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UNIVERSITY OF DETROIT MERCY
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Sanjay K. Chhablani

PROFESSOR OF LAW, SYRACUSE UNIVERSITY COLLEGE OF LAW



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*To Molly, Alex and Grace
Peter J. Henning*

*To the memory of my wonderful mother, Ernestine C. Jones
(1932–2004), who continues to motivate and inspire me.
Cynthia E. Jones*

*To all my students.
Ellen S. Podgor*

*To my parents, Ruth and Durstan McDonald,
who have always provided me with the encouragement and
support to be the best I could be.
Karen McDonald Henning*

*To my father, Kishin C. Chhablani.
Sanjay Chhablani*

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The Carolina Academic Press Mastering Series is designed to provide you with a tool that will enable you to easily and efficiently “master” the substance and content of law school courses. Throughout the series, the focus is on quality writing that makes legal concepts understandable. As a result, the series is designed to be easy to read and is not unduly cluttered with footnotes or cites to secondary sources.

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We hope that you will enjoy studying with, and learning from, the Mastering Series.

Russell L. Weaver
Professor of Law & Distinguished University Scholar
University of Louisville, Louis D. Brandeis School of Law

Preface

It is difficult to synthesize all of criminal procedure in two volumes. One finds state and federal differences in procedure, and systems that constantly change as a result of new statutes, rules, and court interpretations. The authors hope that this overview of criminal procedure will offer students an accessible study guide in understanding this important subject. The book, however, is not intended to serve as a guide for resolving a specific problem or case.

This Volume covers the major issues in criminal procedure that relate to the Fourth, Fifth, and Sixth Amendment rights provided in the U.S. Constitution and also covers entrapment. Volume Two examines procedure issues from the bail through the jail process and also considers post-conviction matters. Because the law is not stagnant, it is important to note in using the Mastering Criminal Procedure volumes that one needs to look to recent cases and legislative developments that may modify the existing law. We are grateful for the assistance of Andy Taslitz on the first edition of this treatise, and Margie Paris for her work on the first two editions of this treatise.

The third edition updates changes in the law since 2014, when the last edition appeared. We hope that our students will find it helpful in studying for exams in Criminal Procedure: Investigations and Criminal Procedure: Adjudication.

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Karen McDonald Henning
Sanjay Chhablani
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