



Bethesda University

730 North Euclid Street, Anaheim, California 92801 Tel: (714)517-1945, Fax: (714)683-1440

LA 330 Evidence Rules for Criminal Justice Fall 2015

Instructor: Dr. George Ackerman	
Class Hour: Online Only	Classroom: Online – using Moodle
Office: N/A	Phone: 561-667-4209
Office Hours/ Consultation: MONDAY TO THURSDAY 11am to 2 pm PST	E-mail:
TA: N/A	Credit Unit: 3

A. Bethesda University Mission Statement

Bethesda University is a Christ-centered community of higher education preparing Korean/English speaking men and women with professional competence, academic excellence, and spiritual integrity to be servant leaders in the Church, community, and global society.

B. Relationship of Course to Bethesda University's Mission

This course is designed to provide knowledge and understanding of the substantive criminal law along with the ethical and legal issues relating to criminal law confronting legal professionals in the modern world.

C. Course Description

The course involves a discussion of the origin, nature, and admissibility of evidence against the accused in criminal proceedings. The exclusionary rule and the distinction between real and testimonial evidence as admitted or excluded from court proceedings are emphasized. Topics include the hearsay rule and its exceptions, the opinion evidence rule, character and reputation evidence, direct and cross examination of witnesses, burden of proof and presumptions, identification evidence, and other pertinent rules of evidence.

D. Course Objectives & Student Outcomes

By the end of the course, each student is expected to be able to demonstrate the following:

Expected Student Outcomes

Outcome 1) Understand the different types of evidence rules for criminal justice and criminal trials (Spiritual, Intellectual, Socio-Emotive, Vocational)



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Outcome 2) Identify CA state and Federal evidence rules, procedures, doctrine and policies in common criminal justice scenarios (Intellectual, Vocational)

Outcome 3) Apply ethical rules relating to evidence in common criminal justice scenarios; discuss Christian ethics (Spiritual, Intellectual, Socio-Emotive, Vocational)

Outcome 4) Examine and interpret applicable types of admissible evidence, for various common criminal justice scenarios (Intellectual, Socio-Emotive, Vocational)

Outcome 5) Understand the roles of witnesses and experts in criminal justice (Intellectual, Socio-Emotive, Vocational)

Outcome 6) Analyze the definition and exceptions to hearsay in common criminal justice scenarios (Intellectual, Socio-Emotive, Vocational)

Outcome 7) Understand how to recognize Constitutional Amendments including the Fourth Amendment requirements in common criminal justice evidence scenarios (Intellectual, Socio-Emotive, Vocational)

Outcome 8) Assess the meaning of the burden of proof and future changes in evidence that apply to criminal justice (Vocational)

Assessments tied to above Objectives

Assessment Method	Outcomes Covered
Class Discussions	Outcomes 1)2)3)4)
Term paper	Outcomes: 1)2)3)4)
Mid Term Exam	Outcomes: 1)2)
Final Exam	Outcomes: 3)4)
Case Brief (Assignments-4)	Outcomes: 1)2)3)4)

E. Teaching/Learning Methods

A variety of learning methods will be adopted including lecture, class discussions, group work, projects, reports/essays, quizzes, exams and other methodology.

F. Required Textbook(s)

Note: you can visit cengagebrain.com as you also have the option to purchase the text online and use as an ebook.



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No.	Title	Author	Publisher	ISBN	Year
1	Criminal Evidence: Principles and Cases	Gardner, T.J. & Anderson, T.M.	Wadsworth Publishing.	978-1-285-45900-4	2016
2	Publication manual of the American Psychological Association (6th ed.). Washington, DC	American Psychological Association	Publication manual of the American Psychological Association (6th ed.). Washington, DC		2009

G. Course Calendar/Schedule, include the following (subject to revision)

(Please be sure to read the chapter being discussed, ahead of the class in which it will be covered)

N	Due Dates Date	Theme	Reading	Assignments (Tentative schedule only)
1	8/24-8/30	History and Development of the Law of Criminal Evidence	Chapter 1	Discussion board, 2 posts in depth, APA Format Also post your biography in the DB Area
Last Day to Request Add/Drop is Friday of First Week				
2	8/31-9/6	Important Aspects of the American Criminal Justice System	Chapter 2	Discussion board, 2 posts in depth, APA Format
3	9/7-9/13	Using Evidence to Determine Guilt or Innocence	Chapter 3	Discussion board, 2 posts in depth, APA Format
4	9/14-9/20	Direct and Circumstantial Evidence and the Use of Inferences	Chapter 4	Discussion board, 2 posts in depth, APA Format Case Analysis 1 Due
5	9/21-9/27	Witnesses and the Testimony of Witnesses	Chapter 5	Discussion board, 2 posts in depth, APA Format
6	9/28-10/4	Judicial Notice, Privileges of Witnesses, and Shield Laws	Chapter 6	Discussion board, 2 posts in depth, APA Format MID TERM EXAM DUE 10/4
7	10/5-10/11	The Use of Hearsay in the Courtroom	Chapter 7	Discussion board, 2 posts in depth, APA Format
8	10/12-10/18	The Confrontation Clause and Exceptions to the Hearsay Rule	Chapter 8	Discussion board, 2 posts in depth, APA Format Case Analysis 2 Due



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Last Day to Request Grade Withdrawal "W" is Friday of 8 th Week				
9	10/19-10/25	The Exclusionary Rule	Chapter 9	Discussion board, 2 posts in depth, APA Format
10	10/26-11/1	Where the Exclusionary Rule Does Not Apply	Chapter 10	Discussion board, 2 posts in depth, APA Format TERM PAPER DUE 11/1
11	11/2-11/8	"Special Needs" and Administrative Searches	Chapter 11	Discussion board, 2 posts in depth, APA Format
12	11/9-11/15	Obtaining Statements and Confessions for Use as Evidence	Chapter 12	Discussion board, 2 posts in depth, APA Format Case Analysis 3 Due
13	11/16-11/22	The Law Governing Identification Evidence	Chapter 13	Discussion board, 2 posts in depth, APA Format
	11/23-11/29	THANKSGIVING BREAK		
14	11/30-12/6	Final topics review	Chapter 14	Discussion board, 2 posts in depth, APA Format Case Analysis 4 Due
15	12/7-12/11	Review	Chapter 15	2 boards Discussion board, 2 posts in depth, APA Format FINAL EXAM DUE 12/11
Last Day to Request Grade Incomplete "I" is Friday of 15 th Week				

H. IMPORTANT TERM ASSIGNMENTS:

TERM PAPER:

You may select a topic or chapter from our textbook. You are to write an 8 page term. All APA requirements are required. A sample APA paper will be provided. Make sure to apply a variety of outside references (rather than just the textbook). Please do not email me papers. They will not count unless through the drop box. Plan ahead and try tech support if needed. Once the deadline passes I will be unable to respond to late papers.

MID TERM EXAM:

The exam will consist of essay form questions. This will cover chapters 1 to 6. Please select 1 topic from each chapter (1,2,3,4, 5 AND 6). Then summarize each in depth. 1 page per question. Answers will be



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required to be in APA format and in depth. This will be an open book exam and you will have a week to complete. Please work alone. Please do not email me exams. They will not count unless through the drop box. Plan ahead and try tech support if needed. Once the deadline passes I will be unable to respond to late exams.

FINAL EXAM:

The exam will consist of essay form questions. This will cover chapters 7 to 12. Please select 1 topic from each chapter (7,8,9,10,11 and 12). Then summarize each in depth. 1 page per question. Answers will be required to be in APA format and in depth. This will be an open book exam and you will have a week to complete. Please work alone. Please do not email me exams. They will not count unless through the drop box. Plan ahead and try tech support if needed. Once the deadline passes I will be unable to respond to late exams.

WEEKLY DISCUSSIONS:

Each week we will have weekly discussions. APA citing is required. Please post 2 posts per week. 1 post is your initial post (response) plus one post to a fellow classmate. It is vital to follow the samples, go in depth and cite or points are lost. Do not post 1 sentence. Please do not post outside questions on the DBs either. Feel free to use email for questions.

CASE ANALYSIS

You will be asked to select a case from the reading for 4 specific weeks and create an in depth case review/analysis of that case and specifically apply the rules of evidence you would apply or have reviewed from that case and outcome (2-3 pages)

Include the following:

Case Brief Format

Caption

Facts

Procedural History

Issues

Holdings



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Rationale

Disposition

Concurring and Dissenting Opinion

Specific Evidence laws used or that could be utilized.

For Reference:

LexisNexis (2015). How to write a case brief. Retrieved from <http://www.lexisnexis.com/en-us/lawschool/pre-law/how-to-brief-a-case.page>

I. Class Participation :

Students will have personal, one on one communication with the instructor - individual communication email/phone/chat etc. requirement on set day(s)

J. Assignments

There will be various written assignments that will be given out during the semester. You must reference all sources you use in all work submitted. Use any acceptable referencing method. Ask for assistance should you need resources and examples of referencing.

K. Evaluation/Assessment Rationale for Grade Determination

1. Grade Assessment

Mid Term exam	20%
Term Paper	20%
Discussions/ Participation	25%
Final	20%
<u>Case analysis Assignments</u>	<u>15%</u>
Total Possible Points	100

2. Grade definition

A	Excellent
B	Good



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- C Satisfactory
- D Poor
- F Failure

3. Grade scale

Letter Grade	Numeric Grade	Grade Points
A	95-100	4.0
A-	90-94	3.7
B+	87-89	3.3
B	84-86	3.0
B-	80-83	2.7
C+	77-79	2.3
C	74-76	2.0
C-	70-73	1.7
D+	67-69	1.3
D	64-66	1.0
D-	60-63	0.7
F	59 or below	0

ASSESSMENT RATIONALE

In this course, learning is tied to learning outcomes. Students will be assessed based upon meeting course objectives. Students working hard to achieve higher grades will be expected to demonstrate a higher level of analysis and novel application within the assessment components of the course.

L. Course Policies

1. Attendance, Preparation, and Participation:

All students are expected to attend class, read their assignments and be prepared to participate in class discussions and group work.

Ten percent (10%) of your grade is based on participation. This grade is based on your Attendance, participation in class, contributing to discussions, answering questions, raising questions, and positive participation as an individual and in groups. Missing class work, quizzes and tests will affect your overall grade.

2. Deadlines:

Assignments are due as instructed. Late assignments are not acceptable unless special circumstances exist. If accepted, one week late assignments will be reduced by one letter grade. Quizzes and Tests can be made up only if approved and valid reason and documentation is provided. The final exam must be taken as scheduled at the end of the semester, without exception, unless approval is granted.



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3. Advance Assistance and Accommodations:

If you need any assistance or accommodations, please check with the professor as soon as possible. It is important not to wait until it is too late. It is your duty to advise the Professor and School of any accommodations you require along with how you think any requested accommodations may be fulfilled.

4. Assignment Options:

See Professor

5. Make up work:

Only if pre-approved by professor.

6. Extra-credit work:

TBA, if applicable.

7. Emergency procedures:

Contact Professor, or School if professor is not available.

8. Other policies on Withdrawal and Grade Permanence, Academic Integrity, and Appeals and Grievance procedures refer to the Student Handbooks and Catalog.

M. Support Services; No Legal Advice

Please check with school and professor for support services. PLEASE NOTE THAT THERE IS NO LEGAL ADVICE PROVIDED BY PROFESSOR OR THE SCHOOL IN THIS COURSE OR AT ANYTIME. Please ask for career help, although Professor and School are not your future employer and you need to ensure that you yourself check all requirements for your anticipated career path early on. Do not rely on statements made by anyone, rather check for yourself or take outside professional help.