# ORAL ARGUMENT PREPARATION DOCUMENT

## CASE IDENTIFICATION

**Court:** Idaho Supreme Court/Idaho Court of Appeals

**Case Name:** DPW Enterprises LLC and Mountain Prime 2018 LLC v. Jeremy L. Bass, et al.

**Docket Number:** 52552-2024

**Lower Court Case Number:** CV35-24-1063

**Date of Argument:** [TO BE DETERMINED]

**Time Allocated:** 30 Minutes Total (25 Minutes Primary + 5 Minutes Reserved for Rebuttal)

## I. ARGUMENT STRUCTURE AND PRESENTATION PROTOCOL

### A. Opening Statement Protocol

1. Lead with central legal issue immediately upon commencement
2. Present concise statement of requested relief
3. Outline roadmap of key arguments in descending order of strength
4. Reference controlling authority within first 60 seconds
5. Maintain flexibility to adapt opening based on immediate judicial interaction

### B. Main Argument Organization

1. Primary Arguments (20 minutes allocated)
   1. First Tier Arguments (12 minutes)
      * Strongest legal position with direct authority support
      * Critical factual elements from certified record
      * Primary policy considerations
   2. Second Tier Arguments (8 minutes)
      * Supporting legal theories
      * Distinguished contrary authority
      * Secondary policy implications
2. Technical Terminology Protocol
   1. Maintain consistent technical precision throughout
   2. Define specialized terms upon first usage
   3. Reference industry standards where applicable
   4. Maintain glossary of technical terms for bench reference

### C. Visual Exhibit Integration Protocol

1. Preparation Requirements
   1. Three copies of each exhibit for bench submission
   2. Pre-marked exhibits with sequential identification
   3. Electronic backup copies in standardized format
   4. Citation reference sheet correlating exhibits to record
2. Presentation Guidelines
   1. Reference exhibits by designated number/letter
   2. Integrate visual references naturally into argument flow
   3. Allow 15-second minimum viewing time per exhibit
   4. Maintain backup exhibits for anticipated questions

## II. JUDICIAL INTERACTION PROTOCOL

### A. Question Management Strategy

1. Primary Response Protocol
   1. Direct answer provided immediately
   2. Bridge response to favorable authority
   3. Connect to case facts within 30 seconds
   4. Return to argument outline efficiently
2. Hypothetical Question Protocol
   1. Acknowledge hypothetical parameters
   2. Apply relevant legal principles
   3. Distinguish from case facts if necessary
   4. Redirect to favorable factual scenario

### B. Authority Management

1. Case Citation Protocol
   1. Primary case references:
      * Case name
      * Key holding in single sentence
      * Specific page reference if requested
2. Contrary Authority Protocol
   1. Immediate acknowledgment of contrary precedent
   2. Three-point distinction methodology:
      * Factual differences
      * Legal principle variation
      * Policy considerations

## III. TIME MANAGEMENT PROTOCOL

### A. Primary Argument Time Blocks

1. Opening Block (3 minutes)
   * Key issue presentation
   * Relief requested
   * Argument roadmap
2. Core Arguments (17 minutes)
   * First tier arguments (10 minutes)
   * Second tier arguments (7 minutes)
3. Rebuttal Reserve (5 minutes)
   * Key point reinforcement
   * New issue response
   * Final relief request

### B. Flexibility Mechanisms

1. Priority Point System
   * Essential arguments marked for preservation
   * Flexible transition points identified
   * Minimum time allocations noted
2. Time Adjustment Protocols
   * Judicial question accommodation
   * Point abbreviation hierarchy
   * Transition signal system

## IV. TECHNICAL REQUIREMENTS

### A. Document Management

1. Required Materials
   * Full argument outline
   * Case authority summaries
   * Exhibit reference sheet
   * Time block schedule
2. Emergency Protocols
   * Technology failure procedures
   * Alternate exhibit presentation
   * Backup citation references

### B. Professional Conduct

1. Single Attorney Protocol
   * Clear speaking voice
   * Professional demeanor
   * Maintained eye contact
   * Respectful responses

## V. CASE-SPECIFIC ELEMENTS

### A. Procedural History

1. District Court Proceedings
   1. Judgment Re: Jeremy Bass (December 16, 2024)
      * Rule 54(b) Certificate issued by Hon. Michelle M. Evans
      * Final judgment certification
      * No just reason for delay determination
   2. Antecedent Orders
      * Memorandum Opinion and Order on Plaintiffs’ Motion for Summary Judgment (November 5, 2024)
      * Opinion and Order on Motion to Dismiss and Strike Summons and Complaint (October 18, 2024)
      * Merger of interlocutory orders into final judgment
2. Appellate Jurisdiction
   1. Basis for Appeal
      * Idaho Rule of Civil Procedure 54(b)
      * Idaho Appellate Rule 11(a)(1)
      * Final judgment certification compliance

### B. Record Management Protocol

1. Citation Requirements
   1. Record References
      * Volume and page number format
      * Exhibit designation system
      * Transcript line citations
   2. Supporting Documentation
      * Pre-marked record excerpts
      * Critical testimony highlights
      * Procedural timeline reference

### C. Relief Request Protocol

1. Primary Relief Components
   1. Specific Orders Sought
      * Clear articulation of requested action
      * Statutory/precedential basis
      * Implementation mechanics
   2. Alternative Relief Options
      * Hierarchical presentation
      * Legal basis for alternatives
      * Practical considerations

## VI. CONTINGENCY PLANNING

### A. Emergency Procedures

1. Technical Failures
   1. Equipment Malfunction Response
      * Immediate alternate presentation method
      * Backup material access
      * Minimal disruption protocol
   2. Remote Argument Contingencies
      * Connection backup systems
      * Audio/visual alternatives
      * Document sharing procedures
2. Time Management Emergencies
   1. Abbreviated Argument Protocol
      * Essential points identification
      * Streamlined presentation format
      * Critical authority preservation

### B. Post-Argument Procedures

1. Follow-up Protocol
   1. Supplemental Authority
      * Citation submission procedures
      * Timing requirements
      * Format specifications
   2. Question Resolution
      * Reserved issue responses
      * Additional authority citations
      * Clarification submissions

## VII. CERTIFICATION AND VERIFICATION

The undersigned counsel hereby certifies that this Oral Argument Preparation Document has been reviewed and verified for accuracy and completeness.

Prepared by: [ATTORNEY NAME]

Bar Number: [BAR NUMBER]

Date: [DATE]

**Attachments:**

1. Exhibit List
2. Authority Index
3. Time Block Schedule
4. Technical Term Glossary
5. Record Citation Index