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ACFE Certified Fraud Examiner Sample Questions (Q65-Q70):

NEW QUESTION # 65

In a particular country's judicial process, the judge oversees the investigation of a case is primarily responsible for questioning witnesses and generally plays a larger role in the evidence-gathering process than the parties' legal counsel. Which of the following BEST describes this type of judicial process?

- A. Common law process
- B. Adversarial process
- C. Inquisitorial process
- D. Substantive law process

Answer: B

NEW QUESTION # 66

IBC Manufacturing is a private company in a jurisdiction in which the public has the legal right to be free from unreasonable search and seizure by government authorities. An investigator at IBC searches the desk of Denise an IBC employee and finds illegal narcotics. The investigator seizes the narcotics and turns them over to members of law enforcement. The investigator violated Denises rights by failing to obtain a search warrant before conducting the search

- A. False
- B. True

Answer: B

Explanation:

This question tests your knowledge of Domain 7.

In the context of Individual Rights During Examinations, specifically relating to employee, the question asks about IBC.

The correct answer is A: True.

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 # 67

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

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

Answer: D

NEW QUESTION # 68

Which of the following statements concerning civil trials in common law jurisdictions is MOST ACCURATE?

- A. Neither side may appeal an adverse judgment in a civil case
- B. Jury verdicts in civil trials must always be unanimous
- C. in most civil cases, the standard of proof is the preponderance of the evidence
- D. Civil jury trials must have the same number of jurors as in criminal jury trials.

Answer: B

NEW QUESTION # 69

Clara is a fraud examiner investigating a potentially fraudulent misrepresentation made in the sale of a security. Which of the following questions should Clara ask to determine if the misrepresentation was material?

- A. "Is the person who made the misrepresentation registered as a broker-dealer?"
- B. "Would a reasonable investor want to know the information to make an informed decision?"
- C. "Did the person who made the representation have authorization to make the statements that are in dispute?"
- D. "Were potential investors promised guaranteed returns in the misrepresentation?"

Answer: B

Explanation:

This question tests your knowledge of Domain 2.

In the context of The Law Related to Fraud, specifically relating to misrepresentation, the question asks about the core concepts in this area.

The correct answer is A: "Would a reasonable investor want to know the information to make an informed decision?"

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 # 70

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