**Criminal Law in America: A US Jurisprudence Experience**

Joseph H. Huynh

Kragujevac Law School

3 day course

Day 1 US Criminal Justice, Its Players, and the Criminal Investigation

9:00-9:30 Introduction and overview of the course

* Start with a movie – “Primal Fear” or “Chicago Tap Dance”
* Background
* Course overview
  + focus on federal system
  + Socratic method
  + Learn about Serbian system
* Love of movies

Videos from Movies (played during breaks also) – US trial – “a few good men” – breaking Nicholas, Primal Fear cross exam; My Cousin Vinny; to kill a mockingbird closing.

9:30-10:15 The Foundation of US Criminal Law and Procedure

* Theoretical foundations of the legal system, its purpose and justifications (punishment v. rehabilitation)
* Source of criminal law – constitution
* Structure of the legal system
* Criminal v Civil
* Felonies v Misd Crimes
* Common law - Case Precedent
* Evolving law
* State v. Federal

Handout – “Foundations of Criminal Law Chapter 1”; US constitution

Break “Chicago Tap Dance” or “Primal Fear”

10:30-11:15 Who’s Who in the Criminal Justice System

* Checks and balances
* Adversarial System
* Role of prosecutor, officer, grand jury, judges, defense counsel, jury, appeals, etc.
* Rights of Victims

11:15-12:00 Building a Case

* Role and goals
* Reactive v. Proactive
* Investigating a case
* Sources of Evidence
* Search warrants
* Special Investigative Measures
* Probable Cause standard and role of the magistrate judge

Break A Few Good Men

12:15- 2:00 Activity: Investigation from a Prosecutor’s Perspective – Romanian Cybercrime (get slides reporting it)

1. Duty Call re: Information about mules (arrest? Evidence? Statements? Charges?)
   * Show charging document
2. Collecting evidence (What is it telling you? Where else would you search? Search warrant?)
   * In car
   * On body
   * Searching database
3. Interviews
   * Interview of Witness
   * Information
   * Search warrant for hotel?
4. Getting other mules?
5. Runner
   * Information on the spot?
   * Arrest?
   * Charge?
6. Set up and Lure?
7. Meeting and surveillance
8. Arrest and flip?
   * Plea agreement?
   * Cooperation?
   * Promises?
9. International Cooperation and FBI reluctance
10. Takedown

Day 2 – The trial and the Adversarial System (My Cousin Vinny)

9:00-9:45 US Court System

State v. Federal

Hierarchy of the Court

Selection of Judges

Authority of Judges

Judges (Supreme Court Picture)

Break My Cousin Vinny Opening Arguments

10:00-11:00 Criminal Law Procedure

Charging, Indictment, Motions, Trial, Appeal

Detention

Discovery and Legal Obligations

Speedy Trial Act and Trial Setting

Plea agreements

Break My Cousin Vinny Cross

12:00-12:45 The Trial

The Adversarial System

Rights of a Defendant at Trial

Jury selection

Direct and Cross

Examination of Evidence and Order

Closing Arguments

Verdicts

Break My Cousin Vinny – Marissa Tomei

12:45-2:00 Video of Movie with Closing Arguments – Zimmerman? OJ Simpson?

½ hour deliberation and vote

Movie Clip – Zimmerman Jury verdict

Day 3 Sentencing, Prison, and Appeals

9:00-10:15 Sentencing in Criminal Cases

Purpose of Sentencing

Considerations

Sentencing Guidelines

PSRs

Handout – sections of sentencing guidelines; chart, PSR

Brief Activity – decide Zimmerman’s sentence [Alt full activity]

Break A Time to Kill closing

10:30-11:30 Appeals and the Supreme Court

Appeal to District Court

Appeal to Appellate Court

Supreme Court

Break To kill a mockingbird closing

11:45-1:00 Supreme Court Oral Argument and Decision

1:00 My Cousin Vinny Showing