

Fraud Magazine CPE Quiz No. 86 (Vol. 23, No. 5)

1. **According to the article, "So You Want to Be an Expert Witness?"**
 - a. Rule 702 didn't supersede the Frye test.
 - b. Rule 702 reads, in part "... a witness qualified as an expert by knowledge, skill, experience, training, or education, may testify thereto in the form of an opinion or otherwise."
 - c. After Rule 702 was enacted, legislative and judicial authorities provided explicit guidance on the qualifications individuals needed in the expanded field to be expert witnesses.
 - d. The loose interpretation of Rule 702 served the legal system well.

2. **According to the article, "So You Want to Be an Expert Witness?"**
 - a. We have reached equilibrium between the plaintiffs' rights to state their cases and society's rights to a legal system structurally and conceptually oriented to produce equitable legal decisions.
 - b. Daubert and its progeny narrowed the acceptance of expert testimony beyond a hard-science orientation.
 - c. In Daubert, the Supreme Court interpreted Rule 702 as requiring the trial court to ensure that an expert's scientific testimony is both relevant to the issue at hand and rests on a reliable foundation.
 - d. Following the Daubert decision there was no disagreement as to whether Daubert applied only to scientific testimony or whether it applied to all expert testimony.

3. **According to the article, "Unhealthy Procedures: Medical Identity Theft":**
 - a. The FTC's 2006 Identity Theft Survey Report reports that five percent of all identity theft victims indicated that a fraudster had obtained medical treatment, services, or supplies using their stolen personal information.
 - b. The Social Security number isn't commonly also the medical identifier.
 - c. Pam Dixon, executive director of the World Privacy Forum said that "people 55 and older" are at the greatest risk.
 - d. The 1996 U.S. Health Insurance Portability and Accountability Act is sweeping legislation that has had enormous impact on health-care providers and patients.

4. **According to the article, "Unhealthy Procedures: Medical Identity Theft," HIPAA called on the Department of Health and Human Services to ensure that providers secure electronic files in the same way they secure physical paper records to improve overall informational security.**
 - a. true
 - b. false

5. **According to the article, "Risky Business," Robert Rudloff Jr., CFE, CIA, said**
 - a. "Like many other businesses, a substantial part of internal audit's work in the gaming business is about regulatory compliance."
 - b. "Some of the less well-concealed frauds come from the lower-level employees."
 - c. "Some of the bigger-dollar frauds have come at the hands of card counters."
 - d. "In many places of our business, exemplary customer service can't always be delivered when controls are too strict."

6. **According to the article, "Risky Business," Robert Rudloff Jr., CFE, CIA, said:**
 - a. "The opportunity for management override of controls is a risk for us as each of our casino resort properties operates autonomously."
 - b. "An ethical culture starts at the bottom of the organization and works its way up."
 - c. "While I was working for another company in Arizona we had a marketing executive who cost the company more than \$7 million."
 - d. "Seldom when we have to balance sound internal controls with good customer service do we create a gap where fraud could occur."

7. **In the article on the 20th Annual ACFE Fraud Conference & Exhibition, James T. Ratley, CFE, said that when business takes a downturn, more fraud is exposed.**
 - a. true
 - b. false

8. **In the article on the 20th Annual ACFE Fraud Conference & Exhibition, Michael Chertoff said fraud fighters need to align and synchronize accounting and fraud examination standards in a global environment.**
 - a. true
 - b. false

9. **According to the interview article on Pamela Meyer Davis, she said:**
 - a. "The FBI agents ... acknowledged that my instincts were incorrect."
 - b. "The FBI gave me narrow latitude to converse with many of the subjects under review."
 - c. "Maintaining secrecy during my undercover work required isolating myself from conversations with staff."
 - d. "I believe that planning for health-care services is best left to hospital administrators."

10. **According to the interview article on Pamela Meyer Davis, she said:**
 - a. "I abruptly stopped working undercover with the FBI when one of the suspects discovered that I was wearing a wire."
 - b. "I firmly believe that all of us, as responsible citizens, must take a stand against corruption or we will lose the very freedoms that make America a strong and wonderful country."
 - c. "Edward Hospital still hasn't received approval to develop outpatient services at our Plainfield location."
 - d. "The Certificate of Need process is no longer broken."

Circle the correct answers and mail to the ACFE with four other CPE Quizzes from issues of *Fraud Magazine* published within the last two years.

Name _____

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