

MGT 3608 Sample Test Questions

1. Which of the following is not specifically addressed by the United States Constitution?
 - a. The creation of the United States Supreme Court.
 - b. The creation of a bicameral legislative body.
 - c. The authority of Congress to regulate interstate commerce.
 - d. The creation of the United States Patent Office.
2. In a criminal case, the burden of proof is
 - a. on the plaintiff, and is beyond a shadow of a doubt.
 - b. on the defendant, and is beyond a reasonable doubt.
 - c. on the defendant, and is by a preponderance of the evidence.
 - d. None of these is correct.
3. Which of the following is **not** a factor used by courts in determining whether a work is a *fair use*?
 - a. The originality of a work.
 - b. The purpose of the use.
 - c. The nature of the work.
 - d. The effect on the potential market for or value of the work.
4. In *Washington v. Glucksberg* (the Supreme Court case that addressed the constitutionality of criminal bans against assisted suicide), one of the justices referred to the “laboratory of the states.” What does that reference mean and how was it relevant to our class discussion?
5. What was the gist of the legal challenge brought by the plaintiffs in *Eldred v. Ashcroft* challenging the constitutionality of the Sonny Bono Copyright Extension Act of 1998? Explain fully.
6. Sam buys the DVD and also the CD soundtrack of the *Life of Pi* as soon as it is released. She makes a copy of the DVD, a cassette copy of the CD for her car, and 3 copies of the CD for her various CD players in her house. Are any of these actions copyright infringement? Explain fully.