

**Procedural Law  
Module 4 Study Guide**

**To whom must notification of a search warrant execution be given? When must it be given?**

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**What are the notification requirements when the premises to be searched with a warrant are unoccupied?**

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**What is a “receipt of things seized”? Who should get a copy?**

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**What is the scope of a search pursuant to a warrant?**

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**Under what circumstances may force be used to execute a search warrant?**

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**What is the rule governing the return of a failed warrant?**

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**What is the rule governing the return of a served warrant?**

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**What are the special rules governing the search and seizure of *documents* pursuant to a warrant?**

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**What was the rule established by the Court in *United States v. Leon* (1984)?**

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**What rules govern the treatment of people at the scene of a search pursuant to a warrant?**

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**What is a *protective sweep* and what is the limit on the scope of such a search?**

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**What is a *consent search*? What three sets of circumstances allow for a lawful consent search?**

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**Who may consent to a *consent search*?**

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**What are the rules governing the consent to search *shared premises*?**

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**What limits did the court place on consent searches in *Schnekloth v. Bustamonte* (1973)?**

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**How does the Arkansas rule regarding notification of rights differ from the United States rule as set forth in *Arkansas v. Brown* (2004)?**

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**What are the limits on the scope of a consent search?**

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**What is the effect of withdrawing consent to search by a citizen?**

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What is the “plain view” doctrine?

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**What was the rule established by the Court in *Arizona v. Hicks* (1987)?**

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**What is the *Plain View* rule concerning looking inside private premises from outside?**

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**What is the *Plain View* rule concerning common aids to the senses?**

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**What is the *Plain View* rule concerning air surveillance?**

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**What is the *exigent circumstances* exception to the warrant requirement? What exigencies have the court recognized?**

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**What are the limits of the *exigent circumstances* exception to the warrant requirement?**

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**What was the rule regarding entering private premises established in *Warden v. Hayden* (1967)?**

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**What is an “administrative Inspection” exception to the search warrant requirement?**

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**Under what circumstances may an officer conduct a thorough search of a person?**

**What was the rule established by *Schmerber v. California* (1966)?**

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**Under what circumstances may blood and other bodily samples be seized?**

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