

DIRECT AND CROSS EXAMINATION OUTLINE

DIRECT EXAMINATION

1. ORGANIZE the direct examination in a persuasive and logical way, usually by:

- * Accrediting the witness
- * Setting the Scene
- * Describing the Action
- * Filling in Detail

2. Present the fact-finder with an UNDERSTANDABLE STORY by:

- * Sometimes using a teaser question
- * Usually telling a chronological story, but sometimes using a topical approach
- * Utilizing the doctrines of primacy and recency by starting and ending big
- * Using headnotes

3. Keep the fact-finder involved by using an INTERESTING PACE by:

- * Not letting the story lag or become tedious
- * Not leaving long pauses between answers and the next question except for dramatic effect
- * Varying the pace depending on the information being asked about and the mood being created

4. Make the examination PERSUASIVE by:

- * Tying the story into your case theory and theme
- * Letting the witness tell the story, not the attorney, by putting the spotlight on the witness
- * Using primarily nonleading, open-ended questions (Who, What, Where, When, Why, How, Describe, Explain)
- * Keeping questions simple
- * Using conversational language
- * Using active, ordinary language
- * "Torturing" key points
- * Using connectors and "looping back"
- * Anticipating cross examination
- * Using detail for credibility, not tedium

5. Use an interesting and dynamic STYLE by:

Dombroff On Direct And Cross Examination

Mark A. Dombroff



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Dombroff on Direct and Cross-examination Mark A. Dombroff,1985 **Dombroff on Direct and Cross-examination** Mark A. Dombroff,1987 **Dombroff on Direct and Cross-Examination** Mark A. Dombroff,1988-04 **Dombroff on Direct and Cross-Examination** Mark A. Dombroff,1990-04-01 *Dombroff on Unfair Tactics* Mark A. Dombroff,1988 This trial practice book provides practical information on how to combat tough litigation tactics the opponent might use against you in court It describes how to anticipate the unfair tactics of your opponent at each stage of the litigation process use the unfair tactics of your opponent as weapons to strengthen your own position pin your opponent down on specific points of law and many other topics *Winning Jury Trials* Robert H. Klonoff,Paul L. Colby,2007-10-29 The Third Edition of Winning Jury Trials combines the same strong premise of its previous editions evidence sponsorship and the same strong theme there is in fact a right way to teach trial skills with many new features including more detailed guidance on the critical questions of whether and when to impeach one's own witness with harmful material This text by Robert Klonoff and Paul Colby takes a solid approach to evidence and focuses on issues such as Choosing witnesses Introducing negative evidence How to handle marginal evidence Weaving the fundamental elements of your case into your evidence for example opening statements and cross examination *Evidence Under the Rules* Christopher B. Mueller,1993 **The Trial Process** J. Alexander Tanford,1993 *United States Court of Appeals for the District of Columbia Circuit* United States. Court of Appeals (District of Columbia Circuit),1999 **Bowker's Law Books and Serials in Print** ,2000 *Cases Adjudged* United States. Court of Appeals (District of Columbia Circuit),1999 Dombroff on Demonstrative Evidence Mark A. Dombroff,1983 This book shows you how to effectively combine the visual power of demonstrative evidence with oral testimony strengthening the impact of your arguments and improving your favorable impact on the judge and jury Discussion of documents charts graphs diagrams videotapes models computer generated evidence and other evidence is discussed **Law and Evidence** Charles Nemeth,2011-08-24 Law and Evidence A Primer for Criminal Justice Criminology Law and Legal Studies Second Edition introduces the complex topics of evidence law in a straightforward and accessible manner The use and function of criminal evidence and civil evidence in cases is examined to offer a complete understanding of how evidence principles play out in the real world of litigation and advocacy This revised Second Edition includes new sections on Rules and Case Law Analysis Forensic Cases and Evidentiary Software Programs **New York Court of Appeals. Records and Briefs.** New York (State). Court of Appeals.,1937 Volume contains 249 AD 806 Pasley et al v Stephens Fuel Co et al 249 AD 812 Pawlak v Dairymen's League Cooperative Association 249 AD 804 People of the state of NY v Gatner Litigating the Aviation Case Andrew J. Harakas,2008 **Law and Evidence: A Primer for Criminal Justice, Criminology, Law and Legal Studies , Expert Witness Checklists** Douglas Danner,1993 **Trial Technique and Evidence** Michael R. Fontham,2002 Trial Technique Evidence goes right to the heart of a mock case file to demonstrate how to apply the evidence rules in actual

practice It shows by example the various techniques you would use through every step of the trial Follow the demonstrations to see how to accomplish specific objectives establishing facts persuading the trier they are true create an impressive style while you re doing it *The Matrimonial Strategist* ,1983 **Witness Preparation** V. Hale Starr,Paul D. Beechen,1998 Starr Associates one of the most successful and respected trial consulting firms in the nation leads you expertly through the critical steps of witness preparation including Introducing the witness to the legal system Setting limits on testimony Assessing credibility and testimonial capacity Arming the witness for cross examination Recognizing attitudinal factors Anticipating perceptions of appearance and demeanor Witness Preparation shows how to prepare any kind of witness lay or expert party or hostile You ll also find detailed coverage of relevant office procedures how to learn each witness story how to prepare the witness for discovery and deposition plus many practical features including Color photographs illustrating principles of witness attitude and appearance Checklists for both witness and attorney in civil and criminal cases Form letters and other sample documents

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 - Chapter 3: Dombroff On Direct And Cross Examination in Everyday Life
 - Chapter 4: Dombroff On Direct And Cross Examination in Specific Contexts
 - Chapter 5: Conclusion
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 6. In chapter 5, this book will draw a conclusion about Dombroff On Direct And Cross Examination. This chapter will summarize the key points that have been discussed throughout the book.
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