



Pretrial Advocacy: Planning, Analysis, and Strategy, Fourth Edition (Aspen Coursebook)

By Marilyn J. Berger, John B. Mitchell, Ronald H. Clark



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Pretrial Advocacy: Planning, Analysis, and Strategy provides an excellent conceptual and practical foundation for pretrial litigation for both teachers and students. With coverage of both criminal and civil pretrial practice, the focus remains on federal and state litigation. Professional responsibility and civility are emphasized throughout the text. Checklists of skills, techniques, standards and ethics appear in each chapter. 78 assignments are designed for student role-play performances. The inclusive teaching package includes a CD with two complete cases; a DVD with videos on depositions and touring a crime scene as well as visuals for use in pretrial or trial; and an excellent Website.

The Fourth Edition, revised to reflect current Rules, has a new chapter on pretrial conferences in civil and criminal cases and expanded coverage of criminal case plea negotiations.

The revised chapter on depositions includes new material on making and meeting objections, conferring with the client, and the interplay between the deposition and cross-examination. The practical effects of the Twombly/Iqbal decisions are explored. New information is included on investigating social media during pretrial preparation.

prosecutors' new responsibilities under MRPC 3.8 (g) and e-discovery--well as new technologies are introduced. A File of Exemplary Forms contains sample documents essential to pretrial practice, such as client intake form, engagement and non-engagement letters, settlement brochure, and an agreement to mediate.

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