

CRIMINAL LAW

PROFESSOR HETU

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Purpose and Description

This is the introductory course for statutory and common law Criminal Law intended as the foundation for the Bar Exam and competence for criminal defense practitioners.

Grading

The midterm and final examinations will combine to be 80%- 90% of your final grade in this class.

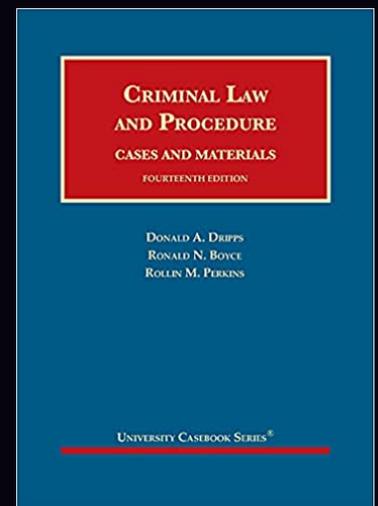
In addition, there will be weekly assignments of a minimum of five (5) MBE-type questions and/or Short Directed Essay Questions which will serve as quizzes and will combine to be 10%-20% of semester grade. I reserve the right at any time during the semester to modify and/or change the course grading.

Class Times

**Monday & Wednesday
4:30- 5:50 pm**



www.lawschool.westlaw.com



**Criminal Law and Procedure
Cases and Materials 14th
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Boyce, and Perkins.
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**Lack of class participation has
the strong potential to impact
negatively on your course grade.
Being unprepared for class **WILL**
impact your grade.**



Course Requirements & Class Participation

Class Attendance: Students must be prepared for every class to be called on to brief cases or for discussion of questions. You are, therefore, expected to be in class and to participate. Students who have more than three unexcused absences during the semester may have their semester grade lowered by as much as one-third of a grade. If you cannot make it to class on time do not sign up for the class. Being tardy multiple times will have a negative impact on your grade.

Attendance is taken at the beginning of class. You will be marked absent if you are not present when attendance is taken.

Quizzes

I **will not** permit any make-ups for missed weekly in-class and/or on-line **TWEN/SOCRATIVE** quizzes.

You must check **TWEN** and **SOCRATIVE** every weekend for posted quizzes.

TWEN quizzes will be under assignments/quizzes and **SOCRATIVE YOU MUST LOG ONTO SOCRATIVE THEN CLICK ON STUDENT. YOU WILL BE PROMPTED TO ENTER AN ID.**

MY ID IS: HETU6452.

information about them can be found on page 4.

Notes And Tape Recorders In Class

I test what I teach, and I follow the syllabus. If you do all assigned readings and attend class, you will be prepared for the exams. It is necessary that each of you develop an effective method of recording and retaining the materials as it is taught and discussed. Classes are interactive, and it is not always advisable to take copious notes. Research strongly indicates that students who attempt to use word processors to “transcribe” class discussions perform less well on exams than do those students who actively participate in those discussions.

Use of tape/digital recorders are allowed in this class and may be preferable for you.

The purpose of class is to learn the law through discussion and participation to develop analytical skills. This cannot be achieved if you are intent on being a scribe.

Know the
rules verbatim

Know
how to apply
the rules



Know
the lesser
and greater
crimes

CLASSROOM DECORUM

All students will observe the following classroom decorum

Timeliness

Arrive on time. Late arrivals are disruptive. If late arrivals become too frequent those arriving late will not be allowed into the classroom.



Talking in Class

This is an interactive class, and it is normal for there to be a bit of a “buzz” while we are discussing a case, a principle or a hypothetical. You are expected to listen while others are talking and to respond if called upon. Civility is expected at all times by all students. Do not “blurt” out answers wait to be called on especially if in the zoom class, it can become very distracting.

Cell Phones and Messaging

With the exception of extraordinary circumstances there will be no cell phone use in class. Turn off all cell phones before the class begins. If there is a family emergency requiring you to be reachable you must approach me before class and inform me of the situation. In such an event you may keep your cell phone on if it has a “vibrate” only option. In the event that your cell phone or other device disturbs the class you will be told to leave the classroom immediately and will be marked as absent for the class.

Eating/Drinking in Class

Eating in class is strongly disfavored. I do understand that stressed-for-time students, especially evening students, are often unable to take meals at normal hours, and therefore snacks and drinks will be tolerated as long as they are not disruptive. I will not tolerate full meals, full “submarine” sandwiches, or anything of the like. I also will not tolerate undue noise such as stubborn plastic wrappers. I will ban all foods and drinks in class if I think they are becoming a distraction.

Civility Above All Else

Each of you will be treated at all times with courtesy and respect, and you will treat each other with a high degree of civility at all times. At all times we will argue issues and never personalities.



THE BELOW CASE CALENDAR SCHEDULE IS NOT YET AVAILABLE

The following "Section" designation is made with reference to the Criminal Law Fall 2022 Case Schedule Calendar found on TWEN under Course Materials.

****YOU ARE RESPONSIBLE FOR ALL FOOTNOTES AT THE BOTTOM OF THE PAGE IN YOUR COURSE TEXTBOOK!!**

Week 1- Introduction and Course expectation			
August 22nd	Chapter 6 : Responsibility: In General Section 1		
Cases	Regina v Faulkner United States v Bailey		Rehaif v United States State v Fikes
August 24th	Negligence and Recklessness Intent		
Cases	Gian-Cursio v State State v Petersen Conroy v State	United States v Alvarez State v Howard State v Wickstrom	State v Wickstrom Dobb's Case Thacker v Commonwealth
Week 2			
August 29th	Other Particular States of Mind		
Cases	State v Lauglin Terell v State State v Nastoff	State v Beale People v Kanan United States v Heredia	Fields v United States Bryan V United States
August 31st	Strict Liability, Unlawful Conduct, Transferred Intent, Motive, Concurrence of Mens Rea and Actus Reus		
Cases	Commonwealth v Olshefski Commonwealth v Koczvara	State v Sealy Staples v United States	Regina v Smith People v Jeffers
Week 3			
September 7th	Chapter 2: Offenses Against the Person Homicide		
Cases	Patterson v New York People v Weisberg R. v. Vickers	People v Knoller United States v Walters State v Alcindor	People v Chevalier Commonwealth v Troila



Week 4			
September 12th			
Cases	People v Breverman People v McZeal State v Nelson	United States v Paul People v Rodriguez King v State	State v Dumlao Murray v State State v Bier
September 14th	Felony Murder		
Cases	Commonwealth v Brown People v Henderson	Contreras v State State v Mayle	People v Swanson Commonwealth v Drum
Week 5			
September 19th	Degrees of Murder		
Cases	People v Perez	Callins v Collins	
September 21st	Assault and Battery		
Cases	State v Jimerson United States v Bell United States v Jacobs	People v Santiago Commonwealth v Matsos Commonwealth v Berkowitz	People v Galvarino-Gonzalez People v Iniguez Commonwealth v Lopez
Week 6			
September 26th	Chapter 3 : Offenses Against the Habitation and Other Protected Entities		
Cases	Woods v State State v Mann People v Gauze Stowell v People	People v Dupree Nichols v State Hebron v State	Walker v State Gray v State State v Bowen
September 28th	Chapter 4 : Offenses against Property		
Cases	People v Caridis People ex rel. Koons v Elling, Sheriff Bell v State The Queen v Townley State v Cohen People v Walker The King v Bazely	Rex v Sullens State v Brooks Morgan V commonwealth United States v Bowser Thompson v State Cummings v Commonwealth The King v Pear	The Queen v Prince Wilkinson v State Regina v Hands Regina v Thurborn Brooks v State State v Kaufman



Week 7			
October 3rd	Delivery by Mistake		
Cases	Cooper v Commonwealth State v Langford Rex v Banks Regina v Riley State v Coombs	People v Khoury People v Brown State v Savage State v Langis	State v Komok State v Delmarter People v Tufunga State v Skaggs
October 5th			
Cases	State v Stahl United States v Faulkner People v Ashley State v Duncan	Allen V state Barker v State Bell v United States State v Moses	State v Saylor People v Home Insurance United States v McGovern
Week 8			
October 12th	Chapter 5 : Imputability		
Cases	State v Quick State V taft People v Decina State v Kimbrell Moffett v State People v Callie	People v Van Ronk People v Rizzo Young v State State v Mitchell People v Rojas United States v Oviedo	State V Wilson State v Blechman Stewart v State State v Peterson Biddle v Commonwealth Commonwealth v Teixeira
Week 9			
October 17th	Tentative Midterm Date		
October 19th			
Cases	Jones v United States Davis v Commonwealth Van Buskirk v State State v Sowell	Rosemond v United States People v Brown State v Williams State v Trusdell	State v Hanks United States v Payan Gebardi v United States
Week 10			
October 24th			
Cases	People v Swain United States v Loscalzo Pinkerton v United States United States v Rosado- Fernandez	Marquiz v People United States v Turkette Rex v Huggins People v Canadian Fur Trappers	State v Hallett People v Roberts People v Lewis
October 26th			
Cases	Ex parte Heigho People v Stamp State v Sauter	Letner v State State v Leopold State v Iten	Regina v Benge and Another Lewis v State Green v State



Week 11			
October 31st	Chapter 7		
Cases	Cases State v Q.D. Corder v Rogerson	McKeiver v Pennsylvania Kahler v KANSAS	State v Fetters
November 2nd			
Cases	People v Weinstein State v Smith People v Ramsey	Fulcher v State State v Cooper Harris v State	Commonwealth v Hathaway Montana v Egelhoff
Week 12			
November 7th			
Cases	People v saille Burrows v State Powell v Texas	Chapter 8 State v Cude	People v Marrero People v Weiss
November 9th			
Cases	Lambert v California People v Hernandez	People v Cash People v Crane	People v Anderson Tyner v State
Week 13			
November 14th			
Cases	Tyler v State State v Burney Commonwealth v Capitolo	People v Cook United States v Bygrave	R. v Brown United States V Dykes
November 16th			
Cases	State v Munnell Regina v Holland	Chapter 9	State v mantelli
Week 14			
November 21st			
Cases	Commonwealth v Emmons State v Barr	People v Ceballos State v oellette	People v goets
November 23rd			
Cases	Brown v United States	People v Aiken	Dorsey V state
Week 15			
November 28th			
Cases	Cooper v United States State V Saunders	Alexander v State	People v Curtis
November 30th			
Cases	State v Mitcheson People v Wood	Commonwealth v Donahue People v Ceballos	Commonwealth v Donahue People v Ceballos
THIS SYLLABUS IS SUBJECT TO CHANGE!!!!			