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QUESTION 1

A custodial arrest occurs when a law enforcement officer informs the suspect of their rights as a criminal defendant.

- A. True
- B. False

Correct Answer: A

QUESTION 2

Evidence that tends to make some fact at issue more or less likely than it would be without the evidence is called:

- A. Testamentary evidence
- B. Circumstantial evidence
- C. Demonstrative evidence
- D. Relevant evidence

Correct Answer: D

QUESTION 3

Which of the following typically does NOT have to be present for communications between an attorney and the attorney's client to be protected by a legal professional privilege?

- A. Communication between a legal advisor and a client
- B. Purpose of the communications was to seek or provide legal advice
- C. A lawsuit has been filed
- D. Intent to keep the communications confidential

Correct Answer: D

QUESTION 4

Which of the following statements about the appeals process in criminal cases is MOST ACCURATE?

- A. Appellate courts will usually reverse a conviction even if the trial court's error did not affect the outcome of the case.
- B. In civil law jurisdictions, appellate courts are generally not permitted to make their own legal conclusions when reviewing a case.
- C. Appellate courts will usually hear an appeal even if the petition was not filed in a timely manner.



D. In common law jurisdictions, appellate courts are generally not permitted to make their own factual determinations when reviewing a case.

Correct Answer: A

QUESTION 5

A prosecutor filed criminal charges against Rosa, claiming that she stole Juan's personal information and sold his identity on the dark web. Juan wants to file a civil lawsuit against Rosa to recover damages arising from the identity theft. Can Juan file the civil action before the criminal action against Rosa is completed?

- A. Yes, the civil action can be filed if the jurisdiction permits parallel proceedings.
- B. No, the civil action cannot be filed if the jurisdiction prohibits double jeopardy.
- C. No, the civil action cannot be filed if the jurisdiction prohibits counterclaims.
- D. Yes, the civil action can be filed if the jurisdiction permits analogous claims.

Correct Answer: D

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