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### ACFE Certified Fraud Examiner Sample Questions (Q11-Q16):

#### NEW QUESTION # 11

Which of the following is a legal element that must be shown to prove a claim for commercial bribery?

- A. The defendant acted negligently.
- B. The principal suffered damages as a result of the bribe
- C. The defendant gave or received a thing of value.
- D. The defendant failed to exercise due care.

**Answer: C**

Explanation:

This question tests your knowledge of Domain 2.

In the context of The Law Related to Fraud, specifically relating to bribery, the question asks about the core concepts in this area. The correct answer is B: The defendant gave or received a thing of value..

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 # 12

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 of court-appointed attorneys
- C. judge
- D. A panel comprised of laypersons

**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: 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 # 13

Under the Financial Action Task Force (FATF) Recommendations, a financial institution's customer due diligence (CDD) procedures involve a single check on the customer's business relationships and transactions.

- A. False
- B. True

**Answer: A**

Explanation:

This question tests your knowledge of Domain 5.

In the context of Money Laundering, specifically relating to FATF, the question asks about CDD, FATF.

The correct answer is B: False.

This question addresses money laundering concepts. The correct answer correctly identifies the stage, method, or regulatory framework related to money laundering or anti-money laundering efforts. Understanding these processes is critical for fraud examiners working to detect and prevent financial crimes.

#### NEW QUESTION # 14

During an internal investigation Todd a Certified Fraud Examiner (CFE) interviewed Janessa a fraud suspect Although Janessa wanted to leave in the middle of the interview, Todd blocked the exit and prevented her from leaving Janessa subsequently confessed to committing fraud If under these facts Janessa files a lawsuit (or false imprisonment against Todd, Todd will likely

- A. Lose the case if a trier of fact concludes that he restrained Janessa without consent or legal justification
- B. Lose the case because Janessa did not leave the interview
- C. Win the case because he is protected under the qualified business privilege
- D. Win the case if he did not know the conduct was illegal

**Answer: A**

#### NEW QUESTION # 15

Which of the following statements concerning examinations of expert witnesses in most inquisitorial jurisdictions is accurate?

- A. The parties are often allowed to question the expert's methods and analysis
- B. The expert has the discretion to determine the scope of the examinations
- C. The parties determine the extent of consideration to be given to the expert's testimony
- D. The judge is not allowed to question the expert's credibility under any circumstance

**Answer: A**

Explanation:

This question tests your knowledge of Domain 1.1.

In the context of Testifying, specifically relating to expert witness testimony, the question asks about examinations of expert witnesses in most inquisitorial jurisdictions is accurate.

The correct answer is D: The parties are often allowed to question the expert's methods and analysis.

This question relates to expert witness testimony. The correct answer accurately describes the role, qualifications, or techniques for effective expert testimony. Fraud examiners often serve as expert witnesses and must understand these principles. 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.

Expert witnesses provide specialized knowledge to help the fact finder understand complex issues. Their testimony must be relevant, reliable, and based on sufficient facts or data.

## NEW QUESTION # 16

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