

Adversary Group Assignment
Part 2 - Juris Activity

1) Prosecution:

a) List all facts from your case that show the defendant is liable for damages because of some act harming the plaintiff or his property or is guilty of some crime injuring a citizen of the state or his property.

b) From the student handbook find a description of a law or laws which would fit the facts of this case. Name them and give their page number.

c) Give 3 reasons why the prosecution (plaintiff) has a cause of action; why there is a case to pursue.

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1) Defendant:

a) List all facts from your case that show the defendant is not guilty of a crime because he/she did not actually commit a criminal act or because he/she did not intend to commit the act, or because he/she did not know right from wrong at the time the act was committed.

If the defendant is charged with a civil offence, that is, breaking a contract or committing a tort - list all facts showing the defendant did not commit the act; or did the act, but only because the plaintiff's act or negligence forced him to; or did the act, but because of youth, he was unable to make a rational decision.

b) From the student handbook find a description of a law or laws which would support the innocence of the defendant. Name them and give their page number.

c) Give 3 reasons why the defendant is innocent of any crime or liability.

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1) Judge:

a) From the student handbook find a description of a law or laws which would fit the facts of this case. Write them out in your own words and give the page number where you found them.

b) Write out instructions you would give the jury about what laws apply if the jury decides a set of facts is true. (If this is a juvenile case, assume your instructions would be given to the parents and an other adults involved, such as school officials.)

c) Write down what penalties you will assign the defendant in case the jury determines that he/she is guilty. Base these on what you read in the student handbook or found out from our guest lawyers. (In a juvenile case you also performt he function of the jury and will decide the guilt or innocence as well as the penalty.