

THIS IS CROSS EXAMINATION

Title:	This is Cross Examination
Lesson Purpose:	To set forth the genesis of cross examination in our legal system and its purposes as interpreted by the United States Supreme Court. In addition, we will present the science and techniques utilized in the preparation and delivery of cross examination.
Training Objectives:	<p>At the end of this block of instruction, the student will be able to achieve the following objectives:</p> <ol style="list-style-type: none">1. Articulate the objective behind cross examination and where it originates in our system of justice.2. Recognize the methods used in cross examination and differentiate them through question-and-answer transcript scenarios.3. Using a variety of simulations, successfully distinguish directive leading questions from direct examination questions.4. Analyze and compare methods of cross examination through simulations and case study scenarios.
Hours:	50 Minutes
Instructional Method:	Lecture/Scenario based questions.

This is Cross
Examination
Lesson Plan

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Materials Required: Pen/Pencil
Student Handout
Student Lesson Plan

References: Francis L. Wellman, *The Art of Cross Examination*, 204 – 205 (4th Ed. 1936) § 704 The Content of Cross Examination 289.

Irving Younger, *The Art of Cross Examination* (1976)

Larry S. Pozner and Roger J. Dodd, *Cross Examination: Science and Technique*. 2004.

Richard S. Jaffe, *Cross Examination Principles*, The Champion, June, 2016.

Val Van Brocklin, *Brady Lists Ignite Conflicts Between Police and Prosecutors, Management and the Frontline*, Police 1 Magazine, February 25, 2019.

Rachal Moran, *Contesting Police Credibility*, Washington Law Review, Volume 93, Number 3, October 1, 2018.

James W. Smith, *He's Lying: Attacking Police Credibility in Suppression Motions*, NACDL's 2020 Annual Meeting and Seminar, August 12 – 15, 2020.

Richard Lisko, *Agency Policies Imperative to Disclose Brady v. Maryland Material to Prosecutors*, Police Chief Magazine.

Terence F. McCarthy, *McCarthy on Cross Examination* (2007).

John Medina, *Brain Rules*, Pear Press, 2014.

Josh Karton, *On Paper v. In Person: From Writer to Actor – Communication Techniques for Persuasive Advocacy*, Trial Lawyers College 2009 Handbook.

Lisa Kron, *Wired for Story, The Writer's Guide to Using Brain Science to Hook Readers from the Very First Sentence*. Ten Speed Press, 2012

Sixth Amendment, United States Constitution.

Proverbs 17:18

FRE 611

NYS § 6.16 Impeachment of a Law Enforcement Officer.

Maddox v. United States, 156 U.S. 237 (1895).

Davis v. Alaska, 415 U.S. 308 (1974).

William Kirk, *Pinch Hitting: Cross Examination, The Lawyer's Opportunity to Testify*, Cowan Kirk Kattenhorn for NACDL.

Nancy Levit. *Reshaping the Narrative Debate*, 34 Seattle U.L. Rev. 751, 758 (2011).

Larry Pozner, *Pozner on Cross – Experts and Officers*. NACDL On-Line Lecture, May 15, 2021.

