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CASEBOOK
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MODERN CRIMINAL
PROCEDURE
CASES, COMMENTS, AND
QUESTIONS

Fourteenth Edition



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FIFTY  YEARS

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Supplement to Ninth Editions, Modern Criminal Procedure Yale Kamisar, Wayne R. LaFare, Jerold H. Israel, Nancy J. King, 1999

When Law Fails Charles J. Ogletree, Jr., Austin Sarat, 2009-01-01 Since 1989 there have been over 200 post conviction DNA exonerations in the United States On the surface the release of innocent people from prison could be seen as a victory for the criminal justice system the wrong person went to jail but the mistake was fixed and the accused set free A closer look at miscarriages of justice however reveals that such errors are not aberrations but deeply revealing common features of our legal system The ten original essays in When Law Fails view wrongful convictions not as random mistakes but as organic outcomes of a misshaped larger system that is rife with faulty eyewitness identifications false confessions biased juries and racial discrimination Distinguished legal thinkers Charles J Ogletree Jr and Austin Sarat have assembled a stellar group of contributors who try to make sense of justice gone wrong and to answer urgent questions Are miscarriages of justice systemic or symptomatic or are they mostly idiosyncratic What are the broader implications of justice gone awry for the ways we think about law Are there ways of reconceptualizing legal missteps that are particularly useful or illuminating These instructive essays both address the questions and point the way toward further discussion When Law Fails reveals the dramatic consequences as well as the daily realities of breakdowns in the law s ability to deliver justice swiftly and fairly and calls on us to look beyond headline grabbing exonerations to see how failure is embedded in the legal system itself Once we are able to recognize miscarriages of justice we will be able to begin to fix our broken legal system Contributors Douglas A Berman Markus D Dubber Mary L Dudziak Patricia Ewick Daniel Givelber Linda Ross Meyer Charles J Ogletree Jr Austin Sarat Jonathan Simon and Robert Weisberg

Modern Criminal Procedure Yale Kamisar, 2002

Modern Criminal Procedure 2004 Yale Kamisar, 2002

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Youth Justice in America Maryam Ahranjani, Andrew G. Ferguson, Jamin B. Raskin, 2014-07-01 Youth Justice in America Second Edition engages students in an exciting informed discussion of the U S juvenile justice system and fills a pressing need to make legal issues personally meaningful to young people Written in a straightforward style by Maryam Ahranjani Andrew Ferguson and Jamie Raskin all of whom actively work in the area of juvenile justice the book addresses tough important issues that directly affect today s youth including the rights of accused juveniles search and seizure self incrimination and confession right to appeal and the death penalty for juveniles Focusing on cases that relate to the Fourth Fifth Sixth and Eighth Amendments to the U S Constitution the subject matter comes alive through a wide variety of in book learning aids

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Fundamentals of Criminal Justice Steven Barkan, George J. Bryjak, 2011-01-28 The criminal justice system is a key social institution pertinent to the lives of citizens everywhere Fundamentals of Criminal Justice A Sociological View Second Edition

provides a unique social context to explore and explain the nature impact and significance of the criminal justice system in everyday life This introductory text examines important sociological issues including class race and gender inequality social control and organizational structure and function *Supplement to Eleventh Editions, Modern Criminal Procedure* Yale Kamisar, Wayne R. LaFare, Jerold H. Israel, Nancy J. King, 2007 Modern Criminal Law Wayne R. LaFare, 2001 *Powers of the Prosecutor in Criminal Investigation* Karolina Kremens, 2021-03-26 This comparative analysis examines the scope of prosecutorial powers at different phases of criminal investigation in four countries the United States Italy Poland and Germany Since in all four the number of criminal cases decided without trial is constantly increasing criminal investigation has become central in the criminal process The work asks who should be in charge of this stage of the process Prosecutors have gained tremendous powers to influence the outcome of the criminal cases including powers once reserved for judges In a system in which the role of the trial is diminishing and the significance of criminal investigation is growing this book questions whether the prosecutor s powers at the early stage of the process should be enhanced Using a problem oriented approach the book provides a parallel analysis of each country along five possible spheres of prosecutorial engagement commencing criminal investigation conducting criminal investigation undertaking initial charging decisions imposing coercive measures and discontinuing criminal investigation Using the competing adversarial inquisitorial models as a framework the focus is on the prosecutor as a crucial figure in the criminal process and investigation The insights of this book will be of interest and relevance to students and academics in criminal justice criminology law and public policy as well as policymakers government officials and others interested in legal reform *Verdad, error y proceso penal* Laudan, Larry, 2013-09-01 El libro presenta un análisis de epistemología jurídica que parte del presupuesto de que la averiguación de la verdad es objetivo fundamental del proceso judicial A partir de aquí Laudan analiza con brillantez algunas reglas probatorias y procedimentales que regulan el proceso penal estadounidense con la finalidad de conocer cuánto contribuyen o cuánto merman las posibilidades de llegar a la verdad y así determinar si el coste epistemológico que suponen es ineludible o bien si pudieran encontrarse otros mecanismos para lograr los fines subyacentes Pese a que el autor se centra en el caso estadounidense su análisis es aplicable a todos aquellos sistemas como los nuestros que incluyen reglas similares En cualquier caso con independencia del sistema existe siempre la posibilidad de error en todo tipo de procesos judiciales En material penal los errores suponen falsas condenas pero también falsas absoluciones por ello Laudan analiza tanto las posibilidades de disminuirlos mediante las reglas vigentes como la distribución del riesgo de error entre las partes a través de mecanismos como la presunción de inocencia y el estándar de prueba En resumen estamos ante un libro imprescindible para quien pretenda observar el proceso penal desde la óptica de la epistemología y de la justificación de sus reglas probatorias The AALS Directory of Law Teachers ,2007 Seeking Justice in Child Sexual Abuse Karen M. Staller, Kathleen Coulborn Faller, 2009-11-20 St Mary County is a small rural midwestern enclave with a unique approach to handling

accusations of child sexual abuse Hoping to spare children the trauma of lengthy court appearances and probing interrogations St Mary s professionals strive to obtain confessions from accused sex offenders rather than ask the victim to bear the burden of proof Treating this county as a critical case study scholars from a variety of fields come together to analyze this community s unique approach They address relevant case law innovative treatments for both victim and offender and the social history of child sexual abuse as a national policy concern They cover legal burdens and scientific methods prosecutors and protocol the interrogation of victims and suspects the use of expert witnesses defense strategies and practice wisdom in videotaping In addition they examine the unfolding drama of a single legal case from incidence to conviction The result is a fascinating dialogue that confronts the unique complexities of child sexual abuse for readers on all sides of the issue Introducing a model that makes enormous headway in the pursuit of justice fairness and trauma treatment this interdisciplinary text is an indispensable tool for all communities seeking redress **Modern Criminal Procedure**

Livingston Hall, 1969 The Fifteenth Edition continues to include all the material required to master the essential issues that arise in both state and federal criminal cases The book s comprehensive coverage of constitutional statutory and ethical rules regulating the criminal process has made it one of the few textbooks that students over the years have opted to keep as a reference for their work as prosecutors defense attorneys and judicial clerks The new edition also continues the custom of incorporating the most thoughtful and provocative commentary available The authors bring together the latest statistics relevant legislative trends and insightful policy and scholarly debates facilitating critical analysis of the process and its potential reforms This unique and always up to date framing of the issues has made the book the nation s premier text for teaching criminal procedure year after year **Supplement to Fifth Editions, Modern Criminal Procedure** Yale

Kamisar, Wayne R. LaFave, Jerold H. Israel, 1980 **KRATOS MINUS DEMOS** Benget M. Silitonga, J. Anto, 2012 Demokrasi tak bisa berumah di angin Triliunan uang terkuras berbilang institusi tiruan dicongkokkan dan pelbagai prosedur baru digulirkan tak membuat rakyat kian berdaya secara politik ekonomi Perangkat keras demokrasi memang bisa dipoles tapi perangkat lunak masih berjiwa tirani Seperti contradiction in terminis demokrasi berjalan dengan meninggalkan sang demos rakyat jelata bak Malin Kundang yang melupakan ibunya Namun itulah kenyataan demokrasi Indonesia yang berkembang saat ini dan sosok demokrasi seperti itu pula yang dikuatirkan oleh para pendiri bangsa Yudi Latif Mirip seperti fundamentalisme agama yang berambisi menjadikan doktrin agama tertentu sebagai satu satunya prinsip pengatur seluruh bidang hidup pribadi dan bermasyarakat begitu pula fundamentalisme pasar berambisi menjadikan mekanisme pasar bukan hanya sebagai prinsip pengaturan kinerja bidang ekonomi tetapi sebagai satu satunya prinsip pengaturan seluruh bidang kehidupan dalam semesta tatanan bermasyarakat B Herry Priyono Reformasi parpol harus dilakukan dengan sebuah pendekatan yang lebih radikal yakni mendekonstruksi Parpol Terminology dekonstruksi Parpol yang dimaksud merujuk pada upaya merubah secara fundamental bangunan struktur dan kultur Parpol Hegemoni dan arogansi Parpol yang sudah

sedemikian lama berlangsung harus segera dihentikan Bagaimanapun Parpol bukanlah negara di dalam negara yang tak bisa disentuh dan bebas dari intervensi politik negara dan rakyat Parpol bukanlah superstruktur yang menganggangi rakyat sebagai pemegang kedaulatan Benget Silitonga keadilan sosial bukanlah keadilan formal sebagaimana yang disiratkan dalam bunyi pasal pasal undang undang hasil kesepakatan badan legislative atau dalam perspektif apapun hasil derivat derivatnya Keadilan sosial adalah keadilan yang dirasakan dan dinyatakan berdasarkan asas moral yang diyakini secara kolektif oleh warga masyarakat setempat Manakalah keadilan formal menurut apa yang diisyaratkan undang undang terekspresikan sebagai moral rakyat walaupun tidak akan bervariasi dari waktu ke waktu akan bervariasi dari tempat ke tempat Soetandyo Wignjosoebroto kita perlu menempatkan gerakan HAM dalam konteks politik yang kongrit Pekerjaan politik di tingkat atas seperti advokasi dan pemantauan kebijakan tentu penting tapi harus diimbangi dengan kerja di bawah yang sistematis selama ini banyak dari kita yang sudah begitu memberi sumbangsih bagi penyadaran hak asasi manusia dengan kampanye sosialisasi atau diseminasi Ke depan kita harus benar benar membangun upaya sistematis untuk menggarap kesadaran publik tentang HAM Usman Hamid Basic Criminal Procedure Yale Kamisar, Wayne R. LaFave, Jerold H. Israel, 2005 Contains an overview of the criminal justice process including the nature and scope of the Fourteenth Amendment Also covers due process retroactivity the federal supervisory power and state rights protection Touches on the right to counsel transcripts and other aids such as poverty equality and the adversary system Includes reflections on the police courts and the criminal process Provides insight into arrest search and seizure wiretapping electronic eavesdropping the use of secret agents to obtain incriminating statements and the Fourth Amendment Issues in Race, Ethnicity, and Gender CQ Researcher Staff, 2002 **Urban Issues** CQ Researcher Staff, 2001

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