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ACFE CFE-Fraud-Investigations-and-Legal-Issues Exam Syllabus Topics:

Section	Objectives
Topic 1: Fraud Investigation Procedures	- Evidence collection and preservation - Documentation and case management - Planning and conducting fraud investigations
Topic 2: Interviewing and Interrogation	- Interview techniques and methodologies - Admission and confession handling - Behavioral cues and deception detection
Topic 3: Legal Elements of Fraud	- Fraud statutes and regulatory frameworks - Burden of proof and standards of evidence - Criminal law vs civil law in fraud cases
Topic 4: Legal Process and Court Procedures	- Rights of suspects and due process - Rules of evidence and admissibility - Courtroom procedures and testimony

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ACFE Certified Fraud Examiner (CFE) - Fraud Investigations and Legal Issues Sample Questions (Q422-Q427):

NEW QUESTION # 422
Pedro, a Certified Fraud Examiner (CFE). is conducting an admission-seeking interview of Manuel, a fraud suspect. After Pedro diffused Manuel ' s alibis. Manuel became withdrawn and stowty began to slouch m his chair, bowing his head and beginning to cry. What should Pedro do now?

- A. Ask Manuel to sit up straight
- B. Demand that Manuel stop crying.
- C. Leave the room for a short lime
- D. Present an alternative question.

Answer: D

Explanation:
After alibis are diffused, suspects may become quiet, withdrawn, or even cry. This often indicates they are considering confession. At this point, the interviewer should present an alternative question, forcing a choice between two answers that both imply guilt, thus leading toward a benchmark admission.

NEW QUESTION # 423
A prosecutor filed criminal charges against Rosa calming that she stole Juan ' s personal information and sold his identity on the dark web Juan wants to file a civil lawsuit against Rosa to recover damages arising from the identity theft Can Juan file the civil action before the criminal action against Rosa is completed?

- A. No, the civil action cannot be filed if the jurisdiction prohibits double jeopardy.
- B. Yes, the civil action can be filed if the jurisdiction permits analogous cairns.
- C. Yes, the civil action can be filed if the jurisdiction permits parallel proceedings.
- D. No, the civil action cannot be filed if the jurisdiction prohibits counterclaims.

Answer: C

Explanation:
This question tests your knowledge of Domain 1.
In the context of Overview of the Legal System, specifically relating to criminal, civil, the question asks about the core concepts in this area.
The correct answer is A: Yes, the evil action can be filed if the jurisdiction permits parallel proceedings..
This question relates to the legal system framework. Understanding the distinction between different legal systems and processes is crucial for fraud examiners. The correct answer accurately describes the relationship between different legal entities and their jurisdictions.
References:
- CFE Exam Content Outline: Domain 1: Overview of the Legal System
- criminal
- civil
- Fraud Examiners Manual, Law Section

NEW QUESTION # 424
Anita is interviewing her client ' s employee, whom she suspects committed check fraud. During the interview. Anita asks if she can obtain account records from the suspect ' s bank If the suspect only gives Anita oral consent, the suspect ' s bank is required to allow Anita access to the suspect ' s account records.

- A. True
- B. False

Answer: B

Explanation:
Oral consent is generally not sufficient to obtain a suspect's bank records. The CFE Prep - Investigations states:
"Accessing a subject's bank records from financial institutions generally requires written consent. Oral consent is the least effective

way to obtain permission".
The Fraud Examiners Manual also notes that bank information can usually only be obtained with subpoena, search warrant, or written consent.

NEW QUESTION # 425
In which of the following scenarios would it be MOST APPROPRIATE for a fraud examiner to seek a referral for potential administrative action against an individual for misconduct?

- A. A corporate executive is discovered selling proprietary information to competitors.
- B. A cybercriminal scams dozens of victims through social media communications.
- C. A contractor is found to have submitted fake invoices to a government procurement program.
- D. A salesperson submits false documentation on loan applications so that customers are approved.

Answer: D

Explanation:
Administrative action is most appropriate when misconduct involves a regulated occupation, licensing authority, or administrative agency with authority over the individual's professional conduct. A salesperson who submits false documentation on loan applications so customers are approved is engaging in misconduct connected to credit or lending documentation. Such conduct may justify referral to a regulator or administrative body, especially if the salesperson is licensed or subject to industry rules. Option A is primarily a criminal fraud scenario. Option B could lead to civil, criminal, or procurement-related action, but it focuses on a contractor rather than individual professional discipline. Option C involves theft or misuse of proprietary information, usually handled through civil or criminal remedies. Option D best fits potential administrative action against an individual for misconduct.

NEW QUESTION # 426
All of the following are common legal defenses for tax evasion EXCEPT:

- A. Mental illness of the taxpayer
- B. The taxpayer s reliance on an attorney or accountant
- C. The actions were tax avoidance not tax evasion
- D. Death of the taxpayer

Answer: D

Explanation:
This question tests your knowledge of Domain 6.
In the context of Tax Fraud, specifically relating to tax avoidance, tax evasion, the question asks about EXCEPT.
The correct answer is B: Death of the taxpayer.
This question focuses on tax fraud concepts. The correct answer distinguishes between legal tax avoidance and illegal tax evasion, or identifies specific tax evasion schemes. Tax fraud investigations require specialized knowledge of tax laws and common evasion techniques.
References:
- CFE Exam Content Outline: Domain 6: Tax Fraud
- tax avoidance
- tax evasion
- Fraud Examiners Manual, Law Section

NEW QUESTION # 427
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