Criminal / Civil Judicial Procedure in Korea

Seoul Metropolitan Police Agency Eunpyung-Police Station

Investigation Dept.

Inspector. Choi Won Yeong

fl0ckfl0ck@police.go.kr

likethebeginning@gmail.com

http://fl0ckfl0ck.tistory.com

- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents

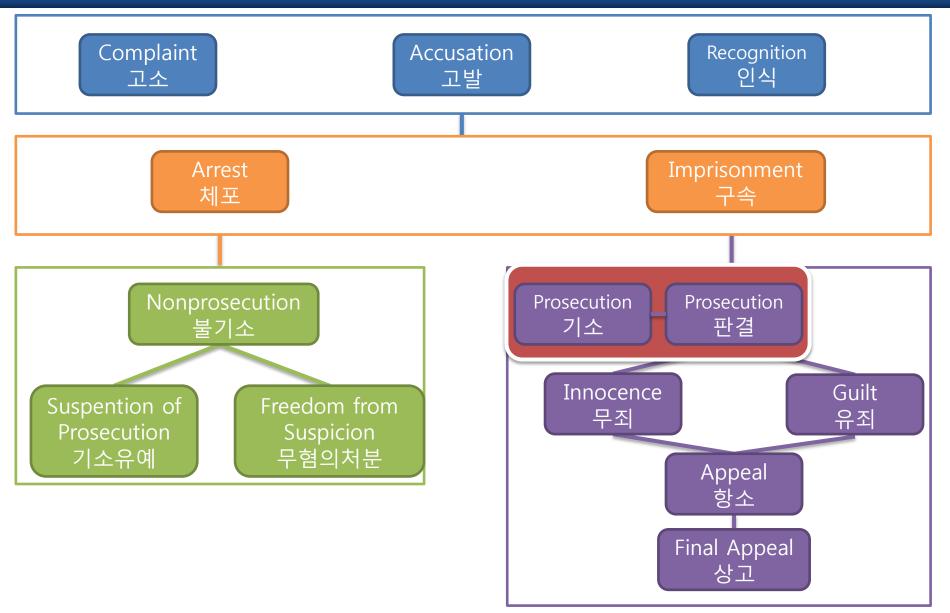
- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents

Criminal Suit is...

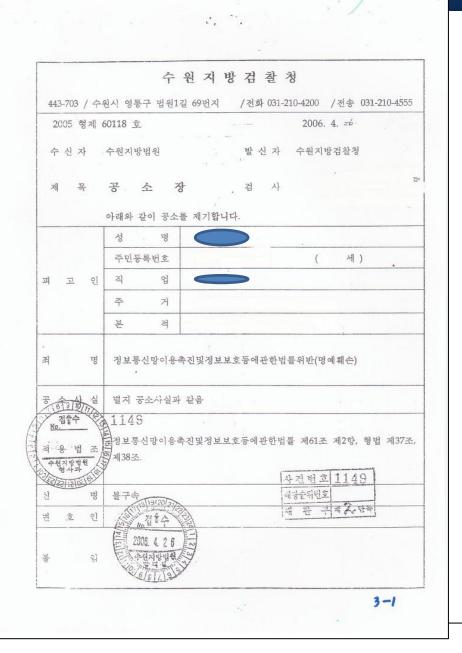
- 1. To prevent a victim from retaliating.
- 2. To protect criminal's human rights.
- 3. To insure good people against offences.

Very Very Recapitulative Criminal Judicial Procedure









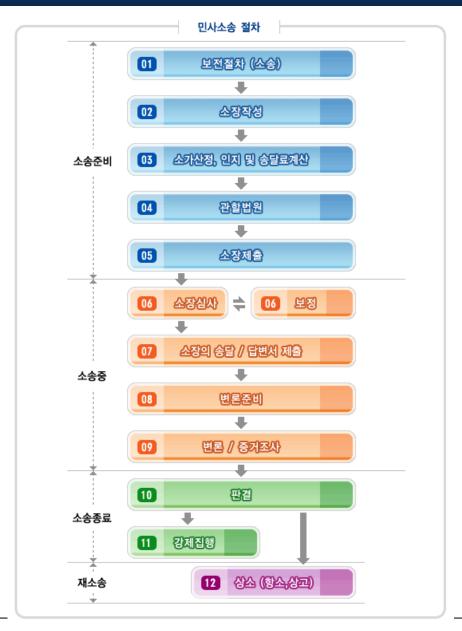
forensicinsight.org

- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents

- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents

Civil Suit is...

To settle a dispute between private people.



원 고 ㅇ ㅇ ㅇ(000000-000000) 00 00구 00동 000 000이파트 000등 0000호 건화 000-000-0000 피 고 1, ㅇ ㅇ ㅇ(0000000-0000000) 00 00구 00동 000 0000하파트 000등 0000호 2 0 0 0(000000-0000000) 00 00구 00동 000 대여금청구의 소 청 구 취 지 1. 피고는 원고에게 급000,000원 및 이에 대하여 OOOO, O. O.부터 완제일까지 연20%의 비율에 의한 공원을 지급하라. 2, 소송비용은 피고의 부담으로 한다. 3. 위 제1항에 한하여 가집행 할 수 있다.

plaintiff's demand

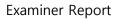
- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents

- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents





Cross Examination



- 1. @#^%*&#@^%*&#@
- 2. %(*#@&%*#@%#@(*%3. #@*(*#@(%&(*#@*%@
- 4. #%@#%#@%@#%#@
- 5. (*#@%&(*#@%(*#@
- 6. *#(%&(*#@%#@@%@

Examiner Mr. Expert.









a mock trial



Examiner Report

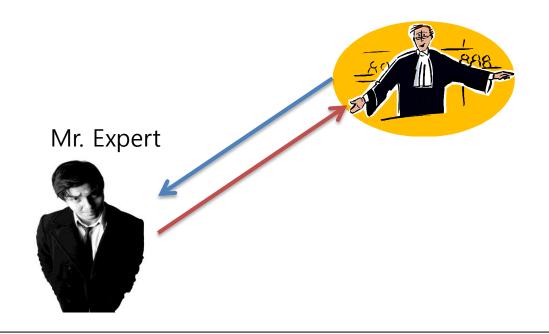
- 1. @#^%*&#@^%*&#@
- 2. %(*#@&%*#@%#@(*%3.

Committed at 17:24:16

- 4. #%@#%#@%@#%#@
- 5. (*#@%&(*#@%(*#@
- 6. *#(%&(*#@%#@@%@

Examiner Mr. Expert.





Who is an Digital Forensics Expert !?!?



공인회계사법

법률 제10866호(고등교육법) 일부개정 2011, 07, 21,

제1장 총칙

제1조 (목적)

이 법은 공인회계사제도를 확립함으로써 국민의 권익보호와 기업의 건전한 경영 및 국가경제의 발전에 이바지함을 목적으로 한다.

제2조 (직무범위) 판례 별칙

공인회계사는 타인의 위촉에 의하여 다음 각호의 직무를 행한다.

- 1. 회계에 관한 감사·감정·증명·계산·정리·입안 또는 법인설립등에 관한 회계
- 2. 세무대리
- 3. 제1호 및 제2호에 부대되는 업무

제3조(자격) 판례

공인회계사시험에 합격한 자는 공인회계사의 자격이 있다.

Who is an Digital Forensics Expert !?!?



Digital Forensics Certificate holder



Digital Forensics Expert

Who is an Digital Forensics Expert in US

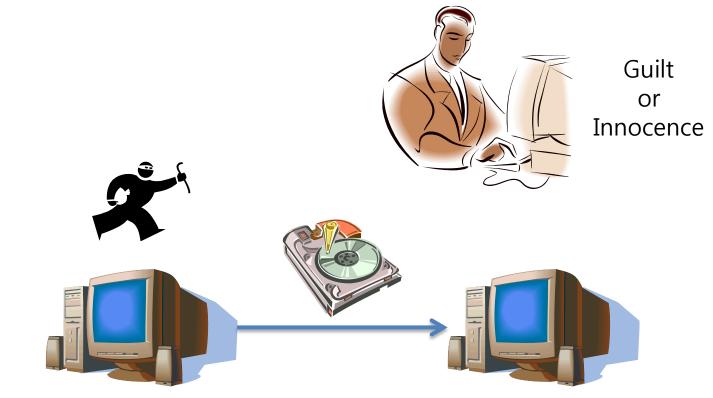


- Article 702 of the Federal Rule of Evidence
 - Expert's qualification
 - ✓ Education
 - ✓ legitimate careers
 - Credibility
 - ✓ 1923's 'Frye test'
- Advantages of official Expert
 - Don't need to argue if the witness is an expert or not
 - ✓ very powerful system for party which stands the witness.

- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents

- 1. Criminal Judicial Procedure
- 2. Civil Judicial Procedure
- 3. Expert Witness's Testimony
- 4. Watchable Precedents





a suspected worker's computer

Do I have to a lease registration!?



- No...
- Requirement :
 - a moving-in notification
 - occupation(residence)

주택임대차보호법



Question and Answer



