

CRIJ 1306
COURT SYSTEMS AND PRACTICES
SPRING 2022
MONDAY AND WEDNESDAY, 10:30 AM TO 11:50 AM, LART 319

Professor: Dr. Mario V. Cano
Office: Prospect Hall 228
Office Hours: Monday and Wednesday, 1:30 PM to 3:00 PM; or by appointment
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COVID-19 PRECAUTION STATEMENT

Please stay home if you have been diagnosed with COVID-19 or are experiencing COVID-19 symptoms. If you are feeling unwell, please let me know as soon as possible, so that we can work on appropriate accommodations. If you have tested positive for COVID-19, you are encouraged to report your results to covidaction@utep.edu, so that the Dean of Students Office can provide you with support and help with communication with your professors. The Student Health Center is equipped to provide COVID-19 testing.

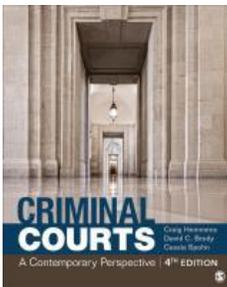
The Center for Disease Control and Prevention recommends that people in areas of substantial or high COVID-19 transmission wear face masks when indoors in groups of people. The best way that Miners can take care of Miners is to get the vaccine and/or booster. If you still need the vaccine and/or booster, it is widely available in the El Paso area and on campus. For more information about the current rates, testing, and vaccinations, please visit epstrong.org.

OVERVIEW

This course examines the structure of courts and criminal case processing in the American judicial system at the local, state, and federal levels. Emphasis is placed on case processing, sentencing, and punishment policy, as well as the organizational roles of legal actors. Furthermore, the course focuses on the association between courts and justice, and examines legal and controversial issues associated with state and federal criminal courts. A considerable part of the course is devoted to the discussion of sentencing research and case law, in particular, decisions of the U.S. Supreme Court.

REQUIRED TEXTBOOK

Hemmens, Craig, David C. Brody, and Cassia C. Spohn. 2019. *Criminal Courts: A Contemporary Perspective*, 4rd Ed. Thousand Oaks, CA: Sage.



COURSE STRUCTURE AND GRADING

Attendance and Participation: Two unexcused absences are allowed throughout the semester. The professor does not need to be notified of any unexcused absences. Excused absences require proper medical or official university documentation the week of the absence, and are accepted at the discretion of the professor. The attendance record will be administered by the smart phone-based Arkaive app. The attendance app is free. Please use code **8CML** to register at <https://arkaive.com/> before the second lecture, and make sure that the location setting on your smart phone is enabled. After the first 10 minutes of class, students who have not signed in through the attendance app will be counted absent. All appropriate documentation for excused absences should be uploaded on Arkaive the week of the absence. A one percent grade deduction will be made for each absence beyond the two unexcused absences. Attendance and participation are worth 10 percent of the overall course grade.

Supreme Court Case Brief: In an effort to familiarize students with legal precedent and the reasoning that guides courts' decision-making, students will be expected to brief a recent U.S. Supreme Court decision. Each student will be assigned a case (i.e., majority opinion). In-depth information on briefing a High Court decision (including a sample case brief) will be provided in the *Supreme Court Case Brief* folder in Blackboard by the second week of class. With respect to mechanics, papers should be single-spaced, use Times New Roman twelve-inch font with one-inch margins, and be exactly one page in length (not including the title page). Please contact the professor if you have questions on the paper. To receive full credit, the assignment should be submitted electronically on the Blackboard assignment link by Sunday, February 20th. Late papers are not accepted. The case brief assignment is worth 15 percent of the overall course grade.

Pending Court Decision Paper: Students are expected to examine a pending case before the U.S. Supreme Court, that is, cases that will be argued and decided during the Court's upcoming session (2020 to 2021). A list of instructions, questions, and pending High Court decisions will be provided in the *Pending Court Decision* folder in Blackboard. With respect to mechanics, papers should be double-spaced, use Times New Roman twelve-inch font with one-inch margins, be exactly two and a half pages in length (not including the title page). Please contact the professor if you have questions on the paper. To receive full credit, the assignment should be submitted electronically on the Blackboard assignment link by Sunday, April 24th. Late papers are not accepted. The pending court decision assignment is worth 15 percent of the overall course grade.

Exams: There will be three non-comprehensive exams administered in the classroom (see course schedule below). Exams consist of multiple choice and potential short answer questions. Exams cover all assigned readings from the textbook. Please bring a green scantron and pencil. No makeup exams are offered unless the student can provide documentation for a medical emergency or a university-sponsored activity. With the exception of documented medical emergencies, arrangements for a makeup exam must be made at least 24 hours before the regularly scheduled exam. Makeup exams may be administered in a different format from the original exam. Makeup exams are given at the discretion of the professor. The exam review is

conducted in the class scheduled prior to the exam date. The professor will not post or email exam study notes from the exam review. Students should make arrangements with a classmate if they are unable to attend the exam review session. Students are not permitted to leave the classroom during the exam, or the exam will become invalid. Each exam is worth 20 percent of the course grade. Thus, exams comprise 60 percent of the course grade.

Important Notes: the class works best when students are present and engaged. Do not be afraid to talk or to share ideas—you are just as likely (if not more likely) to gain insights and learn from each other as you are from the professor. The professor does not share lecture notes, or discuss missed lectures through email. Arrangements for obtaining missed class notes should be made with classmates. Please make sure that you have immediate access to the personal email linked to your Blackboard account, as all course emails and notifications will be sent through Blackboard. Professor Cano reserves the right to make any changes to the course requirements and deadlines.

Point Values and Percentages for Course Requirements:

Attendance	10 points	10 percent
Case Brief	15 points	15 percent
Pending Court Decision	15 points	15 percent
Exam 1	20 points	20 percent
Exam 2	20 points	20 percent
Exam 3	<u>20 points</u>	<u>20 percent</u>
	100 points	100 percent

Points and Grade Distribution:

A = 89.5 or more points	B = 79.5 to 89.4 points	C = 69.5 to 79 points
D = 59.5 to 69.4 points	F = 59.4 or less points	

A grade of D or higher (59.5 points or more) is required to pass the course.

ACADEMIC INTEGRITY AND HONESTY

All student papers are submitted to SafeAssign, a software used to detect plagiarism. The University of Texas at El Paso has a system of Academic Integrity and Scholastic Integrity based on personal integrity of all scholastic work undertaken at the University. Academic dishonesty comprises, but is not limited to, cheating, plagiarism, collusion, or submitting work for credit that is fully or partially completed by someone else. In addition to other guidelines of academic integrity, submitting work (e.g., annotated bibliography or book paper) that is identical or relatively similar to work submitted in a different course is considered plagiarism. At a minimum, students who engage in academic misconduct will receive a failing grade on the assignment or in the course. Please become familiar with the University policy on academic integrity and honesty outlined in Student Conduct and Discipline, Section II, Chapter I of the UTEP Handbook of Operating Procedures in the UTEP Handbook of Operating Procedures. Information can be found on the website of the Office of Student Conduct and Conflict Resolution: <http://sa.utep.edu/osccr/student-conduct/>.

EXPECTATIONS FOR STUDENT CONDUCT

No texting is permitted, as it is a great distraction to other students and the professor. Use of a cellular phone in case of an emergency should be discussed with the professor before class. Electronic devices are only permitted for taking notes. Students who engage in behavior that disrupts the learning environment will be asked to leave the class. Students who consistently text during lectures will be asked to leave the class. All student activities in the University, including this course, are governed by the provisions of the policy on Student Conduct and Discipline, Section II, Chapter I of the UTEP Handbook of Operating Procedures.

Copyright 2022 (Mario Cano) as to this syllabus and all lectures. During this course, students are prohibited from selling notes, lectures, and presentations or being paid for taking notes by any person or commercial firm without the express written permission of the course professor.

EMAIL POLICY

The professor will answer emails in a timely manner. As most of you are currently or will be professionals (criminal justice or otherwise), a certain amount of professionalism is expected in your communications. As such, all emails will be expected to contain proper grammar. They must be formatted in a professional manner as well (salutation and closing, etc.). If your emails are not well-articulated and professional, there is a high likelihood that there will be no response. In particular, this means no “text speak” or “Internet lingo,” use of all caps, and no swearing. **The email should indicate the course in which you are enrolled.**

STUDENTS WITH DISABILITIES

Professor Cano is committed to assisting students with a documented disability. If you have a disability (or believe you may have a disability) and need classroom accommodations, please contact the Center for Accommodations and Support Services (CASS) at (915) 747-5148, or by email at cass@utep.edu, or visit their office located in UTEP Union East, Room 106. For additional information, please visit the CASS website at www.sa.utep.edu/cass.

COURSE SCHEDULE

Week 1

01/17 No Class: Martin Luther King Observance
01/19 Course Introduction
Chapter 1: Introduction: Law and the Judicial Function

Week 2

01/24 Chapter 2: Sources of Law
01/26 Chapter 2: Sources of Law

Week 3

01/31 Chapter 3: Types of Law
02/02 Chapter 3: Types of Law

Week 4

02/07 Chapter 4: Court Organization and Structure
02/09 Chapter 4: Court Organization and Structure

Week 5

02/14 Chapter 14: Specialized Courts
02/16 Chapter 14: Specialized Courts
Supreme Court Case Brief Due by Sunday, February 20th

Week 6

02/21 Exam 1 Review
02/23 **Exam 1 (Chapters 1, 2, 3, 4, and 14)**

Week 7

02/28 Chapter 5: Prosecutors
03/02 Chapter 5: Prosecutors

Week 8

03/07 Chapter 6: Defense Attorneys
03/09 Chapter 6: Defense Attorneys

Week 9

03/14 No Class: Spring Break
03/16 No Class: Spring Break

Week 10

03/21 Chapter 7: Judges
03/23 Chapter 7: Judges

Week 11

03/28 Chapter 8: Criminal Defendants and Crime Victims
03/30 Chapter 8: Criminal Defendants and Crime Victims

Week 12

04/04 Chapter 9: The Jury
04/06 Chapter 9: The Jury

Week 13

04/11 Exam 2 Review
04/13 **Exam 2 (Chapters 5, 6, 7, 8, and 9)**

Week 14

04/18 Chapter 10: Pretrial Procedures

04/20 Chapter 11: The Criminal Trial

Pending Court Decision Paper Due by Sunday, April 24th

Week 15

04/25 Chapter 12: Sentencing

04/27 Chapter 12: Sentencing

Week 16

05/02 Chapter 13: The Appellate Process

05/04 Chapter 13: The Appellate Process

Exam 3 Review

05/13 10:00 AM to 12:45 PM

Exam 3 (Chapters 10, 11, 12, and 13)