Massachusetts prosecutors, but that only the State charges would be prosecuted if he

searched him and found one of the stolen weapons in a pocket of Seamus' jacket.

One hour later, Kiki observed Seamus on the walk outside Seamus' house talking to

Seamus arrested. After the warrant was issued, a State police bulletin was issued for

Seamus possessing stolen property. The affidavit was presented to a judge who then issued

Officer Billy prepared an arrest warrant alleging that "an informant has reported that

unidentified informant to 20 stolen U.S. M16 rifles and pistols that Seamus had in his car trunk.

Seamus, a suspected terrorist and distributor of stolen property, had that morning shown an

Officer Kiki, a plain clothes detective, told her Commander, Officer Billy, that

QUESTION

limitation.

Write no more than six (6) handwritten pages using only one side of each page of

express those thoughts on this test.

Your knowledge and ability to analyze the issues should be clear from the manner you

answers to Question 2 in the space provided.

Use your Social Security number on this blue book and this examination. Write your

Map of Ohio

"Nothing can destroy a government more quickly than its failure to observe

SPRING 2006

PROFESSORS COVENE & PARKER

CRIMINAL PROCEDURE

MIDTERM EXAM
Fourth Amendment

**Question 2**

You have been assigned to represent Seamus. Discuss all the issues presented.

Seamus has been charged with receiving stolen property and possession of marijuana.

Pocket A pound of marijuana was also found in a suitcase in the trunk. A search of the trunk also turned up a notebook, which included the sealed numbers of all the weapons, including the one Kfad had taken from Seamus. 19 weapons removed. A search of the trunk also turned up a notebook, which included the sealed numbers of all the weapons. Kfad had the car locked to a police parking lot, where the trunk was opened, and the weapons were cooperated and palpated immediately. Seamus then told Kfad that the other 19 weapons were...
4. The Exclusionary Rule
5. Arrest Without a Warrant
6. Exceptions to the Warrant Requirement for a Lawful Search
7. Search and Seizure
8. Curniee
9. Griffin-Douglas Principle
10. Totality of the Circumstances Test