



**CENTER FOR CIVIC VALUES**  
PROVIDING EDUCATION AND RESOURCES FOR PUBLIC PARTICIPATION IN THE LAW

Gene Franchini  
New Mexico High School  
Mock Trial

Teacher Coach Training 2019

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# New Mexico Mock Trial

The Center for Civic Values is the only administrator of the Gene Franchini New Mexico High School Mock Trial Program since 1978 and is organized as a 501(c)(3) nonprofit charitable and educational corporation.





# New Mexico Mock Trial

Mock trial is an innovative, hands-on experience in the law for high school students of all ages and abilities.





# New Mexico Mock Trial

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Participation in, and analysis of, mock trials provides young people with an insider's perspective from which to learn about courtroom procedures.



# New Mexico Mock Trial

The Mock Trial program  
develops students in  
the areas of:

Listening, public speaking, reading and critical thinking	Increasing student's understanding of the judicial system and resolving disputes	Analyzing information presented verbally, visually, or in a written format	Collaborating with fellow students
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## History

- 1979- Present
- National Champions in 2012 and 2013

New Mexico Mock Trial



What is the format of the competition?



Round 1 on Friday and Round 3 on Saturday will begin promptly at 9:00 AM and will last between 1 and 2 ½ hours.



Round 2 on Friday and Round 4 on Saturday will begin promptly at 2:00 PM and will last between 1 and 2 ½ hours. Your team *may* be competing on the opposite side of the case in the afternoons: that is, if you were the prosecution in the morning, you *may* switch to the defense for the afternoon Round. Please refer to Rule 5.6 for more information.



There will be a break for lunch *on your own* between Rounds 1 and 2 and between rounds 3 and 4.

# New Mexico Mock Trial



# New Mexico Mock Trial

How do we know....

*Team assignments will be posted in the courthouse, on Facebook and on Twitter.*

- Your team will be assigned a team code before competition. **Your team can ONLY be identified by the team code during competition.**

*When will we know who is advancing to the State Finals?*

- The top three teams will be announced at the banquets on Saturday February 22 at the Albuquerque Convention Center and the Las Cruces Convention Center.
- The 1<sup>st</sup> place team (4-0 record) from each qualifier will automatically advance. The remaining six spots will be announced Monday February 24 via E-mail, Facebook and Twitter.





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## **Documents to submit to Kristen before competition:**

### **1. Attorney Code of Ethical Conduct**

- Email is the preferred way to submit the forms – [Kristen@civicvalues.org](mailto:Kristen@civicvalues.org)
- Fax number is 1-844-270-1133
- Mailing address is:

**Center for Civic Values  
20 First Plaza Ctr NW,  
Suite 307  
Albuquerque, NM 87102**



**Documents to submit at check-in before Round 1:**

1. Team and Teacher Coach Code of Ethical Conduct
2. Completed Photo/Video Release Forms
3. Completed Team Member List
4. Completed Team Roster– Defense
5. Completed Team Roster– Prosecution

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# New Mexico Mock Trial

## **What will we receive at check-in?**

1. Timekeeping Materials
  - Time Cards
  - Time Sheets
2. Team Name Tags
3. Team Code Desk Cards



## **What should I bring with me to the competition?**

1. Stopwatch
2. Bottled Water

**New Mexico Mock Trial**



# New Mexico Mock Trial

## What can I not bring into the courthouse?

1. Cell Phone
2. Camera – *Unless name of person with camera is submitted to Kristen ahead of time*
3. Recording Devices



# Keep Your Community Involved

- Social Media
  - Facebook – Civic Values
  - Twitter @CivicValues
- Webpage
  - [www.civicvalues.org](http://www.civicvalues.org)
  - Student information on Website:  
<http://www.civicvalues.org/component/rsform/form/13-mock-trial-student-participant-information>

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# New Mexico Mock Trial

## Mock Trial Student Participant Information

*All Student Participants in Mock Trial, including Courtroom Artist and Courtroom Reporter, please complete and submit this form.*

*The information is for internal use only.*

*Thank you.*

High School Name (*)	<input type="text"/>
City (*)	<input type="text"/>
State	<input type="text" value="NM"/>
Zip Code (*)	<input type="text"/>
Salutation (*)	<input type="text" value="Please Select"/>
First Name (*)	<input type="text"/>
Middle Name	<input type="text"/>
Last Name (*)	<input type="text"/>
Generation	<input type="text" value="Please Select"/>
E-mail (*)	<input type="text"/>
Ethnicity (Optional)	<input type="text"/>

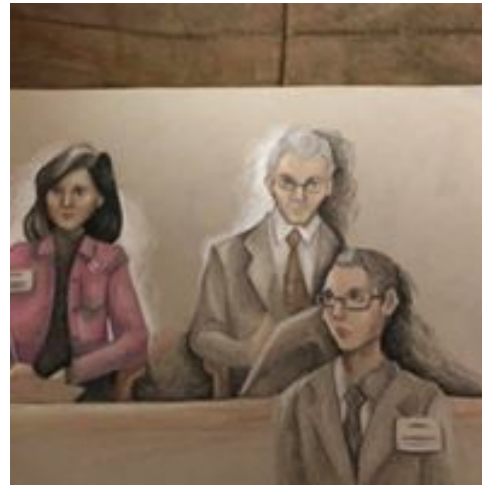
Send



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## Courtroom Artist Competition

- Competition was added in 2017
- Participation increased 100% from 2017 – 2019
- Courtroom Artist State Champion becomes part of Team New Mexico and participates at the National Competition







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## Courtroom Journalist

- The courtroom journalist competition was added in 2018
- Participation increased in 2019
- Not yet a part of the National competition but is anticipated to be added soon.
- The NM State Champion will be part of the National team and attend the national competition in May 2020 in Evansville, Indiana.



## Scholarships

- Gene Franchini (awarded by CCV)
- Western New Mexico University

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# New Mexico Mock Trial

## **Judge Training**

- Orientation



# Opening Statement

Explained, not argued

Provided a case overview

Described case theme/theory

Discussed witnesses & their testimony

Stated the relief requested

Noted burden of proof

Used notes minimally or not  
at all

Stayed within time limit



# Direct & Cross Examination

Did not overuse objections  
Asked questions in appropriate form  
Did not invite unfair extrapolations  
Handled physical evidence  
appropriately & effectively

Observed proper courtroom  
decorum  
Showed understanding of  
issues, facts, law & rules  
Used case theme/theory  
appropriately & effectively  
Used & responded to objections  
appropriately & effectively



# Witness Presentation

Observed appropriate courtroom  
decorum

Showed understanding of the facts of  
the case

Portrayed character credibly

Sounded spontaneous, not memorized

Had no notes

Was poised

Did not extrapolate  
unfairly

Avoided unnecessarily  
long and/or non-  
responsive answers on  
cross examination



# Closing Argument

Continued case theme/theory

Summarized evidence

Emphasized points that support  
own case or damage  
opponent's case

Concentrated on the  
important, not the trivial

Argued applicable law

Discussed burden of proof

Presented argument persuasively

Relied on notes minimally

Stayed within time limit



# New Mexico Mock Trial

The Big 5

Scoring  
Guide

Score  
Sheet



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## Teacher Suggestions

- Determine Your Objectives
  - What do you want your students to learn from mock trial?
  - What values do you want to instill in your students?
  - Most students will not go on to be attorneys.
  - Are your objectives in line with your attorney coach? If not, let your attorney coach know what YOUR objectives are.



## New Mexico Mock Trial

### Teacher Suggestions

- Make a timeline
  - When should your students know the rules?
  - When should they be able to make an objection or argue an objection?
  - When are the directs etc. to be done?



## What's New This Year

- Teacher Coach of the Year Award
- Code of Conduct

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## Power Matching

- How is it done?



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## **THEORY & THEME**



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**STATE OF NEW MEXICO V. HUNTER HEMINGWAY**



**LEGAL AUTHORITIES**



# Statute

## 30-2-1. Murder

A. Murder in the first degree is the killing of one human being by another without lawful justification or excuse, by any of the means with which death may be caused:

- (1) by any kind of willful, deliberate and premeditated killing;
- (2) in the commission of or attempt to commit any felony; or
- (3) by any act greatly dangerous to the lives of others, indicating a depraved mind regardless of human life.

Whoever commits murder in the first degree is guilty of a capital felony.

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**JURY INSTRUCTIONS**





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ROUND TABLE

RULES

QUESTIONS AND ANSWERS



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