

PROGRAM:

“Meet Your Next Jury: Lessons for Trial Lawyers from the Brett Kavanaugh Hearing”

Real-Time Agenda

- 00:00 – 1:05:26 Part One: The Evidence
- I. The Brett Kavanaugh controversy as a cultural phenomenon
 - II. The significance of public attitudes toward the Kavanaugh hearing as a quasi trial and its potential to affect every jury trial
 - III. Timeline and facts of the Kavanaugh controversy
 - IV. Summary of the evidence
 - V. Why public reaction to the evidence raises important questions for lawyers trying jury matters involving witness disputes
- 1:05:29-2:05:16 Part Two: The Hearing
- I. Tactical mistakes in the examination of Dr. Ford
 - II. Effective cross-examination of an untruthful witness: examples and strategies
- 2:05:19- 3:06:33 Part Three: Your Next Jury Trial
- I. How to pick a fact-centered jury in the post-fact era.
 - II. Arguing your case when you believe an opposing witness has lied:
 - a. What the case law says about the boundaries of proper argument
 - b. Strategies for effective closing argument

Total CLE Instruction Time: 186 minutes (3 hours)