

Basic Course Information

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| Semester | Fall 2014 | Instructor's Name | George Chavarria |
| Course Title & # | AJ 104 –Aspects of evidence | Instructor's Email | george.chavarria@imperial.edu |
| CRN # | 10110 | Webpage (optional) | n/a |
| Room | 3203 | Office (PT Faculty:809) | 3200 |
| Class Dates | 8/18 – 12/13/2014 | Office Hours (n/a for PT Faculty) | Make an appointment for office visit |
| Class Days | Tuesday | Office Phone # (PT may use dept. number) | 760-355-6280 |
| Class Times | 6:30 PM-9:40PM | Who students should contact if emergency or other absence | Any emergencies concerning class, you can notify the department secretary at the above number. |
| Units | 3 Units | | |

Course Description

Origin, development, and philosophy and constitutional basis of evidence; constitutional and procedural considerations affecting arrest, search and seizure; kinds and degrees of evidence and rules governing admissibility; judicial decisions interpreting individual rights and case studies. (CSU)

Student Learning Outcomes

Upon course completion, the successful student will have acquired new skills, knowledge, and or attitudes as demonstrated by being able to:

1. Identify the historical development and the constitutionality of the rules of evidence and how it ties into the criminal justice system. (ILO2, ILO4)
2. Explain and identify the procedural rules and constitutionality for arrest, search and seizure. (ILO1, ILO2, ILO4, ILO5)
3. Identify hearsay, rules of admissibility, and the exceptions to the Hearsay Rule. (ILO2, ILO4)

Course Objectives

Upon satisfactory completion of the course, students will be able to:

1. Describe the historical development and the constitutionality of the rules of evidence.
2. Explain the procedural rules and constitutionality of arrest, search and seizures.
3. Describe the admissibility and categories of privileged communication.
4. Recognize the different requirements and responsibility of lay and expert witnesses.
5. Define hearsay, the rules of admissibility, and the exceptions to the Hearsay Rule.
6. Describe the rules and procedures used to determine the admissibility of confessions and admissions.
7. Identify different kinds of documentary evidence and the rules relating to admissibility.
8. Explain the preservation and custody of physical and scientific evidence.

Textbooks & Other Resources or Links

California Criminal Evidence Guide:
A Handbook for the Criminal Justice Student,
Raymond Hill, Santa Rosa Junior College

Course Requirements and Instructional Methods

| CORE CONTENT | APPROX. % OF COURSE |
|--|---------------------|
| 1. Evolution of Evidence | 20.00% |
| 2. Arrest, Search and Seizure | 20.00% |
| 3. Privileged Communication | 10.00% |
| 4. Witness-Lay and Expert | 10.00% |
| 5. Hearsay | 10.00% |
| 6. Confessions and Admissions | 10.00% |
| 7. Documentary/ Photographic Evidence | 10.00% |
| 8. Physical and Scientific Evidence | 10.00% |
| NOTE: For specific details-See Instructor’s Course syllabus. | 0% |
| TOTAL | 100% |

METHOD OF EVALUATION TO DETERMINE IF OBJECTIVES HAVE BEEN MET BY STUDENTS:

Essay (Term paper), Quizzes, Six (6) Tests, Comprehensive Final Exam, with Written Assignments

INSTRUCTIONAL METHODOLOGY:

Audio Visual (PowerPoints), Discussions, Group Activity (Debates), Lectures, and Simulation/Case Study

Out of Class Assignments: There will be an out of class assignment in the form of a “Ride Along with a law enforcement Department, a written summary of the experience, typed, minimum one page. Border Patrol, Imperial County Sheriff Department, one of the Police Departments (Calexico, Imperial, El Centro or Brawley).

Course Grading Based on Course Objectives

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| Total Points: | 420 points |
| Quizzes: Six Quizzes x 20 points each | 120 points |
| Term Paper: (Topic Approved by Instructor) = | 100 Points |
| Final Exam = | 100 Points |
| Mid-Term = | 100 Points |
| Extra Credit = | (Max) 50 Points |

*Extra Credit = up to 50 Points (Students will earn extra-credit by presenting their written term paper)

PLEASE NOTE:

Assignments are due on the date stated on the syllabus. Late assignments are subject to reduction of points. Make every effort to turn in assignments on time or you may receive a zero for that assignment.

Failure to take an exam will result in a zero for that exam unless prior approval is given by the instructor. Exams will be thirty minutes long and will be given at the end of class. Bring a No. 2 Pencil and Scantron form to class on exam days.

You must communicate to your instructor any problems that you are having with the course.

Attendance

One of the institutional learning outcomes at IVC is personal responsibility. You will be expected to demonstrate personal responsibility by attending class, showing up on time, and not leaving early. You will be allowed two absences from class before the drop deadline. Do not assume you will be dropped for non-attendance. Missing more than half a class session will count as a full absence.

(It remains your responsibility to drop yourself from all courses that you no longer attend, or you risk getting a failing grade on your transcript.) Refer to page 15 of your Fall Class Schedule 2014 catalogue for “ATTENDANCE AND AUTOMATIC WITHDRAWALS”; you are RESPONSIBLE!

As part of the attendance of this course, will be attending a tour of Centinela State Prison in the latter part of the semester. This tour will be part of the requirements for this course, attending this tour will be the same as if you were to attend class that day Required language

- A student who fails to attend the first meeting of a class or does not complete the first mandatory activity of an online class will be dropped by the instructor as of the first official meeting of that class. Should readmission be desired, the student’s status will be the same as that of any other student who desires to add a class. It is the student’s responsibility to drop or officially withdraw from the class. See General Catalog for details.
- Regular attendance in all classes is expected of all students. A student whose continuous, unexcused absences exceed the number of hours the class is scheduled to meet per week may be dropped. For online courses, students who fail to complete required activities for two consecutive weeks may be considered to have excessive absences and may be dropped.
- Absences attributed to the representation of the college at officially approved events (conferences, contests, and field trips) will be counted as ‘excused’ absences.

Classroom Etiquette

Any conduct that disrupts the learning process cannot be tolerated. Anyone engaging in such conduct will be asked to leave the classroom. Talking, whispering, loud yawning, and CELL PHONES RINGING DURING CLASS are examples of disruptive behavior because such actions are disrespectful and distracting to the instructor and to other students. Respect your fellow students and instructors at all times.

- ***Your cell phones:***
- Cell phones ringing during class is RUDE, to me as the instructor and the other students in the class.
- Phones WILL BE turned off or placed on vibrate. Emergencies can go outside.
- IF your phone rings during class, you’ll be asked to immediately give the class a two (2) minute presentation to the entire class, of the instructor’s choice.
- ***Food and Drink*** are prohibited in all classrooms. Water bottles with lids/caps are the only exception. Additional restrictions will apply in labs. Please comply as directed.
- ***Disruptive Students:*** Students who disrupt or interfere with a class may be sent out of the room and told to meet with the Campus Disciplinary Officer before returning to continue with coursework. Disciplinary procedures will be followed as outlined in the General Catalog.
- ***Children in the classroom:*** Due to college rules and state laws, no one who is not enrolled in the class may attend, including children.

Academic Honesty

- Plagiarism is to take and present as one's own the writings or ideas of others, without citing the source. You should understand the concept of plagiarism and keep it in mind when taking exams and preparing written materials. If you do not understand how to correctly 'cite a source', you must ask for help.
- Cheating is defined as fraud, deceit, or dishonesty in an academic assignment or using or attempting to use materials, or assisting others in using materials, or assisting others in using materials, which are prohibited or inappropriate in the context of the academic assignment in question.

Anyone caught cheating or will receive a zero (0) on the exam or assignment, and the instructor may report the incident to the Campus Disciplinary Officer, who may place related documentation in a file. Repeated acts of cheating may result in an F in the course and/or disciplinary action. Please refer to the General School Catalog for more information on academic dishonesty or other misconduct. Acts of cheating include, but are not limited to the following: (a) plagiarism; (b) copying or attempting to copy from others during an examination or on an assignment ;(c) communicating test information with another person during an examination; (d) allowing others to do an assignment or portion of an assignment, (e) use of a commercial term paper service

Additional Help – Discretionary Section and Language

- Blackboard support center: <http://bbcrm.edusupportcenter.com/ics/support/default.asp?deptID=8543>
- Learning Labs: There are several 'labs' on campus to assist you through the use of computers, tutors, or a combination. Please consult your college map for the Math Lab, Reading & Writing Lab, and Learning Services (library). Please speak to the instructor about labs unique to your specific program
- Library Services: There is more to our library than just books. You have access to tutors in the learning center, study rooms for small groups, and online access to a wealth of resources.

Disabled Student Programs and Services (DSPS)

Required Language: Any student with a documented disability who may need educational accommodations should notify the instructor or the Disabled Student Programs and Services (DSP&S) office as soon as possible. If you feel you need to be evaluated for educational accommodations, the DSP&S office is located in Building 2100, telephone 760-355-6313.

Student Counseling and Health Services

Required Language: Students have counseling and health services available, provided by the pre-paid Student Health Fee. We now also have a fulltime mental health counselor. For information see <http://www.imperial.edu/students/student-health-center/>. The IVC Student Health Center is located in the Health Science building in Room 2109, telephone 760-355-6310.

Student Rights and Responsibilities

Required Language: Students have the right to experience a positive learning environment and due process. For further information regarding student rights and responsibilities please refer to the IVC General Catalog available online at http://www.imperial.edu/index.php?option=com_docman&task=doc_download&gid=4516&Itemid=762

Information Literacy

Imperial Valley College is dedicated to help students skillfully discover, evaluate, and use information from all sources. Students can access tutorials at <http://www.imperial.edu/courses-and-programs/divisions/arts-and-letters/library-department/info-lit-tutorials/>

Anticipated Class Schedule / Calendar

This is a tentative, provisional overview of the readings, assignments, tests, or other activity for the duration of the course.

AJ 104 – Aspect of Legal Evidence (Tuesday 6:30pm – 9:40pm)

| DAY | DATE | ASSIGNMENT(S) |
|---------|------------|---|
| TUESDAY | 8/19/2014 | Introduction /Syllabus/Paperwork |
| TUESDAY | 8/26/2014 | Introduction to Evidence (Chapter 1) |
| TUESDAY | 9/02/2014 | Quiz #1 on Chapter #1/Guest Speaker/Miranda and Confession Law |
| TUESDAY | 9/09/2014 | Ways of Presenting Evidence (Chapter 2) |
| TUESDAY | 9/16/2014 | Testimony (Chapter 3) Quiz#2 on Chapters 2 & 3 |
| TUESDAY | 9/23/2014 | Guest Speaker/ Writings (Chapter 4) |
| TUESDAY | 9/30/2014 | Prison Tour Calipatria State Prison/Material Objects(Chapter 5)Quiz #3 Chapters 4 & 5 |
| TUESDAY | 10/07/2014 | Relevant Evidence (Chapter 6) |
| TUESDAY | 10/14/2014 | Mid-Term Chapters 1 - 6 |
| TUESDAY | 10/21/2014 | Competency & Credibility (Chapter 7) |
| TUESDAY | 10/28/2014 | Burden of Proof (Chapter 8) Quiz #4 Chapters 7&8 |
| TUESDAY | 11/04/2014 | County Jail./Juvenile Hall tour/Witness Privileges (Chapter 9) |
| TUESDAY | 11/11/2014 | No Class Veterans Day |
| TUESDAY | 11/18/2014 | Hearsay Evidence (Chapter 10) Quiz #5 Chapters 9 & 10. Term Papers must be submitted. |
| TUESDAY | 11/25/2014 | Thanksgiving Break (No Class) |

Imperial Valley College Course Syllabus – Course Title and number

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| TUESDAY | 12/02/2014 | The Fourth Amendment, Search& Seizure Quiz #6/Presentations |
| TUESDAY | 12/09/2014 | Final Examination/Presentations |
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