

# Criminal Procedure



# Criminal Procedure

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TENTH EDITION

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*This book is dedicated to:*  
*L. M. Reeves*  
*Robert and Dylan Montville*



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# Preface

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Our purpose in this latest edition, as previously, is to produce a classroom casebook of manageable length that stresses the interplay of constitutional principles and the practical considerations that confront both prosecutors and defense attorneys. Lengthy Supreme Court decisions have been substantially edited, although hopefully the “flavor” of the constitutional views of the various Justices has been retained. The insertion of sample forms is intended to illustrate the manner in which Supreme Court edict has filtered down to work-a-day law enforcement and prosecutors. Problems, for the most part extracted from lower court decisions, serve to demonstrate the vague parameters of Supreme Court pronouncements.

To produce a highly teachable book, the major sacrifice has been scope of coverage. Our emphasis has been upon three major subject areas: Search and Seizure; Right to Counsel; and Confessions. Numerous other areas are touched upon throughout the book, but we believe a basic course in criminal procedure is best taught by exploring these areas in depth. The book is not a research tool; it does not mention every “major” case. The book is designed to promote a high-quality classroom experience.

This casebook was developed with input and support from excellent law students at the University of Kansas, the University of Tennessee, William and Mary, and Washington and Lee University. Eleni Filley, Gabby Roberts, and Sydney Roots provided particularly valuable assistance in preparing the Tenth Edition. We are grateful to each and to Professors Joseph Cook and Paul Marcus, who were instrumental in producing outstanding previous editions.

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