

Charlie Hayes
Tuesday, April 9, 2013

Week 1 Homework

1. Goetz was not “twice put in jeopardy” as one case was a criminal case, deciding if Goetz had committed a crime, and one was civil, establishing if damages were due to another party.
2. The legal philosophies to be used are those of the court in which the case is tried. The facts should be established and evidence presented, irrespective of race. A jury should be selected attempting to minimize racial bias.
4. These objectives could be achieved best by utilizing both criminal and civil law. Criminal law should be utilized to speak on behalf of the environment and as a way to discourage dumping in such a way that dumpers do not ‘only have to pay’ compensatory damages. Civil law should also be utilized as a method to compensate those that might be directly impacted by dumping such as farmers and fishermen.
6. Criminal and Civil law have a common objective to right what has been wronged, to encourage citizens to operate in accordance with community expectations, and to ensure citizens are treated fairly. Criminal and civil law differ in the methods they use to enforce these objectives and by whom generally brings suit against an alleged wrongdoer.
8. Sarah should consult a Federal Register Index at a local public library, or check the USPS website.