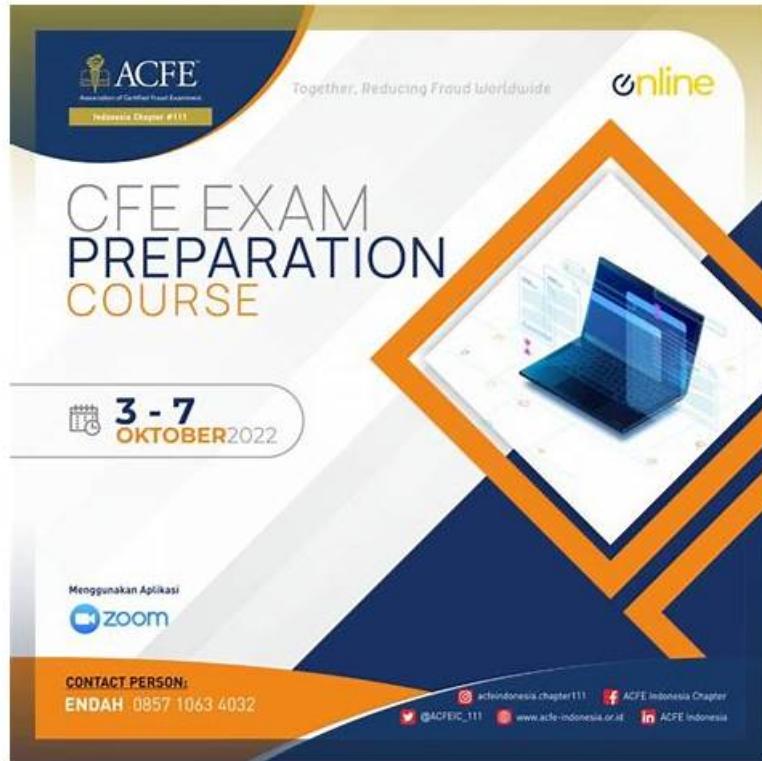


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ACFE Certified Fraud Examiner Sample Questions (Q68-Q73):

NEW QUESTION # 68

A prosecutor died criminal charges against Rosa claiming 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 counterclaims.
- B. Yes, the civil action can be filed if the jurisdiction permits analogous claims.
- **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 double jeopardy.

Answer: C

NEW QUESTION # 69

All of the following are methods of pretrial civil discovery commonly found in common law jurisdictions EXCEPT:

- A. Oral examinations
- **B. Injunctions**
- C. Affidavits of documents or records
- D. Written examinations

Answer: B

Explanation:

This question tests your knowledge of Domain 1.

In the context of Overview of the Legal System, specifically relating to civil, common law, the question asks about EXCEPT. The correct answer is C: Injunctions.

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 # 70

Which of the following situations would constitute a violation of the US Foreign Corrupt Practices Act (FCPA)?

- **A. A private US company transfers \$45,000 to a foreign official to influence the award of a public construction contract.**
- B. A private UK company transfers \$25,000 to a Chilean public official to influence the award of lucrative overseas contracts.
- C. A private US company pays a \$2,000 foreign corporation fee that is required in order to do business within the country.
- D. A private US company transfers \$100,000 to the sole proprietor of a Brazilian company to influence the award of a commercial imports contract.

Answer: A

NEW QUESTION # 71

At the end of a civil proceeding, the court finds the defendant, a company, liable and orders it to pay a large sum of money to compensate for the plaintiff's losses. Which of the following BEST describes this type of remedy?

- A. Equitable relief
- B. Injunction
- **C. Damages**
- D. Declaratory relief

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: Carnages.

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 # 72

Ethan a US resident, is running a Ponzi scheme. As part of the scheme, he uses the US mail system to send promotional materials to potential victims in France. If the US government decides to prosecute Ethan, which of the following would provide the MOST LIKELY basis for the charges?

- A. Insider trading fraud
- B. Communications fraud
- C. Wire fraud
- D. Mail fraud

Answer: D

Explanation:

This question tests your knowledge of Domain 2.

In the context of The Law Related to Fraud, specifically relating to mail fraud, wire fraud, the question asks about US, MOST LIKELY.

The correct answer is A: Mail fraud.

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 # 73

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