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### ACFE Certified Fraud Examiner Sample Questions (Q133-Q138):

#### NEW QUESTION # 133

Nora, a health care provider b convicted of health care fraud in criminal court. After her conviction, the national health agency begins a proceeding to prohibit Nora from seeking reimbursement from government health care programs for five years. Which type of administrative penalty is the national health agency seeking?

- A. License suspension
- B. Debarment
- C. License revocation
- D. Disenfranchisement

**Answer: A**

#### NEW QUESTION # 134

Which of the following statements is TRUE regarding criminal proceedings and discovery in adversarial jurisdictions?

- A. The judge is the primary driver of the discovery process in criminal proceedings.
- B. Parties typically cannot request evidence from each other until after the trial begins.
- C. The majority of criminal discovery usually occurs before the trial begins.
- D. Most criminal proceedings are divided into pretrial, investigative and trial phases

**Answer: A**

Explanation:

This question tests your knowledge of Domain 1.

In the context of Overview of the Legal System, specifically relating to criminal, adversarial, the question asks about TRUE, criminal proceedings and discovery in adversarial jurisdictions.

The correct answer is D: The judge is the primary driver of the discovery process in criminal 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. In adversarial systems, opposing parties present their cases before a neutral judge or jury, while in inquisitorial systems, judges take a more active role in investigating cases.

#### NEW QUESTION # 135

To determine if a misrepresentation in the offer or sale of any securities is material a fraud examiner should answer which of the following questions?

- A. "Was the misrepresentation made by an authorized individual?"
- B. "Did the person who made the representation intend to mislead potential investors?"
- C. "Did the person who made the representation believe that it was suitable for potential investors?"
- D. "Would a reasonable investor wish to know the information to make an informed decision?"

**Answer: D**

#### NEW QUESTION # 136

Which of the following statements concerning alternative remittance systems is INCORRECT?

- A. The systems are not necessarily illegal.
- B. The systems are characterized by a lack of physical or digital transfer of currency between payers and payees.
- C. Funds are sent and received without the use of traditional financial institutions.
- D. The ledgers used typically contain information regarding payers and payees, such as names and account numbers.

**Answer: A**

Explanation:

This question tests your knowledge of Uncategorized.

the question asks about alternative remittance systems is INCORRECT, INCORRECT.

The correct answer is A: The systems are not necessarily illegal.

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

#### NEW QUESTION # 137

Which of the following is the MOST ACCURATE statement about the different types of alternative dispute resolution?

- A. In a mediation session, the mediator decides who should win the dispute at issue
- B. The agreements reached in mediations are generally nonbinding.
- C. In an arbitration proceeding the arbitrator acts as a judge or jury by deciding the dispute at issue on its merits
- D. The decisions reached in all arbitrations are always binding

**Answer: D**

## NEW QUESTION # 138

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