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QUESTION 1

Greta is convicted of white-collar crime. However, her sentence is suspended in return for her promise of good behavior. Which of the following BEST describes Greta's sentence?

- A. Determinate sentence
- B. Probation
- C. Indeterminate sentence
- D. Deferred prosecution agreement

Correct Answer: B

QUESTION 2

Smith, a Certified Fraud Examiner (CFE), works for the ABC Company a private entity that operates in a jurisdiction with civil laws for defamation, invasion of privacy, and conflict of interest. Smith seizes and searches the personal smartphone of Green, an employee of ABC, even though Green was not suspected of any wrongdoing. Assuming that Green had a reasonable expectation of privacy in the smartphone and Smith conducted the search without a legitimate interest or authority, under which of the following claims would Green MOST LIKELY be able to recover damages against Smith?

- A. Slander
- B. Intrusion into Green's private matters
- C. Conflict of interest
- D. Public disclosure of private facts

Correct Answer: B

QUESTION 3

Ramona is investigating Eugene for misconduct. Ramona and Eugene both work for ABC Company, which operates in a jurisdiction with civil laws for defamation, invasion of privacy, and conflict of interest. During the investigation, Ramona obtained information that Eugene is cheating on his spouse. Ramona told a large group of ABC Company employees that Eugene was committing adultery, which turned out to be true. Which cause of action would give Eugene the BEST chance for success in a civil suit against Ramona?

- A. Defamation
- B. Conflict of interest
- C. Public disclosure of private facts
- D. Slander

Correct Answer: C

QUESTION 4

Which of the following statements is TRUE regarding criminal proceedings and discovery in adversarial jurisdictions?

- A. The judge is the primary driver of the discovery process in criminal proceedings.
- B. Parties typically cannot request evidence from each other until after the trial begins.
- C. The majority of criminal discovery usually occurs before the trial begins.
- D. Most criminal proceedings are divided into pretrial, investigative, and trial phases.

Correct Answer: D

QUESTION 5

ABC Manufacturing is a private company in a jurisdiction in which the public has the legal right to be free from unreasonable search and seizure by government authorities. An investigator at ABC searches the desk of Denise, an ABC employee, and finds illegal narcotics. The investigator seizes the narcotics and turns them over to members of law enforcement. The investigator violated Denise's rights by failing to obtain a search warrant before conducting the search.

- A. True
- B. False

Correct Answer: A

QUESTION 6

Which of the following is the MOST ACCURATE statement about self-regulatory organizations (SROs) in the securities industry?

- A. In some jurisdictions, SROs establish the standards and rules under which members of the securities industry operate.
- B. An SRO generally has sole regulatory authority over the securities industry in the jurisdiction in which it operates.
- C. In most jurisdictions, SROs are prohibited from participating in the resolution of disputes related to securities transactions.
- D. An SRO is a governmental entity that exercises regulatory authority over the securities industry in its jurisdiction.

Correct Answer: A

QUESTION 7

Greg is serving as an expert witness and is being cross-examined at trial. The questioning party gets Greg to state that he spent considerable time working on a certain issue in the case. Then, the questioning party asks many questions on

a tangential issue in the case that Greg knows little about. Which of the following describes the questioning party's method?

- A. Myopic vision
- B. Personal attack
- C. Bias
- D. Sounding board

Correct Answer: C

QUESTION 8

In systems using adversarial processes, an attorney may impeach an opposing party's witness by showing that the witness:

- A. Made prior consistent statements
- B. Is influenced by bias or self-interest
- C. Has a keen ability to observe
- D. Testified from personal knowledge

Correct Answer: D

QUESTION 9

Jackson believes he has a legal cause of action against Alice, who lives in a foreign country. The fact that Jackson is the plaintiff allows him to bring the lawsuit against Alice in any court in the country where he lives.

- A. True
- B. False

Correct Answer: B

QUESTION 10

Which of the following is generally NOT one of the goals of deferred prosecution agreements?

- A. To get an organization to reform its policies
- B. To postpone prosecution until a company conducts an extensive internal investigation
- C. To allow prosecutors to resolve a case while still punishing malfeasance
- D. To reduce the risk of illegal practices at an organization

Correct Answer: C

QUESTION 11

Before her criminal trial for embezzlement, Monique contacts witnesses against her and offers to pay them if they change their stories. Based on her actions, the government would MOST LIKELY bring additional charges against Monique for:

- A. Conspiracy to influence the court
- B. Obstruction of justice
- C. Fraudulent misrepresentation
- D. Judicial extortion

Correct Answer: B

QUESTION 12

Which of the following is NOT an element that must be proven to establish a perjury offense?

- A. The defendant made a false statement that was material.
- B. The defendant made a false statement in a court of law.
- C. The defendant made a false statement while under oath.
- D. The defendant made the statement with knowledge of its falsity.

Correct Answer: B

QUESTION 13

Grant, a fraud examiner, is investigating Beatrice for embezzlement on his employer's behalf. During his investigation, Grant learns that Beatrice has cheated on her spouse, and he tells several of Beatrice's coworkers about it. Beatrice discovers that Grant revealed the unflattering (albeit true) information about her and decides to file a claim of defamation against Grant. Which of the following is the BEST explanation of why Beatrice will not win her defamation case?

- A. The information was true.
- B. The communications to the subject's coworkers were privileged.
- C. The statement was not printed and distributed.
- D. The news was not communicated to enough people.

Correct Answer: B

QUESTION 14

Which of the following statements concerning digital currencies, such as bitcoin, is MOST ACCURATE?

- A. Digital currencies are attractive to money launderers because they are a payment method that provides complete anonymity.
- B. Digital currencies are attractive to money launderers because payments often cross jurisdictional boundaries, making it difficult for authorities to pursue enforcement.
- C. Digital currencies are not typically used to launder money due to strict customer identification or recordkeeping requirements enforced in all jurisdictions.
- D. Digital currencies are subject to all of the same regulations as payments made through traditional financial institutions.

Correct Answer: A

QUESTION 15

Which of the following is an example of a trade-based money laundering scheme?

- A. An accountant overstates a restaurant's revenues to hide illegal funds that are secretly laundered through the business.
- B. A drug cartel outside of the United States launders illicit funds by hiring runners to deposit small amounts of money in bank accounts throughout the United States.
- C. An importer and an exporter conspire to conceal illicit funds by creating invoices that understate the quantity of goods shipped internationally.
- D. A businessperson deposits illicit funds into the bank account of a company they secretly own, which then lends the funds back to them.

Correct Answer: C

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