out an Incomplete Grade Completion Contract, which requires the student and faculty signature.

The Incomplete Grade Completion Contract cites the reason(s) for the incomplete and details the specific obligations the student must meet to change the incomplete to a letter grade. If students agree to complete required work prior to the normal deadline for making up an incomplete – the end of the subsequent semester – this date must appear in the contract. The division chair, the instructor, and the student receive signed copies of the Incomplete Grade Completion Contract.

Even if the student does not attend Peru State College, all incomplete coursework must be finished by the end of the subsequent semester. Unless Faculty Senate approves an extension, if the student does not fulfill contract obligations in the allotted time, the incomplete grade automatically becomes an "F". Students who have filed an application for graduation are not eligible for a grade of Incomplete.

Accommodation Statement

The Rehabilitation Act of 1973 (public law 93-112) Section 504, provides that "no otherwise qualified disabled individual the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance." It is the student's responsibility to notify the institution of any special circumstances that would affect his/her ability to compete equally in the college environment. Learning disabilities must be appropriately documented. While students are encouraged to self-identify at the earliest possible time, students may not know of choose to self- identify, but can still receive services at any time once they self-disclose and document. Students should contact the office of Student Support Services, Vice President for Student Affairs or the Director of Admissions for further advisement. Students with special needs are encouraged to make them known to the instructor.

**Prospective Schedule: The following schedule reflects the topical content of this course
Topics may be changed with advance notice from the instructor.**

Session	Topic
Week 1	The Law and Courts
Week 2	Ch 1 Crime Control in a Constitutional Democracy
Week 3	Ch 12 Court Proceedings & Testifying
Week 4	Ch 13 Pretrial, Trial and Conviction
Week 5	Ch 14 Post Conviction
Week 6	(Exam 1, Chapters 1, 12, 13 & 14) Ch 2 Criminal Procedure and the Constitution
Week 7	Ch 3 Definition of Search and Seizure
Week 8	Ch 4 Stop and Frisk
Week 9	Ch 5 Arrest
Week 10	(Exam 2: Chapters 2, 3, 4 & 5) Ch 6 Evidence
Week 11	Ch 7 Special-Needs Searches
Week 12	Ch 8 Self- Incrimination
Week 13	Ch 9 Identification Procedures (Exam 3: Chapters 6,7, 8 & 9)
Week 14	Ch 10 Exclusionary rule and Entrapment
Week 15	Ch 11 Legal Liabilities & Remedies
Week 16	Ch 15 Criminal Procedure in Crisis
Week 17	Final Exam (All chapters & Information)