

# Lynnfield MPTC Constitutional Law Study Guide

## 1st Amendment

Freedom of Religion, Speech, Press, Assembly, and Petition

Does the first amendment protect an individual's right to audio and video record the police in performance of their duties in public places?

Yes (*Glik v. Cunniffe*, 2011)

What types of speech are NOT protected under the first amendment?

Obscenity, fighting words, threats, incendiary speech.

What are fighting words?

words that "by their very utterance inflict injury or tend to incite an immediate breach of peace"

What are threats?

Utterances intended to intimidate citizens. Threats must be "true threats" and not just expressive speech.

what is Incendiary speech ?

advocates the imminent violent use of force against the government.

## 2nd Amendment

Establishes the right to keep and bear arms (*Columbia v. Heller*, 2008)

## 4th Amendment

Freedom from unreasonable searches and seizures

What is a search under the 4th amendment?

# Constitutional Interpretation Study Guide

**M Woodhall**



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