

CHAPTER 7 SELF-CHECK

Caution: Not Knowing Your Rights May Be Dangerous to Your Health

Fill in each blank with a word or words from the list to complete each sentence correctly. If you do not understand a word, review the chapter in your book.

impartial	acquitted
remain silent	mandatory sentencing
violent or criminal behavior	bail
a fair trial	counsel
double jeopardy	cruel and unusual punishment

1. A person who is cleared of a crime has been _____.
2. If a person does not show up for the trial, the _____ money or property is lost.
3. Your lawyer can request that a person not be on a jury if she has good reason to believe that the person cannot be _____.
4. The Sixth Amendment gives an accused person the right to counsel and the right to _____.
5. A person cannot be tried a second time for a crime of which he has been acquitted of. This is because of protection against _____.
6. _____ means that a person will not receive a harsh sentence for a first offense, but will receive a more harsh sentence should he repeat the offense.
7. The Eighth Amendment protects the accused against _____.
8. A person does not have to testify at his or her own trial because of the right to _____.
9. School officials have the right to forbid _____ in school.



CHAPTER 7 REALITY CHECK

Caution: Not Knowing Your Rights May Be Dangerous to Your Health

WRITING ACTIVITY

In our legal system, all persons, including those accused of a crime are protected by certain rights. Read each item below. Write your answers in complete sentences.

1. Curtis is on trial for forging checks. The lawyer for the other side asks him questions about his personal life to make him look bad in the eyes of the jury. What right has Curtis in this case? _____

2. Doreen is accused of shoplifting. Yet, she cannot afford a lawyer. What right has Doreen in this case?

3. Max is accused of stealing from his boss's car. The jury finds him innocent. Later, his boss finds new evidence to use against him and requests another trial. What right has Max in this case?

4. Lee is a police officer whose car ran off the road, killing two people in a car chase. It is the talk of the town. Lee's lawyer thinks local jurors cannot hear the case fairly. She wants the trial held elsewhere. What right has Lee in this case? _____

5. Tim was convicted of selling an ounce of marijuana. It was his first offense. The district attorney wanted to set an example, asking the judge to give him 9 years. What right has Tim in this case?

PEER ACTIVITY

Choose a partner. Form pairs. Working with your partner, complete this activity. If time allows, present your team's work to the class.

- Coach your partner in correcting any wrong answers in the writing activity above.
- Discuss what the consequences in each case would be if the right did not exist.



9-24-13

Source Document B

AMENDMENTS TO THE CONSTITUTION OF THE UNITED STATES OF AMERICA

AMENDMENT I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances. (Ratified December, 1791.)

AMENDMENT II

A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed. (Ratified December, 1791.)

AMENDMENT III

No Soldier shall, in time of peace be quartered in any house, without the consent of the Owner, nor in time of war, but in a manner to be prescribed by law. (Ratified December, 1791.)

AMENDMENT IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized. (Ratified December, 1791.)

AMENDMENT V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offence to be twice put in jeopardy of life or limb, nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation. (Ratified December, 1791.)

AMENDMENT VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed; which district shall have been previously ascertained by law, and to be informed of the nature and

cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the assistance of counsel for his defence. (Ratified December, 1791.)

AMENDMENT VII

In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law. (Ratified December, 1791.)

AMENDMENT VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted. (Ratified December, 1791.)

AMENDMENT IX

The enumeration in the Constitution of certain rights shall not be construed to deny or disparage others retained by the people. (Ratified December, 1791.)

AMENDMENT X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people. (Ratified December, 1791.)

Name/Date : _____

Article Discussion

This assignment is worth ten points. Please make sure to answer all questions with complete sentences. Please use news articles only. They must be at least 75 words in length.

Byline: (Who wrote the article?)

Title:

Date of article/when did the event occur?

Where did the event occur?

Who was involved?

Why is this article newsworthy? (Please write at least two sentences.)

What was the article about? (Please write at least three sentences.)

Did you like the article? Why? Was any information missing? Was it well written? (Please write at least two sentences.)