

Trial by Jury 2010

**New York City and Live Webcast,
www.pli.edu, December 1, 2010**

Cleveland Groupcast Location, December 1, 2010

Why You Should Attend

What better way to learn about jury trials than from the attorneys who try the nation's most important cases and the judges who preside over them? We have assembled the most experienced and respected state and federal judges, as well as many distinguished litigators, to give you their unique perspectives on jury trials.

Whether you are just embarking on a career as a trial attorney or are very familiar with the inside of a courtroom, this course will give you unique insight into jury trials and the best way to handle them, from opening statements through closing arguments. Our stellar faculty will provide you with proven strategies and tools to successfully handle every phase of a jury case.

What You Will Learn

Join the masters of the courtroom to learn about:

- Selecting the best possible jury for your case
- Delivering a persuasive opening statement
- Communicating your best case through effective direct examination
- Conducting a successful cross-examination
- Making a compelling closing argument
- Addressing the ethical issues that arise during jury trials

Who Should Attend

This program is directed toward litigators at all levels of experience and in-house counsel facing the prospect of a jury trial. Litigation support professionals will also find this program of interest.

Special Feature

Get the "View from the Bench" you won't hear anywhere else: each panel includes federal judges from the Southern and Eastern Districts of New York discussing their perspectives on various phases of jury trials.

FACULTY

Chair:



David R. Marriott
Cravath, Swaine & Moore LLP
New York City

Claudia Angelos
Professor of Law
New York University School of Law
New York City

Hon. Deborah A. Batts
United States District Court
Southern District of New York
New York City

Hon. Richard M. Berman
United States District Court
Southern District of New York
New York City

Hon. Dennis M. Cavanaugh
United States District Court
District of New Jersey
Newark, New Jersey

Douglas A. Cawley
McKool Smith PC
Dallas

Evan R. Chesler
Cravath, Swaine & Moore LLP
New York City

Hon. Denny Chin
United States Court of Appeals
for the Second Circuit
New York City

Morgan Chu
Irell & Manella LLP
Los Angeles

Hon. Denise Cote
United States District Court
Southern District of New York
New York City

Hon. Raymond J. Dearie
Chief Judge
United States District Court
Eastern District of New York
Brooklyn, New York

Hon. Phyllis Orlikoff Flug
Supreme Court of the State of New York
Queens County Supreme Court
Jamaica, New York

Hon. John Gleeson
United States District Court
Eastern District of New York
Brooklyn, New York

Michael A. Jacobs
Morrison & Foerster LLP
San Francisco

Hon. Barbara S. Jones
United States District Court
Southern District of New York
New York City

Hon. Howard G. Lane
Supreme Court of the State of New York
Queens County Supreme Court
Jamaica, New York

Gregory A. Markel
Cadwalader, Wickersham & Taft LLP
New York City

Hon. William H. Pauley III
United States District Court
Southern District of New York
New York City

Hon. Loretta A. Preska
Chief Judge
United States District Court
Southern District of New York
New York City

Hon. Jed S. Rakoff
United States District Court
Southern District of New York
New York City

John S. Siffert
Lankler, Siffert & Wohl LLP
New York City

Stephen D. Susman
Susman Godfrey LLP
New York City

Theodore V. Wells, Jr.
Paul, Weiss, Rifkind, Wharton & Garrison LLP
New York City

Dan K. Webb
Winston & Strawn LLP
Chicago

Mary Jo White
Debevoise & Plimpton LLP
New York City

**Program Attorney:
Laurie B. Gilbertson**

PROGRAM SCHEDULE

Please plan to arrive with enough time to register before the conference begins. A networking breakfast will be available upon your arrival.

Morning Session: 9:00 a.m. - 12:30 p.m.

9:00

Introduction and Opening Remarks

David R. Marriott

9:15

Selecting the Best Possible Jury

- Choosing jurors that are sympathetic to your case
- Asking essential questions
- Avoiding impermissible topics
- Exercising challenges wisely
- Establishing rapport and credibility

*David R. Marriott, Hon. Richard M. Berman,
Hon. Phyllis Orlikoff Flug, Michael A. Jacobs, Hon. Howard G. Lane*

10:15

No Second Chances: Making a Good First Impression With Your Opening Statement

- Grabbing the jury's attention – and keeping it
- Developing a theme and telling your story
- The primacy principle
- Getting the jury on your side
- Handling damaging evidence in your opening
- Winning approaches and common mistakes

*Hon. Denny Chin, Morgan Chu, Hon. Denise Cote,
Theodore V. Wells, Jr.*

11:15 *Networking Break*

11:30

Conducting an Effective Direct Examination

- How to prepare and organize your direct
- Clearly and forcefully presenting your case on direct
- Getting the jury involved in the story
- Arguing your case through the witness
- Making your witness the star of the show
- The worst questions to ask, and some of the best

*Professor Claudia Angelos, Hon. Deborah A. Batts, Douglas A. Cawley,
Hon. William H. Pauley III*

12:30 *Lunch*

Afternoon Session: 1:45 p.m. - 5:00 p.m.

1:45

Ethical Considerations in Jury Trials

- Avoiding ethical pitfalls
- How to prepare a witness without coaching
- Dealing with a witness whose story seems to change
- Using jury consultants and investigating jurors

*Hon. Dennis M. Cavanaugh, Hon. John Gleeson, Gregory A. Markel,
John S. Siffert, Mary Jo White*

2:45

Conducting a Killer Cross-Examination

- Controlling the courtroom, the witness, and the testimony
- The art of impeachment
- Arguing and reinforcing your case through cross
- Common mistakes to avoid
- Techniques that work

*Evan R. Chesler, Hon. Loretta A. Preska, Hon. Jed S. Rakoff,
Dan K. Webb*

3:45 *Networking Break*

4:00

Tying It All Together: Making a Successful Closing Argument

- Making effective use of your evidence: show, don't tell, the jury
- Anticipating your adversary's response
- Weaving in the law
- Preparing and delivering a persuasive summation

Hon. Raymond J. Dearie, Hon. Barbara S. Jones, Stephen D. Susman

5:00 *Adjourn*