

# Testifying at Depositions and Trials

## CLE Course Outline

*60 Minute CLE Course in collaboration with CLE Companion*

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### 1. Depositions

#### 1.1. Preparing the witness for the deposition

##### 1.1.1. Three Questions

1.1.1.1. Question One: Why is the witness being asked to testify?

1.1.1.2. Question Two: What is the opposing attorney seeking to accomplish when questioning the witness?

1.1.1.3. Question Three: How should a witness be prepared for a deposition?

#### 1.2 Communicate to the witness the 7 rules of testifying

1.2.1 Prepare the witness for cross-examination

1.2.2 Deposition Testimony

1.2.3 Communicate to the witness the 7 ideal answers

#### 1.3 Legal issues to consider

### 2. Trials

#### 2.1. Preparing the witness for trial

##### 2.1.1. Three Steps

2.1.1.1. Step 1: Tell the witness why he is being called to testify

2.1.1.2. Step 2: Dump the script

2.1.1.3. Step 3: Prepare the witness to testify in themes.

#### 2.1.2. The goals of trial testimony

#### 2.1.3. Legal issues to consider