

(47:202:221:80) CASE PROCESSING, LAW, & COURT
3 Credits
Fall Semester 2018

Saturday
9:00 a.m. - 12:15 p.m.

I. Course Information

Instructor Information:

Instructor: Peter E. Shapiro, Esq.
Email: peter.shapiro@rutgers.edu
Phone: 248-808-1833 between 5:00 PM and 7:30 PM
Office Hours: by appointment

Course Overview:

This Course explores criminal laws and judicial opinions that influence the policies, procedures, personnel, and clients of the criminal justice system in the United States. Specific topics include, but not limited to, the origin, development, and continuing changes in criminal law, administration of criminal justice, and the criminal courts.

Prerequisite: None

B.S. Criminal Justice Program Learning Goals:

Upon completion of the B.S. in Criminal Justice at Rutgers University-Newark, students should be able to:

- 1) Describe the development and functions of major criminal justice institutions (e.g., police, courts, corrections, and juvenile justice), the activities of actors within these institutions, and how they relate to one another as well as the broader social, political, and economic world.
- 2) Describe the mechanisms, correlates, theoretical underpinnings, and situational contexts of crime, criminal behavior and opportunity, and techniques for prevention and treatment.

- 3) Apply and analyze theories related to the policies and practices of the criminal justice system and its major institutions.
- 4) Demonstrate the ability to gather, explain, and apply empirical research in the field of criminal justice.
- 5) Obtain a comprehensive knowledge about the process of conducting criminal justice research, and develop the skills to conduct criminal justice research with appropriate methodologies.

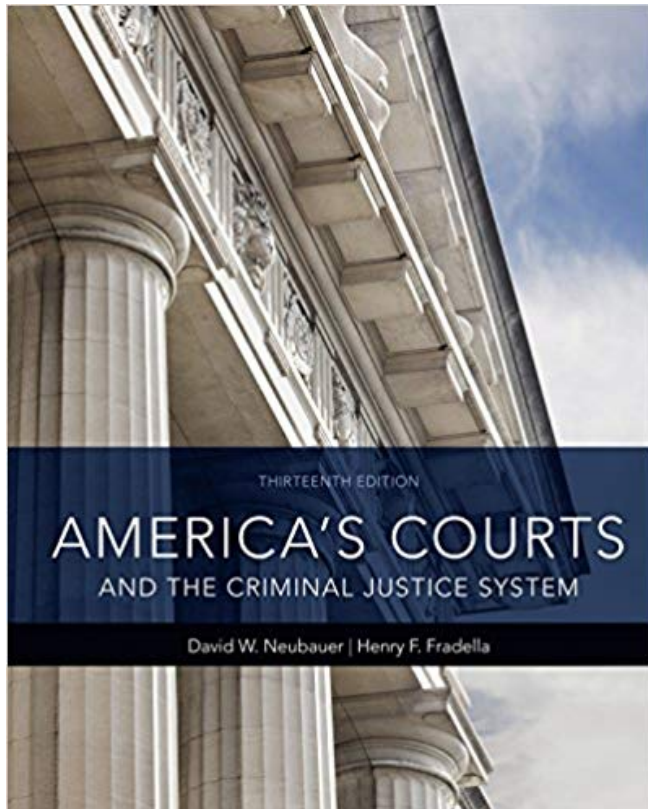
Course Learning Objectives (CLOs):

- 1) Understand the jurisdiction, history, and structure of the judicial system in the United States.
- 2) Learn the various sources of law in the United States.
- 3) Analyze judicial opinions that have shaped the American policy landscape as well as the procedures used by the broader criminal justice system.
- 4) Learn about the roles that the various actors and stakeholders within the American court system play, and how they interface more broadly with other actors and stakeholders within the criminal justice system.

This course will focus on criminal justice law and courts in practice and its real-world application, so by the end of this course students should have an understanding of how to analyze the use of the law and courts affects people and communities

Required Readings:

Textbook:



Neubauer, David W., Fradella, Henry F. (2018). *America's Courts and the Criminal Justice System*. Boston: Cengage Publishing (13th Edition).

Please make you use the 13th edition.

Students are not required to use the digital platform or MindTap resources for this book, and are not required to order these systems with the textbook if they do not wish to.

Additional readings may be assigned during the semester, they will be supplied to students.

Course Requirements:

Students must complete assigned readings and come to class prepared for a quiz on the readings and active discussion of them.

Students are required to attend and participate in classes. Students must come to class on time. Students will be required to demonstrate understanding and critical thinking of assigned readings and classroom lectures and discussions through classroom participation, in class quizzes, weekly essays, and a final exam.

Course Structure:

Each course will begin with a brief quiz to show familiarity with the assigned reading. There will not be a quiz on the first day of class.

This will be followed by a lecture and discussion reading the assigned reading.

Then, there will be a lecture and discussion regarding one of the fictional cases we will be covering from arrest to trial and appeal throughout this course.

At the end of each class, students will be given an essay question which will be due before next week's class.

II. Course Schedule

Date	Class Topic	Readings & Assignments Due
Week 1 9/8/18	<u>Discuss Class Structure and Requirements</u> <u>Lecture on Chapter 1: Law, Crime, Courts and Controversy</u> <u>Class Discussion:</u> <ul style="list-style-type: none">- <u>Chapter 1</u>- <u>Law v. Justice</u>	Read Chapter 1 You will be assigned Weekly Essay 1 on 9/8/18, due before the start of class 9/15/18
Week 2 9/15/18	<u>In Class Quiz – Chapters 1-3</u> <u>Lecture and Class Discussion: Chapters 2-3: Federal and State Courts</u>	Read Chapters 2 & 3 Weekly Essay 1 is due before the start of class You will be given In Class Quiz on chapters 1-3 (note this quiz includes chapter 1, from 9/8/18's

		<p>assignment) at the start of class on 9/15/18.</p> <p>You will be assigned Weekly Essay 2 on 9/15/18, due before the start of class 9/22/18.</p>
<p>Week 3 9/22/18</p>	<p><u>In Class Quiz – Chapters 4-5</u></p> <p><u>Lecture and Class Discussion: Chapter 4-5: Juvenile Courts, The Dynamics of Courthouse Justice</u></p> <p><u>Class Discussion: Age of Criminal Responsibility</u></p>	<p>Read Chapters 4 & 5</p> <p>Weekly Essay 2 is due before the start of class</p> <p>You will be given In Class Quiz on chapters 4-5 at the start of class on 9/22/18.</p> <p>You will be assigned Weekly Essay 3 on 9/22/18, due before the start of class 9/29/18.</p>
<p>Week 4 9/29/18</p>	<p><u>In Class Quiz – Chapter 6</u></p> <p><u>Lecture and Class Discussion: Chapter 6: Prosecutors</u></p>	<p>Read Chapter 6</p> <p>Weekly Essay 3 is due before the start of class</p> <p>You will be given In Class Quiz on chapter 6 at the start of class on 9/29/18.</p> <p>You will be assigned Weekly Essay 4 on 9/29/18, due before the start of class 10/6/18.</p>
<p>Week 5 10/6/18</p>	<p><u>In Class Quiz – Chapter 7</u></p> <p><u>Lecture and Class Discussion: Chapter 7: Defense Attorneys</u></p>	<p>Read Chapter 7</p> <p>Weekly Essay 4 is due before the start of class</p> <p>You will be given In Class Quiz on chapter 7 at the start of class on 10/6/18.</p> <p>You will be assigned Weekly Essay 5 on 10/6/18, due before the start of class 10/13/18.</p>
<p>Week 6 10/13/18</p>	<p><u>In Class Quiz – Chapter 8</u></p> <p><u>Lecture and Class Discussion: Chapter 8: Judges</u></p>	<p>Read Chapter 8</p> <p>Weekly Essay 5 is due before the start of class</p> <p>You will be given In Class Quiz on chapter 8 at the start of class on 10/6/18.</p> <p>You will be assigned Weekly Essay 6 on 10/13/18, due before the start of class 10/20/18.</p>
<p>Week 7 10/20/18</p>	<p><u>In Class Quiz – Chapter 9</u></p> <p><u>Lecture and Class Discussion: Chapter 9: Defendants, Victims, and Witnesses</u></p>	<p>Read Chapter 9</p> <p>Weekly Essay 6 is due before the start of class</p> <p>You will be given In Class Quiz on chapter 9 at the start of class on 10/6/18.</p> <p>You will be assigned Weekly Essay 7 on</p>

		10/20/18, due before the start of class 10/27/18.
Week 8 10/27/18	<u>In Class Quiz – Chapter 10</u> <u>Lecture and Class Discussion: Chapter 10: Form Arrest and Bail Through Arraignment</u>	Read Chapter 10 Weekly Essay 7 is due before the start of class You will be given In Class Quiz on chapter 10 at the start of class on 10/27/18. You will be assigned Weekly Essay 8 on 10/27/18, due before the start of class 11/3/18.
Week 9 11/3/18	<u>In Class Quiz – Chapter 11</u> <u>Lecture and Class Discussion: Chapter 11: Disclosing and Suppressing Evidence</u>	Read Chapter 11 Weekly Essay 8 is due before the start of class You will be given In Class Quiz on chapter 11 at the start of class on 11/3/18. You will be assigned Weekly Essay 9 on 11/3/18, due before the start of class 11/10/18.
Week 10 11/10/18	<u>In Class Quiz – Chapter 12</u> <u>Lecture and Class Discussion: Chapter 12: Negotiated Justice and the Plea of Guilty</u>	Read Chapter 12 Weekly Essay 9 is due before the start of class You will be given In Class Quiz on chapter 12 at the start of class on 11/3/18. You will be assigned Weekly Essay 10 on 11/10/18, due before the start of class 11/17/18.
Week 11 11/17/18	<u>In Class Quiz – Chapter 13</u> <u>Lecture and Class Discussion: Chapter 13: Trials and Juries</u>	Read Chapter 13 Weekly Essay 10 is due before the start of class You will be given In Class Quiz on chapter 13 at the start of class on 11/17/18. You will be assigned Weekly Essay 11 on 11/17/18, due before the start of class 12/1/18 (extra time for this weekly essay is given due to thanksgiving recess).
11/24/18	<u>NO CLASS – THANKSGIVING RECESS</u>	<u>NO CLASS – THANKSGIVING RECESS</u>
Week 12 12/1/18	<u>In Class Quiz – Chapter 14</u> <u>Lecture and Class Discussion: Chapter 14: Sentencing</u>	Read Chapter 14 Weekly Essay 11 is due before the start of class You will be given In Class Quiz on chapter 14 at the start of class on 12/1/18. You will be assigned Weekly Essay 12 on

		12/1/18, due before the start of class 12/8/18.
Week 13 12/8/18	<u>In Class Quiz – Chapter 15</u> <u>Lecture and Class Discussion: Chapter 15: Appellate and Habeas Corpus Review</u>	Read Chapter 15 Weekly Essay 12 is due before the start of class You will be given In Class Quiz on chapter 15 at the start of class on 12/1/18. No Weekly essay will be assigned on 12/8/18.
Week 14 12/15/18	<u>FINAL EXAMINATION</u>	

III. Grading

The final grade will be assessed based upon performance on the following:

1. In Class Quizzes	20%	CLO 1-4
2. Weekly Essays	25%	CLO 1-4
3. Final Exam	35%	CLO 1-4
4. Participation	10%	CLO 1-4
5. Attendance	10%	CLO 1-4

IN CLASS QUIZZES (20%): At the start of each class after the first class, each student will be given an in class quiz to demonstrate familiarity with that week’s required readings. The format will be multiple choice questions and short answers (generally the answers are just one phrase – there will not be essay questions in the in class quizzes). There is one “free quiz” per semester which if used will not count towards the student’s grade. This means that students may miss one in class quiz either by having an unexcused absence or by choosing to “pass” on the quiz one time when the student is in class. If you have already used an unexcused absence or have an unexcused absence after choosing to “pass” on a quiz, you will receive a 0 on any missed quiz after the one “free quiz,” which will affect your grade. The quizzes will take place during the first 25 minutes of each class, meaning if you are late for class you will not have as much time to complete the quiz.

WEEKLY ESSAYS (25%): There will be a 3-4 page essay question each week which will be assigned at the end of the class and must be turned in via email prior to next week’s class.

The essays are graded as follows:

- **Discussion demonstrating understanding and critical thinking of required reading and course material (65%)**
 - o Essay submitted should be responsive to question asked
 - o Essays should cite and analyze the readings *and* in class lectures and discussions
- **Organization and professional nature of essay (35%)**
 - o Essays properly formatted as detailed below

- **Proper grammar and clearly conveyed ideas**
- **Tone that respects differing beliefs and the importance of issues discussed towards individuals and communities affected**

The essays must be formatted as follows:

- No less than 3 pages, no more than 4 pages
- Typewritten 12 pt. Times New Roman Font. Page Margins of no less than .75 and no more than 1.25.
- Must be submitted as a word document or a .pdf
- Must be submitted via email to peter.shapiro@rutgers.edu with subject as follows: “[Insert your full Name]: Fall 2018 Weekly Essay [Insert Essay Number]”

If you are absent from a class, whether the absence is excused or unexcused, it is your responsibility to identify the missed weekly essay question and turn in the essay in a timely matter. I will supply the essay question if contacted via email with a specific request for the essay question.

Essays must be submitted to me via email at peter.shapiro@rutgers.edu. Essays must be turned in prior to the next week’s class absent good cause. An extension may be granted for good cause – if an extension is required, please contact me in advance of the deadline if possible, or if that is not possible as soon after the deadline as possible. Formal documentation of the reason for the extension may be required. Late essays that do not receive an extension will receive a 10% point deduction for each day they are late. After 10 days of unexcused lateness, you will receive a 0 for the essay.

You will receive your grade on each essay as follows:

- Overall grade (0-100%)
 - Demonstrated understanding (65% of overall grade of essay)
 - Responsiveness
 - Critical analysis and use of readings
 - Critical analysis of use of in class lectures and discussions
 - Organization and Professionalism (35% of overall grade of essay)
 - Formatting / Grammar / Clarity
 - Respectful tone

FINAL EXAM (35%): Final exam will be an in class essay test with a number of essay questions. Each essay question will be graded using the same rubric as the weekly essay questions.

PARTICIPATION (10%): Students will be called upon based on the seating chart to for in class discussions. In order to achieve classroom participation, students must be in their assigned seat and must demonstrate a familiarity with assigned readings and with previous classroom discussions. If students are called upon regarding a topic they do not wish to discuss, they may answer “pass” when called upon without penalty to their participation grade, but students who answer “pass” will

be called upon each time the topic changes until they do not “pass.”

Successful classroom participation requires an organized and professional presentation of ideas in a tone that respects differing beliefs and the importance of issues discussed towards individuals and communities affected.

ATTENDANCE (10%): Attendance is mandatory and missing more than one class due to unexcused absence will impact your attendance grade. Attendance will be taken at the start of each class, and you must be in your assigned seat, which will be assigned on the first day of class.

Unexcused absences will affect your ability to earn credit for participation in classroom discussion and your ability to earn credit for in class quizzes.

Absences may be excused for good cause such as illness – please contact me in advance of the absence if possible, or if that is not possible as soon after the absence as possible. If an absence is excused, it will not affect your attendance grade and you will be required to make up missed in class quizzes at the next class you attend. It is your responsibility to request the makeup quiz in the next class you attend. Formal documentation of the reason for the absence may be required.

If you are absent from a class, whether the absence is excused or unexcused, it is your responsibility to identify the missed weekly essay question and turn in the essay in a timely matter. I will supply the essay question if contacted via email with a specific request for the essay question.

It is your responsibility to identify and familiarize yourself with missed class content, lectures and discussions if you miss class either via excused or unexcused absence.

The following grading scale will be used for this course:

A	90–100%
B+	85-89%
B	80-84%
C+	75-79%
C	70-74%
D	60-69%
F	<60%

Late or Missing Assignment Policy:

An extension for weekly essays may be granted for good cause such as illness – if an extension is required, please contact me in advance of the deadline if possible, or if that is not possible as soon after the deadline as possible. Formal documentation of the reason for the extension may be required. Late essays that do not receive an extension will receive a 10% point deduction for each day they are late. After 10 days of unexcused lateness, you will receive a 0 for the essay.

For weekly in class quizzes, there is one “free quiz” per semester which if used will not count towards the student’s grade. This means that students may miss one in class quiz either by

having an unexcused absence or by choosing to “pass” on the quiz one time when the student is in class. If you have already used an unexcused absence or have an unexcused absence after choosing to “pass” on a quiz, you will receive a 0 on any missed quiz after the one “free quiz” which will affect your grade. The quizzes will take place during the first 25 minutes of each class, meaning if you are late for class you will not have as much time to complete the quiz.

There are no makeups of the final examination and missing the final examination will not be excused, unless there is formal documentation of good cause such as illness. Absent good cause with formal documentation, students who miss the final exam will receive a 0 on their final exam.

IV. Course Policies

Classroom Rules

Students must demonstrate respect towards their peers and the issues discussed in a manner that respects differing beliefs, respects their peers, and respects the importance of issues discussed towards individuals and communities affected.

Students are expected to conduct themselves in a way that facilitates learning by themselves and their peers.

Students may use laptops to take notes, but may not access the internet when class is in session, except during breaks, and may not use computers in a way otherwise disrupts the classroom environment or the learning of themselves or their peers. Other electronic devices such as cell phones should not be used during class without permission, unless during a break.

While you may take notes, this class may not be recorded either in audio or video without express permission from me.

Academic Integrity

As a member of the Rutgers University community you are not to engage in any academic dishonesty. You are responsible for adhering to basic academic standards of honesty and integrity as outlined in the Rutgers University Policy on Academic Integrity for Undergraduate and Graduate Students <http://studentconduct.rutgers.edu/academic-integrity>

Your academic work should be the result of your own individual effort, you should not allow other students to use your work, and you are required to recognize and reference any material that is not your own. Violations of the university’s policy will result in appropriate action.

Students with Disabilities

Rutgers University is committed to providing equal educational opportunity for persons with disabilities in accordance with the Nondiscrimination Policy of the University and in compliance with § 504 of the Rehabilitation Act of 1973 and with Title II of the Americans with Disabilities Act of 1990. For additional information please visit the website <https://ods.rutgers.edu/> or contact

the representative for the Newark Campus.

Allen Sheffield
Director of ADA Services and Academic Support
Robeson Campus Center, Suite 352
350 Martin Luther King Jr. Boulevard
Newark, NJ 07102
Phone: 973.353.5300
Fax: 973.353.5666
E-mail: allen.sheffield@rutgers.edu
Website: <https://ods.rutgers.edu/>

Psychological and Counseling Services

If you experience psychological or other difficulties as a result of this course, or because of other issues that may interfere with your performance in the course, please contact the university's psychological and counseling service center (<http://www.counseling.newark.rutgers.edu>; 973-353-5805), which is located in Blumenthal Hall, room 101. The center offers a variety of free, confidential services to part-time and full-time students who are enrolled at Rutgers.

If you are interested in finding out more about

- Accelerated Master's Program (B.S. /M.A.)
- Criminal Justice National Honor Society (Alpha Phi Sigma)

Please refer to the School of Criminal Justice website <http://rscj.newark.rutgers.edu/>

Follow us, to stay up to date! @SCJ_APSS

