

Practice Items based on the EOC Specifications

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SS.7.C.3.12

5. The passage below is from the U.S. Supreme Court decision *In re Gault* (1967).

From the inception of the juvenile court system, wide differences have been tolerated . . . between the procedural rights accorded to adults and those of juveniles. In practically all jurisdictions, there are rights granted to adults, which are withheld from juveniles. . .

[I]ustice has again demonstrated that unbridled discretion, however benevolently motivated, is frequently a poor substitute for principle and procedure. . .

Which conclusion did the Court draw from this reasoning?

- A. Evidence cannot be presented in a court of law if obtained by police in an unlawful search.
- B. States must provide minors accused of crimes with most of the same "due process" rights given to adults.
- C. Suspects must be informed of their Fifth and Sixth Amendment rights prior to police interrogation.
- D. A person accused of a felony who is unable to afford an attorney is entitled to have one provided by the court.

SS.7.C.3.12

6. In which U.S. Supreme Court decision did Chief Justice John Marshall establish the power of the Court to invalidate a "law repugnant to [in conflict with] the Constitution"?

- A. *Bush v. Gore*
- B. *Minors v. Arizona*
- C. *Marbury v. Madison*
- D. *Brown v. Board of Education*

SS.7.C.3.12

7. What lesson did state courts learn from the 1963 U.S. Supreme Court case *Gideon v. Wainwright*?

- A. Minors are entitled to many of the same "due process" rights as adults.
- B. Evidence cannot be presented in a court trial if obtained by police in an unlawful search.
- C. Suspects must be informed of their 5th and 6th Amendment rights prior to police interrogation.
- D. A person accused of a felony who cannot afford an attorney is entitled to have one appointed by the court.

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Klaus D. Sattler



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