

Complements of the Cleveland Municipal Court



Honorable Michelle D. Earley
Administrative & Presiding Judge

Honorable Pinkey S. Carr
Honorable Marilyn B. Cassidy
Honorable Lauren C. Moore
Honorable Michael L. Nelson, Sr.
Honorable Ann Clare Oakar
Honorable Charles L. Patton, Jr.
Honorable Marie Sweeney
Honorable Jazmin Torres-Lugo
Honorable Shiela Turner McCall
Honorable Joseph J. Zone

What to do When Stopped by the Police



Eighth Amendment

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

Fourteenth Amendment

No State shall...deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.



Fifth Amendment

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a(n) ...indictment of a grand jury ...; nor shall any person be subject for the same offense 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...

Sixth Amendment

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury ...; 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 defense.



Why do we have Police?

As a society we have laws to ensure a certain level of behavior is maintained. Otherwise, we would live in chaos. However, laws would mean nothing if we do not have a system to ensure that the laws are followed. Police Officers are entrusted with the authority to maintain law and order.

General Thoughts About Law Enforcement?

BAD ATTITUDE

protect and serve

NICE

Rude

Keeps the Peace

Exceptions/Warrantless Searches

- Search Incident to Arrest
- Consent Search
- Plain View
- Stop and Frisk/Pat-Down
- Public Safety
- Hot Pursuit
- Automobile Search
- Inventory Search
- Administrative Search
- Exigent Circumstances

Know your Rights?

Fourth Amendment

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, ...describing the place to be searched, and the persons or things to be seized.



HELPFUL



Abuse Authority

necessary

*They stop you for
no reason!!*

General Thoughts About Citizens?

Honest

Responsible



Responsible
Responsible

Conscientious

Law Abiding

What to Do?

- Remain calm and respectful
- Obey orders of the police
- You don't have to answer questions, but if you do answer them, **DO NOT INCRIMINATE YOURSELF!**
- Exercise your Constitutional and Miranda Rights

You have the right to:

- Remain silent. Anything you say can **and** will be used against you in a court of law
- Speak to an attorney and have an attorney present during questioning. If you cannot afford an attorney, one will be appointed to you by the State of Ohio



What NOT to Do?

- Run
- Give false, evasive or contradictory information
- Use someone else's identity
- Use derogatory or offensive language
- Threaten the police officer
- Be uncooperative



General Thoughts About Citizens?



Reasons you may be stopped by the Police:

- Walking in the street
- Loud and disorderly
- Watching a fight in a crowd
- With someone who has violated the law
- Acting in a manner which appears suspicious
- Someone has called the police on you
- Police believe you are in possession of stolen/illegal property
- You are running and a crime has been reported in the area
- You are in the company of people under police investigation
- You are in an area which police believe to be abandoned or unoccupied

