



Western State College of Law

at Argosy University

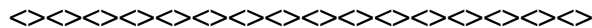
CRIMINAL LAW 110 §§ A & B

Professor Elizabeth N. Jones

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Fall Semester 2013

M & W 9 a.m. & 10:45 a.m. Room 102



Required Text

Dressler, *Cases and Materials on Criminal Law* (6th ed., West Publishing)

Students MUST enroll in the Lexis Blackboard page titled “Criminal Law 110 A & B JONES Fall 2013” prior to the first day of class



I. EXAMINATIONS AND GRADES

Each student will receive a numeric grade for the course. The final course grade will consist of two closed-book examinations administered during the semester: a midterm (during a regularly scheduled class time) and a three-hour, “closed book” final examination. You may be tested on any material assigned in the casebook, as well as any material covered in class discussions. Final grades will be based on the midterm (20%), the final examination (70%), and P&P (professionalism & participation) (10%).

Professionalism & Participation (P&P): 10% of your final grade will be based on your preparation for class, your class attendance (including timeliness), your class participation, your conduct during class time, and any extra-curricular attendance/ participation in CLPC-sponsored events.

II. CLASS ATTENDANCE AND PARTICIPATION

Students are expected to be present and ready to participate at each class, to be seated in class before the time the class is scheduled to begin, and to stay for the entire class period. A late arrival or early departure may be treated as an absence.

Students may be absent no more than four (4) class periods. Students who miss more than four (4) classes may be dismissed from the class, thus receiving a “0” for the course. See the WSCL Attendance Policy, reprinted in the Student Handbook.

Students must complete the assigned reading prior to class. All students are expected to engage in class discussion. Participation is key to making this class enjoyable, so everyone is expected to be prepared to intelligently discuss and critically evaluate that day’s assignment in class. In particular, be prepared to discuss the pertinent facts, issues, law and court rulings of each case. Merely reading from the casebook is not a proper presentation of the case. I use a combination of cold calling and volunteers for class discussion. For volunteer participation, I value quality over quantity, but being an active participant is important. All views are welcome.

Cell phones must be turned off during class, and you may not access the internet during class unless I specifically request that you do so. No use of social media during class, please. Students who violate this policy will forfeit the privilege of using a computer in class and may be referred to the Associate Dean of Students.

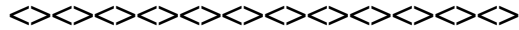
You must enroll in the course Lexis Blackboard page. Please check this site often for announcements and/or assignment updates.

III. OFFICE HOURS

Students are encouraged to take advantage of office hours. To reserve an appointment time, you must personally sign up in the appointment book located at the receptionist’s desk on the third floor. You must sign up at least 24-hours in advance for an appointment. Please notify the faculty secretaries if you need to cancel, and e-mail me directly. You may sign up individually or as a group of two, three, or four students, but you may only block off one conference time slot per individual and/or group. A student who fails to keep an appointment without timely and proper cancellation will not be allowed to reserve appointment times for the rest of the semester.

F2013 Office Hours will be announced during the first class session.

SYLLABUS



I. FOUNDATIONAL PRINCIPLES OF CRIMINAL LAW:

WEEK 1: Monday August 26 & Wednesday August 28

Introduction to Course; Basic Criminal Law Principles

pp. 1-9; 95-105; 127-136; 142-148 *

*BLACKBOARD: People v. Heitzman, 9 Cal.4th 189 (1994)

WEEK 2: Wednesday September 4 (NO CLASS Monday September 2 (Labor Day))

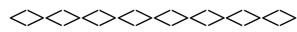
Mens Rea

pp. 149-168

WEEK 3: Monday September 9 & Wednesday September 11

Mens Rea (Mistake of Fact & Mistake of Law); Causation

pp. 193-207; 213-232



II. CRIMES AGAINST THE PERSON:

WEEK 4: Monday September 16 & Wednesday September 18

Homicide

pp. 235-240; 254-272; 276-284

WEEK 5: Monday September 23 & Wednesday September 25

Homicide

pp. 294-310; 319-335

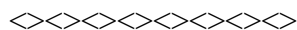
WEEK 6: Monday September 30 & Wednesday October 2

Rape

pp. 390-392; 397-415; 419-439; 446-449

WEEK 7: Monday October 7 & Wednesday October 9

Catch-Up/Review (Monday); Midterm (Wednesday)



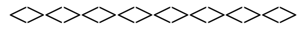
III. CRIMES AGAINST PROPERTY:

WEEK 8: Monday October 14 & Wednesday October 16

Theft Offenses

pp. 893-922 *

*BLACKBOARD: People v. Estes, 147 Cal.App.3d 23 (1983)



IV. INCOMPLETE CRIMES / CRIMES OF COMPLICITY

WEEK 9: Monday October 21 & Wednesday October 23

Inchoate Crimes: Attempt

pp. 717-732; 737-745; 759-763

WEEK 10: Monday October 28 & Wednesday October 30

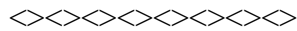
Inchoate Crimes: Solicitation; Conspiracy

pp. 772-789; 797-804

WEEK 11: Monday November 4 & Wednesday November 6

Accomplice Liability

pp. 828-834; 838-850; 864-868



V. DEFENSES

WEEK 12: Monday November 11 & Wednesday November 13

Defenses: Self-Defense; Defense of Others; Defense of Property

pp. 478-521; 530-541

WEEK 13: Monday November 18 & Wednesday November 20

Defenses: Necessity; Duress; Intoxication

pp. 541-544; 553-559; 564-567; 572-576; 584-592

WEEK 14: Monday November 25 (NO CLASS Wednesday November 27)

Defenses: Insanity

pp. 592-622; 629-630

WEEK 15: Monday December 2

Defenses: Infancy

<http://ssrn.com/author=1641671>

Elizabeth N. Jones, *Questioning a Juvenile's Capacity for Criminal Liability in Street Gangs Post-J.D.B. v. North Carolina*, 32 Child. Legal Rts. J. 1 (2012)

FINAL EXAMINATION – WEDNESDAY, DECEMBER 11, 2013 from 1 p.m. – 4 p.m.

Room TBA...

