

## PJJ Clarification Questions

1. I wondered if we could get a copy of the PJJ fact pattern that had page numbers on the bottom of the pages? Our trial team coach has expressed a strong interest in having the page numbers for more expedited practice sessions.

**Answer: The updated problem is Bates-stamped.**

2. In reference to Exhibit F, are the following dates correct (specifically the year 2017):

DATE COMPLETED: 25 Dec 2017

INCIDENT DATE: 25 Dec 2017

**Answer: Both dates are incorrect. The years should be 2012, not 2017. The exhibit has been updated to reflect the correction.**

3. Would it be possible to bates stamp or otherwise number the entire binder so that competitors can easily reference pages to the judges? For example: the complaint, answer, order, and exhibits are all unnumbered.

**Answer: The updated problem is Bates-stamped.**

4. Mosley, p.3 line 41 reads "Stabbed a teacher, as I recall." We assume this is intentional?

**Answer: No response is provided.**

5. Exhibit C, p. 2, Sam Boyer's first line reads "...we are recommending probation." Is this meant to say detention or commitment?

**Answer: Correct. It should say "commitment." The exhibit has been updated to reflect the correction.**

6. When were Mosley/Fitzhugh arrested? Are there dates more specific than "November, 2016" or should we just operate with the information that they were arrested at some point during that month?

**Answer: Both individuals were notified on Wednesday, November 2, 2016, to self-report the following morning (November 3, 2016) at the Old York State Police to be arrested and processed. This has now been added as a stipulation.**

7. On page 9:34-35 of Casey's deposition, it looks as though the response is mislabeled as a question. Is there a question is missing?

Answer: The deposition has been updated.

8. On page 2 of Exhibit C, was Sam Boyer supposed to recommend probation? Porter seems to be arguing as though Boyer had recommended commitment.

Answer: Correct. It should say "commitment." The exhibit has been updated to reflect the correction.

9. In terms of demonstratives, can we bring in an easel and draw on it, or are we precluded from bringing in any kind of materials?

Answer: Yes, this is permitted, subject to the Federal Rules of Evidence. See also Rule 36.

10. Who is responsible for determining the release of juveniles committed to state custody? Is it the Juvenile Parole Board or the Commission of Juvenile Justice?

Answer: The Juvenile Parole Board is part of the Commission. The statute has been updated (§ 16-10).

11. In Exhibit C, Transcript Page 2, Sam Boyer says "we are recommending probation." Is this intentional or a typo?

Answer: Correct. It should say "commitment." The exhibit has been updated to reflect the correction.

12. In Exhibit Q, FJCA Old York Facility Log Book, several numbers in "Total" column are off by one. Is this correct/intentional?

Answer: No response is provided.

13. In Exhibit F, the FJCA Disciplinary Incident Report form, it says 25 Dec. 2017, shouldn't this be 2012?

Answer: Both dates are incorrect. The years should be 2012, not 2017. The exhibit has been updated to reflect the correction.

14. In Judge Mosley's Deposition p.2 line 20-22: "How many judges are on the Alexandretta court?" Is this referring to the JDR Court in Alexandretta?

Answer: Yes.

15. How do we authenticate exhibit S? The screenshot of the text message conversation doesn't have the phone numbers or names of the people in the conversation where they should (usually at the top of the chat)

Answer: No response is provided except to note that a new stipulation (#22) has been added.

16. Is there any information about whether the vacations and basketball tickets provided by Fitzhugh to Mosley began before or after he became a Judge?

Answer: Mosley's transcript has been updated (page 9, line 32).

17. Is it possible to add consecutive page numbers throughout the whole packet to easily reference certain pages during competition?

Answer: The updated problem is Bates-stamped.

18. Who took the photos of the injuries, both the stab wound and the head injury? Can Sam Boyer authenticate these?

Answer: No response is provided except to draw readers' attention to an amendment to Taylor Hulme's transcript on the last page.

- a. Were these photos in Taylor's case file that Sam prepared, and Casey reviewed? (Fitzhugh Deposition p. 7 line 37) If this is true, then can it be inferred that this case file was reviewed at the hearing?

Answer: No and no.

19. What constitutes as improper supervision of the CSU? (p. 62 of the PDF, jury instructions)

Answer: No response is provided.

20. Could Mosley have committed Taylor to Holesworth without the recommendation from Sam Boyer?

Answer: No response is provided.

21. Exhibit C, p. 2 – Sam recommends probation. Is this a typo? Did the packet mean to say commitment?

Answer: Correct. It should say "commitment." The exhibit has been updated to reflect the correction.

22. Regarding Rule 31, is re-cross allowed to impeach a witness for prior inconsistent statements?

Answer: Re-cross is only allowed to impeach a witness based on invention of a material fact. That impeachment may take place through any means allowable under the Federal Rules of Evidence.

23. Would it be a reasonable extrapolation for Fitzhugh to say he reviewed exhibit D (the draft Boyer report) because a copy was included in Hulme's file?

Answer: No. It was a draft report. Only the final report would be sent to the Commission. This is now clarified in the Boyer deposition.