

**Trial Practice - Criminal Defense**  
**Friday 1:30 - 4:30**

**Spring 2011 Syllabus**

Week 1	Themes, Theories, and Brainstorming	1/21
	Pozner & Dodd (P&D) Chap. 2	
	Theory of Defense - Lindsay	
	Brainstorming - Mickenberg	
	Be prepared to brainstorm and develop a Theory of Defense for Hypo #2 Lewis and Hypo #4 Sage. The Hypos are found on TWEN.	
	Read the Trial Practice Spring 2011 material on TWEN	
	Review the Court Observation Form also located on TWEN	
Week 2	Client Interviewing	1/28
	P&D Chap. 4	
	Client in Crisis	
	Denise DeLa Rue Interviewing Materials	
Week 3	Voir Dire	2/4
	P&D Chap. 5	
	Voir Dire - Bennet	
	Voir Dire - Hirshorn	
	Look at the Voir Dire list serve questions on TWEN	
Week 4	Opening Statement	2/11
	P&D Chap. 7	
	Thoughts on Opening and Closing - Glass	
	Art of Opening - Kelly	

Week 5	Cross Examination	2/18
	P&D Chap. 6	
	Why Johnny Can't Lead - Dantzler	
	Prepare Short Cross Problems	
Week 6	Cross Examination/Impeachment	2/25
	P&D Chap. 8	
	Paper Training Puppies - Dantzler	
	Long Cross Problems	
Week 7	Impeachment	3/4
	P&D Chap. 9	
	Review Impeachment Chart	
Week 8	Direct Exam	3/11
	P&D Chap. 10	
	Direct - MacCarthy	
Week 9	Closing Argument	3/18
	P&D Chap. 11	
	Closing Argument - Kelly	
	Closing Argument - Cobb	
	Review <i>Thoughts about Opening and Closing</i> by Glass found under the "opening" materials.	

Week 10	Objections	4/1
	P&D Chap. 12	
	Do you hear what I hear? - Lindsay	
	Tiered Objections - Farmer	
Week 11	Demonstrative Exhibits and Evidence	4/8
	P&D Chap. 14	
	Demonstrative Evidence - LaVigne	
	Demonstrative Evidence - Rench	
Week 12	Pre-Trial Motions	4/15
	P&D Chap. 13	
Week 13	Jury Instructions	4/22 Last Class
	Art of Drafting Jury Instructions - Aprile	
	Review the Norman White Indictment and Jury Instructions individually and then side-by-side to get a sense of how the instructions control to some extent the indictment and the evidence introduced at trial.	
	Review the “Theory of Defense” instruction.	

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P&D refers to *Cross Examination Skills for Students*.

The other articles are on TWEN under the appropriate week/subject. I’ve given you the general name of the article and the author. For some topics you find additional reading on the TWEN. These are not required, but may be helpful.

We will discuss specific problems you will need to prepare as progress dictates.

Please do not wait until the end of the semester to complete your court observation. You are at the mercy of the docket and may find there are no trials in the few days you have available if you wait until the last couple of weeks of the semester.