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## **AP U.S. Government & Politics - Case Study: The 5th Amendment**

### **Overview of the 5th Amendment:**

The 5th Amendment to the U.S. Constitution provides several crucial protections for individuals within the justice system, including:

1. **Protection against self-incrimination:** A person cannot be compelled to testify against themselves in criminal cases ("pleading the Fifth").
  2. **Double jeopardy:** A person cannot be tried for the same crime twice if acquitted.
  3. **Due process:** The government cannot deprive anyone of life, liberty, or property without due process of law.
  4. **Eminent domain:** The government must provide just compensation when taking private property for public use.
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### **Case Study: Miranda v. Arizona (1966)**

#### **Case Background:**

- **Facts:** Ernesto Miranda was arrested in 1963 in Arizona for kidnapping and rape. After being interrogated by the police for two hours, he confessed to the crimes. Miranda was not informed of his right to remain silent or his right to an attorney. His confession was used as evidence, and he was convicted.
- **Legal Question:** Was Ernesto Miranda's 5th Amendment right against self-incrimination violated because he was not informed of his rights prior to his interrogation?

#### **Constitutional Issue:**

- **5th Amendment:** Does the protection against self-incrimination extend to individuals who are unaware of their rights during police interrogations?

#### **Supreme Court Ruling:**

# Government Amendment Study Guide Answer Key

**AN Whitehead**



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**Study Guide** Gitelson,2003-07 **The Importance of Being Honest** Steven Lubet,2008-05-01 Popular author Steven Lubet brings his signature blend of humor advocacy and legal ethics to The Importance of Being Honest an incisive analysis of how honesty and law play out in current affairs and historical events Drawing on original work as well as op ed pieces and articles that have appeared in the American Lawyer the Chicago

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*Guide to U.S. Government Publications* John L. Andriot, Donna Andriot, 2012      **A More Perfect Union [kit].: A more perfect union : teachers edition** ,1991      **Resources in Education** ,2001-04      *Monthly Catalog of United States Government Publications* ,1997      **Americas** Bernadette M. Orr, Bárbara Cruz, 1993 A look at contemporary Latin America examining issues that confront the entire region by focusing on individual countries      **Princeton Review AP U.S. Government & Politics Premium Prep, 22nd Edition** The Princeton Review, 2023-11-14 Make sure you re studying with the most up to date prep materials Look for the newest edition of this title The Princeton Review AP U S Government Politics Premium Prep 23rd Edition ISBN 9780593517741 on sale August 2024 Publisher s Note Products purchased from third party sellers are not guaranteed by the publisher for quality or authenticity and may not include access to online tests or materials included with the original product      Catalog of Copyright Entries. Third Series Library of Congress. Copyright Office, 1959 Includes Part 1 Number 1 Books and Pamphlets Including Serials and Contributions to Periodicals January June

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