**Mock Trial: Team Work**

\*All information given in the witness testimonies/affidavits is the main evidence

\*Exhibits are also the main source of evidence, be sure to use them

\*Witnesses can be called in any order (usually weakest-strongest case)

**OPENING STATEMENT**

Provides a case overview; mentions the key witnesses; provides a clear and concise description of their case.

**DIRECT EXAMINATION**

 Uses properly phrased questions (who, what, where, when, how); uses proper courtroom procedure; demonstrates understanding of issues and facts; proper introduction of evidence; uses time effectively

**CROSS EXAMINATION**

Uses leading questions; courteous of opponent

**WITNESSES**

Credible; understands facts; responds spontaneously; poised and observed courtroom decorum

**CLOSING ARGUMENTS**

Summarizes the evidence; emphasizes the supporting points of their own case and damages the opponent's; concentrates on the important, not the trivial; applies the applicable law; and responds to the judge's questions with poise.

**\*Order of trial\***

1. Judge: *Our duty today is to hear the case of the U.S. v Dominique Sanders*
2. To Prosecution: *Is the prosecution ready?* (Stand – *Yes, Your Honor*) 🡪 *The government is bringing a charge of Murder in the 2nd degree against the Defendant … correct?*
3. To Defense: *Is the defense ready?* (Stand – *Yes, Your Honor*) 🡪 *The Defendant – Dominique Sanders – has admitted to shooting and killing her husband and enters a plea of NOT GUILTY BY REASON OF SELF-DEFENSE … correct?*
4. *The Prosecution may proceed with its opening statement.*
5. Prosecution attorney gives opening statement to jury
6. Defense attorney gives opening statement to jury

**4. Prosecution calls first witness**

* Witness takes the stand and swears to oath.
* Prosecution directly examines its witness
* Defense cross-examines the prosecution’s first witness
* Prosecution reexamines its witness if needed (provides clarity after defense cross-examined)
* Defense reexamines witness

\*\*\*\*this goes back in forth until both are done with that witness” (i.e. “The prosecution says “that’s all your honor”… “the defense says “that’s all your honor”)\*\*\*

5. Witness leaves the stand and the **prosecution calls its second witness**

 \*\*\*repeat steps, until “that’s all your honor”\*\*\*

6. “The Prosecution Rests”

**7. Defense calls first witness**

* + Witness takes the stand and swears to oath.
	+ Defense directly examines its witness
	+ Prosecution cross-examines the defense’s first witness
	+ Defense reexamines its witness if needed (provides clarity after prosecution cross-examined)
	+ Prosecution reexamines witness

8. Witness leaves the stand and the **defense calls its second witness**

\*\*\*repeat steps, until “that’s all your honor”\*\*\*

9. “The Defense Rests”

10. \*\*\*witnesses can be re-called as long as it is approved by both attorneys and judge\*\*\*

11. Prosecution gives their closing statement

12. Defense gives their closing statement