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The Association of Certified Fraud Examiners (ACFE) is a professional organization that provides training, education, and certification for fraud examiners. The certified fraud examiner (CFE) certification is highly regarded in the field of fraud examination and is recognized worldwide. The ACFE CFE-Law Certification Exam is designed specifically for professionals in the legal field who work in fraud investigation and prevention.

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ACFE Certified Fraud Examiner Sample Questions (Q101-Q106):

NEW QUESTION # 101

In a judicial proceeding, the parties in the proceeding are primarily responsible for gathering evidence for trial. Additionally, the parties or their legal counsel conduct the questioning of witnesses. Which of the following best describes this type of judicial process?

- A. Civil law process
- **B. Adversarial process**
- C. Inquisitorial process
- D. Unitary process

Answer: B

Explanation:

The correct answer is A. Adversarial process. In an adversarial system, the parties are primarily responsible for investigating the case, gathering evidence, presenting proof, and examining witnesses. Their lawyers drive the presentation of the case, while the judge usually serves as a neutral decision-maker who oversees procedure, rules on objections, and applies the law. This description matches the facts in the question exactly.

By contrast, an inquisitorial process generally gives the judge a much more active role in developing the factual record, directing the inquiry, and often controlling much of the witness examination. That is why option B is not the best fit. Option C, civil law process, refers to a broad family of legal systems and is not the precise procedural label for the fact pattern described. Option D, unitary process, is not the recognized term used here. The CFE Law materials treat this distinction as a fundamental comparison between the two major procedural models: adversarial systems rely heavily on party presentation, while inquisitorial systems rely more heavily on judicial investigation. Therefore, because the parties gather the evidence and conduct the questioning, A is the most accurate answer. The CFE exam outline also distinguishes these procedural frameworks within the Law section.

NEW QUESTION # 102

Which of the following statements concerning front businesses as a method of laundering money is the LEAST ACCURATE?

- A. Front businesses benefit launderers by providing a safe place to manage criminal activities
- B. Front businesses provide cover for delivery and transportation related to illegal activity
- C. From criminals' perspective a disadvantage to front businesses is that they generally must pay taxes on the illicit income
- **D. A red flag of a front business is the observation of a large number of customers during peak operating hours**

Answer: D

Explanation:

This question tests your knowledge of Domain 1.

In the context of Overview of the Legal System, specifically relating to criminal, the question asks about LEAST ACCURATE, front businesses as a method of laundering money is the LEAST ACCURATE.

The correct answer is A: A red flag of a front business is the observation of a large number of customers during peak operating hours.

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.

NEW QUESTION # 103

Which of the following typically does NOT need to be present for communications between an attorney and the attorney's client to be protected by a legal professional privilege?

- A. A lawsuit has been filed
- B. Intent to keep the communications confidential
- C. Communication between a legal advisor and a client
- D. Purpose of the communications was to seek or provide legal advice

Answer: A

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 NOT.

The correct answer is D: A lawsuit has been filed.

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 # 104

In most civil law jurisdictions which of the following BEST describes when a party is required to begin taking steps to preserve and produce relevant evidence?

- A. When the party receives a service of process
- B. When the charging documents are filed
- C. When litigation has started
- D. When the court orders such steps to be taken

Answer: C

Explanation:

This question tests your knowledge of Domain 1.

In the context of Overview of the Legal System, specifically relating to civil, the question asks about BEST.

The correct answer is B: When litigation has started.

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
- civil
- Fraud Examiners Manual, Law Section

NEW QUESTION # 105

In most civil law jurisdictions which of the following BEST describes when a party is required to begin taking steps to preserve and produce relevant evidence?

- A. When the party receives a service of process
- B. When the charging documents are filed
- C. When litigation has started
- D. When the court orders such steps to be taken

Answer: C

NEW QUESTION # 106

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