



MAKE YOUR CASE ANSWER KEY

Opening Statements:

The correct selections are 2, 3, 5 and B, D, F.

Trial:

Correct answers are underlined.

BICYCLIST QUESTIONED BY PLAINTIFF ATTORNEY

A) Was your neighbor looking at you when you waved to her?

"If you hadn't waved at her, do you think she would have waved to you?"

Objection—relevance/speculation (witness can't know what would have happened)

B) Was Mr. Ramirez looking at the road?

"When you first saw Mr. Ramirez, was he concentrating on his driving?"

Objection—speculation (witness can't know what was going on inside driver's head)

A) Have you ever been injured in a bike accident before?

"Ms. Winters, have you ever been injured in a bike accident before?"

Objection—relevance

B) What injuries did you suffer in this accident?

"Did your boyfriend seem upset about what happened?"

Objection—relevance

A) What was the damage to your bike?

"Why did you buy a touring bike instead of a mountain bike?"

Objection—relevance

B) How did you get your bike home after the accident?

"After the accident, how did you get your bike home?"

Objection—relevance

BICYCLIST QUESTIONED BY DEFENSE ATTORNEY

A) Do you need to wear glasses?

No objections

B) Did you have a light, reflectors, or reflective clothing?

"Ms. Winters, isn't it true that this whole accident could have been avoided if you had taken some basic safety precautions?"

Objection—speculation (witness can't guess what might have happened)

A) Were you in a hurry to get home?

No objections

B) Have you taken other routes from work to home?

"Do you think you would have gotten into an accident if you had taken one of these other routes on March 3?"

Objection—speculation/relevance



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A) Was your bike really worth \$650?

"Why did you buy such an expensive bike?"

Objection—relevance

B) Do you own any other bikes?

"Ms. Winters, do you own any other bikes?"

Objection—relevance

A) What did you say when you were accused of not following the rules of the road?

"So then, he was concerned that you might be hurt?"

Objection—speculation/relevance

B) Did you tell the defendant that you were okay?

"So then, he was concerned that you might be hurt?"

Objection—speculation/relevance

POLICE OFFICER QUESTIONED BY PLAINTIFF ATTORNEY

A) Did you measure the skid marks at the intersection?

"Do you think that the defendant was driving faster than the speed limit?"

Objection—speculation

B) Did you measure the length of the scratch on the defendant's vehicle?

"Have you ever seen a scratch this long in any other accident you've investigated?"

Objection—relevance

A) Did you give the driver a ticket?

No objection

B) Did you give the bicyclist a ticket?

No objection

POLICE OFFICER QUESTIONED BY DEFENSE ATTORNEY

A) How do you know that the skid marks were made by the defendant's car?

No objection

B) How do you know that the scratch on the car was caused by this accident?

"Do you own a car?"

"What kind of car do you own?"

Objection—relevance

A) Was it dark at the time of the accident?

"Officer Harrison, given that it was dusk, do you think this accident could have been avoided if the plaintiff had used a light and reflectors?"

Objection—speculation

B) Was it dark when you arrived at the scene?

No objection



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DRIVER QUESTIONED BY DEFENSE ATTORNEY

A) How did the plaintiff respond when you asked if she was okay?

No objection

B) How did the plaintiff respond when you accused her of running the stop sign?

"Was she angry at you?"

Objection—speculation (witness can't know what the bicyclist was feeling)

A) Had you driven through this intersection before?

No objection

B) Did you talk with anyone who witnessed the accident?

"What did she say?"

Objection—hearsay

DRIVER QUESTIONED BY PLAINTIFF ATTORNEY

A) Were you in a hurry?

"What movie were you going to see?"

Objection—relevance

B) Were you hungry?

"Prior to the accident, when did you last eat?"

Objection—relevance

"What did you have for lunch?"

Objection—relevance

"At the time of the accident, were you hungry?"

Objection—relevance

A) Were you talking on a car phone at the time of the accident?

"Are you usually late for your dates with her?"

Objection—relevance

"So are you late for things in general or just for dates with your girlfriend?"

Objection—relevance

B) Do you usually talk on the phone when you drive?

"Don't you think it would be safer if you didn't talk on the phone while you drive?"

Objection—speculation/relevance

A) Was the construction project a distraction?

"In fact, sir, if you hadn't looked at your building, you would have seen Ms. Winters sooner and avoided the accident, isn't that true?"

Objection—speculation

B) Was the construction project running on schedule?

"Do your projects usually run on schedule?"

Objection—relevance



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A) Had you checked your speedometer?

No objection

B) Had you had your vision checked recently?

"Were you wearing sunglasses at the time of the accident?"

Objection—relevance

"Do you ever wear sunglasses?"

Objection—relevance

EYEWITNESS QUESTIONED BY DEFENSE ATTORNEY

A) Did the plaintiff come to a complete stop at the stop sign?

No objection

B) Did you also have a stop sign for the direction you were coming from?

"Ms. Oshima, did you also have a stop sign for the traffic in your direction?"

Objection—relevance

A) Did the other woman say why she couldn't wait for the police to come?

"What, if anything, did the woman say about why she couldn't wait for the police?"

Objection—hearsay

B) Did the other woman say that the defendant ran the stop sign?

"What, if anything, did the woman say about who might have caused the accident?"

Objection—hearsay

EYEWITNESS QUESTIONED BY PLAINTIFF ATTORNEY

A) What did you hear as the defendant's car approached the intersection?

No objection

B) Do you ever ride your bike on Homer crossing Main?

"Do you ride a bicycle, Ms. Chen?"

Objection—relevance

"Have you ever ridden your bicycle across the intersection of Main and Homer?"

Objection—relevance

A) Did you talk to the police officer?

No objection

B) Did the other witness say the car was speeding?

"What, if anything, did she say about the speed of the defendant's car?"

Objection—hearsay

Closing Arguments

Both selections for each player are valid. The option that yields the most points is the one that is best supported by the evidence introduced during the trial.