

Criminal Law

Criminal Justice 110/ item #5015

Instructor: Charlene Freyberg

Office: D-100 C

Dates: 4/7/14-6/19/14

Daily: online

Office Hours: T/Th 12:30pm-3:30pm and by appt.

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Required Text:

Criminal Law 10th Edition. By Joel Samaha. ISBN #0495807494. Wadsworth Cengage Publishing, 2010.

Course Description: In this course, students will learn how to identify the elements of crime and to categorize crimes by type, including homicide, crimes against the person, crimes against property, and habitation. Students learn about criminal capacity, different defenses, and who may be parties to crime.

Upon successful completion of the course, students should be able to:

- Distinguish between criminal law and civil law, common law and statutory law.
- Distinguish between simple and aggravated assault, forcible and statutory rape, larceny and embezzlement, robbery and burglary, blackmail and bribery, and criminal and non-criminal homicides.
- Explain the concepts of corpus delicti, mens rea, stare decisis, vicarious liability, McNaughton rule, non-feasance, misfeasance, obstructing justice, and criminal contempt.
- Identify how crimes are classified and how legal jurisdiction is determined.
- Describe the elements needed to form a criminal act.
- Distinguish between crimes of intent and recklessness or negligence.
- Argue under what circumstances a defendant could employ the defense of diminished capacity, insanity, immunity, entrapment, duress, necessity, or double jeopardy.
- Explain the benefits and drawbacks of decriminalizing mala prohibita traffic offenses, including on what grounds the Uniform Motor Vehicle Code makes recommendations in this regard.
- Describe how RICO statutes have assisted the prosecution of organized crime.

Schedule: The following schedule is **tentative** and may be modified **with** notice. **Students are responsible for ANY and ALL changes that are made to this schedule, even if you did not read the announcement making the change.** The assigned readings, should be completed **prior** to the start of the week, and all quiz dates are in bold.

Online Course: Since this class does not meet face to face on campus you are expected to attend the online classroom for AT LEAST one hour five times a week. To be successful in this class, you will need to be reading the textbook, viewing the PowerPoint, posts, and all other helps and guides posted on Canvas. You must also submit weekly discussion (which is similar to questions that would be asked in a classroom format). If you have never taken an online course I would recommend reviewing the Distance Education website at: <https://www.bellevuecollege.edu/distance/classroom.asp> and

taking the online tutorial at: <https://bc.instructure.com/courses/411354> to familiarize yourself with Canvas.

COURSE OUTLINE:

Week 1 4/7-4/11

4/7 Introduction to course and expectations (syllabus)

Read: Chapter 1: Criminal Law and Criminal Punishment

Week 2 4/14-4/18

Read: Chapter 2: Constitutional Limits on Criminal Law

4/19-4/20 Quiz #1

Week 3 4/21-4/25

Read: Chapter 3: The General Principles of Criminal Liability: Actus Reus

Week 4 4/28-5/2

Read: Chapter 4: The General Principles of Criminal Liability: Mens Rea, Concurrence, Causation, and Ignorance and Mistake

5/3-5/4 Quiz #2

Week 5 5/5-5/9

Read: Chapter 5: Defenses to Criminal Liability: Justifications

Week 6 5/12-5/16

Read: Chapter 6: Defenses to Criminal Liability: Excuse

5/17-5/18 Quiz #3

Week 7 5/19-5/23

Read: Chapter 7: Parties to Crime and Vicarious Liability

Week 8 5/27-5/30

5/26 NO SCHOOL-Memorial Day

Read: Chapter 8: Inchoate Crimes: Attempt, Conspiracy, and Solicitation

Week 9 6/2-6/6

Read: Chapter 9: Crimes Against Persons I: Murder and Manslaughter

Week 10 6/9-6/13

Read: Chapter 10: Crimes Against Persons II: Criminal Sexual Conduct, Bodily Injury, and Personal Restraint

Week 11 6/16-6/19 --FINALS WEEK

6/17 (Tuesday) Final exam

COURSE EVALUATION:

Quizzes	4 @ 25 points = 100
Final Exam	1 @ 50 points= 50
Research Paper	1 @ 50 points= 50
Various Assignments	4-6 @ 10-20 points each= 60
<u>Class discussions and introduction</u>	<u>110 points = 110</u>
Total Points	370

A	94-100%	A-	90-93%	B+	87-89%
B	84-86%	B-	80-83%	C+	77-79%
C	74-76%	C-	70-73%	D+	67-69%
D	60-66%	F	0-59%		

CRIMINAL LAW RESEARCH PAPER REQUIREMENTS: **you must choose a topic within criminal law (i.e. assault and/or battery, arson, burglary, drug possession, embezzlement, treason, espionage, racketeering, murder, rape, gun control, DUI laws, are some examples) and write a research paper about your findings. This is not an opinion paper (no I, me, my, etc.) should be included. A research paper is based on factual information from peer reviewed and other academic and reliable sources.

****you must e-mail me (before 4/28/13) what topic you want to research and write on (2-3 sentences which lets me know you have already done some pre-research with 1-2 references listed) and I will approve or not approve your topic. Automatic -10 points if the topic is not approved by 4/28.**

APA format only. This paper is to be 4-5 pages (of content) in length, double spaced, 12 point font (Times New Roman or Arial), 1 inch margins, cover page, page numbers (BUT **no** abstract page is needed).

You **CANNOT USE** Wikipedia for a reference since it is not peer reviewed, and if used you will receive a F. Please see me for all sources that you are unsure about using. You must have at least two peer reviewed sources for your criminal law paper. **The paper is worth 50 points and is due by midnight on Sunday 6/8/14 by midnight to turnitin.com (see pages link).**

Netiquette: What is Netiquette? Netiquette is the conduct or behavior that is expected when you are working on the internet or in cyberspace. Netiquette is a set of rules for appropriate behavior. Respect for opinions voice in the online class is essential, and I expect all students to treat each other courteously. **Any type of disruptive or discourteous behavior is unacceptable and will not be tolerated.** Netiquette guidelines are posted in the sidebar [pages] for everyone to review in week one.

Discussion Threads: Participation in the discussion forums maximizes your learning experiences and that of your classmates. You are required to participate in discussion threads online and in classroom activities and discussions. As part of an online and in class group you will have the opportunity to interact with others for deeper understanding of the materials offered. Most importantly, you have the opportunity to understand differing points of view and how they are arrived at by your classmates.

You may not agree with those points of view, and others may not agree with yours. There is no right or wrong answers in discussion forums. The focus of the discussion thread and classroom activities is to use resources from your book and on the internet to support your conclusions and more effectively understand the other person's point of view. Please be grammatically accurate and brief (2-3 paragraphs) in your responses.

DISCUSSION RUBRIC:

	Excellent	Satisfactory	Unsatisfactory
10 Points Weekly			
Quantity and timeliness	<ul style="list-style-type: none"> Creates an initial post & responds to another post within the weekly time frame Few grammatical and spelling errors (0-1) 	<ul style="list-style-type: none"> Creates an initial post & responds to another post within the weekly time frame Few grammatical and spelling errors (2-3) 	<ul style="list-style-type: none"> Does not Create an initial post and doesn't respond to another post within the weekly time frame Several grammatical and spelling errors (4 or more)
Demonstrates knowledge and understanding of course content	Post demonstrates clear Evidence of knowledge and understanding of course material & content	Post demonstrates some evidence of knowledge & understanding of course material & content	Post does not demonstrate evidence of knowledge & understanding of course materials

Posts generate learning within the community	<ul style="list-style-type: none"> • Post response and comment demonstrates clear understanding of another point of view and how course content applies to it. • Response elicits responses and reflection for others • Response provides resources to aid in deeper critical thinking. • Post response and comment demonstrates understanding of another point of view and how course content applies to it. 	<ul style="list-style-type: none"> • Response elicits some response and reflection from others • Response provides some resources to aid in deeper critical thinking • Post response does not demonstrate understanding of another point of view and how course content applies to it. 	<ul style="list-style-type: none"> • Response seldom elicits responses and reflection for others • Response seldom provides resources to aid in deeper critical thinking
Total Points=100			

Rubric was retrieved from a [pbs.org website](#) and was copyrighted in 2010.

Extra Credit: As a general rule, there is usually no extra credit available in this introductory level course. I may, however, **at any time during the quarter** provide extra credit opportunities.

Affirmation of Inclusion: Bellevue College is committed to maintaining an environment in which every member of the campus community feels welcome to participate in the life of the college, free from harassment and discrimination. We value our different backgrounds at Bellevue College, and students, faculty, staff members, and administrators are to treat one another with dignity and respect.<http://bellevuecollege.edu/about/goals/inclusion.asp>

Bellevue College E-mail: All students registered for classes at Bellevue College are entitled to a network and e-mail account. Your student network account can be used to access your student e-mail, log in to computers in labs and classrooms, connect to the BC wireless network and log in to MyBC. To create your account, go to: <https://bellevuecollege.edu/sam>

All e-mail communication from you should come to me from your BC account (not your g-mail, hotmail, yahoo, etc.). Please e-mail me through CANVAS for the quickest reply. I will respond to you within 24-48 hours (except on weekends). BC offers a wide variety of computer and learning labs to enhance learning and student success. Find current campus locations for all student labs by visiting the [Computing Services website](#).

All students are expected to attend the online classroom five times a week for an average of 1-2 hours at a time. Obviously, if students do not attend the online classroom regularly, the opportunity to perform well in this course is greatly diminished.

Course Requirements: All students are expected to read the required chapters of the textbook as outlined online and in the schedule section of this syllabus. Students are also expected to read the required chapters to attend the online classroom regularly, finish online requirements, take notes, ask questions, and participate in online discussions.

Make-up Policy: *Any* make-up assignments or quizzes are allowed ***only at the discretion of the instructor*** and immediate notification from the student is imperative. **Excused absences: death of immediate family member (death notification needed), medical emergency (ER discharge papers required) or other emergency with documentation.** Any excused absence (with documentation) will be allowed to take the make-up the assignment and/or quiz without point penalty. **Any un-excused or undocumented missing assignment and/or quiz will NOT be allowed to make-up.** Since this is an online course you have plenty of time to work on the coursework around any emergencies, work obligations, family obligations, vacations, etc.

Academic Integrity: *Plagiarism or cheating of ANY kind will not be tolerated and will result in failing the test and/or the course as well as other disciplinary action (see Bellevue College Handbook, Academic Dishonesty).* If you are at any time unclear about what constitutes plagiarism or cheating, see me ASAP. In all instances, you must do your own work.

Cheating, Stealing and Plagiarizing*: Cheating, stealing and plagiarizing (using the ideas or words of another as one's own without crediting the source) and inappropriate/disruptive classroom behavior are violations of the Student Code of Conduct at Bellevue College. Examples of unacceptable behavior include, but are not limited to: talking out of turn, arriving late or leaving early without a valid reason, allowing cell phones/pagers to ring, and inappropriate behavior toward the instructor or classmates. The instructor can refer any violation of the Student Code of Conduct to the Dean of Student Services for possible probation or suspension from Bellevue College. Specific student rights, responsibilities and appeal procedures are listed in the Student Code of Conduct, available in the office of the Dean of Student Services.

Incomplete: If a student fails to complete all the required work for course, an instructor may assign the grade of Incomplete ("F"). The student must complete the coursework by the end of the next quarter, or receive the assigned letter grade (usually an ("F").

F Grade: Students who fail a course will receive a letter grade of "F."

Final Examination Schedule: The Social Science Division will adhere to the final examination schedule as stated in the BC schedule. Final examinations will be held at the end of each quarter at fixed times. Instructors will not give examinations in advance of the regular schedule. A student who is absent from any examination held at any time during the quarter may forfeit the right to make up the examination. If, for illness or some other circumstances beyond the student's control, the student is unable to be present at any scheduled examination and has contacted the instructor on a timely basis, the student may be permitted to take such examination at a time designed by the instructor.

Withdrawal from Class: College policy states students must formally withdraw from a class by the end of the seventh week of the quarter (Registration Office, B125). If a student has not withdrawn by that date, an appropriate letter grade will be assigned for the course.

Hardship Withdrawal: Instructors may assign the grade of "HW" (hardship withdrawal) at their discretion in the event that a student cannot complete the coursework due to extreme circumstances. Students may also contact the Enrollment Services office BEFORE grades are assigned in cases of hardship.

Distribution of Grades: Grades will not be posted in the Social Science Division or in faculty offices, and secretaries will not give out grades. Students should access their grades online through Canvas.

Return of Papers and Tests: Paper and/or Scantron score sheet returns will be arranged in the following ways ONLY: by mail, if students supply the instructor with stamped, self-addressed envelope (with appropriate postage); or by the instructor designating a time and place whereby the student may retrieve his/her papers. Unclaimed papers and/or Scantron score sheets must be kept by the instructor for a minimum of sixty (60) instructional days following the end of the quarter.

**If you are accused of cheating, stealing exams and/or plagiarism, there is a Bellevue College Student Discipline and Appeals Procedure (the right to due process) which you may pursue. Contact the office of Division Chair (D110), the Dean of Student Services (B231A) or the Associated Student Body (C212) for information regarding the appeals process.*

Public Safety: The Bellevue College (BC) Public Safety Department's well trained and courteous non-commissioned staff provides personal safety, security, crime prevention, preliminary investigations, and other services to the campus community, 24 hours per day, 7 days per week. Their phone number is 425.564.2400. The Public Safety website is your one-stop resource for campus emergency preparedness information, campus closure announcements and critical information in the event of an emergency. Public Safety is located in K100 and on the web at: <http://bellevuecollege.edu/publicsafety/>

Students with Disabilities:

I am committed to providing assistance to help you be successful in this course. If you require accommodation based on a documented disability, have emergency medical information to share, or need special arrangements in case of emergency evacuation, please make an appointment with DRC (Disability Resource Center.) If you would

like to inquire about becoming a DRC student, you may call 425-564-2498 or go in person to the DRC program office in the library in D-125.

Student Complaints: If you have a viable complain about the class material, videos, assignments, or exams please see the instructor for a private meeting. If you do not feel comfortable going to the instructor, please see the Dean of Social Science in D-110.