

📅 October 25, 2019

🕒 3.0 CLE Hours



Setting *the* Record **STRAIGHT**

How to Create a Proper Record in the Event of An Appeal

Taught by seasoned court personnel, no attorney that does any work that requires the presence of a court reporter or "recorder" can afford to miss this event.

How to Get in Your Own Way When Creating a Record

- The job of the court reporter
- Don't speak slowly and deliberately
- Don't spell uncommon words
- Talk over each other, interrupt constantly and turn your back while you're talking
- Don't provide the reporter with exhibit lists, witness names or documents
- Don't refer to jurors' names when addressing them
- Don't ask soft-spoken jurors to speak up

Tips to Ensure a Clean Record

- Go into every trial with the expectation it will be appealed
- The way you say numbers and read quoted material matters
- Clarity with words that sound the same (a, the), or when spelling (i.e., V, B, D, etc.)
- Be clear what is on/off the record
- Be mindful of uh-huh/huh-uh and head nods
- Arguing and objecting "correctly" on the record
- JAVS OR OTHER RECORDED SYSTEMS HAVE THEIR OWN SET OF RULES

How a Bad Transcript Hobbles the Appeal Process

- Avoid or clearly define all legal/medical/technical terms.
- Avoid acronyms
- Be consistent when referring to parties' names
- Avoid "similar name" confusion
- Produce joint exhibits
- Double check which recordings/videos are played for the jury
- Practice with your video!
- Be consistent with exhibits!
- Keep an exhibit log: your own running list of exhibits used at trial
- Admit exhibits as you go
- Stay "off the record" - with a recording system, find out from court staff if there's an area of the courtroom that can't "hear" you.
- Preserve your courtroom generated video
- If the court does audio recording only, consider hiring your own reporter

9:00am-12:15pm

Location

Columbus Bar Association
175 S. Third St., Suite 1100
Columbus, OH 43215

Pricing

🔑 *This seminar is CLE Easy Pass eligible*

Members: \$135 prepaid/\$150 day of
Non-Members: \$185 prepaid/\$200 day of
Non-Attorneys: \$105 prepaid/\$120 day of
Printed Materials: \$25

Presenters

- Jacqueline Bahas, Esq.,
- Elizabeth Mote, Esq.
- Crystal Hatchett

Registration

🌐 www.cbalaw.org

📞 (614) 221-4112