**WORKSHEET**

**When is Someone in Police Custody and Entitled to a *Miranda* Warning?**

Worksheet for Courts of Appeals decisions in *U.S. v. Kim; U.S. v. Luna-Encinas; U.S. v. Romaszko; and U.S. v. Thompson*

***Note to Teachers:*** *Use this chart to help students identify the factors that courts might take into consideration in each case to determine if someone is in custody and, therefore, should receive a Miranda warning.*

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Discussion Grid** | *United States v.**Kim* | *United States v. Luna-Encinas* | *United States v.**Romaszko* | *United States v.**Thompson* |
| Language Used to Summon the Individual |  |  |  |  |
| Confrontation with Evidence of Guilt |  |  |  |  |
| Physical Surroundings/Location |  |  |  |  |
| Duration  |  |  |  |  |
| Degree of Pressure Applied (physical or otherwise) |  |  |  |  |
| Other Factors |  |  |  |  |
| Considering the Totality of Circumstances:In Custody or Not? |  |  |  |  |