***J.D.B. v. North Carolina***

*In a Courtroom or a Classroom*

**FLEXIBLE AGENDA**

*60-90 minutes in a Courtroom – 50-minutes in a Classroom*

**Part I Activity: Overview/Review of *Miranda*** *(15 minutes)*

Volunteer attorneys present the *Miranda v. Arizona* facts and case summary.

* The attorneys take apart the phrases in the *Miranda* warning and involve participants in a discussion of each element.

**Key Question**

Are juveniles – like adults – entitled to be advised of their *Miranda* rights when they are in police custody? If so, at what point during a police interaction should juveniles receive a *Miranda* warning?

***J.D.B. v. North Carolina***

Volunteer attorneys present *J.D.B. v. North Carolina* facts and case summary.

**Fictional Scenario**

Two participants read aloud the fictional scenario. One student reads the first three paragraphs. Another student reads the last four paragraphs.

**Part II Activity: Factors Considered in Establishing Police Custody**

*(35 minutes in a classroom or 90 minutes in a courtroom)*

**Small Groups Identify Factors**

Participants form five small groups.

* Someone in each group volunteers to take notes and be the spokesperson who will report the small group’s findings to the large group.
* Each group is assigned a factor that courts take into consideration to determine if someone is in police custody: 1) Language Used to Summon the Individual; 2) Confrontation with Evidence of Guilt; 3) Physical Surroundings/Location; 4) Duration of Time; 5) Degree of Pressure Applied – Physical or Otherwise.
* Within each small group, members take turns reading the paragraphs in the fictional scenario. As they go through the reading, they underline and discuss information that might constitute the factor they are assigned to find.

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**Spokespersons Report Out to the Large Group**

When the small groups come back together, each group spokesperson reports on the group’s findings.

**Attorneys Use the Worksheet to Summarize Key Points**

To clarify the factors and the key points to take away from the activity, the volunteer attorneys go through the worksheet with the large group and summarize the factors that courts considered when determining if someone is in police custody in each case.

**Option: Discussion Questions**

Attorneys lead the students in a wrap-up exercise with the discussion questions.

**If the Program is in a Courtroom**

* A Judge enters and conducts a Q/A session and discussion with the participants.
* If there is time, the participants socialize in the well with the Judge and the attorneys.
* A group photo is taken.
* The program is adjourned.