

FY16 TARGETED MOBILE TRAINING TEAM (TMTT) AGENDA

DAY 1

0800 – 0900: Charging strategy in special victim cases

- Discussion of why we charge what we charge
- Common strategies
- Common mistakes
- Prosecutorial Merit Memos and convincing decision makers the charging recommendation is correct

0900 – 1000: Discovery issues in special victim cases

- Review of discovery vs. production
- General discovery rules
- MREs 513 and 514 and medical records
- Electronic evidence (social media, text messages, trial counsel – agent emails, etc.)

1000 – 1100: Building a sentencing case

- Deciding what witnesses to call
- Crafting sentencing arguments
- What to ask for with a PTA

1100 – 1200: Case Analysis Tool Exercise

- Application of case analysis tool to sexual assault cases

1200 – 1330: Lunch

1330 – 1700: TCAP collaboration (Case review and consultation)

DAY 2

0800 – 1000: Hearsay lecture and exercise

- Review of hearsay rules
- Practice introducing various hearsay statements (e.g., 911 tape, SAMFE report)
- Discussion of how to use hearsay to prove a case without a victim's testimony or with less than full victim cooperation (e.g., uncooperative victim, incompetent victim, victim who lacks memory)
- Discussion of current cases and how to utilize hearsay

1000 – 1200: Prior statements lecture and exercise

- Impeachment
- Prior consistent statements vs. prior inconsistent statements
- Refreshed vs. recorded recollection
- Introducing (or not) confessions / admissions
- Impeachment and refreshed / recorded recollection exercises

1200 – 1330: Lunch

1330 – 1700: TCAP collaboration (Case review and consultation)

DAY 3

0800 – 1000: Introducing evidence lecture

- Real vs. demonstrative evidence
- Handling exhibits
- Appellate vs. trial exhibits
- Laying foundations
 - Hearsay, authenticity, self-authentication, chain of custody, sponsoring witnesses, and marking exhibits
 - Service records, DNA, electronic evidence, toxicology, etc.
- Judicial notice

1000 – 1200: Introducing evidence exercise

- Judicial notice exercise
- Introduction of demonstrative exhibit (e.g., alcohol timeline, closing argument visual, map)
- Introduction of various forms of real evidence (e.g., Service records, DNA, electronic evidence, injury diagram from DD2911, etc.)

1200 – 1330: Lunch

1330 – 1700: TCAP collaboration (Case review and consultation)