

## First Assignment Evidence Fall 2020 – Moran

Dear students,

I look forward to meeting you all, starting at our first class on Monday, August 24, 2020 at 6:30 pm.

Below is your first assignment for our first Evidence class. Please be sure to complete all of the readings and assignments on the right-hand side of the chart before class. Please read and brief the textbook chapters *and* the FRE and CEC rules. Note the two assignments in **bold** that must be turned in on Canvas prior to the start of class.

Class # Date	Topics	Reading and Assignments
1.  Monday 8/24/20	<p><b>CONTENT KNOWLEDGE</b></p> <p>Why Evidence Matters</p> <ul style="list-style-type: none"> <li>○ Examples, details, stories are persuasive</li> <li>○ What happened vs. what parties can prove</li> </ul> <p>Types of Courtroom Evidence</p> <ul style="list-style-type: none"> <li>○ Oral testimony               <ul style="list-style-type: none"> <li>● Fact witness</li> <li>● Expert witness</li> <li>● Character witness</li> </ul> </li> <li>○ Real evidence</li> <li>○ Documents</li> <li>○ Stipulations</li> <li>○ Judicial notice</li> <li>○ Circumstantial evidence</li> <li>○ Direct vs. Circumstantial Evidence</li> </ul> <p>Policies of FRE</p> <ul style="list-style-type: none"> <li>○ Generous view of admissibility</li> <li>○ Exclusion to               <ul style="list-style-type: none"> <li>● Protect jury from being misled</li> <li>● Promote efficiency</li> <li>● Protect social interest</li> <li>● Ensure reliability</li> </ul> </li> </ul> <p>Application of FRE</p> <ul style="list-style-type: none"> <li>○ Trial and appellate criminal and proceedings in federal courts</li> <li>○ NOT grand jury, preliminary hearings, arrest warrants, sentencing, probation, bail, preliminary questions of fact</li> </ul> <p><b>SKILLS</b></p> <ul style="list-style-type: none"> <li>➤ Pomodoro method</li> <li>➤ Deep work</li> </ul> <p><b>MINDSETS</b></p> <ul style="list-style-type: none"> <li>➤ Why you came to law school, why this class matters</li> <li>➤ Understanding a growth mindset and how it applies to law school</li> </ul>	<ul style="list-style-type: none"> <li><input type="checkbox"/> Read entire syllabus (on Canvas)</li> </ul> <p><u>Merritt</u></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> <i>Skim</i> Detailed Table of Contents (xi-xxvii)</li> <li><input type="checkbox"/> Study Guide (xxix-xxxiii)</li> <li><input type="checkbox"/> Chapters 1-3 (1-30)</li> <li><input type="checkbox"/> <b>Chapter 2 problem set (Canvas) due before first class (8/24/20 at 6:29 pm)</b></li> </ul> <p><u>Rules &amp; Instructions</u></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> FRE 101, 102, 1101</li> <li><input type="checkbox"/> CEC 140</li> <li><input type="checkbox"/> <a href="#">CALCRIM 223</a></li> <li><input type="checkbox"/> <a href="#">CALCRIM 104</a></li> </ul> <p><u>Other Reading (Articles)</u></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> <a href="#">Growth Mindset 1</a></li> </ul> <p><u>Assignments</u></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> <b>Student Biographical Survey (Canvas) due before first class (8/24/20 at 6:29 pm)</b></li> </ul>