

## WRITINGS OF PROFESSOR BYRON L. WARNKEN

Law Review Articles (2) .....	1
Law Review Articles in Progress (3) .....	1
Text for Attorneys (2) .....	1
Text for Attorneys in Progress (1) .....	2
Articles Other Than Law Review Articles (26) .....	2
Texts for Law Students (7) .....	3
Summaries for Law Students (12) .....	3
Materials for Educational Seminars (58) .....	4
Pro Bono Supreme Court Appeals (6) .....	8
Pro Bono Federal & State Appeals (4) .....	8
Legislation & Written/Published Testimony (12) .....	9
Bar Review Materials (9) .....	10
Miscellaneous Writings (60) .....	10

As of July 25, 2012, Professor Byron L. Warnken has created the following 2\_\_ writings, 23 of which may be downloaded from Social Science Research Network (SSRN) at <http://ssrn.com/author=625664>. Writings not available on SSRN may be obtained by sending an email to [Byron.Warnken@warnkenlaw.com](mailto:Byron.Warnken@warnkenlaw.com). Any document may be used and distributed, but only as the whole document and not as “cut-up” portions, and the document must retain its Byron L. Warnken copyright. Thank you.

### I. Law Review Articles

<http://ssrn.com/author=625664>. “Forfeiture by Wrongdoing” after Crawford v. Washington: Maryland’s Approach Best Preserves the Right to Confrontation, 37 U. Balt. L. Rev. 203 (2008) (52 pages) (cited in one publication)

<http://ssrn.com/author=625664>. Law Enforcement Officers’ Privilege Against Compelled Self-Incrimination, 16 U. Balt. L. Rev. 452 (1987) (86 pages) (cited in nine published judicial opinions, seven appellate briefs (four in the Supreme Court), one treatise, and five law review articles; reprinted in House Report 102-112)

### II. Law Review Articles in Progress

**How the 1853 Supreme Court Ignored the Law, in Favor of Philanthropic Intent, Making Baltimore & New Orleans Beneficiaries of John McDonogh’s Legacy** (32 pages)

**A Quarter Century of Justice Scalia’s Constitutional Criminal Procedure Jurisprudence** (105 pages)

**The Application of Crawford & Its Progeny to Documents** (48 pages)

### III. Text for Attorneys

**Maryland Criminal Pattern Jury Instructions** (2d ed. 2012) (1,200 pages) (jointly responsible for 190 jury instructions and solely responsible for the textual comment as Reporter from 1981 to 2005) (Member 2005-12) (recipient of “Dedication” in 2005 edition)

**Defending Allegations of Sexual Child Abuse in Maryland** (MICPEL 2004) (“Foreward” only) (2 pages)

IV. **Text for Attorneys in Progress**

**A Treatise on Maryland Criminal Law & Procedure** (2013) (completed 1,483 pages)

**Appellate Practice for the Maryland Lawyer: State & Federal** (4th ed. 2013) (51-page chapter on “Preservation”)

V. **Articles Other Than Law Review Articles**

**MTA Weighs in on Garrity Issue in Supreme Court of the United States & “Triggering” of Garrity Rights & LEOBOR Rights in MSP**, *The Trooper* (2009) (12 pages) (reprinted in South Carolina Trooper Magazine)

**Questions & Answers about “When Do You Want a Jury Trial in Maryland?”**, Exhibit A - The Law – in Plain English (2008) (2 pages).

<http://ssrn.com/author=625664>. **“Consent Search” Exception to Fourth Amendment Prohibition Against Unreasonable Searches & Seizures**, *The Trooper* (2008) (15 pages)

**Questions & Answers about “When Can Police Stop Me & Search My Vehicle?”**, Exhibit A - The Law – in Plain English (2008) (2 pages)

**Criminal Appeals: Preservation & Plain Error**, Maryland Criminal Defense Attorneys Association Newsletter (2008) (9 pages)

<http://ssrn.com/author=625664>. **Litigating “Forfeiture by Wrongdoing” after Crawford v. Washington**, 41 Md. Bar Journal No. 4 (2008) (11 pages)

<http://ssrn.com/author=625664>. **Constitutional & Statutory Protections for Police Officers Required to Give “Duress” Statements During Investigation**, *The Trooper* (2007) (12 pages)

**Blackwater, Garrity, & Immunity: What Does It Mean?**, University of Pittsburgh Legal News & Review (<http://juris.law.edu/forum/index/2007.php>) (2007) (5 pages)

**Proposed Changes to Md. Rule 4-263 Will Expand State’s Discovery Requirements**, Maryland Criminal Defense Attorneys Ass’n Newsletter (2007) (3 pages)

**Obtaining Confessions: From Arrest to Court Commissioner**, *The Trooper* (2007) (12 pages)

<http://ssrn.com/author=625664>. **Police, Vehicles, & Fourth Amendment: Maryland Cases**, *The Trooper* (2006) (20 pages)

<http://ssrn.com/author=625664>. **Police, Vehicles, & Fourth Amendment: Supreme Court Cases**, *The Trooper* (2006) (11 pages) (reprinted in Utah Trooper Magazine)

**Maryland Workers’ Compensation for Law Enforcement Officers**, *The Trooper* (2006) (6 pages)

<http://ssrn.com/author=625664>. **Maryland’s Death Penalty Statute Recognizes Need to Protect Police Officers**, *The Trooper* (2005) (6 pages)

**Court Makes It Easier to Win the Right to File Belated Motion for Modification or Reduction of Sentence as Post Conviction Relief**, Maryland Criminal Defense Attorneys Association Newsletter (2005) (1 page)

<http://ssrn.com/author=625664>. **Supreme Court Civil Rights Litigation Against Police**, The Trooper (2004) (5 pages)

**Vehicles & Fourth Amendment** (2001) (77 pages)

**Kids, Crime, & Curfew: Approach That Is Sensible & Constitutional** (2001) (53 pages)

**Maryland v. Wilson: Making of a Supreme Court Cases**, 29 U. Balt. L. Forum (1998) (21 pages)

**Professor Warnken, UofB, McDonogh School, & Supreme Court**, 29 U. Balt. L. Forum (1998) (5 pages)

**Maryland Troopers Association & Fraternal Order of Police Fight for Justice for Ted & Ginni Wolf**, The Trooper (1998) (6 pages)

<http://ssrn.com/author=625664>. **Due Process in Police Disciplinary Hearings: Need for National Law Enforcement Officers' Bill of Rights** (1997) (30 pages)

**1990 Supreme Court Term**, 14.3 Md. Prosecutor 3 (1991) (10 pages)

**Statutory Construction & the Right to Vote**, 20.1 U. Balt. L.F. 6 (1989) (10 pages)

<http://ssrn.com/author=625664>. **Statutory Construction: Maryland State Police Ordered to Obey Agency's Own Regulations**, 18.3 U. Balt. L.F. 8 (1988) (7 pages)

**Smith v. Howard County: Permanent Injunction Against "Chilling" Fifth Amendment Rights**, 17.3 U. Balt. L.F. 3 (1987) (8 pages)

## VI. Texts for Law Students

**Constitutional Criminal Procedure: The Adjudicatory Phase** (20th ed. 2011) (995 pages)

**Criminal Law: Case Analysis & Problem Approach** (35th ed. 2012) (677 pages)

**Constitutional Criminal Procedure: Search & Seizure, Self-Incrimination, & Counsel** (18th ed. 2010) (947 pages)

**Judicial Process** (6th ed. 2010) (119 pages)

**Issues in Law Enforcement: Criminal, Civil, & Administrative Adjudication** (5th ed. 2004) (490 pages)

**Legal Analysis with Introduction to Legal Writing** (5th ed. 2012) (284 pages)

**Substantive Criminal Law: Handbook of Common Law, Laws of Maryland, & Model Penal Code** (7th ed. 1984) (283 pages)

## VII. Summaries for Law Students

**Steps in the Criminal Justice System** (2012) (22 pages)

**Constitutional Criminal Procedure: Adjudicatory Phase** (2011) (157 pages)

**Criminal Law** (2010) (124 pages)

**Constitutional Criminal Procedure: Search & Seizure, Self-Incrimination, & Counsel** (2009) (104 pages)

**PowerScore Criminal law & Procedure** (2011) (57 pages)

**United States Constitution, Separation of Powers, & Supreme Court** (2010,) (32 pages)

**Presidential Elections of 1796 & 1800, Marbury v. Madison, & Judiciary Emerging as “First” Among Three Equal Branches** (2010) (11 pages)

**Philosophy & Key Cases of Warren, Burger, Rehnquist, & Roberts Courts** (2010) (38 pages)

**Key Supreme Court Cases Identified by Constitutional Provisions** (2010) (10 pages)

**Maryland Judiciary: Court History & Judicial Selection** (2010) (7 pages)

**Judicial Interpretation of the Law** (2010) (17 pages)

**First-Year Success: Winning the Battle in the Most Important Year (An Insider’s Guide to Law School)** (2010) (13 pages)

**Moot Court: Brief Writing & Oral Argument** (2010) (24 pages)

#### **VIII. Materials for Educational Seminars**

**The Law of Identifications in Criminal Cases** (2012) (17 pages) (Maryland State Bar Association)

**No Courts, No Justice, No Freedom** (2012) (29 pages) (Maryland State Bar Association Citizens’ Law Related Education Program)

**The Rule of Law & Judicial Independence in Maintaining Social Stability in the United States** (2012) (20 pages) (Chinese Judges)

**Police Liability for Obtaining Unconstitutional Confessions** (2012) (71 pages) (Lorman Educational Enterprises)

**Sentencing Motions: Application for Review of Sentence by a Three-Judge Panel, Motion for Modification or Reduction of Sentence, & Motion to Correct Illegal Sentence** (2012) (9 pages) (James C. Cawood Inn of Court)

**If You Lose at Trial, Preservation of Appellate Issues Is the Only Hope for Success** (2012) (51 pages) (J. Dudley Digges Inn of Court)

**Supreme Court Weighs in on Immigration** (2012) (13 pages) (Wednesday law Club)

**Criminal Law & Procedure Update: 2011 Cases Decided by the Supreme Court, the Court of Appeals of Maryland, & the Court of Special Appeals of Maryland** (2012) (29 pages) (Maryland State Bar Association)

**United States Federal & State Judicial Systems** (2012) (18 pages) (Chinese Judges)

**United States Civil & Criminal Law at Trial & on Appeal** (2012) (15 pages) (Chinese Judges)

**Consent Searches** (2011) (23 pages) (Maryland State Bar Association)

**The Juvenile Justice System & the Rights & Responsibilities of Citizens When Dealing with the Police on the Street, in a Vehicle, or in a Home** (2011) (9 pages) (Maryland State Bar Association Foster Youth Academy)

**Hearsay & the Confrontation Clause under Crawford v. Washington & Its Progeny** (2011) (22 pages) (Anne Arundel County Bar Association)

**Five Theories in Support of a Motion to Suppress Illegally Obtained Statements** (2011) (42 pages) (James C. Cawood Inn of Court & Anne Arundel County Bar Association)

**From Crawford to Melendez-Diaz: Right to Confrontation Applied to Documents** (2010) (73 pages) (Baltimore County Bar Association, Maryland State Bar Association Criminal Law & Practice Section & Litigation Section)

**Criminal Law Update: Grand Jury & Charging Documents, Motions to Suppress Evidence in the Fourth, Fifth, & Sixth Amendment Contexts, Right to Confrontation, & Jury Verdicts** (2010) (87 pages) (Maryland State Bar Association Annual Criminal Law Update)

**How the 1853 Supreme Court Ignored the Law, in Favor of Philanthropic Intent, Making Baltimore & New Orleans Beneficiaries of John McDonogh's Legacy** (2010) (32 pages) (Wednesday Law Club)

**How to Ensure That Students Come to Class, Come Prepared, & Engage in Class** (2010) (1 page) (Faculty Development Conference for Colleges & Universities in Central Maryland)

<http://ssrn.com/author=625664>. **Fourth Amendment Past, Present, & Future, & Striking a Balance Between the Needs of Society, the Needs of Law Enforcement, & the Rights of Everyday People** (2011) (77 pages) (Center for the Constitution at James Madison's Montpelier)

**Second Amendment: Application of Heller & McDonald to Maryland's Common Law Self-Defense & Maryland's Handgun & Registration Statutes & Regulations** (2010) (44 pages) (Baltimore County Bar Association)

**2010 Maryland Appellate Update** (2010) (75 pages) (Maryland State Bar Association Criminal Law & Practice Section)

<http://ssrn.com/author=625664>. **A Crime Has Just Been Committed: What Happens Next? (How the Criminal Justice System Works)** (2010, 2009) (28 pages) (Osher Learning Center at Towson University & Roland Park Women's Club)

<http://ssrn.com/author=625664>. **Cars, Cops, & Stops: Fourth Amendment in the Vehicle Context & 15-Point Checklist** (2010, 1999) (48 pages) (MICPEL Annual Criminal Law Update, Alan Goldstein Memorial Lecture, Baltimore County Bar Association, Bar Association of Baltimore City, Harford County Public Defender's Office, & Baltimore County Police Department)

<http://ssrn.com/author=625664>. **Criminal Practitioners: Ethics & Conflicts** (2010) (36 pages) (Harford County Public Defender's Office)

<http://ssrn.com/author=625664>. **How Successful Criminal Defense Attorneys Suppress Evidence** (2010) (13 pages) (Maryland Association for Justice)

<http://ssrn.com/author=625664>. **Right to Confrontation: Crawford v. Washington & Its Progeny Six Years Later** (2010, 2004) (15 pages) (Baltimore County Bar Association, MICPEL Annual Criminal Law Update, UofB Criminal Law Association, Maryland State Bar Association Criminal Law & Practice Section, Maryland Criminal Defense Attorneys Association, Anne Arundel County Bar Association, Howard County Bar Association, Montgomery County Bar Association, & University of Baltimore “a.m. Law” Ginsberg Lecture Series)

<http://ssrn.com/author=625664>. **United States Federal & State Judicial System, Including Selection, Training, & Discipline of Judges** (2010, 2009) (18 pages) (Chinese Judicial Delegation)

<http://ssrn.com/author=625664>. **United States Civil Law & Criminal Law: Elements & Procedures at Trial & on Appeal** (2010, 2009) (12 pages) (Chinese Judicial Delegation)

**Appellate Practice in the Court of Appeals of Maryland** (2009) (8 pages) (James C. Cawood Inn of Court)

**Maryland 2008-09 Court of Appeals & Court of Special Appeals Update** (2009) (73 pages) (Baltimore County Bar Association, MICPEL Annual Criminal Law Update, & Maryland State Bar Association Criminal Law & Practice Section)

<http://ssrn.com/author=625664>. **Police Courtroom Testimony** (2009, 2008) (60 pages) (Baltimore County Police Department)

**Fair Trial Issues & Jury Trial Issues** (2009) (42 pages) (MICPEL Annual Criminal Law Update)

<http://ssrn.com/author=625664>. **Four Ways to Make Valid Fourth Amendment Intrusions into Houses: Search Warrant, Arrest Warrant, Exigency, & Consent** (2009) (68 pages) (Baltimore County Police Department)

<http://ssrn.com/author=625664>. **Defenses to Automobile Theft & How to Defeat Those Defenses** (2009) (6 pages) (Regional Auto Theft Team Impact Training)

**Summary of 2008-09 Criminal Law & Procedure Cases from Supreme Court, Court of Appeals of Maryland, & Court of Special Appeals of Maryland, Plus Statutes & Court Rules** (2009, 2008) (58 pages) (Maryland State Bar Association Solo & Small Firm Conference & Baltimore County Bar Association)

**Developing & Marketing a “Niche” Law Practice** (2008, 2001) (8 pages) (Maryland State Bar Association Solo & Small Firm Conference & Bar Association of Baltimore City)

**Fourth Amendment Reasonable Expectation of Privacy & Standing & 2007-08 Search & Seizure Cases from Supreme Court, Court of Appeals of Maryland, & Court of Special Appeals of Maryland** (2008) (19 pages) (Justinian Society)

**2008 Discovery Rules (158<sup>th</sup> Report of Court of Appeals Rules Committee)** (2008, 2007) (10 pages) (MICPEL Annual Criminal Law Update, Maryland State Bar

Association Annual Convention, & Baltimore County Bar Association)

**Criminal Appeals: Preservation & Plain Error** (2008) (9 pages) (MICPEL Annual Criminal Law Update & Maryland Criminal Defense Attorneys Association)

**Appellate Practice: Civil & Criminal** (2008) (35 pages) (Baltimore County Bar Association)

**Discovery in Criminal Cases** (2007) (15 pages) (MICPEL Annual Criminal Law Update; Maryland State Bar Association Annual Convention, & Baltimore County Bar Association)

**Judicial Ethics for Administrative Law Judges** (2007) (9 pages) (National Association of Administrative Law Judiciary)

**From Arrest to the Court Commissioner: Fourth Amendment Issues of Stop & Arrest & Fifth Amendment Issues of Miranda & Common Law & Constitutional Voluntariness, Including Prompt Presentment** (2007, 2006) (57 pages) (MICPEL Annual Criminal Law Update & Lorman Educational Services)

**LEOBOR & Police Management Issues** (2007) (27 pages) (Mid-Atlantic Regional Center for Public Safety Innovation & Division of Public Safety Leadership at Hopkins)

**Criminal Post-Verdict Practice: Appeals, Post Conviction, & Coram Nobis** (2007, 2002) (25 pages) (MICPEL Annual Criminal Law Update, Alan Goldstein Memorial Lecture, & Baltimore County Bar Association)

**Summary of 2006-07 Criminal Law & Procedure Cases from Supreme Court, Court of Appeals of Maryland, & Court of Special Appeals of Maryland, Plus Statutes & Court Rules** (2007) (120 pages) (Anne Arundel County Bar Association & Maryland State Bar Association Annual Solo & Small Practice Seminar)

**Constitutional Limitations on War on Terror: Military Detention & Guantanamo Bay – Supreme Court & Military Commissions Act of 2006 & Domestic Surveillance & Foreign Intelligence Security Act & FISA Court** (2007) (14 pages) (Fourth Annual University of Baltimore Law Library Lecture)

**Identity Theft, Fraud, & Spam** (2006) (5 pages) (Greater Bethlehem Temple Church)

**Tips on Criminal Discovery, Alibi Witnesses, Guilty Pleas, Jury Instructions & Verdicts Sheets, & Sentencing** (2006) (17 pages) (Maryland State Bar Association Annual Convention)

**Court of Appeals at the Crossroads: Impact of Retirement of Judges Raker, Wilner, & Cathell** (2006) (19 pages) (Maryland State Bar Association Annual Convention)

**Supreme Court: Its History & Emergence of the Roberts Court** (2006) (52 pages) (Baltimore Business Roundtable, Roland Park Country School Kaleidoscope, Maryland League of Women Voters, Baltimore Women's Forum, Third Annual University of Baltimore Law Library Lecture, Osher Lifelong Learning Center; Blakehurst Lecture Series, & Edenwald Lecture Series)



**Judicial Branch of Government: Important Supreme Court Cases & Maryland Judiciary** (2006) (20 pages) (Myerberg Senior Center)

**Issues in Garrity v. New Jersey & Its Progeny** (2006) (30 pages) (Montgomery County Fraternal Order of Police)

**Supreme Court Cases Controlling Confessions under Fifth & Sixth Amendments** (2006) (28 pages) (National Association of Police Organizations Annual Seminar)

**Supreme Court Search & Seizure Cases (2003-05) & Federal Circuit Civil Rights Cases (2005)** (2005) (12 pages) (National Association of Police Organizations Annual Seminar)

**Summary of 2003-05 Criminal Law & Procedure Cases from Supreme Court, Court of Appeals of Maryland, & Court of Special Appeals of Maryland, Plus Statutes & Court Rules** (2005) (113 pages) (Maryland State Bar Association Criminal Law & Practice Section, Maryland Judicial Institute, & University of Baltimore “a.m. Law” Ginsberg Lecture Series)

**Supreme Court & Civil Liberties: Bill of Rights & Fourteenth Amendment in Everyday Life** (2005) (18 pages) (Auburn Society of Towson University Lecture Series)

**Cases & Secondary Authority Interpreting Crawford v. Washington: The First Six Months** (2004) (27 pages) (Maryland State Bar Association)

**Public Relations Professionals: Negligence & Contractual Issues** (2004) (4 pages) (Baltimore Public Relations Council)

**Supreme Court Police Civil Rights Cases & Cases Applying Garrity v. New Jersey (1998 to 2004)** (2004) (10 pages) (National Association of Police Organizations Annual Seminar)

**Summary of 1999-2000 Criminal Law & Procedure Cases from Supreme Court, Court of Appeals of Maryland, & Court of Special Appeals of Maryland, Plus Statutes & Court Rules** (2000) (8 pages) (University of Baltimore School of Law “a.m. Law” Series)

**Law of Homicide & Law of Confessions (Including Fifth Amendment Privilege Against Compelled Self-Incrimination & Sixth Amendment Right to Counsel)** (1999) (32 pages) (Harvard Associates in Police Science & Maryland Homicide Investigators Association)

**Summary of Supreme Court & State Cases Affecting Law Enforcement Officers (1995-97)** (1998) (17 pages) (National Law Enforcement Officers Rights Center & Maryland State Police Constitutional Law Symposium)

**Double Jeopardy** (1997) (12 pages) (Judicial Institute of Maryland)

**Drug Interdiction Workshop: Stop or Search of Vehicles Based on Consent, Inventory, &/or Drug Courier Profile** (1997) (12 pages) (International Association of Chiefs of Police)

**Interplay Between Criminal, Civil, & Administrative Law When Representing Law Enforcement Officers** (1997) (3 pages) (National Association of Police Organizations)



**Supreme Court Update (1994-97)** (1997) (20 pages) (National Association of Police Organizations)

**Excessive Force** (1996) (3 pages) (National Law Enforcement Officers Rights Center)

**Law Enforcement Crisis** (1994) (3 pages) (Illinois Police Association)

**Rights of Law Enforcement Officers in Aftermath of Rodney King, Malice Green, & Police Officer Christopher Albrecht** (1994) (311 pages) (National Association of Police Organizations)

**IX. Pro Bono Supreme Court Appeals**

**Aguilera v. Baca**, No. 07-1547 (2008) (20 pages) (Amicus Petition for Writ of Certiorari in support of Petitioners, filed on behalf of Maryland Troopers Association)

**Williams v. United States**, No. 00-1638 (2001) (32 pages) (Petition for Writ of Certiorari)

**Maryland v. Wilson**, 519 U.S. 408 (1997) (Brief in Opposition (25 pages), Brief of Respondent (61 pages), & oral argument (appointed by the Supreme Court as “Counsel of Record”))

**Koon & Powell v. United States**, 518 U.S. 81 (1996) (25 pages) (Amicus Brief in support of Petitioners, filed on behalf of National Law Enforcement Officers’ Rights Center & National Association of Police Organizations)

**Ayers v. Maryland**, No. 94-6937 (1994) (32 pages) (Petition for Writ of Certiorari)

**Maryland v. Craig**, 497 U.S. 836 (1990) (56 pages) (Brief of Respondent)

**X. Pro Bono Federal & State Appeals**

**Selective Insurance Co. v. Ogleby & Bone as Guardian of Mayhew**, No. 05-2357 (4<sup>th</sup> Cir. 2006) (Appellant’s Brief (31 pages), Appellant’s Reply Brief (20 pages), & oral argument)

**Pendleton v. State**, 398 Md. 447 (2007) (Appellant’s Brief (21 pages), Reply Brief (11 pages), & oral argument)

**Newman v. State**, 384 Md. 285 (2004) (17 pages) (Amicus Brief in support of Petitioner, filed on behalf of Maryland Criminal Defense Attorneys Association)

**Przybylski v. Baltimore Sport & Recreation, Inc.**, No. 94-1687 (Appellant’s Brief (50 pages), Reply Brief (24 pages), & Petition for Writ of Certiorari (31 pages))

**XI. Legislation & Written/Published Testimony**

**Electronic Weapons Devices** (2011, 2010) (written legislation proposed on behalf of Maryland Attorney General’s Electronic Weapons Task Force)

**Admissibility in Civil Litigation of Police Exoneration in Disciplinary Process** (2009) (written proposed changes to legislation on behalf of Maryland Troopers Association)

**OTP (Other Tobacco Products) Tax proposed in Senate Bill 813 & House Bill 951** (2009) (written testimony in both Maryland State Senate & Maryland House of Delegates on behalf of Humidour & other tobacco shops)

**Constitutional Analysis of Senate Bill 622, Senate Bill 396, House Bill 580, & House Bill 463** (2007) (written testimony supplementing oral testimony in both Maryland State Senate & Maryland House of Delegates on behalf of Ground Rent Owners' Coalition)

**Witness Intimidation Forfeiture Proceedings in Senate Bill & House Bill** (2005) (proposed written changes to legislation supplementing oral testimony in both Maryland State Senate & Maryland House of Delegates on behalf of Maryland Criminal Defense Attorneys Association)

**State's Appeal in Criminal Cases under House Bill 34 & Senate Bill 80** (2004) (written testimony supplementing oral testimony in both Maryland State Senate & Maryland House of Delegates on behalf of Maryland Criminal Defense Attorneys Association)

**Medicinal Marijuana Compassionate Use under House Bill 308** (2000) (written testimony supplementing oral testimony in Maryland House of Delegates on behalf of Medical Marijuana Project)

**Police Discipline & Accountability Act of 1998** (1998) (drafted proposed federal statute)

**Law Enforcement Officers' Bill of Rights Act of 1995** (1995) (drafted proposed federal statute)

**Law Enforcement Officers' Bill of Rights Act of 1993** (1993) (drafted proposed federal statute)

**Constitutional Analysis of House Bill 349** (1993) (written testimony submitted)

**Rights of Police Officers During Internal Investigations** (1992) (oral testimony (reprinted) in House Judiciary Committee of United States Congress)

## **XII. Bar Review Materials**

**Maryland Civil Procedure** (for Maryland out-of-state attorneys' exam) (2012) (75 pages)

**Maryland Criminal Procedure** (for Maryland out-of-state attorneys' exam) (2012) (64 pages)

**"How To" Lecture: Demystifying the Maryland Out-of-State Attorneys' Exam** (for Maryland out-of-state attorneys' exam) (2012) (42 pages)

**Maryland Evidence** (for Maryland out-of-state attorneys' exam) (2012) (27 pages)

**Maryland Ethics** (for Maryland out-of-state attorneys' exam) (2012) (30 pages)

**Maryland Criminal Law** (for Maryland regular candidates' exam) (2008) (22 pages)

**Maryland Criminal Procedure** (for Maryland regular candidates' exam) (2008) (15 pages)

**Maryland Bar Exam Preparation Workbook** (1997) (261 pages)

**Maryland & Multistate Flashcard Set** (858 flashcards) (1997)

## **XIII. Miscellaneous Writings**

**The Federal Health Care Law: The Commerce Clause Versus the Tenth Amendment, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**The Supreme Court Has Become More Polarized, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**Governor O'Malley Commutes Two Life Sentences in Six Year – about Time, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**What Is It Like to Argue Before the Supreme Court of the United States? [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**How Will the Travon Martin Case Impact a Baltimore City Prosecution? [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**Applying “Laches” Versus the Sixth Amendment Right to Effective Assistance of Counsel, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**The Supreme Court Weighs in on Immigration Law, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**The Health Care Case: National Federation of Independent Business v. Sebelius, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**In UVA Murder Trial, Professor Warnken Predicts Second Degree Murder or Manslaughter on the Premeditated Murder Count & Predicts First Degree Murder on the Felony Murder Count, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**Professor Warnken Predicts That the First Amendment Will Not Protect Ehrlich Aide Paul Schurick in the “Robo Calling” Voter Fraud Case, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**In-State Tuition for Illegal Immigrants Who Are Long-Term Residents Is Fair & Is Economically Sound, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2012)**

**Court of Special Appeals Held That a Material Witness Was Illegally Detained, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2011)**

**Ask Professor Warnken: What Is Juvenile Jurisdiction Versus Criminal Jurisdiction? [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2011)**

**Keep the Government out of Bedrooms & Ensure that All People Have Equal Rights, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2011)**

**Disservice to Us All: The Silence of Clarence Thomas, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2011)**

**Fourth Amendment Search & Seizure: Entry into Houses, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2011)**

**Only One Fourth Amendment Case in the Supreme Court in the 2009-10 Term of the Court, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2011)**

**Federal Judge Rules That Obama Administration's Health Care Statute Is Unconstitutional, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)**

**Information on Social Networking Websites as Evidence in Criminal Cases,**

[www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

**Miranda** in Maryland (Parts I & II), [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Videotaping the Police & the Consequences, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Ask Professor Warnken: What Is Probation before Judgment (PBJ)?, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Second Amendment Places Limits on Both Congress & the States (Parts I & II), [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Defer to the Police – But Not Too Much, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Police, Guns, & Alcohol, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Message from Police Officers & Fire Fighters Is That “A Contract Is a Contract,” [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

“Life” Should Not Mean “Life Without Parole” (Parts I, II, & III), [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Lawn Signs, Elections, & The First Amendment, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Evidence Suppressed When No Probable Cause, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Confusion About “Wiretapping” Law, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Ask Professor Warnken: What Is Expungement?, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Elena Kagan Lacks Both Judicial Experience & Litigation Experience, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Earl Warren & **Brown v. Board of Education**, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Ask Professor Warnken: What Is an **Alford** Plea?, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

Stealing City Payroll for Eight Months While in Jail!, [www.ProfessorWarnken.com](http://www.ProfessorWarnken.com) (2010)

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