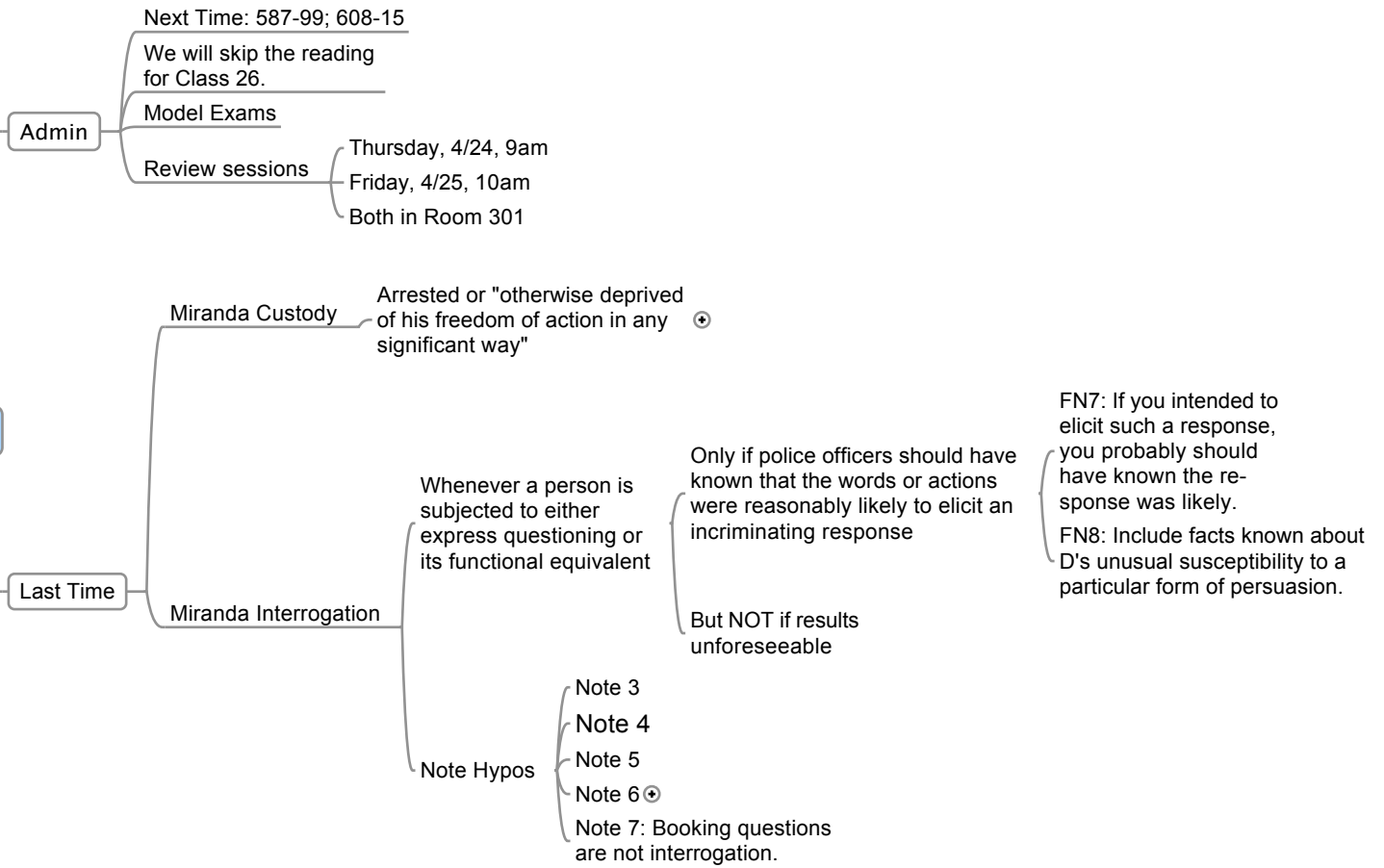


Class 24: Miranda Waiver



Class 24: Miranda Waiver

Waiver

Butler

- Facts
- Held
- Reasoning

I understand my rights; "I will talk to you, but I am not signing any form."

Note 2 Problems

- A
- B

Moran v. Burbine

- Facts
- Held: Waivers valid.
- Reasoning

B arrested; B's sister obtained lawyer.
 Lawyer called station and informed detective that he would represent B.
 Officer told lawyer that B would not be interrogated that night.
 Officers interrogated B (after waiver form signed) and never informed him that a lawyer had tried to reach him.

Note 6 Problem

Invocation

Edwards

- Facts
- Held
- Reasoning

(Jan 19) "I want an attorney before making a deal"
 Questioning ceased.
 Next morning (Jan. 20) { Different officers came to jail
 D tells guard he doesn't want to talk; guard tells him he must.
 Questioning { Read rights
 D asked to listen to conspirator's taped confession.
 D agreed to talk so long as not recorded.

