

# ADMINISTRATION OF JUSTICE

## Opening Activity

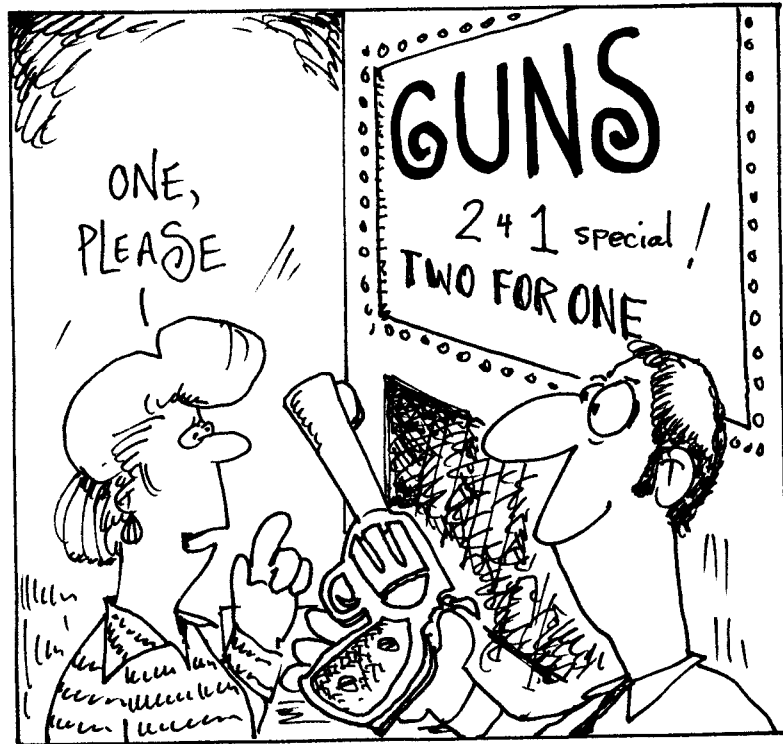
### You be the Judge

Name: \_\_\_\_\_ Period: \_\_\_\_\_ Row: \_\_\_\_\_ Date: \_\_\_\_\_

***You be the Judge*** is a legal puzzle designed to exercise your mind and reasoning power. Read the facts of this real life court case. Then put your judgment against that of the real jury or trial judge.

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#### 49. Packing a Concealed Firearm



Gerald was stopped by the police for a traffic violation and when the officer approached the vehicle the man had an odor of an alcoholic beverage on his breath. The officer had Gerald exit the vehicle and perform some field sobriety tests which he passed. The officer informed Gerald he was going to write him a ticket for speeding. As Gerald was getting back into his car a gun dropped to the ground that had been hidden in his jacket. He was arrested and charged under two separate laws with possession of a firearm. Both laws involved possession of a concealed firearm; one statute was a State law and the other was a Federal law. The possible sentences under each law were different, but the facts necessary to support a conviction of the offenses were the same.

Can Gerald be charged with and convicted of both offenses?

**How do you think the case should have been decided?**

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