

# CFE-LAW<sup>Q&As</sup>

### CFE - LAW

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#### **QUESTION 1**

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

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

Correct Answer: B

#### **QUESTION 2**

In systems using adversarial processes, an attorney may impeach an opposing party\\'s witness by showing that the witness:

- A. Made prior consistent statements
- B. Is influenced by bias or self-interest
- C. Has a keen ability to observe
- D. Testified from personal knowledge

Correct Answer: D

#### **QUESTION 3**

If Mary uses legal means to lower her tax bill through legitimate deductions and credits, she is engaging in tax evasion.

A. True

B. False

Correct Answer: B

#### **QUESTION 4**

Bob receives a memorandum from his attorney that is protected by a legal professional privilege. Bob emails the memorandum to a third party who has no need to know the information in the memorandum. Which of the following statements is MOST ACCURATE?

A. Bob might have waived the privilege because he transmitted the protected information to a third party who has no need to know the information.

B. Bob might have waived the privilege because he used email to transmit the protected information.



C. Bob did not waive the privilege because the legal professional privilege belongs to the attorney, not the client.

D. Bob did not waive the privilege because the legal professional privilege cannot be waived by transmitting protected information to a third party.

Correct Answer: C

#### **QUESTION 5**

Jackson believes he has a legal cause of action against Alice, who lives in a foreign country. The fact that Jackson is the plaintiff allows him to bring the lawsuit against Alice in any court in the country where he lives.

A. True

B. False

Correct Answer: B

#### **QUESTION 6**

Even if a government agent obtains consent to search by force, duress, or bribery, the consent will still constitute a valid waiver of the consenting party\\'s right to be free from searches.

A. True

B. False

Correct Answer: B

#### **QUESTION 7**

Which of the following can affect the rights that employees may have during an internal investigation?

- A. Existence of violation red flags
- B. Existence of interstate compacts
- C. Existence of an employment contract
- D. Existence of fraud risk factors

Correct Answer: C

#### **QUESTION 8**

In most civil law jurisdictions, which of the following BEST describes when a party\\'s requirement to take steps to preserve and produce relevant evidence arises?

A. When the charging documents are filed



- B. When the party receives a service of process
- C. When litigation is reasonably anticipated
- D. When the court orders such steps to be taken

Correct Answer: D

#### **QUESTION 9**

In a particular country\\'s judicial process, the judge oversees the investigation of a case, is primarily

responsible for questioning witnesses, and generally plays a larger role in the evidence-gathering process

than the parties\\' legal counsel.

Which of the following best describes this type of judicial process?

- A. Substantive law process
- B. Common law process
- C. Inquisitorial process
- D. Adversarial process
- Correct Answer: C

#### **QUESTION 10**

Greg is serving as an expert witness and is being cross-examined at trial. The questioning party gets Greg to state that he spent considerable time working on a certain issue in the case. Then, the questioning party asks many questions on a tangential issue in the case that Greg knows little about. Which of the following describes the questioning party\\'s method?

- A. Myopic vision
- B. Personal attack
- C. Bias
- D. Sounding board

Correct Answer: C

#### **QUESTION 11**

Dodd is a Certified Fraud Examiner (CFE) who works for ABC Company, a private company. Dodd suspects that Burton, an ABC Company employee, has embezzled money from the company. Dodd plans to conduct an internal investigation into the missing funds. Based on these facts, which of the following is the MOST ACCURATE statement?



- A. Burton can refuse to cooperate with the investigation because he has a fundamental right to privacy.
- B. Burton can refuse to cooperate with the investigation because he has a fundamental right to remain silent.
- C. Burton likely has a duty to cooperate with the investigation as part of the employer-employee relationship.
- D. Burton has a duty to cooperate with the investigation even if what is requested from him is not reasonable.

Correct Answer: A

#### **QUESTION 12**

Cory has been charged with tax evasion for filing a false tax return. As a defense, Cory claims that he made an honest mistake due to the tax law\\'s complexity, and he did not intentionally submit an incorrect tax return. If the court finds that his mistake was in good faith, he most likely will not be found to have "willfully" engaged in fraudulent actions to avoid reporting or paying his taxes.

A. True

B. False

Correct Answer: A

#### **QUESTION 13**

The most common bankruptcy fraud scheme is:

A. A planned bustout

B. A credit card bustout

C. Forged filing

D. Concealment of assets

#### **QUESTION 14**

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 deposited the funds into a domestic account

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

Correct Answer: D



Correct Answer: C

#### **QUESTION 15**

Which of the following typically does NOT have to be present for communications between an attorney and the attorney\\'s client to be protected by a legal professional privilege?

- A. Communication between a legal advisor and a client
- B. Purpose of the communications was to seek or provide legal advice
- C. A lawsuit has been filed
- D. Intent to keep the communications confidential

Correct Answer: D

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