



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

DATE	CLASS #	ASSIGNMENT
Monday 8/28/23	CLASS #1	<p>UCP: Ch. 1 – Introduction to Criminal Procedure (pp. 3-21) Ch. 2 – Overarching Policy Issues in Criminal Procedure (pp. 23-41)</p> <p>CANVAS: -Please skim these two articles that provide examples of Person-Centered Language:</p> <ul style="list-style-type: none"> • Language of Incarceration: https://lincnc.org/language-of-incarceration/ • This example is in the context of Health Care; the first few pages give a general overview of Person-Centered Language: https://www.resourcesforintegratedcare.com/wp-content/uploads/2020/04/Using_Person_Centered_Language_Tip_Sheet.pdf <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): https://quakerinstitute.org/wp-content/uploads/Ouch-Whoa-Oops-Handout.pdf</p> <p>-Written Assignment (REQUIRED – due to me BY EMAIL by 11:59pm on Sunday August 27th):</p> <ul style="list-style-type: none"> • Preferred Name • Pronouns (if you choose to share) • Year and/or Program • What is a (non-school-related) topic you can discuss endlessly? • What is a cover song that you prefer over the original? (Please include name of artist/band.)
Wednesday 8/30/23	CLASS #2	<p>UCP: Ch. 3 – Incorporation of the Bill of Rights (pp. 43-50) Casebook: <i>Powell v. Alabama</i> (pp. 23-29) <i>Duncan v. Louisiana</i> (pp. 50-58)</p>
Monday 9/4/23	NO CLASS	LABOR DAY HOLIDAY
Wednesday 9/6/23	CLASS #3	<ul style="list-style-type: none"> • WE WILL HOLD A CIRCLE DIALOGUE ABOUT POLICING • LOCATION TBD

Monday 9/11/23	CLASS #4	<p>UCP: 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>Casebook: <i>Mapp v. Ohio</i> (pp. 79-88) <i>Katz v. United States</i> (pp. 92-97)</p>
Wednesday 9/13/23	CLASS #5	<p>UCP: Ch. 6 – Post-<i>Katz</i> “Search” Jurisprudence (pp. 81-96/stop @ §6.09)</p> <p>Casebook: <i>United States v. White</i> (pp. 100-108) <i>Smith v. Maryland</i> (pp. 111-117)</p>
Monday 9/18/23	CLASS #6	<p>UCP: Ch. 6 Post-<i>Katz</i> Jurisprudence (cont.) (pp. 96-115)</p> <p>Casebook: <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>
Wednesday 9/20/23	CLASS #7 VIDEO LECTURE (NO IN-PERSON CLASS)	<p>UCP: Ch. 7 – Fourth Amendment Terminology: “Seizure” (pp.117-129)</p> <p>Casebook: <i>United States v. Karo</i> (pp. 185-187)</p>
Monday 9/25/23	CLASS #8	<p>UCP: Ch. 8 – Fourth Amendment: “Probable Cause” (pp. 131-155)</p> <p>Casebook: <i>Spinelli v. United States</i> (pp. 190-197) <i>Illinois v. Gates</i> (pp. 199-210)</p>
Wednesday 9/27/23	CLASS #9	<p>UCP: Ch. 9 –Arrests (pp. 157-173)</p> <p>Casebook: <i>Payton v. New York</i> (pp. 216-223)</p>

<p>Monday 10/2/23</p>	<p>CLASS #10</p>	<p>UCP: Ch. 10 – Search Warrants: In General (pp. 175-196) Ch. 11 – Warrantless Searches: Exigent Circumstances (pp. 197-204) Casebook: <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>Wednesday 10/4/23</p>	<p>CLASS #11</p>	<p>UCP: Ch. 12 – Searches Incident to Lawful Arrest (pp. 205-226) Casebook: <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>Monday 10/9/23</p>	<p>NO CLASS</p>	<p>INDIGENOUS PEOPLES' DAY</p>
<p>Wednesday 10/11/23</p>	<p>CLASS #12</p>	<p>Casebook: pp. 299-306 – Pretextual Stops and Arrests <i>Whren v. United States</i></p> <p>UCP: Ch. 13 – Searches of Cars and Containers Therein (pp. 227-244) Casebook: <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>QUIZ #1 WILL OPEN ON WEDNESDAY 10/11/23 @ 5pm AND WILL CLOSE ON SUNDAY 10/15/23 @ 11:59pm</p>
<p>Monday 10/16/23</p>	<p>CLASS #13</p>	<p>UCP: Ch. 14 – “Plain View” and Related Doctrines (pp. 245-253) Casebook: <i>Horton v. California</i> (pp. 341-347) <i>Arizona v. Hicks</i> (pp. 347-352)</p>

Wednesday 10/18/23	CLASS #14	<p>UCP: Ch. 15 – Inventory Searches (pp. 255-262) Ch. 16 – Consent Searches (pp. 263-279)</p> <p>Casebook: <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>
Monday 10/23/23	CLASS #15	<p>UCP: Ch. 17 – <i>Terry v. Ohio</i>: The “Reasonableness” Balancing Standard in Criminal Investigations (pp. 281-314)</p> <p>Casebook: <i>Terry v. Ohio</i> (pp. 388-399) <i>Dunaway v. New York</i> (pp. 408-411)</p>
Wednesday 10/25/23	CLASS #16	<p>Casebook: 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>
Monday 10/30/23	CLASS #17	<p>Casebook: 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>
Wednesday 11/1/23	CLASS #18	<p>UCP: Ch. 19 – Fourth Amendment: Standing (pp. 345-363)</p> <p>Casebook: <i>Rakas v. Illinois</i> (pp. 490-497)</p>
Monday 11/6/23	CLASS #19	<p>UCP: Ch. 20 – Fourth Amendment: Exclusionary Rule (pp. 365-411)</p> <p>Casebook: <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>

Wednesday 11/8/23	CLASS #20	Fourth Amendment: Exclusionary Rule (cont.) Casebook: <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) <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
Monday 11/13/23	CLASS #21	UCP: Ch. 21 – Interrogation Law: Overview (pp. 413-423) Ch. 22 – Interrogation Law: Due Process Clause (pp. 425-440) Casebook: <i>Lisenba v. California</i> (pp. 579-586) <i>Spano v. New York</i> (pp. 589-594)
Wednesday 11/15/23	CLASS #22	UCP: 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)) Casebook: <i>Miranda v. Arizona</i> (pp. 613-628)
Monday 11/20/23	CLASS #23	UCP: Ch. 24 – Interrogation Law: <i>Miranda v. Arizona</i> (cont.) (pp. 487 (start @ §24.07)-520) Casebook: <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)
Wednesday 11/22/23	CLASS CANCELLED	 HAPPY THANKSGIVING 
Monday 11/27/23	CLASS #24	Interrogation Law (cont.) Casebook: <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>Wednesday 11/29/23</p>	<p>CLASS #25</p>	<p>UCP: Ch. 25 – Interrogation Law: Sixth Amendment Right to Counsel (pp. 521-548) Casebook: <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>QUIZ #2 WILL OPEN ON WEDNESDAY 11/29/23 @ 5pm AND WILL CLOSE ON SUNDAY 12/3/23 @ 11:59pm</p>
<p>Monday 12/4/23</p>	<p>CLASS #26</p>	<p>UCP: Ch. 28: The Right to Counsel: At Trial and on Appeal (pp. 577-631) Casebook: <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>Wednesday 12/6/23</p>	<p>CLASS #27</p>	<p>UCP: Ch. 26 – Eyewitness Identification Procedures (pp. 549-561) Casebook: <i>United States v. Wade</i> (pp. 794-805) <i>Perry v. New Hampshire</i> (pp. 809-822)</p> <p>UCP: Ch. 27 – Entrapment (pp. 563-575) Casebook: <i>Sherman v. United States</i> (pp. 775-780) <i>Jacobson v. United States</i> (pp. 781-790)</p>
<p>DATE TBD</p>	<p>IN-CLASS</p>	<p>3-HOUR FINAL EXAM</p>