

Ethical Issues with Law Enforcement



- In order for the ethical prosecutor to exercise their discretion properly, and to assess the quality of the investigation that has been conducted, attention must be given to the following legal issues:
 - Reading the case file;
 - Overall investigative quality;
 - Warrants and *probable cause*;
 - Witness credibility;
 - Officer credibility; and
 - Credibility of forensic evidence and personnel.

Ethical Issues In Prosecution

Colleen Rohan, Gentian Zyberi



Ethical Issues In Prosecution:

Ethical Issues in Prosecution John Jay Douglass, 1988 **Ethical Considerations in Prosecution** John Jay Douglass, 1977 Introduction to Criminal Law Gilad James, PhD, 1964

Introduction to Criminal Law is a course designed to provide students with an in depth understanding of the fundamental principles of criminal law. The course covers several topics including the definition of crime, criminal acts and intent, defenses to crimes and the principles of punishment. The course begins by providing students with an overview of the criminal justice system and the roles of the different players in the system. This is followed by an analysis of the elements of a crime which include actus reus and mens rea. Students will also learn the different types of criminal offenses including property crimes, violent crimes and white collar crimes. The course also delves into the various defenses to crimes including self defense, entrapment and duress. Finally, the course concludes by examining the principles of punishment including the purposes of punishment, sentencing and the constitutional safeguards of the Eighth Amendment. Overall, the course equips students with the knowledge and skills to understand the intricacies of criminal law and the criminal justice system. The course is important in providing a foundation for those who wish to pursue a career in the field of criminal justice. Professionals who work in the legal system such as lawyers, judges and law enforcement officers must have a deep understanding of criminal law to effectively carry out their roles. The course is also useful for individuals who are interested in learning more about the criminal justice system, including students exploring different career paths or individuals with a general interest in law. The course offers a comprehensive understanding of the principles of criminal law and the mechanisms used to enforce these principles and thus provides a useful tool for individuals seeking to broaden their knowledge and understanding of the criminal justice system.

Critical Issues in Crime and Justice Dan Okada, Mary Maguire, Alexa Sardina, 2018-09-10

Critical Issues in Crime and Justice: Thought, Policy and Practice provides an incisive overview of issues and perspectives in criminal justice and criminology designed to expand upon key areas of study. With contributed essays from leading scholars in the field, the Third Edition illustrates the breadth of research, policy and practice implications in areas such as crime theory, law enforcement, jurisprudence, corrections and criminal justice organization and management. New to this edition are chapters on wrongful convictions, human trafficking and mental illness and criminal justice. Three critical issues facing contemporary policing, courts and corrections. The coverage of concepts, insights, voices and perspectives will challenge criminal justice and criminology students to synthesize what they have learned, question standard interpretations and begin to create new directions and visions for their future careers as professionals in the field.

Prosecution Complex Daniel S. Medwed, 2013-11

American prosecutors are asked to play two roles within the criminal justice system: they are supposed to be ministers of justice whose only goals are to ensure fair trials and they are also advocates of the government whose success rates are measured by how many convictions they get. Because of this second role, sometimes prosecutors suppress evidence in order to establish a defendant's guilt and safeguard that

conviction over time In Prosecution Complex Daniel S Medwed shows how prosecutors are told to lock up criminals and protect the rights of defendants This double role creates an institutional prosecution complex that animates how district attorneys offices treat potentially innocent defendants at all stages of the process and that can cause prosecutors to aid in the conviction of the innocent Ultimately Prosecution Complex shows how while most prosecutors aim to do justice only some hit that target consistently

Introduction to Trial of Alex Murdaugh Gilad James, PhD, The trial of Alex Murdaugh a prominent South Carolina attorney began on October 4th 2021 Murdaugh is facing three charges related to an alleged scheme to have himself killed in order to collect 10 million in life insurance proceeds for his son The scheme backfired when the hired hitman instead shot Murdaugh in the head but he survived and later confessed to the authorities The trial is set to take place in Hampton County where the shooting occurred in September 2018 The trial is expected to draw national attention due to the high profile nature of the case and the involvement of a prominent legal family in South Carolina Murdaugh comes from a family of attorneys and was a partner at a prestigious law firm before being forced to resign following allegations of embezzlement The trial is also notable for the role of Mallory Beach a young woman who was killed in a boating accident while in the company of Murdaugh s son Paul The death of Beach has led to speculation about possible links to the alleged insurance fraud scheme although no charges have been filed in relation to her death

The Changing Role of the American Prosecutor John Worrall, M. Elaine Nugent-Borakove, 2014-03-14 Leading prosecution researchers throughout the United States are brought together in this book to illuminate the new environment of prosecution in America the prosecution of troubling and emerging crime problems prosecutorial problem solving and community prosecution and the future of prosecution in the twenty first century The contributors explore how American prosecutors are moving away from a traditional reactive approach to the crime problem and instead how they are developing creative problem solving strategies for dealing with crime and disorder

What's Changing in Prosecution? National Research Council, Division of Behavioral and Social Sciences and Education, Committee on Law and Justice, 2001-05-23 This workshop arose out of the efforts of the Committee on Law and Justice to assist the National Institute of Justice in identifying gaps in the overall research portfolio on crime and justice It was designed to develop ideas about the kinds of knowledge needed to gain a better understanding of the prosecution function and to discuss the past and future role of social science in advancing our understanding of modern prosecution practice The Committee on Law and Justice was able to bring together senior scholars who have been working on this subject as well as current or former chief prosecutors judges and senior officials from the U S Department of Justice to share their perspectives Workshop participants mapped out basic data needs discussed the need to know more about recent innovations such as community prosecution and discussed areas where one would expect to see changes that have not occurred The resulting report summarizes these discussions and makes useful suggestions for learning more about prosecution

Defense Perspectives on International Criminal Justice Colleen Rohan, Gentian Zyberi, 2017-04-27

This examination of the role of the defense in international criminal proceedings highlights its contribution to the development of international criminal law and the fair administration of international criminal justice. Written by leading international practitioners and scholars, it combines the practice and theory of international criminal law in order to provide a first-hand perspective on the significant challenges involved in the administration of international criminal justice. The authors examine, among other issues, the role of the defense during the different stages of international criminal proceedings, the key aspects of defense work which seek to ensure the accused's right to a fair trial, professional ethics, the United Nations Residual Mechanism for International Tribunals, and post-conviction remedies and issues relating to those serving prison sentences.

Powers of the Prosecutor in Criminal Investigation Karolina Kremens, 2021-03-26. This comparative analysis examines the scope of prosecutorial powers at different phases of criminal investigation in four countries: the United States, Italy, Poland, and Germany. Since in all four the number of criminal cases decided without trial is constantly increasing, criminal investigation has become central in the criminal process. The work asks who should be in charge of this stage of the process. Prosecutors have gained tremendous powers to influence the outcome of the criminal cases, including powers once reserved for judges. In a system in which the role of the trial is diminishing and the significance of criminal investigation is growing, this book questions whether the prosecutor's powers at the early stage of the process should be enhanced. Using a problem-oriented approach, the book provides a parallel analysis of each country along five possible spheres of prosecutorial engagement: commencing criminal investigation, conducting criminal investigation, undertaking initial charging decisions, imposing coercive measures, and discontinuing criminal investigation. Using the competing adversarial and inquisitorial models as a framework, the focus is on the prosecutor as a crucial figure in the criminal process and investigation. The insights of this book will be of interest and relevance to students and academics in criminal justice, criminology, law, and public policy, as well as policymakers, government officials, and others interested in legal reform.

[The Encyclopedia of Crime and Punishment](#) Wesley G. Jennings, George E. Higgins, Mildred M. Maldonado-Molina, David N. Khey, 2016-01-19. The Encyclopedia of Crime and Punishment provides the most comprehensive reference for a vast number of topics relevant to crime and punishment, with a unique focus on the multi-interdisciplinary and international aspects of these topics and historical perspectives on crime and punishment around the world. Named as one of Choice's Outstanding Academic Titles of 2016, comprising nearly 300 entries, this invaluable reference resource serves as the most up-to-date and wide-ranging resource on crime and punishment. Offers a global perspective from an international team of leading scholars, including coverage of the strong and rapidly growing body of work on criminology in Europe, Asia, and other areas. Acknowledges the overlap of criminology and criminal justice with a number of disciplines such as sociology, psychology, epidemiology, history, economics, and public health and law. Entry topics are organized around 12 core substantive areas: international aspects, multi-interdisciplinary aspects, crime types, corrections, policing, law and justice, research methods, criminological theory, correlates of crime, organizations,

and institutions U S victimology and special populations Organized authored and Edited by leading scholars all of whom come to the project with exemplary track records and international standing 3 Volumes [www crimeandpunishmentencyclopedia.com](http://www.crimeandpunishmentencyclopedia.com)

Miscarriages of Justice Brent E. Turvey, Craig M Cooley, 2014-05-19

Miscarriages of justice are a regular occurrence in the criminal justice system which is characterized by government agencies that are understaffed underfunded and undertrained across the board We know this because every week DNA testing and innocence projects across the United States help to identify and eventually overturn wrongful convictions As a result the exonerated go free and the stage is set for addressing criminal and civil liability Criminal justice students and professionals therefore have a need to be made aware of the miscarriage problem as a threshold issue They need to know what a miscarriage of justice looks like how to recognize it s many forms and what their duty of care might be in terms of prevention They also need to appreciate that identifying miscarriages and ensuring legal remedy is an important function of the system that must be honored by all criminal justice professionals The purpose of this textbook is to move beyond the law review casebook and true crime publications that comprise the majority of miscarriage literature While informative they are not designed for teaching students in a classroom setting This text is written for use at the undergraduate level in journalism sociology criminology and criminal justice programs to introduce college students to the miscarriage phenomenon in a structured fashion The language is more broadly accessible than can be found in legal texts and the coverage is multidisciplinary Miscarriages of Justice Actual Innocence Forensic Evidence and the Law focuses on the variety of miscarriages issues in the United States legal system Written by leaders in the field it is particularly valuable to forensic scientists and attorneys evaluating evidence or preparing for trial or appeal in cases where faulty evidence features prominently It is also of value to those interested in developing arguments for miscarriage in post conviction review of criminal cases Chapters focus specifically on issues of law enforcement bias and corruption false confessions ineffective counsel and prosecutorial misconduct forensic fraud and more The book closes by examining innocence projects and commissions and civil remedies for the wrongfully convicted This text ultimately presents the issue of miscarriages as a systemic and multi disciplinary criminal justice issue It provides perspectives from within the professional CJ community and it serves as warning to future professionals about the dangers and consequences of apathy incompetence and neglect Consequently it can be used by any CJ educator to introduce any group of CJ students to the problem Written by practicing criminal justice professionals in plain language for undergraduate students Covers multiple perspectives across the criminal justice system Informed by experience working for Innocence Projects across the United States to achieve successful exonerations Topical case examples to facilitate teaching and learning Companion website featuring Discussion topics Exam questions and PowerPoint slides [http textbooks elsevier com web Manuals.aspx](http://textbooks.elsevier.com/web/Manuals.aspx) isbn 9780124115583

Justice, Crime, and Ethics Michael C. Braswell, Belinda R. McCarthy, Bernard J. McCarthy, 2014-05-19 Justice Crime and Ethics a leading

textbook in criminal justice programs examines ethical dilemmas pertaining to the administration of criminal justice and professional activities in the field Comprehensive coverage is achieved through focus on law enforcement legal practice sentencing corrections research crime control policy and philosophical issues The contributions in this book examine ethical dilemmas pertaining to the administration of criminal justice and professional activities in the field Prosecutors Power Cassia Vaughn, AI, 2025-04-03 Prosecutors Power explores the complex world of legal enforcement focusing on the individuals who confront corruption corporate crime and politically sensitive investigations It offers a rare glimpse into the motivations and strategies employed by prosecutors highlighting the personal sacrifices they make in their pursuit of justice The book argues that effective legal enforcement hinges not only on strong laws but also on the integrity and resilience of the prosecutors themselves Examining the careers of specific individuals Prosecutors Power reveals how these qualities translate into tangible results fostering accountability and deterring misconduct The book traces the evolution of prosecutorial power and presents important context by exploring the rise of global financial networks and the increasing complexity of corporate structures These factors have made prosecuting white collar crime particularly challenging By drawing on court documents investigative reports and personal interviews Prosecutors Power connects to political science sociology and economics providing a nuanced understanding of the challenges prosecutors face Structured to provide a comprehensive understanding the book begins by introducing core concepts and then moves into major points exploring how prosecutors tackle white collar crime public corruption and cases with international implications Ultimately the book examines the implications of these cases for legal reform offering practical recommendations for strengthening prosecutorial independence and effectiveness

21st Century Criminology: A Reference Handbook J. Mitchell Miller, 2009-08-06 Criminology has experienced tremendous growth over the last few decades evident in part by the widespread popularity and increased enrollment in criminology and criminal justice departments at the undergraduate and graduate levels across the U S and internationally Evolutionary paradigmatic shift has accompanied this surge in definitional disciplinary and pragmatic terms Though long identified as a leading sociological specialty area criminology has emerged as a stand alone discipline in its own right one that continues to grow and is clearly here to stay Criminology today remains inherently theoretical but is also far more applied in focus and thus more connected to the academic and practitioner concerns of criminal justice and related professional service fields Contemporary criminology is also increasingly interdisciplinary and thus features a broad variety of ideological orientations to and perspectives on the causes effects and responses to crime 21st Century Criminology A Reference Handbook provides straightforward and definitive overviews of 100 key topics comprising traditional criminology and its modern outgrowths The individual chapters have been designed to serve as a first look reference source for most criminological inquires Both connected to the sociological origins of criminology i e theory and research methods and the justice systems response to crime and related social problems as well as coverage of major crime types this two volume set

offers a comprehensive overview of the current state of criminology From student term papers and masters theses to researchers commencing literature reviews 21st Century Criminology is a ready source from which to quickly access authoritative knowledge on a range of key issues and topics central to contemporary criminology This two volume set in the SAGE 21st Century Reference Series is intended to provide undergraduate majors with an authoritative reference source that will serve their research needs with more detailed information than encyclopedia entries but not so much jargon detail or density as a journal article or research handbook chapter 100 entries or mini chapters highlight the most important topics issues questions and debates any student obtaining a degree in this field ought to have mastered for effectiveness in the 21st century Curricular driven chapters provide students with initial footholds on topics of interest in researching term papers in preparing for GREs in consulting to determine directions to take in pursuing a senior thesis graduate degree career etc Comprehensive in coverage major sections include The Discipline of Criminology Correlates of Crime Theories of Crime Justice Measurement Research Types of Crime and Crime the Justice System The contributor group is comprised of well known figures and emerging young scholars who provide authoritative overviews coupled with insightful discussion that will quickly familiarize researchers students and general readers alike with fundamental and detailed information for each topic Uniform chapter structure makes it easy for students to locate key information with most chapters following a format of Introduction Theory Methods Applications Comparison Future Directions Summary Bibliography Suggestions for Further Reading and Cross References Availability in print and electronic formats provides students with convenient easy access wherever they may be

Department of Justice Manual Wolters Kluwer, 2012-03-23 The new Department of Justice Manual Third Edition takes you inside all the policies and directives outlined in the latest U S Attorneys Manual used universally by the DOJ in civil and criminal prosecutions Along with comprehensive coverage of all the information relied on by today s DOJ attorneys this guide offers you other valuable DOJ publications in the form of Annotations You ll find the Asset Forfeiture Manual the Freedom of Information Act Case List and Merger Guidelines And it s all incorporated in a comprehensive six volume reference You ll discover how to Request immunity for clients using actual terminology from factors that DOJ attorneys must consider Phrase a FOIA request so as to avoid coming within an exempted category of information Draft discovery requests using terminology to avoid triggering an automatic denial by the DOJ Counsel clients on DOJ investigative tactics and their significance using actual DOJ memoranda Develop trial strategies that exploit common problems with certain methods of proof and kinds of evidence offered by the government Propose settlements or plea bargain agreements within the authority of the DOJ attorney handling the case This new Third Edition of Department of Justice Manual has been expanded to eight volumes and the materials have been completely revised to accommodate newly added materials including the text of the Code of Federal Regulations Title 28 and Judicial Administration as relevant to the enforcement of the Federal Sentencing Guidelines by the Department of Justice The Manual for Complex Litigation and The United States Sentencing

Commission Guidelines Manual The new edition also includes The National Drug Threat Assessment for Fiscal Year 2011 and the updated version of the Prosecuting Computer Crimes Manual In an effort to provide you with the best resource possible as part of the Third Edition the Commentaries in each volume have been renumbered to refer to the relevant section in the United States Attorney and s Manual for more efficient cross referencing between the Manual and the Commentaries *The Prosecutor in Transnational Perspective* Erik Luna, Marianne Wade, 2012-09-27 In this book Erik Luna and Marianne Wade examine the considerable powers of the American prosecutor and look abroad in order to learn valuable lessons from a transnational examination of prosecutorial authority They explore parallels and distinctions in the processes available to and decisions made by prosecutors in the United States and Europe Through the varied topics covered by the contributors on both sides of the Atlantic they demonstrate how the enhanced role of the prosecutor represents a crossroads for criminal justice with weighty legal and socio economic consequences **Ethical Issues in Child Abuse Research** Katherine Guttmann, Michelle Shouldice, Alex V. Levin, 2018-10-26 This book serves as a comprehensive resource for researchers and regulatory bodies working to establish sound evidence bases through research for the care of children and families affected by abuse Issues such as consent anonymous research and how to interface with the legal system in terms of disclosure and sharing of results are discussed in depth Ethical Issues in Child Abuse Research also provides insights into questions of ethics in animal research perpetrator and retrospective research and balances the necessity of collecting this valuable information while protecting vulnerable populations and respecting their privacy while interacting in a complex legal system With input from many leaders in child abuse research this book fills a critical need providing readers with a pathway to apply these principles of ethics to their own research in this challenging field **Performance of the Prosecution Services in Latvia A Comparative Study** OECD, 2021-01-11 Latvia has embarked on an ambitious agenda to tackle the challenges posed by complex types of criminality to public prosecution services with particular emphasis on economic and financial crimes This report carries out a benchmark analysis of Latvia s prosecution practices along with those in ten OECD member countries international good practices and the experience of globally renowned prosecution experts *The Army Lawyer*, 1988

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