

**Case Planning & Discovery: March 24-26, 2009, Florida
Training Agenda**

DAY ONE – TUESDAY, MARCH 24		
10:00 – 10:45	Session 1: Introduction to the Training <ul style="list-style-type: none"> • review of agenda • logistical information • introduction of trainers • introduction of participants 	Large Group
10:50 – 11:50	Session 2: Small Group Introductions <ul style="list-style-type: none"> • participant introductions • establishing group norms for small group • introduction to case problem • informal discovery techniques exercise and discussion 	Small Group
11:50 – 12:00	<i>Break</i>	
12:00 – 12:50	Session 3: Case Planning and Analysis <ul style="list-style-type: none"> • overview presentation of recommended approach to case analysis <ul style="list-style-type: none"> ○ determine theory of the case and relevant legal authority ○ parse legal authority to its elements ○ identify necessary facts for each element ○ identify potential proof of each fact ○ determine best discovery approach to secure each element of proof ○ develop discovery work plan 	Large Group
1:00 – 2:00	<i>Lunch</i>	
2:00 – 3:30	Session 4: Case Analysis Exercise <ul style="list-style-type: none"> • participants work in small groups to analyze the case problem <ul style="list-style-type: none"> ○ identify theory and potential legal claims ○ Parse the legal authority ○ identify necessary facts 	Small Group
3:30 – 3:45	<i>Break</i>	
3:45 – 4:45	Session 5: Discovery Overview and Written Discovery <ul style="list-style-type: none"> • presentation on methods of discovery including interrogatories, requests for production, requests for admission, and requests for entry upon land, including <ul style="list-style-type: none"> ○ what each method is best used for ○ sequencing issues ○ drafting considerations ○ informal discovery as an alternative 	Large Group

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4:45 – 6:00	<p>Session 6: Creating a Discovery Plan</p> <ul style="list-style-type: none"> • session overview • identify needed proof • identify existing evidence • for each element of proof identify best discovery method and sequence • develop discovery plan 	Small Group
DAY TWO – WEDNESDAY, MARCH 25		
9:00 – 12:30 (includes a 15 minute break)	<p>Session 7: Written Discovery Exercise</p> <ul style="list-style-type: none"> • introduction to session and description of activities • subgroups assigned facts to prove • subgroups draft discovery requests • groups exchange discovery requests • subgroups answer discovery • group as a whole reviews answers, determine drafting upgrades • subgroups redraft discovery after discussion • second exchange and subgroups answer • review of answers and debrief of exercise 	Small Group
12:30 – 1:30	<i>Lunch</i>	
1:30 – 2:20	<p>Session 8: Deposition Presentation</p> <ul style="list-style-type: none"> • lecture overview of the process of scheduling, preparing for, conducting and defending a deposition 	Large Group
2:20 – 2:35	<i>Break</i>	
2:35 – 3:45	<p>Session 9: Using Discovery at Trial</p> <ul style="list-style-type: none"> • short presentation on using discovery a trial • distribution of trial assignments • preparation time • trial practice exercises <ul style="list-style-type: none"> ○ introducing deposition testimony ○ using a deposition for impeachment purposes ○ utilizing requests for admission answers 	Small Group
3:45 – 4:00	<i>Break</i>	

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4:00 – 4:45	<p>Session 10: Preparation for Mock Deposition</p> <ul style="list-style-type: none"> • in small groups, participants are provided materials and instructions for mock deposition exercises on Day Three • trainers will remain available in small group rooms until 4:45 PM to provide advice and assistance to participants 	Small Group
5:00 – 6:00	<i>Hors d'oeuvres Reception</i>	
6:00 – 7:30	<p>Session 11: Deposition Demonstration</p> <ul style="list-style-type: none"> • faculty members present a mock deposition using an actual transcript a legal services deposition • the action is started and stopped at various points to engage the participants in a discussion about deposition practice 	Large Group
DAY THREE – THURSDAY, MARCH 26		
9:00 – 12:15 (includes a 15 minute break)	<p>Session 12: Mock Deposition Exercises</p> <ul style="list-style-type: none"> • in pairs, participants conduct a deposition of the landlord in the case study • a second pair of participants defend the deposition • after a first round and critique, those who defended during the first-round join with a different pair and with different trainers and conduct the same deposition in a second, with a critique following 	Small Group
12:15 – 1:00	<p>Session 13: Deposition Debrief & Wrap Up</p> <ul style="list-style-type: none"> • deposition exercise debriefing • reconsidering client's and opponent's theory of the case • evaluating and revising the case plan 	Large Group
1:00 – 2:00	<p>Lunch/Session 14: Electronic Discovery and Information Management</p> <ul style="list-style-type: none"> • over lunch, a faculty member will present on the process of managing the documents, things, and other information secured through discovery and on the specific challenges presented by electronic documents and information in the discovery process. 	Large Group
2:00 – 2:30	<p>Session 15: Closing Plenary</p> <ul style="list-style-type: none"> • wrap up • closing evaluation • acknowledgement of faculty • presentation of certificates of participation 	Large Group