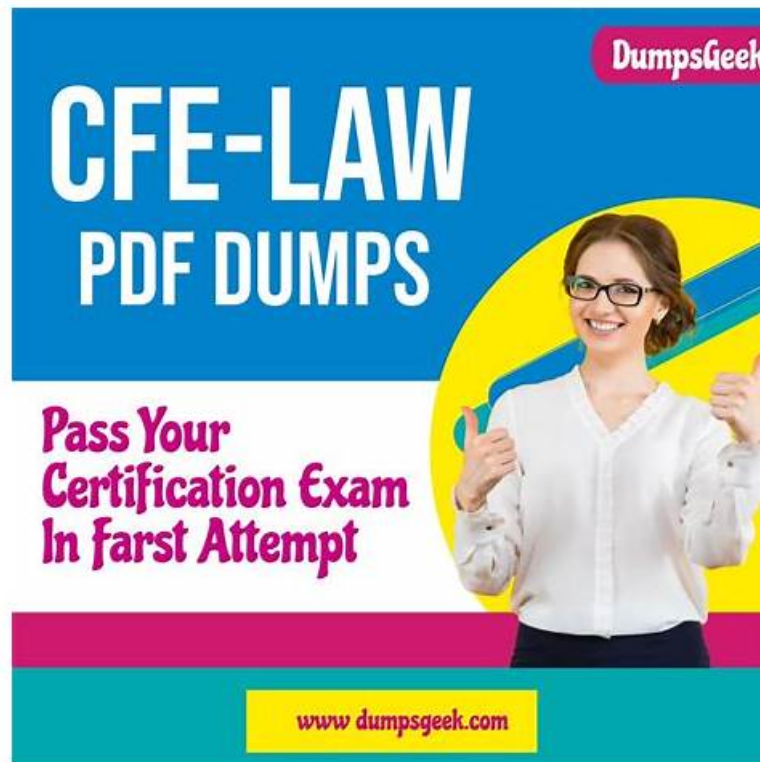


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## ACFE Certified Fraud Examiner Sample Questions (Q195-Q200):

### NEW QUESTION # 195

During an internal investigation Todd a Certified Fraud Examiner (CFE) interviewed Janessa a fraud suspect Although Janessa wanted to leave in the middle of the interview, Todd blocked the exit and prevented her from leaving Janessa subsequently confessed to committing fraud If under these facts Janessa files a lawsuit (or false imprisonment against Todd, Todd will likely

- A. Lose the case because Janessa did not leave the interview
- B. Win the case because he is protected under the qualified business privilege
- C. Win the case if he did not know the conduct was illegal
- D. Lose the case if a trier of fact concludes that he restrained Janessa without consent or legal justification

**Answer: D**

Explanation:

This question tests your knowledge of Domain 10.

In the context of Basic Principles of Evidence, specifically relating to privilege, the question asks about CFE.

The correct answer is B: Lose the case if a trier of fact concludes that he restrained Janessa without consent or legal justification.

This question tests knowledge of evidence principles. The correct answer correctly distinguishes between types of evidence, admissibility requirements, or evidentiary privileges. Proper handling of evidence is crucial for successful fraud investigations and prosecutions.

### NEW QUESTION # 196

Which of the following is NOT required for a contract transaction or scheme to be classified as an investment contract?

- A. investment in a common enterprise
- B. The expectation of making a profit
- C. An investment of money or other asset
- D. Profits derived solely from the investor's management activity

**Answer: D**

Explanation:

This question tests your knowledge of Uncategorized.

the question asks about NOT.

The correct answer is B: Profits derived solely from the investor's management activity.

This question tests your understanding of key fraud examination concepts and legal principles.

### NEW QUESTION # 197

Before her criminal trial for embezzlement Monique contacts witnesses against her and offers to pay them if they change their stories Based on her actions the government would MOST LIKELY bring additional charges against Monique for:

- A. Conspiracy to influence the court
- B. Obstruction of justice
- C. Fraudulent misrepresentation
- D. Judicial extortion

**Answer: B**

Explanation:

This question tests your knowledge of Domain 2.

In the context of The Law Related to Fraud, specifically relating to misrepresentation, conspiracy, obstruction, the question asks about MOST LIKELY.

The correct answer is B: Obstruction of justice.

This question addresses fraud-related laws. The correct answer identifies the proper legal concept or violation that applies in the described scenario. Fraud examiners must understand these legal principles to properly identify and address fraudulent activities.

### NEW QUESTION # 198

Smith, a Certified Fraud Examiner (CFE), works for the ABC Company, a private entity that operates in a jurisdiction with civil laws for defamation, invasion of privacy, and conflict of interest. Smith seizes and searches the personal smartphone of Green, an employee of ABC, even though Green was not suspected of any wrongdoing. Assuming that Green had a reasonable expectation of privacy in the smartphone and Smith conducted the search without a legitimate interest or authority, under which of the following claims would Green MOST LIKELY be able to recover damages against Smith?

- A. Slander
- **B. Intrusion into Green's private matters**
- C. Public disclosure of private facts
- D. Conflict of interest

**Answer: B**

Explanation:

This question tests your knowledge of Domain 7.

In the context of Individual Rights During Examinations, specifically relating to employee, privacy, the question asks about CFE, MOST LIKELY, ABC.

The correct answer is B: Intrusion into Green's private matters.

This question relates to individual rights during examinations. The correct answer accurately describes the legal protections, obligations, or privacy considerations that apply in workplace investigations. Fraud examiners must balance investigative needs with legal protections for individuals.

### NEW QUESTION # 199

During a bankruptcy bustout scheme, or planned bankruptcy, the debtor committing the fraud typically performs which of the following actions?

- A. Bribes a trustee to overlook assets in the debtor's possession
- **B. Purchases large quantities of goods on credit**
- C. Conspires with suppliers to produce fraudulent invoices
- D. Colludes with creditors and the trustee to pay some creditors but not others

**Answer: B**

### NEW QUESTION # 200

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