

Business Law  
**Module 2 [Criminal Law]**

*The Module will dwell on varied Criminal Law dilemmas. Starting from the basic framework – the definition and structure of a crime, defenses to crimes, fundamentals of criminal procedure, the Module will also touch upon international crimes (and the International Criminal Court (the ICC), international efforts pertaining to elimination of bribery involving foreign public officials, intellectual property (IP) crime and cyber crime.*

To know:

Crime – the “nature”  
Mens rea/ Intent  
Actus reus  
Consequences  
Guilt  
Gravity of a crime: Felony, Misdemeanor, Violation  
Group/ organized crime, complicity and accomplice  
Murder  
Theft  
Terrorism  
Smuggling  
White Collar Crime  
Embezzlement  
Forgery  
Larceny  
Bribery  
Proof beyond a reasonable doubt  
Penalty/ Liability  
Detention/ Imprisonment/ Arrest / Warrant  
Vicarious Liability  
Suspect  
Criminal Procedure  
Presumption of Innocence  
Proof beyond reasonable doubt  
Age of criminal liability  
Miranda Rule  
Double Jeopardy  
Arrest  
Warrant  
Corruption/ Bribery  
OECD Convention on Bribery of Foreign Public Officials  
ICC (International Criminal Court)  
International Crimes and their elements  
Crime v. Morality: the hurdles in assessment  
Cyber crime

General Reference Materials:

Black's Law Dictionary Free Online Legal Dictionary 2nd Ed.:  
<http://thelawdictionary.org/#ixzz2dKQavCad> (

Articles, Book Chapters, Other Overviews and Summaries  
Criminal law (handout)

Broadhurst, Roderic and Chang, Lennon Y.C., Cybercrime in Asia: Trends and Challenges (February 2, 2012). Asian Handbook of Criminology, J. Liu, B. Heberton, eds., Springer, 2012. Available at SSRN: <http://ssrn.com/abstract=2118322> or <http://dx.doi.org/10.2139/ssrn.2118322>

Das, Tirthankar, A Discussion on Law of Double Jeopardy in India (November 18, 2008). Available at SSRN: <http://ssrn.com/abstract=1303324> or <http://dx.doi.org/10.2139/ssrn.1303324>

Spahn, Elizabeth, Multi-Jurisdictional Bribery Law Enforcement: The OECD Anti-Bribery Convention (March 15, 2012). 53 Virginia. Journal of International Law 1 (2012) ; New England Law | Boston Research Paper No. 13-04. Available at SSRN: <http://ssrn.com/abstract=2023138>

ICC (International Criminal Court) – general information and scope of jurisdiction: [http://www.icc-cpi.int/en\\_menus/icc/about%20the%20court/icc%20at%20a%20glance/Pages/icc%20at%20a%20glance.aspx](http://www.icc-cpi.int/en_menus/icc/about%20the%20court/icc%20at%20a%20glance/Pages/icc%20at%20a%20glance.aspx)

ICC (International Criminal Court) Elements of Crimes: <http://www.icc-cpi.int/nr/rdonlyres/336923d8-a6ad-40ec-ad7b-45bf9de73d56/0/elementsofcrimeseng.pdf>

Case Law:

Aaron Schwartz indictment: <http://www.scribd.com/doc/60362456/Aaron-Swartz-indictment>

Web resources:

Ikea manslaughter <http://www.youtube.com/watch?v=fFHRAuvjOtQ>

Embezzlement in the US videos

<http://abclocal.go.com/wpvi/explore?tag=embezzlement>;

[http://abclocal.go.com/wabc/story?section=news/local/northern\\_suburbs&id=9152244](http://abclocal.go.com/wabc/story?section=news/local/northern_suburbs&id=9152244);

False pretenses:

[http://abclocal.go.com/wabc/story?section=news/local/new\\_york&id=9098062](http://abclocal.go.com/wabc/story?section=news/local/new_york&id=9098062);

<http://abclocal.go.com/kfsn/story?section=news/local&id=8964279>;

<http://www.youtube.com/watch?v=I9rHwGEZkX4>

Larceny: <http://abclocal.go.com/wpvi/story?section=news/local&id=8666568>

<https://www.youtube.com/watch?v=-r6UX7apUzc>

Robbery:

[http://abclocal.go.com/wabc/story?section=news/local/new\\_york&id=9214399](http://abclocal.go.com/wabc/story?section=news/local/new_york&id=9214399)

<https://www.youtube.com/watch?v=blAYo-XFGRw&feature=related>

Presumption of innocence:

<http://www.youtube.com/watch?v=Mjj7W3iEW70&feature=related>

Burglary:

[http://abclocal.go.com/wabc/story?section=news/local/long\\_island&id=9220466](http://abclocal.go.com/wabc/story?section=news/local/long_island&id=9220466)

<http://www.youtube.com/watch?v=xmlyH2v9PtI>

Forgery: <http://abclocal.go.com/wpvi/story?section=news/local&id=9215315>

Counterfeiting:

[http://abclocal.go.com/kgo/story?section=news/local/san\\_francisco&id=8336295](http://abclocal.go.com/kgo/story?section=news/local/san_francisco&id=8336295)

<http://www.youtube.com/watch?v=nFHo5y62-bE>

Smuggling: <http://www.youtube.com/watch?v=ks2fbIWhyKE>

Miranda warning: <http://www.youtube.com/watch?v=2QiFg7MJL3E>

Goetz v. US trial (self-defense):

<http://law2.umkc.edu/faculty/projects/ftrials/goetz/goetzhome.html>