

Trial Advocacy II - Litigation Technology

Schedule for Fall Semester 2008

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Time: Wednesday: 5:50 p.m. to 8:30 p.m.
Location: Ring Courtroom 632

Course Description: Trial Advocacy II, Litigation Technology is an advanced trial advocacy course designed to build upon the skills learned in Trial Ad I and will teach essential skills necessary for students to advocate in courtrooms where the use computers and technology are becoming increasingly prevalent. The class will teach students the concepts of visual persuasion through the use of digital discovery, computerized exhibits, and other visual aids. Students will learn to use Power-Point and Sanction II during opening statements and closing arguments as well as the examination of witnesses. There will also be workshops on Google Sketchup, Smartdraw, and Casemap/Timemap. Students will be given licenses for software that runs only on windows based computers and must have a p.c./windows based laptop (*i.e.*, no macs).

Week	Date	Topic and Assignments	Comments
1	8/27/08	Overview of Course and Introduction to Visual Persuasion	The fundamentals of persuasion with visuals, demonstration of visuals during opening statements, examinations and closing arguments.
2	9/3/08	Electronic Discovery and Case Analysis: evaluating the strengths and weaknesses of a case. Assignment: Litigation Technology: Becoming a High Tech Trial Lawyer, Chapters 1 and 2	Organization of case and development of themes, value analysis, Casemap/TimeMap workshop, motions in limine, foundations, assign teams.
3	9/10/08	Opening Statement: incorporation of technology in order to make your case memorable to others.	Opening statements with PowerPoint, positives and pitfalls of linear presentations, advocacy

		Assignment: Litigation Technology: Becoming a High Tech Trial Lawyer, Chapter 3	considerations, Selection of Perspective, PowerPoint workshop.
4	9/17/08	Publication of Exhibits and Use of Animations during Direct Examination Assignment: Litigation Technology: Becoming a High Tech Trial Lawyer, Chapter 4	Direct examination with PowerPoint, introduction to non-linear presentations, episodic and chronological directs, expert testimony with visuals, diagrams, SmartDraw, Google SketchUp and PowerPoint workshop.
5	9/24/08	Effective Confrontation Techniques on Cross Examination Assignment: Litigation Technology: Becoming a High Tech Trial Lawyer, Chapter 5	Cross examination with Sanction II, fundamentals of cross, pro-active and re-active cross, Sanction II workshop.
6	10/1/08	Closing Argument Visuals Assignment: Litigation Technology: Becoming a High Tech Trial Lawyer, Chapter 6	Re-enactments, impact statements, closing arguments with linear and non-linear presentations, pro-active and re-active arguments, Sanction II workshop.
7	10/8/08	Exercise: Opening Statements Assignment: Prepare individual opening statements for assigned problem	Problems: to be assigned the 2 nd week of class
8	10/15/08	Exercise: Closing Arguments Assignment: Prepare individual closing arguments for opposite side of same problem	Problems: to be assigned the 2 nd week of class
9	10/22/08	Trial 1: Green v. Phillips Assignment: Prepare Problem for Trial	Teams: to be assigned the 2 nd week of class
10	10/29/08	Trial 1: Green v. Phillips Assignment: Prepare Problem for Trial	Teams: to be assigned the 2 nd week of class
11	11/5/08	Trial 1: Green v. Phillips Assignment: Prepare Problem for Trial	Teams: to be assigned the 2 nd week of class
12	11/12/08	Trial 2: People v. Grant Assignment: Prepare Problem for Trial	Teams: to be assigned the 2 nd week of class

13	11/19/08	Trial 2: People v. Grant Assignment: Prepare Problem for Trial	Teams: to be assigned the 2 nd week of class
14	11/26/08	Trial 2: People v. Grant Assignment: Prepare Problem for Trial	Teams: to be assigned the 2 nd week of class

Method of Evaluation: Students will be graded on their overall performance in each classroom simulation, their ability to appropriately incorporate technology in their presentations, as well as their classroom participation. Classroom participation includes, but is not limited to presence at classroom discussion, evidence of preparation, quality of involvement in classroom discussion, and degree of professional skills demonstrated.

No written final examination will be given.

Students will also be required to serve as witnesses or jurors or to recruit witnesses or jurors for simulated exercises. For the mock trials, trial counsel and any person serving as a witness are to talk with each other about the case prior to the trial.

Software: This class will use CaseMap/TimeMap, Adobe Acrobat, PowerPoint, Google SketchUp, SmartDraw and Sanction II. The exercise and trial materials will be available to students in class. Students are recommended to make copies of the course materials at the beginning of the semester. A demo version of CaseMap and TimeMap is available at www.casesoft.com. A demo version of Sanction II is available at www.verdictsystems.com. Also, students should download a freeware copy of Irfanview at www.irfanview.com which will help in the management of the materials for trial. Students should come to the second week of class with these programs already downloaded and will be provided with license numbers for the software during that week. SmartDraw software will be provided during class. Students are responsible for having PowerPoint and Adobe Acrobat Reader on their own laptops.

Equipment: Students will need to have a laptop of their own. Not an Apple product (i.e. no Macintosh computers). Two cordless presenters will be provided for the exercises and trials, but it would still be recommended that students purchase one of their own for practice.

Materials: The text for this course is Mike Rogers' *Litigation Technology: Becoming a High Tech Trial Lawyer*. Recommended texts would include Imwinklereid's *Evidentiary Foundations* and the Federal Rules of Evidence. All exercises and trial materials will be scanned and provided to students during the semester.

Prerequisite courses: Evidence and Trial Advocacy I.