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QUESTION 1

Which of the following would be direct evidence that the criminal defendant, a former cashier for a home improvement store, committed a cash larceny scheme that resulted in the theft of more than \$5,000 from the store?

- A. A witness testifies that they saw the defendant take the money.
- B. A diagram is used to display the location of the store's registers.
- C. A witness testifies that the defendant was almost always the last cashier to leave the store.
- D. A coworker testifies that the defendant was acting nervously the day the money was taken.

Correct Answer: A

QUESTION 2

Which of the following statements is TRUE regarding criminal proceedings and discovery in adversarial jurisdictions?

- A. The judge is the primary driver of the discovery process in criminal proceedings.
- B. Parties typically cannot request evidence from each other until after the trial begins.
- C. The majority of criminal discovery usually occurs before the trial begins.
- D. Most criminal proceedings are divided into pretrial, investigative, and trial phases.

Correct Answer: D

QUESTION 3

Which of the following situations would constitute a violation of the U.S. Foreign Corrupt Practices Act (FCPA)?

- A. A private U.S. company pays a \$2,000 foreign corporation fee that is required in order to do business within the country.
- B. A private U.S. company transfers \$100,000 to the sole proprietor of a Brazilian company to influence the award of a commercial imports contract.
- C. A private UK company transfers \$25,000 to a Chilean public official to influence the award of lucrative overseas contracts.
- D. A private U.S. company transfers \$45,000 to a foreign official to influence the award of a public construction contract.

Correct Answer: C

QUESTION 4



Smith, a Certified Fraud Examiner (CFE), works for the ABC Company a private entity that operates in a jurisdiction with civil laws for defamation, invasion of privacy, and conflict of interest. Smith seizes and searches the personal smartphone of Green, an employee of ABC, even though Green was not suspected of any wrongdoing. Assuming that Green had a reasonable expectation of privacy in the smartphone and Smith conducted the search without a legitimate interest or authority, under which of the following claims would Green MOST LIKELY be able to recover damages against Smith?

- A. Slander
- B. Intrusion into Green's private matters
- C. Conflict of interest
- D. Public disclosure of private facts

Correct Answer: B

QUESTION 5

Which of the following examples of judicial systems would best be described as a civil law system?

- A. The courts are bound primarily by previous court decisions to resolve legal issues.
- B. The courts are bound by both previous court decisions and codified principles or statutes.
- C. The courts are allowed to consider both codified statutes and previous court decisions but are bound by neither.
- D. The courts are bound by codified principles or statutes but are not bound by previous court decisions.

Correct Answer: D

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