

Police Chief Mark Kraft Alternative Worksheet

Completion: Complete each of the following statements with the appropriate choice below. Some choices may not be used and some may be used more than once.

defendant
judge
jury

police
prosecutor
victim

1. The _____ issues a search warrant. The _____ carry out the search.
2. The _____ decides whether evidence was legally obtained.
3. The _____ brings the charges against the _____.
4. The exclusionary rule is designed to limit _____ to reasonable searches.

Short Answer/Essay

5. What two values are balanced in search and seizure law?
6. Read the following statement and give two reasons in favor of it and two opposed to it:
“The exclusionary rule protects all of us from illegal government action.”
7. A police officer requests a search warrant. In the affidavit supporting the request, the officer states:
Three neighbors have called the police reporting suspicious activity at the home of Mel Timmons, 1234 Green St., Anytown, USA. The officer requests a warrant to search the home of Mel Timmons to find evidence of illegal drugs or guns.

On the basis of this affidavit, explain whether a search warrant should be issued and give your reasons. If you decide to issue a warrant, what is the warrant for?
8. If police are issued a search warrant to search the home of Roland James for illegal drugs, describe how the police must behave prior to entering the home to search.
9. John and Mary are getting divorced, but for now they are sharing the same house. John is a drug dealer. Mary calls the police to notify them that her husband has drugs in the house. The police come to the home, and Mary agrees to let them in to search the house for the drugs. Her husband John is there and states that he does not agree to let the officers in. The officers enter, find the drugs, and charge John with a number of drug crimes. Is this a lawful search? Explain your answer.
10. Officer Jones is walking by a home that has its curtains open. The officer sees a large number of marijuana plants growing in the living room. May the officer legally seize the marijuana plants without a warrant? Explain your answer.