**CASE 1: DEFENSE**

**State vs. Tony: Facts of the Case**

Nicholas

Joseph

Cole

Stefany

Tony and several of his friends were riding their bikes around the neighborhood on Friday, March 15. At about 6:00 p.m. a few kids from a different neighborhood rode by Tony and his friends. They teased Tony and his friends and dared them to throw stones at Mr. Wiley’s windows. Mr. Wiley is an old man who often tells the children to stay off his property. Several windows were broken, and when Mr. Wiley ran out of his house to stop the children, he recognized Tony. The State has now charged Tony with the crime of vandalism.

**Issue: Did Tony throw the stone that broke Mr. Wiley’s windows?**

**DEFENSE**

Defense Attorney(s):

Witness – Sandy (Friend):

Witness – Tony (Defendant):

Read through the evidence provided in the form of witness statements. Below, record four important facts from each statement. Then think about who this fact would benefit – the prosecution, the defense, or neither. How could these facts be used by either side to support their arguments?

**Mr. Wiley (Victim)**

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| FACT | WHO DOES THIS SUPPORT? | WHY or HOW? |
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**Leslie (Paper Carrier)**

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**Sandy (Friend of the Defendant)**

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| FACT | WHO DOES THIS SUPPORT? | WHY or HOW? |
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**Tony (Defendant)**

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| FACT | WHO DOES THIS SUPPORT? | WHY or HOW? |
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