

Legal Communication
Take Home Questioning Exam
Due in class, 28 Mar

Questions 1 & 2: Answer the two questions below that relate to your case. For each, explain in detail whether or not the advocate should introduce the evidence at trial, answering the following sub-questions:

How much does the evidence contribute to supporting the theory of the case?

(Note, to specify this you need to state the theory advocate ought to use.)

What sponsorship costs, if any, will the advocate incur if he/she introduces this evidence?

Considering all the advantages and disadvantages, should the advocate introduce this evidence?

Delaney Question 1. Should the **Accuser** introduce the fingerprints?

Delaney Question 2. Should the **Defender** introduce the testimony of Dr. Scheffing, that in moments of heavy stress, the ability to remember details is severely affected?

Wyatt Question 2. Should the **Accuser** introduce the testimony from Burns about how the license plate number was traced back to Wyatt's car?

Wyatt Question 1. Should the **Defender** introduce the video tape showing what the crowd was like that night?

Question 3 (both cases). Pick whichever of the items of evidence in Questions 1 and 2 that has the most significant sponsorship costs. Assume that the advocate listed introduces that evidence despite the costs. If you were the advocate *on the other side*, what would you say to the jury in your closing argument to drive the sponsorship problem home? Write a paragraph that you would use in your closing argument.

Question 4 (both cases). Assume the advocates for the other side say during their opening statement that they will call Jolene Jones as a witness, but then do not in fact do so. What would you say to the jury in your closing argument to drive the sponsorship problem home? Write a paragraph that you would use in your closing argument.

NOTE: You are welcome to discuss these problems with your fellow group members. But when you sit down to write your answers, your work should be your own, and you should not have it "corrected" by anyone else.