

Name: \_\_\_\_\_

Date: \_\_\_\_\_

### **15S-Quiz-Class8-PossibleQuestions**

1. In his article, "The Three Hardest Questions," Monroe Freedman says the most ethical option for the lawyer who is unable to dissuade a criminal defendant from offering testimony the lawyer knows to be false is:
  - A. Withdraw from the case if there is sufficient time before trial for the client to obtain a new lawyer.
  - B. Put the client on the stand to testify without the lawyer's participation and then omit reference to the client's testimony in closing argument.
  - C. After the client testifies, tell the judge the testimony was false.
  - D. Present the client's testimony without indicating in any way that the lawyer knows that it is false.
  
2. In *Nix v Whiteside*, Whiteside told his lawyer he intended to lie at his trial about a key fact. What was the holding of the 8th Circuit Court of Appeals that was reversed by the U.S. Supreme Court?
  - A. That Whiteside was denied effective assistance of counsel when his lawyer threatened to expose the lie to the judge if he so testified.
  - B. That Whiteside's lawyer was prohibited by the Iowa rules of professional conduct from telling the judge confidential client information.
  - C. That the evidence did not establish that Whiteside's intended testimony would be perjurious.
  - D. That Whiteside's lawyer should have withdrawn before trial.