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use in criminal case after conviction allowed in probation revocation proceedings; Ct says ok not to apply ER where result of proceedings lies outside officer's primary interest (a contrived restriction to keep from going to trial again? So just allow evidence to come in at probation hearing) - Penn. Bd. Of Probation and Parole v. Scott (1998)

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Modern Criminal Procedure: Cases, Comments and Questions. 15th ed. W. R. LaFave et al., co-authors. American Casebook Series. St. Paul, MN: West Academic Publishing, 2019.

Kamisar, Yale - University of Michigan Law School

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The government has moved to dismiss the Flynn case under Federal Rule of Criminal Procedure 48(a), which states that any such dismissal by the government can only be done with “leave of court.” A three-judge panel of the DC Circuit Court of Appeals granted the Petition last month and ordered Judge Sullivan to dismiss the case without ...

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