

**CONSTITUTIONAL CRIMINAL PROCEDURE – CRI.7262.01 – FALL 2023 – M/W – 12:45 to 2:00pm – OAKES 110**

DATE	CLASS #	ASSIGNMENT
<p><b>Monday</b> <b>8/28/23</b></p>	<p><b>CLASS #1</b></p>	<p><b>UCP:</b> Ch. 1 – Introduction to Criminal Procedure (pp. 3-21) Ch. 2 – Overarching Policy Issues in Criminal Procedure (pp. 23-41)</p> <p><b>CANVAS:</b> -Please skim these two articles that provide examples of Person-Centered Language:</p> <ul style="list-style-type: none"> <li>• Language of Incarceration: <a href="https://lincnc.org/language-of-incarceration/">https://lincnc.org/language-of-incarceration/</a></li> <li>• This example is in the context of Health Care; the first few pages give a general overview of Person-Centered Language: <a href="https://www.resourcesforintegratedcare.com/wp-content/uploads/2020/04/Using_Person_Centered_Language_Tip_Sheet.pdf">https://www.resourcesforintegratedcare.com/wp-content/uploads/2020/04/Using_Person_Centered_Language_Tip_Sheet.pdf</a></li> </ul> <p>-Please read this short guide on <i>How to Acknowledge and Respond to Harm in the Moment</i> (it was developed by a Quaker community - my intention is to share the concept, not the religious foundation or aspects): <a href="https://quakerinstitute.org/wp-content/uploads/Ouch-Whoa-Oops-Handout.pdf">https://quakerinstitute.org/wp-content/uploads/Ouch-Whoa-Oops-Handout.pdf</a></p> <p>-Written Assignment (<b>REQUIRED – due to me BY EMAIL by 11:59pm on Sunday August 27<sup>th</sup></b>):</p> <ul style="list-style-type: none"> <li>• Preferred Name</li> <li>• Pronouns (if you choose to share)</li> <li>• Year and/or Program</li> <li>• What is a (non-school-related) topic you can discuss endlessly?</li> <li>• What is a cover song that you prefer over the original? (Please include name of artist/band.)</li> </ul>
<p><b>Wednesday</b> <b>8/30/23</b></p>	<p><b>CLASS #2</b></p>	<p><b>UCP:</b> Ch. 3 – Incorporation of the Bill of Rights (pp. 43-50) <b>Casebook:</b> <i>Powell v. Alabama</i> (pp. 23-29) <i>Duncan v. Louisiana</i> (pp. 50-58)</p>
<p><b>Monday</b> <b>9/4/23</b></p>	<p><b>NO CLASS</b></p>	<p><b>LABOR DAY HOLIDAY</b></p>
<p><b>Wednesday</b> <b>9/6/23</b></p>	<p><b>CLASS #3</b></p>	<ul style="list-style-type: none"> <li>• <b>WE WILL HOLD A CIRCLE DIALOGUE ABOUT POLICING</b></li> <li>• <b>LOCATION TBD</b></li> </ul>

<b>Monday</b> <b>9/11/23</b>	<b>CLASS #4</b>	<p><b>UCP:</b>  Ch. 4 – Fourth Amendment Overview (pp. 51-64)  Ch. 5 – Fourth Amendment: “Persons, Houses, Papers, and Effects” (pp. 65-67)  Ch. 6 – Fourth Amendment Terminology: “Search” (pp. 69-81/stop @ §6.04)</p> <p><b>Casebook:</b>  <i>Mapp v. Ohio</i> (pp. 79-88)  <i>Katz v. United States</i> (pp. 92-97)</p>
<b>Wednesday</b> <b>9/13/23</b>	<b>CLASS #5</b>	<p><b>UCP:</b> Ch. 6 – Post-<i>Katz</i> “Search” Jurisprudence (pp. 81-96/stop @ §6.09)</p> <p><b>Casebook:</b>  <i>United States v. White</i> (pp. 100-108)  <i>Smith v. Maryland</i> (pp. 111-117)</p>
<b>Monday</b> <b>9/18/23</b>	<b>CLASS #6</b>	<p><b>UCP:</b> Ch. 6 Post-<i>Katz</i> Jurisprudence (cont.) (pp. 96-115)</p> <p><b>Casebook:</b>  <i>Kyllo v. United States</i> (pp. 130-137)  <i>United States v. Jones</i> (pp. 141-153)  <i>Florida v. Jardines</i> (pp. 174-184)</p>
<b>Wednesday</b> <b>9/20/23</b>	<b>CLASS #7</b>  <b>VIDEO</b> <b>LECTURE</b> (NO IN-PERSON CLASS)	<p><b>UCP:</b> Ch. 7 – Fourth Amendment Terminology: “Seizure” (pp.117-129)</p> <p><b>Casebook:</b> <i>United States v. Karo</i> (pp. 185-187)</p>
<b>Monday</b> <b>9/25/23</b>	<b>CLASS #8</b>	<p><b>UCP:</b> Ch. 8 – Fourth Amendment: “Probable Cause” (pp. 131-155)</p> <p><b>Casebook:</b>  <i>Spinelli v. United States</i> (pp. 190-197)  <i>Illinois v. Gates</i> (pp. 199-210)</p>
<b>Wednesday</b> <b>9/27/23</b>	<b>CLASS #9</b>	<p><b>UCP:</b> Ch. 9 –Arrests (pp. 157-173)</p> <p><b>Casebook:</b> <i>Payton v. New York</i> (pp. 216-223)</p>

<p><b>Monday</b> <b>10/2/23</b></p>	<p><b>CLASS #10</b></p>	<p><b>UCP:</b> Ch. 10 – Search Warrants: In General (pp. 175-196) Ch. 11 – Warrantless Searches: Exigent Circumstances (pp. 197-204) <b>Casebook:</b> <i>Lo-Ji Sales, Inc. v. New York</i> (pp. 233-235) <i>Richards v. Wisconsin</i> (pp. 238-241) <i>Warden v. Hayden</i> (pp. 247-248)</p>
<p><b>Wednesday</b> <b>10/4/23</b></p>	<p><b>CLASS #11</b></p>	<p><b>UCP:</b> Ch. 12 – Searches Incident to Lawful Arrest (pp. 205-226) <b>Casebook:</b> <i>Chimel v. California</i> (pp. 256-263) <i>Riley v. California</i> (pp. 267-277) <i>New York v. Belton</i> (pp. 279-283) <i>Arizona v. Gant</i> (pp. 289-299)</p>
<p><b>Monday</b> <b>10/9/23</b></p>	<p><b>NO CLASS</b></p>	<p><b>INDIGENOUS PEOPLES' DAY</b></p>
<p><b>Wednesday</b> <b>10/11/23</b></p>	<p><b>CLASS #12</b></p>	<p><b>Casebook:</b> pp. 299-306 – Pretextual Stops and Arrests <i>Whren v. United States</i></p> <p><b>UCP:</b> Ch. 13 – Searches of Cars and Containers Therein (pp. 227-244) <b>Casebook:</b> <i>Chambers v. Maroney</i> (pp. 308-312) <i>United States v. Chadwick</i> (pp. 323-330) <i>California v. Acevedo</i> (pp. 333-340)</p> <p><b>QUIZ #1 WILL OPEN ON WEDNESDAY 10/11/23 @ 5pm AND WILL CLOSE ON SUNDAY 10/15/23 @ 11:59pm</b></p>
<p><b>Monday</b> <b>10/16/23</b></p>	<p><b>CLASS #13</b></p>	<p><b>UCP:</b> Ch. 14 – “Plain View” and Related Doctrines (pp. 245-253) <b>Casebook:</b> <i>Horton v. California</i> (pp. 341-347) <i>Arizona v. Hicks</i> (pp. 347-352)</p>

<b>Wednesday</b> <b>10/18/23</b>	<b>CLASS #14</b>	<p><b>UCP:</b> Ch. 15 – Inventory Searches (pp. 255-262) Ch. 16 – Consent Searches (pp. 263-279)</p> <p><b>Casebook:</b> <i>Schneckloth v. Bustamonte</i> (pp. 353-360) <i>Georgia v. Randolph</i> (pp. 363-373) <i>Illinois v. Rodriguez</i> (pp. 375-380)</p>
<b>Monday</b> <b>10/23/23</b>	<b>CLASS #15</b>	<p><b>UCP:</b> Ch. 17 – <i>Terry v. Ohio</i>: The “Reasonableness” Balancing Standard in Criminal Investigations (pp. 281-314)</p> <p><b>Casebook:</b> <i>Terry v. Ohio</i> (pp. 388-399) <i>Dunaway v. New York</i> (pp. 408-411)</p>
<b>Wednesday</b> <b>10/25/23</b>	<b>CLASS #16</b>	<p><b>Casebook:</b> Seizure Versus Non-Seizure Encounters: <i>United States v. Mendenhall</i> (pp. 415-421) <i>California v. Hodari D.</i> (pp. 425-428)</p> <p>“Reasonable Suspicion”: <i>Alabama v. White</i> (pp. 429-433)</p> <p>Expanding the Scope of the <i>Terry</i> Balancing Approach: <i>Maryland v. Buie</i> (pp. 449-454)</p>
<b>Monday</b> <b>10/30/23</b>	<b>CLASS #17</b>	<p><b>Casebook:</b> Reasonableness in a “Special Needs” (and Non-Criminal?) Context (pp. 462 (start @ §2)-467)</p> <p><i>Michigan Department of State Police v. Sitz</i> (pp. 468-474) <i>City of Indianapolis v. Edmond</i> (pp. 474-480)</p>
<b>Wednesday</b> <b>11/1/23</b>	<b>CLASS #18</b>	<p><b>UCP:</b> Ch. 19 – Fourth Amendment: Standing (pp. 345-363)</p> <p><b>Casebook:</b> <i>Rakas v. Illinois</i> (pp. 490-497)</p>
<b>Monday</b> <b>11/6/23</b>	<b>CLASS #19</b>	<p><b>UCP:</b> Ch. 20 – Fourth Amendment: Exclusionary Rule (pp. 365-411)</p> <p><b>Casebook:</b> <i>Mapp v. Ohio</i> (pp. 79-88) <i>Murray v. United States</i> (pp. 515-520) <i>Wong Sun v. United States</i> (pp. 522-525)</p>

<b>Wednesday 11/8/23</b>	<b>CLASS #20</b>	<p>Fourth Amendment: Exclusionary Rule (cont.)</p> <p><b>Casebook:</b>  <i>United States v. Leon</i> (pp. 530-540)  <i>Hudson v. Michigan</i> (pp. 542-554)  <i>Davis v. United States</i> (pp. 564-569)</p> <p><b><u>MOTION TO SUPPRESS</u> OUTLINE ASSIGNMENT WILL OPEN IN CANVAS ON WEDNESDAY 11/8/23 @ 5pm AND WILL CLOSE ON SUNDAY 11/12/23 @ 11:59pm</b></p>
<b>Monday 11/13/23</b>	<b>CLASS #21</b>	<p><b>UCP:</b>  Ch. 21 – Interrogation Law: Overview (pp. 413-423)  Ch. 22 – Interrogation Law: Due Process Clause (pp. 425-440)</p> <p><b>Casebook:</b>  <i>Lisenba v. California</i> (pp. 579-586)  <i>Spano v. New York</i> (pp. 589-594)</p>
<b>Wednesday 11/15/23</b>	<b>CLASS #22</b>	<p><b>UCP:</b>  Ch. 23 – Interrogation Law: Privilege Against Compelled Self-Incrimination (pp. 441-464)  Ch. 24 – Interrogation Law: <i>Miranda v. Arizona</i> (pp. 465-487 (stop @ §24.07))</p> <p><b>Casebook:</b> <i>Miranda v. Arizona</i> (pp. 613-628)</p>
<b>Monday 11/20/23</b>	<b>CLASS #23</b>	<p><b>UCP:</b> Ch. 24 – Interrogation Law: <i>Miranda v. Arizona</i> (cont.) (pp. 487 (start @ §24.07)-520)</p> <p><b>Casebook:</b>  <i>Dickerson v. United States</i> (pp. 655-662)  <i>Missouri v. Seibert</i> (pp. 663-671)  <i>Berkemer v. McCarty</i> (pp. 675-681)</p>
<b>Wednesday 11/22/23</b>	<b>CLASS CANCELLED</b>	<b>🍷 HAPPY THANKSGIVING 🍷</b>
<b>Monday 11/27/23</b>	<b>CLASS #24</b>	<p>Interrogation Law (cont.)</p> <p><b>Casebook:</b>  <i>Rhode Island v. Innis</i> (pp. 685-692)  <i>Berghuis v. Thompkins</i> (pp. 702-714)  <i>Edwards v. Arizona</i> (pp. 715-719)</p>

<p><b>Wednesday 11/29/23</b></p>	<p><b>CLASS #25</b></p>	<p><b>UCP: Ch. 25 – Interrogation Law: Sixth Amendment Right to Counsel (pp. 521-548)</b>  <b>Casebook:</b>  <i>Massiah v. United States</i> (pp. 735-738)  <i>Brewer v. Williams</i> (pp. 741-753)  <i>Patterson v. Illinois</i> (pp. 755-763)</p> <p><b>QUIZ #2 WILL OPEN ON WEDNESDAY 11/29/23 @ 5pm AND WILL CLOSE ON SUNDAY 12/3/23 @ 11:59pm</b></p>
<p><b>Monday 12/4/23</b></p>	<p><b>CLASS #26</b></p>	<p><b>UCP: Ch. 28: The Right to Counsel: At Trial and on Appeal (pp. 577-631)</b>  <b>Casebook:</b>  <i>Gideon v. Wainwright</i> (pp. 1018-1022)  <i>Scott v. Illinois</i> (pp. 1028-1032)  <i>Douglas v. California</i> (pp. 1034-1038)  <i>Ross v. Moffitt</i> (pp. 1040-1043)  <i>Strickland v. Washington</i> (pp. 1062-1079)</p>
<p><b>Wednesday 12/6/23</b></p>	<p><b>CLASS #27</b></p>	<p><b>UCP: Ch. 26 – Eyewitness Identification Procedures (pp. 549-561)</b>  <b>Casebook:</b>  <i>United States v. Wade</i> (pp. 794-805)  <i>Perry v. New Hampshire</i> (pp. 809-822)</p> <p><b>UCP: Ch. 27 – Entrapment (pp. 563-575)</b>  <b>Casebook:</b>  <i>Sherman v. United States</i> (pp. 775-780)  <i>Jacobson v. United States</i> (pp. 781-790)</p>
<p><b>DATE TBD</b></p>	<p><b>IN-CLASS</b></p>	<p><b>3-HOUR FINAL EXAM</b></p>