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ACFE Certified Fraud Examiner Sample Questions (Q130-Q135):

NEW QUESTION # 130

XYZ Company sued Faith to recover damages based on a claim of misappropriation of funds. In the same civil proceeding, Faith sued XYZ for false imprisonment that allegedly occurred during an interview. In this situation, the claim by Faith against XYZ Company can BEST be described as a:

- A. Reverse action
- B. Cross-claim
- C. Counterclaim
- D. Parallel proceeding

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 XYZ, BEST.

The correct answer is C: Counterclaim.

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 # 131

Which of the following statements is MOST ACCURATE regarding cross-examination of witnesses in adversarial systems?

- A. If an expert witness's opinion is at risk of being distorted during cross-examination, the expert should avoid answering the question
- B. The general rule is for opposing counsel to cross-examine all witnesses to ensure that important details are not missed by the fact finder
- C. If opposing counsel asks an overly complex question during cross-examination, witnesses should ask for the question to be rephrased
- D. The primary purpose of cross-examination is for opposing counsel to discover information previously unknown to opposing counsel.

Answer: C

NEW QUESTION # 132

All of the following are common legal defenses for tax evasion EXCEPT:

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

Answer: B

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.

NEW QUESTION # 133

Claude stole a large amount of cash from his employer and then deposited the funds into a domestic bank account. Next, he wired the illicit funds to a foreign bank account and engaged in several other transactions using foreign accounts to make them difficult to trace. Finally, he transferred the funds back to a domestic account and then spent the money. Which of the following actions was the layering stage of Claude's money laundering scheme?

- A. When he first stole the cash from his employer
- B. When he first deposited the funds into a domestic account
- C. When he moved the funds through several transactions using foreign accounts
- D. When he spent the money

Answer: C

NEW QUESTION # 134

In most civil law systems, which of the following parties typically serves as the fact finder in criminal proceedings?

- A. A jury
- B. A panel comprised of laypersons

- C. A panel of court-appointed attorneys
- **D. judge**

Answer: D

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: judge.

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 # 135

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