

Basic Course Information

Semester:	Fall 2022	Instructor Name:	Glenn N. Granish
Course Title & #:	Legal Aspects of Evidence	Email:	glenn.granish@imperial.edu
CRN #:	10352	Webpage (optional):	N/A
Classroom:	404	Office #:	760.355.6280
Class Dates:	8/15 – 12/10/22	Office Hours:	M/W, 9:30 am to 10:30am
Class Days:	Monday/Wednesday	Office Phone #:	760.355.6280
Class Times:	1120am-1245pm	Emergency Contact:	760.355.6280
Units:	3.0	Class Format:	Face to face

Course Description

This course examines the origin, development, 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, UC)

Course Prerequisite(s) and/or Corequisite(s)

None

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)

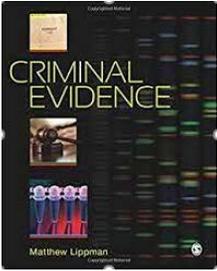
Course Objectives

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



Lippman, Matthew *Criminal Evidence* copyright 2016 by Sage Publications ISBN-13: 978-1483359557, ISBN-10: 1483359557, Publisher is Sage

This is your main textbook for the course. The questions contained in the exams will come from this book so read and study it carefully. This textbook takes an in-depth look at the procedures of Criminal evidence.

I will inform you that the book is required by the college! Also, there is required reading from the textbook. There are rentals on this textbook in Cyberland, as I will usually go online (www.chegg.com or amazon.com).

Course Requirements and Instructional Methods

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

We will be using Canvas to conduct the discussions for this course :

Logging into Canvas:

1. Go to <http://imperial.canvas> (Links to an external site.). (Links to an external site.)c (Links to an external site.)om and (Links to an external site.) follow the login instructions to login.
2. Once logged in, click on the 'courses' tab located on the top right of the page.
3. Click on AJ 104 to enter the course.
4. Read the course syllabus.
5. Read the document under Week 1 entitled "Week 1 Online Things to Do." This outlines exactly what you have to do and by when you have to do it for Week 1.

Course Grading Based on Course Objectives

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Assignment Descriptors	Points
1. Class Assignment (Project)	150
2. Discussions	260
3. Tests	350 (7)
4. Class Presentation	150
5. Short Presentation	100
6. Final Exam	200
TOTAL POINTS	1210

A = 90-100%

B = 80-89%

C = 70-79%

D = 60-69%

F = below 60%

****PLEASE NOTE: ALL TESTING WILL BE ONLINE**

There will not be a time limit on the weekly test to complete the test, which means that the student learner will start and complete the test in one-setting. The once you start the test, it **MUST** be completed. **IF** you stop the process, that will conclude the testing process and you will be graded on the completion of the test at that time. There will be **NO** makeup test given. Failure to take an exam will result in a zero for that exam unless prior approval is given by the instructor. Failure to take a test will result in a zero for the test unless prior approval is given by the instructor.

Term Paper: (75 points) – Look in Week #1, for more information on this subject! You are required to submit a four page (minimum/maximum) typewritten report including a cover page and a bibliography (1 cover page + 2 typed complete content pages + 1 bibliography page). A minimum of three sources must be listed on your

bibliography page and information taken from those sources cited throughout your report. Wikipedia sources are not acceptable. Term papers are due the final week of class.

Out of Class Assignments: The Department of Education policy states that one (1) credit hour is the amount of student work that reasonably approximates not less than one hour of class time and two (2) hours of out-of-class time per week over the span of a semester. WASC has adopted a similar requirement.

Attendance

- *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.*
- ***Do not assume that I will drop you. You must drop from the course prior to the last day to drop with a W.***
- *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. Absences attributed to the representation of the college at officially approved events (conferences, contests, and field trips) will be counted as 'excused' absences.*
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Online Classroom Netiquette

- Use appropriate language. Excessive use of "chat" or "instant messaging" jargon is not acceptable for Blackboard discussions.
- Read existing follow-up postings and don't repeat what has already been said.
- Inappropriate and/or offensive language, especially comments that might be construed as racist or sexist, are not appropriate and will be dealt with on an individual basis.
- Be careful with humor and sarcasm. One person's humorous comment can be another person's boorish or degrading remark.
- Do not use all caps in an online environment. Using all caps is considered SHOUTING.
- Use proper spelling, capitalization, grammar, usage, and punctuation. Utilize the Spell Check feature.
- Remember that there are other human beings reading your postings, so treat everyone with respect. Don't post anything you wouldn't be willing to communicate face to face.
- Be sure to include relevant information in the Subject line of emails.

Academic Honesty

Academic honesty in the advancement of knowledge requires that all students and instructors respect the integrity of one another's work and recognize the important of acknowledging and safeguarding intellectual property.

There are many different forms of academic dishonesty. The following kinds of honesty violations and their definitions are not meant to be exhaustive. Rather, they are intended to serve as examples of unacceptable academic conduct.

- Plagiarism is taking and presenting 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 "cite a source" correctly, 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 that are prohibited or inappropriate in the context of the academic assignment in question.

Anyone caught cheating or plagiarizing 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 Catalog \(Links to an external site.\)](#) 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) using a commercial term paper service.

Additional Services

Students have counseling and health services available, provided by the pre-paid Student Health Fee.

- [Student Health Center \(Links to an external site.\)](#). A Student Health Nurse is available on campus. In addition, Pioneers Memorial Healthcare District provide basic health services for students, such as first aid and care for minor illnesses. Contact the IVC [Student Health Center \(Links to an external site.\)](#) at 760-355-6128 in Room 1536 for more information.
- [Mental Health Counseling Services \(Links to an external site.\)](#). Short-term individual, couples, family and group counseling services are available for currently enrolled students. Services are provided in a confidential, supportive, and culturally sensitive environment. Please contact the IVC Mental Health Counseling Services at 760-355-6310 or in the building 1536 for appointments or more information.

Veteran's Center

The mission of the [IVC Military and Veteran Success Center \(Links to an external site.\)](#) is to provide a holistic approach to serving military/veteran students on three key areas: 1) Academics, 2) Health and Wellness, and 3) Camaraderie; to serve as a central hub that connects military/veteran students, as well as their families, to campus and community resources. Their goal is to ensure a seamless transition from military to civilian life. The Center is located in Building 600 (Office 624), telephone 760-355-6141.

Extended Opportunity Program and Services (EOPS)

The Extended Opportunity Program and Services (EOPS) offers services such as priority registration, personal/academic counseling, tutoring, book vouchers, and community referrals to qualifying low-income students. EOPS is composed of a group of professionals ready to assist you with the resolution of both academic and personal issues. Our staff is set up to understand the problems of our culturally diverse population and strives to meet student needs that are as diverse as our student population.

Also under the umbrella of EOPS our CARE (Cooperative Agency Resources for Education) Program for single parents is specifically designed to provide support services and assist with the resolution of issues that are particular to this population. Students that are single parents receiving TANF/Cash Aid assistance may qualify for our CARE program, for additional information on CARE please contact Lourdes Mercado, 760-355- 6448, lourdes.mercado@imperial.edu.

EOPS provides additional support and services that may identify with one of the following experiences:

- Current and former foster youth students that were in the foster care system at any point in their lives
- Students experiencing homelessness
- Formerly incarcerated students

To apply for EOPS and for additional information on EOPS services, please contact Alexis Ayala, 760-355-5713, alexis.ayala@imperial.edu.

Student Equity Program

- The Student Equity Program strives to improve Imperial Valley College's success outcomes, particularly for students who have been historically underrepresented and underserved. The college identifies strategies to monitor and address equity issues, making efforts to mitigate any disproportionate impact on student success and achievement. Our institutional data provides insight surrounding student populations who historically, are not fully represented. Student Equity addresses disparities and/or disproportionate impact in student success across disaggregated student equity groups including gender, ethnicity, disability status, financial need, Veterans, foster youth, homelessness, and formerly incarcerated students. The Student Equity Program provides direct supportive services to empower students experiencing insecurities related to food, housing, transportation, textbooks, and shower access. We recognize that students who struggle meeting their basic needs are also at an academic and economic disadvantage, creating barriers to academic success and wellness. We strive to remove barriers that affect IVC students' access to education, degree and certificate completion, successful completion of developmental math and English courses, and the ability to transfer to a university. Contact: 760.355.5736 or 760.355.5733 Building 100.
- The Student Equity Program also houses IVC's Homeless Liaison, who provides direct services, campus, and community referrals to students experiencing homelessness as defined by the McKinney-Vento Act. Contact: 760.355.5736 Building 100.

Student Rights and Responsibilities

Students have the right to experience a positive learning environment and to due process of law. For more information regarding student rights and responsibilities, please refer to the IVC [General Catalog \(Links to an external site.\)](#).

Information Literacy

Imperial Valley College is dedicated to helping students skillfully discover, evaluate, and use information from all sources. The IVC [Library Department \(Links to an external site.\)](#) provides numerous [Information Literacy Tutorials \(Links to an external site.\)](#) to assist students in this endeavor.

Anticipated Class Schedule/Calendar – See Course Road Map

*****Subject to change without prior notice*****