

# DOWNLOAD MOCK TRIAL CASE FILES AND PROBLEMS FREE

## Mock Trial Case Files and Problems

For Richard Posner, legal formalism and formalist judges--notably Antonin Scalia--present the main obstacles to coping with the dizzying pace of technological advance. Posner calls for legal realism--gathering facts, considering context, and reaching a sensible conclusion that inflicts little collateral damage on other areas of the law.

## Problems and Cases in Trial Advocacy

Initially designed as a case file for a fair housing clinic, *Green v. Hall and Rose* is an excellent case file not only for fair housing study but also racial discrimination. With special emphasis on discovery exercises, this case file focuses on Richard and Martha Green's trouble with buying a home in the Beverly Hills area of Nita City. The Greens allege that homeowner and defendant, Elizabeth Hall, refused an offer made by the Green's realtor, Sylvia Rose, because of the Green's race. There are two witnesses for the plaintiff and four witnesses for the defendants including an expert real estate appraiser and an expert medical psychiatrist.

## Cases, Exercises, and Problems for Trial Advocacy

A bout of meningitis leaves 2-year-old Timmy profoundly deaf. His mother sues the hospital, alleging that neglectful care and a slow diagnosis directly caused Timmy's deafness. The hospital counters that the proper standard of care was met and Timmy's deafness was unfortunate but unavoidable. Who is right? That's the challenge for this well-balanced, lively case. The case presents a wealth of expert testimony, both medical and economic. A total of eight expert reports, four for each side, are provided. Experts can all be used, or if the class has a shorter time frame can be limited. Electronic materials, in the form of texts and social media, provide exercises in foundation building for these modern exhibits. The affidavits in *Avila v. The Nita City Hospital* are engaging, with well-rounded personalities that volunteers will enjoy roleplaying. As in real life, the case is filled with challenging evidence problems—is the prior assault allegation against the doctor relevant? Is the mother's misdemeanor neglect? Are all the media exhibits relevant? Participants will have to decide what to pursue, and how to build a foundation for each exhibit. With its realistic exhibits and professional appearance, *Avila* creates an immersive experience that all participants, students and instructors, will enjoy.

## Problems

A concise, practical guide to discovery. The book provides an overview of discovery rules and guidelines and covers interrogatories in parties; requests for admissions of fact and genuineness of documents and more.

## Cases

*Civil Law and Litigation for Paralegals* is a comprehensive text designed specifically for paralegal civil litigation courses. Author Neal Bevans not only teaches the basics of civil litigation, but also gives students the opportunity to learn skills they will use in practice. In a balanced approach, Bevans covers all the key topics paralegals need to know in an easy-to-read and engaging style that utilizes numerous examples and

illustrations but never overwhelms the student. The text provides students with an in-depth analysis of a wide variety of civil cases, beginning with laying out the basic foundation of the American legal system. It proceeds through the investigation and implementation of a civil case, and follows the case through to appeal. The text balances the theoretical underpinnings of the law with the practical examples and hands-on experience that all students need to completely understand the topic. The helpful pedagogy throughout the book and a comprehensive teaching package make class preparation as easy as possible. Features: Clear introduction to the fundamentals of civil litigation for paralegal students. Provides students with an in-depth analysis of a wide variety of civil cases, laying out the basic foundation of the American legal system, proceeding through the investigation and implementation of a civil case, and following the case through to appeal. Designed to help prepare students for the practical world of divorces, car wreck cases, and medical malpractice claims that they will see every day in civil practice. Each chapter presents students with examples of the important role that paralegals play in every stage of civil litigation, from client intake to bringing an appeal. Understandable writing style with strong pedagogy, resulting in a teachable and accessible text. Each chapter includes Practice Pointers, Search Suggestions, Tech Topics, and Legal Legwork boxes, along with case excerpts, forms, and ethics. Helpful pedagogy includes Chapter Objectives that focus learning and review, Boldfaced key terms and marginal definitions for convenient reference, Review questions at the end of each chapter, and references to web sites that facilitate legal research

## **Reflections on Judging**

Mock trials help students gain a basic understanding of the legal mechanism through which society chooses to resolve many of its disputes. Participation in mock trials helps students to understand better the roles that the various actors play in the justice system. This handbook explains how to prepare for and conduct mock trials in the classroom and introduces simplified rules of evidence and includes a sample judging form.

## **Green v. Hall and Rose**

New technologies, including DNA and digital databases that can compare known and questioned exemplars, have transformed forensic science and greatly impacted the investigative process. They have also made the work more complicated. Obtaining proper resources to provide quality and timely forensic services is frequently a challenge for forensic managers, who are often promoted from casework duties and must now learn a whole new set of leadership skills. The interdisciplinary and scientific nature of laboratories requires strong leadership ability to manage complex issues, often in adversarial settings. *Forensic Laboratory Management: Applying Business Principles* provides laboratory managers with business tools that apply the best science to the best evidence in a manner that increases the efficiency and effectiveness of their management decision making. The authors present a performance model with seven recommendations to implement, illustrating how forensic managers can serve as leaders and strategically improve the operation and management in scientific laboratories. Topics include: Key business metrics and cost-benefit analyses Ethical lapses: why they occur, possible motives, and how problems can be prevented Forensic training, education, and institutes ISO/IEC 17025 accreditation implementation The book includes case studies simulating a working laboratory in which readers can apply business tools with actual data reinforcing discussion concepts. Each chapter also includes a brief review of current literature of the best management theories and practice. The downloadable resources supply two mock trial transcripts and associated case files along with PowerPoint® slides from Dr. George Carmody's workshop on Forensic DNA Statistics and Dr. Doug Lucas's presentation on ethics.

## **Cases**

Flinders Aluminum Fabrication Corporation burned to the ground on the night of November 16. George Avery, an employee of the plant, died inside. Plaintiff Jackson, the sole stockholder of the company, has filed a civil action lawsuit to recover damages owed from the policy issued by defendant Mismo Fire Insurance Company. The defendant has refused to pay, claiming that the fire was the work of an arsonist, thus

indicating deliberate fraud. Mismo asserts that Jackson conspired with others to burn the plant in order to collect what was promised in the insurance policy. This breach-of-contract case file has four witnesses for both the plaintiff and the defendant. Videos of the fire, deposition statements, and a PowerPoint presentation are included as free downloads. A companion criminal case file, *State v. Jackson*, involves the charge of arson against Arthur Jackson. Both case files are NITA classics that have been updated in 2017. Read more about the case files in this interview with two of their authors.

## **Problems**

In this trademark infringement case, Dr. Stanley Love, a dermatologist, alleges that Regency Plastic Surgery, PC, has infringed his common-law trademark of the "The Love Look" by using "The Look of Love" as its marketing slogan. Dr. Love is seeking injunctive relief and damages. For more than a decade, Dr. Stanley Love, a dermatologist, has marketed his cosmetic surgery practice with "The Love Look" as his slogan. Regency, a New York City practice that has opened branches around the country, registered the service mark "The Look of Love" with the U.S. Patent and Trademark Office and began using the slogan in all its marketing. Regency opened a branch practice in Dr. Love's area about two years ago. Regency denies liability, claiming that Dr. Love had no common-law trademark because "The Love Look" is merely descriptive and therefore Dr. Love could acquire no common-law trademark rights in the slogan. Regency also claims that even if "The Love Look" has acquired trademark protection, Regency did not infringe the trademark. Finally, Regency claims that Dr. Love's claims are barred by laches and the statute of limitations. The *Love v. Regency* case file contains the following witnesses: Four fact witnesses (two per side) Two liability expert witnesses Two damages expert witnesses Because of growing media influence on litigation, the second edition of *Love v. Regency* also contains internet exhibits including: ·Websites for both businesses ·Facebook pages of customers ·Yelp-style reviews The author has created a teaching manual to help the professor with testimony and to highlight special impeachment problems. Students will have easy access to color copies of all exhibits and media files online through NITA's website.

## **Avila v. Nita City Hospital**

This book provides a breadth of innovative and impactful research in the field of telecommunications led by women investigators. Topics covered include satellite communications, cognitive radars, remote sensing sensor networks, quantum Internet, and cyberspace. These topics touch on many of the challenges facing the world today and these solutions by women researchers are valuable for their technical excellence and their non-traditional perspective. As an important part of the Women in Engineering and Science book series, the work highlights the contribution of women leaders in telecommunications, inspiring women and men, girls and boys to enter and apply themselves to secure our future in.

## **Discovery Problems and Their Solutions**

More than a century ago, organized criminals were intrinsically involved with the political, social, and economic life of the Chinese American community. In the face of virulent racism and substantial linguistic and cultural differences, they also integrated themselves successfully into the extensive underworlds and corrupt urban politics of the Progressive Era United States. The process of organizing crime in Chinese American communities can be attributed in part to the larger politics that created opportunities for professional criminals. For example, the illegal traffic in women, laborers, and opium was an unintended consequence of "yellow peril" laws meant to provide social control over Chinese Americans. Despite this hostile climate, Chinese professional criminals were able to form extensive multiethnic social networks and purchase protection and some semblance of entrepreneurial equality from corrupt politicians, police officers, and bureaucrats. While other Chinese Americans worked diligently to remove racist laws and regulations, Chinatown gangsters saw opportunity for profit and power at the expense of their own community. Academics, the media, and the government have claimed that Chinese organized crime is a new and emerging threat to the United States. Focusing on events and personalities, and drawing on intensive archival

research in newspapers, police and court documents, district attorney papers, and municipal reports, as well as from contemporary histories and sociological treatments, this study tests that claim against the historical record.

## **Civil Law and Litigation for Paralegals**

Soon after the September 11 attacks in 2001, the United States captured hundreds of suspected al-Qaeda terrorists in Afghanistan and around the world. By the following January the first of these prisoners arrived at the U.S. military's prison camp in Guantanamo Bay, Cuba, where they were subject to President George W. Bush's executive order authorizing their trial by military commissions. Jess Bravin, the "Wall Street Journal"'s Supreme Court correspondent, was there within days of the prison's opening, and has continued ever since to cover the U.S. effort to create a parallel justice system for enemy aliens. A maze of legal, political, and moral issues has stood in the way of justice--issues often raised by military prosecutors who found themselves torn between duty to the chain of command and their commitment to fundamental American values. While much has been written about Guantanamo and brutal detention practices following 9/11, Bravin is the first to go inside the Pentagon's prosecution team to expose the real-world legal consequences of those policies. Bravin describes cases undermined by inadmissible evidence obtained through torture, clashes between military lawyers and administration appointees, and political interference in criminal prosecutions that would be shocking within the traditional civilian and military justice systems. With the Obama administration planning to try the alleged 9/11 conspirators at Guantanamo--and vindicate the legal experiment the Bush administration could barely get off the ground--"The Terror Courts\" could not be more timely.

## **Putting on Mock Trials**

Evidence in Context is designed to create a fully contextual understanding of the law of evidence. It contains two relatively detailed case files, quite similar to the material a trial lawyer may have as he or she approaches trial. The first file is a murder case where the issue is the identity of the killer and the defendant is the estranged husband of the victim. The second file is a civil action for defamation brought by a former employee against her very wealthy employer. The cases raise realistic and challenging issues in the law of evidence and allow for a critical assessment of that law. They are followed by over three hundred problems for class analysis and discussion. These problems address the full range of evidentiary issues.

## **The Maryland Bar Journal**

How artists in twentieth-century Germany adapted the idea of the medical or legal case as an artistic strategy to push to the fore sexualities, scandals, and crimes that were otherwise concealed. In early twentieth-century Germany, the artistic avant-garde borrowed procedures from the medical and juridical realms to expose and debate matters that society preferred remain hidden and unspoken. Frederic J. Schwartz explores how the evocation or creation of a "case" provided artists with a means to engage themes that ranged from blasphemy to Lustmord, or sexual murder. Shedding light on the case as a cultural form, Schwartz shows its profound effect on artists and the ways it dovetailed with methods used by these figures to exploit fundamental changes taking place across the mass media of their time. As Schwartz shows, the case was a common denominator that connected seemingly disparate works. George Grosz and Rudolf Schlichter drew on it for their violent visual art, as did architect Adolf Loos when he equated ornament with crime. Expressionists, meanwhile, approached the question of whether the so-called "mad" shared a right of public expression with those deemed sane, and examined medical and legal approaches to what society labeled as insanity. The case also took on a personal dimension when artists found themselves confronted with, or chose to engage with, the legal system. German courts prosecuted John Heartfield and others for their provocative works, while Bertolt Brecht created publicity for himself by suing the firm to whom he sold the film rights to The Threepenny Opera. Provocative and insightful, *The Culture of the Case* offers a privileged view of the spaces of representation in which images—in some instances, as cases—functioned at a key moment of modernity.

## **Forensic Laboratory Management**

Defendant is charged with the first-degree murder of his wife.

## **Flinders Aluminum Fabrication Corporation v. Mismo Fire Insurance Company**

Text and sample testimony to assist in preparing for, and proving facts that may be in issue in, judicial and administrative proceedings.

## **The Voir Dire Examination, Juror Challenges, and Adversary Advocacy**

Quinn also recalls in fascinating detail his encounters with the new leaders of the region, such as Georgia's Edouard Shevardnadze.

## **Love v. Regency**

In this deposition skills file, Alice Rowe has brought an action under Title VII of the 1964 Civil Rights Act and the Nita Fair Employment Act (which is identical to the California Fair Employment & Housing Act) for sexual harassment and wrongful discharge against her employer, Pacific Quad, Inc. She asserts that her supervisor, operations manager Stanley Schmit, continually leered at her, made offensive sexually suggestive comments to her, brushed by her in order to sexually touch her, and, finally, propositioned her during the two weeks she worked for Pacific Quad. She further alleges that the president of Pacific Quad, John Walsh, was informed of the harassment and ratified it. Rowe claims lost wages, medical expenses (psychotherapy), general damages for emotional distress, and punitive damages. Witnesses may be deposed on the issue of liability only or liability and damages. There are three witnesses for the plaintiff and three for the defendant. The plaintiff and defendant versions are self-contained and can be used independently of each other to teach deposition skills. This is the trial version of Rowe v. Pacific Quad, Inc.. The deposition and trial files are fully integrated, so that students may use the deposition materials to study deposition practice, using the NITA method, and then go on to study trial practice using the trial materials.

## **Lawyer Hiring & Training Report**

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