



Cyber Crime and Digital Evidence: Materials and Cases

Thomas K. Clancy

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Cyber Crime and Digital Evidence Materials and Cases is designed to be an accessible introduction to Cyber Crime and Digital Evidence. The title illuminates two significant aspects of this book. First, cyber crime is only a subset of a much broader trend in the criminal area, which is the use of digital evidence in virtually all criminal cases. Hence, it is important to understand the legal framework that regulates obtaining that increasingly used and important evidence. Second, this book provides a broader framework than an endless stream of cases offers. Law students deserve the broader context and, hopefully, will get some of it with this book.

Here is a summary of the topics covered throughout the twenty chapters in this exciting new book:

- Obtaining Digital Evidence
- Fourth Amendment Applicability: "Inside the Box"
- Competing Views of the Nature of Digital Evidence Searches
- Warrants for Digital Evidence: Particularity Claims and Broad Seizures
- Search Execution Issues
- Consent Searches: Compelling Disclosure of Passwords
- Cell phones, Other Mobile Digital Devices, and Traditional Fourth Amendment Doctrine Permitting Warrantless Searches
- Seizures of Digital Evidence
- Searches at the International Border
- Fourth Amendment Applicability to Networks and the Internet
- Statutory Regulation of Obtaining Data
- Obscenity and Child Pornography
- Policing the Internet for Crimes Involving Exploitation of Children
- Property Crimes and Computer Misuse
- Computer Specific Crimes: Unauthorized Access, Fraud, and Damage
- Intellectual Property Theft
- Spyware, Adware, Malware, Phishing, Spam and Identity-Related Crime
- Other Crimes Against Persons (Cyberbullying, Threats, Stalking)

- Sentencing

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