Chapter 7

THE OBJECTION CHALLENGE

"Shall we play a game?"



Chapter 7 — The Objection Challenge



My assumption is that after three years of law school you have at least a passing familiarity with the rules of evidence and can apply them practically. Let's test that theory. What follows is a question-and-answer, direct- and cross-examination session with a witness in a hypothetical murder case. Your role is not trial or defense counsel; rather, you are über-counsel, simply deciding whether a particular question (or answer) is objectionable and the basis for the objection. The focus is not on substance or strategy—don't ask yourself "should I object?" Ask yourself "is the question or answer reasonably objectionable?" I usually conduct the Challenge in a live setting where the participants are only allowed a second or two after the question (or answer) to decide whether they should object and, if so, the basis. In this format, the Challenge is self-paced, but I encourage you not to linger after reading the question (or answer) as you decide whether the question (or answer) is objectionable—the faster the better.



Patty Peacock

<u>Scenario</u>: On the night of 2 February there was a party at the palatial estate of Patty Peacock, a wealthy socialite and estranged wife of the mayor, Sam Peacock. Patty and Sam have lived apart for a number of years, but have not divorced. Patty supported Sam's opponent in the last election. Sam was at the party that night.

Sam's "secret" newest girlfriend is Stacey Scarlett, who also happens to be Patty Peacock's lifelong friend. Though a "secret," the relationship has recently been the main subject in the local rumor mill. Stacey Scarlett was at the party that night.

Professor Peter Plum was also at the party that night. He and Patty Peacock are in a relationship that has grown very serious ... in fact, they recently visited a lawyer to discuss moving the Peacock divorce forward—Patty also changed her will, insurance, and property holdings to now include Professor Plum as beneficiary.

The party was well attended and continued until early morning ... with alcohol flowing freely. During the party, all the relationships came to a head and there was much drama, yelling and screaming, and threats. At 2 a.m. the party came to an end and the guests began to leave—including Sam Peacock and Professor Plum. At approximately 2:10 a.m. there was a scream from a back bedroom and a number of the staff cleaning up the library and the kitchen ran to the other side of the house to investigate. They threw open the bedroom door and saw Stacey Scarlett sitting on the floor, holding the limp body of Patty Peacock—Patty had blood all over her head and was not moving, but it appeared that Patty was saying something to Stacey ... then Patty died.



The police investigated and determined that Patty had died from blunt-force trauma. Through scientific analysis they determined that she had been stuck by a pipe wrench, though a pipe wrench was never found. They did discover an unlocked tool box in the bed of Professor Plum's truck, but there was no pipe wrench in it. Stacey told the police that she heard the scream, came running and found Patty lying on the floor covered in blood; she scooped Patty up in her arms and tried to revive her; Patty



Professor Plum

leaned in and whispered to her "it was him" ... and then died. Stacey said a side door to the bedroom was open and she saw a figure in the dark running away, someone about 5'10" tall and 170-190 pounds, but could not identify who it was—a description that matches both Sam Peacock and Professor Plum. A moment after seeing that person disappear she heard tires squeal and saw a truck leave the area at a high speed. She could only remember the first four numbers/letters of the license plate "1A43." Professor Plum's truck's license plate was "1A98 RRR."

Professor Plum is accused of killing Patty Peacock with a pipe wrench in the bedroom.



Judge: "Government, call you first witness." Government: "The United States calls Ms. Stacey Scarlett"



Stacey Scarlett

Q#1: Please tell	us your name	e as told to you	by your parer	nts.	
OBJECTION:	YES	NO	BASIS: _		
A#1: My parents i	named me Sta	cey Joan Scarlett	<u>.</u>		
Q#2: What is it t	hat you do fo	r a living?			
OBJECTION:	YES	NO	BASIS: _		
A#2: I am an actro	ess; and I also	<u>model.</u>			
Q#3: How much	n money do y	ou earn as a mo	odel?		
OBJECTION:	YES	NO	BASIS: _		
A#3: I don't know	v for sure, eno	ugh to live comf	<u>fortably.</u>		
Q#4: Can you	tell us some	e of the movie	es that you h	ave starred	in and
magazines that ye	ou have mod	eled for?			
OBJECTION:	YES	NO	BASIS: _		
A#4: There are to	o many to list,	I've been very s	successful.		

Q#5: Do you cons	sidei youisei.	i to be a trutin	ui person?	
OBJECTION:	YES	NO	BASIS:	
A#5: <u>Yes I do.</u>				
Q#6: Did you kno	w Patty Pea	cock?		
OBJECTION:	•		BASIS:	
A#6: <u>Yes.</u>	120	1,0		
11110. <u>100.</u>				
Q#7: What was yo	our relations	hin with her?		
			BASIS:	
				in a a la i a la
	1116110 101 1110	<u>01e uiaii 20 yea</u>	rs, we were best friends si	nice mgn
school.				
0.110 1979		.		
Q#8: When was the				
•			BASIS:	
A#8: At a party at l	<u>ner house on 2</u>	<u> 2 February.</u>		
Q#9: So you atte	nded a party	y on 2 Februar	ry at which the Accused	brutally
murdered Mrs Pea	cock?			
OBJECTION:	YES	NO	BASIS:	
A#9: Yes, I was at 1				
<u></u>				
Q#10: What time	did vou arriv	e at the narty?		
			BASIS:	
•		110	D/1010.	
	1	d amirrod at Dat	trans at about 0.20mm	
A#10: <u>I left work</u> , o	drove over, ar	nd arrived at Pat	ty's at about 8:30pm.	
Q#11: Tell us ever	ything that l	nappened at th	e party	
Q#11: Tell us ever OBJECTION:	rything that I YES	nappened at th		
Q#11: Tell us ever	rything that I YES	nappened at th	e party	
Q#11: Tell us ever OBJECTION: A#11: <u>There was a</u>	rything that I YES <u>lot.</u>	happened at th NO	e party BASIS:	
Q#11: Tell us ever OBJECTION: A#11: <u>There was a</u>	rything that I YES <u>lot.</u>	happened at th NO	e party	
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can ye	rything that I YES <u>lot.</u> ou describe t	happened at th NO the layout of M	e party BASIS:	
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can you OBJECTION:	rything that I YES lot. ou describe t YES	happened at th NO the layout of M NO	e party BASIS: Irs. Peacock's house? BASIS:	
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can ye OBJECTION: A#12: Sure, it is a	rything that I YES <u>lot.</u> ou describe t YES very large hou	happened at th NO the layout of M NO use all on one f	e party BASIS: Irs. Peacock's house? BASIS: oor. The master bedroom	is in the
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can ye OBJECTION: A#12: Sure, it is a back left corner; the	rything that I YES lot. ou describe t YES very large how e library is in t	happened at th NO the layout of M NO use all on one fi the front right o	e party BASIS: ars. Peacock's house? BASIS: oor. The master bedroom orner and the kitchen is according to the control of the	is in the
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a back left corner; the the library. There is	rything that h YES lot. ou describe t YES very large hou e library is in to a huge side y	the layout of M NO NO use all on one fi the front right c	e party BASIS: Irs. Peacock's house? BASIS: oor. The master bedroom	is in the
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can ye OBJECTION: A#12: Sure, it is a back left corner; the	rything that h YES lot. ou describe t YES very large hou e library is in to a huge side y	the layout of M NO NO use all on one fi the front right c	e party BASIS: ars. Peacock's house? BASIS: oor. The master bedroom orner and the kitchen is according to the control of the	is in the
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other side.	rything that I YES lot. ou describe t YES very large hou e library is in t a huge side y le of the hous	the layout of M NO use all on one fithe front right card outside the	e party BASIS: ars. Peacock's house? BASIS: oor. The master bedroom orner and the kitchen is according to the control of the	is in the
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other side. Q#13: How long of	rything that I YES lot. ou describe t YES very large how e library is in to a huge side y de of the hous	the layout of M NO use all on one fitte front right of ard outside the se. last?	e party BASIS: ars. Peacock's house? BASIS: oor. The master bedroom orner and the kitchen is achieved a large driveway	is in the ljacent to // parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other side OBJECTION:	rything that I YES lot. ou describe t YES very large hou e library is in t a huge side y le of the hous did the party	the layout of M NO use all on one fithe front right card outside the see. last? NO	e party BASIS: ars. Peacock's house? BASIS: oor. The master bedroom orner and the kitchen is achibrary and a large driveway	is in the ljacent to // parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other side. Q#13: How long of	rything that I YES lot. ou describe t YES very large hou e library is in t a huge side y le of the hous did the party	the layout of M NO use all on one fithe front right card outside the see. last? NO	e party BASIS: ars. Peacock's house? BASIS: oor. The master bedroom orner and the kitchen is achibrary and a large driveway	is in the ljacent to // parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other side of OBJECTION: A#13: How long of OBJECTION: A#13: It ended at each	rything that I YES lot. ou describe t YES very large how e library is in to a huge side y le of the hous did the party YES exactly 2am be	the layout of M NO use all on one fithe front right of ard outside the se. last? NO ecause that was	e party BASIS:	is in the ljacent to // parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can ye OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other sid Q#13: How long of OBJECTION: A#13: It ended at each of the library. Q#14: Do you known the objection of the library.	rything that I YES lot. ou describe to YES very large house library is in to a huge side yelle of the house lid the party YES exactly 2am become how many	the layout of M NO use all on one fithe front right of ard outside the sec. last? NO ecause that was	e party BASIS: BASIS: BASIS: Oor. The master bedroom orner and the kitchen is ach library and a large driveway BASIS: BASIS: Patty's rule. led the party?	is in the liacent to y/parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a state back left corner; the the library. There is area on the other side of OBJECTION: A#13: It ended at each of OBJECTION: A#14: Do you know OBJECTION:	rything that In YES lot. ou describe to YES very large house library is in to a huge side yelle of the house lid the party YES exactly 2am become how many YES	happened at the NO the layout of Monor one fittee front right control outside the second sec	e party BASIS:	is in the liacent to y/parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can ye OBJECTION: A#12: Sure, it is a back left corner; the the library. There is area on the other sid Q#13: How long of OBJECTION: A#13: It ended at each of the library. Q#14: Do you known the objection of the library.	rything that In YES lot. ou describe to YES very large house library is in to a huge side yelle of the house lid the party YES exactly 2am become how many YES	happened at the NO the layout of Monor one fittee front right control outside the second sec	e party BASIS: BASIS: BASIS: Oor. The master bedroom orner and the kitchen is ach library and a large driveway BASIS: BASIS: Patty's rule. led the party?	is in the liacent to y/parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a state back left corner; the the library. There is area on the other side of OBJECTION: A#13: It ended at each of OBJECTION: A#14: Do you know OBJECTION:	rything that In YES lot. ou describe to YES very large house library is in to a huge side yelle of the house lid the party YES exactly 2am become how many YES	happened at the NO the layout of Monor one fittee front right control outside the second sec	e party BASIS: BASIS: BASIS: Oor. The master bedroom orner and the kitchen is ach library and a large driveway BASIS: BASIS: Patty's rule. led the party?	is in the liacent to y/parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a state back left corner; the the library. There is area on the other side of OBJECTION: A#13: It ended at each of OBJECTION: A#14: Do you know OBJECTION:	rything that I YES lot. ou describe t YES very large hou e library is in t a huge side y de of the hous did the party YES exactly 2am be ow how many YES	the layout of M NO use all on one fithe front right of ard outside the sec. last? NO ecause that was y people attended to the sec. NO use all on one fithe front right of the front right of the sec.	e party BASIS: Irs. Peacock's house? BASIS: Oor. The master bedroom orner and the kitchen is achieved and a large driveway BASIS: Patty's rule. BASIS: BASIS: BASIS:	is in the liacent to y/parking
Q#11: Tell us ever OBJECTION: A#11: There was a Q#12: Well, can your OBJECTION: A#12: Sure, it is a state back left corner; the the library. There is area on the other side of the library. There is area on the other side of the library. It ended at every of the library. There is area on the other side of the library. There is area on the other side of the library. There is area on the other side of the library. There is area on the other side of the library. There is area on the other side of the library. There is area on the other side of the library. There is area on the other side of the library. There is a state of the library is a state of the library is a state of the library i	rything that It YES lot. ou describe to YES very large house library is in to a huge side yelle of the house lid the party YES exactly 2am become how many YES leading to the Accustic that It is a low how many YES leading to the Accustic that I was a low that I was a low that I was a low to the Accustic that I was a low that I was a low to the Accustic that I was a low that I was a low to the Accustic that I was a low t	the layout of M NO use all on one fithe front right of ard outside the sec. last? NO ecause that was y people attended to the sec. NO use all on one fithe front right of the front right of the sec.	e party BASIS: Irs. Peacock's house? BASIS: Oor. The master bedroom orner and the kitchen is achieved and a large driveway BASIS: Patty's rule. BASIS: BASIS: BASIS:	is in the liacent to y/parking

Q#16: When did you OBJECTION:			rofessor Plum? BASIS:
A#16: I was one of h	is students at	the University	about 10 years ago, I first took a
class from him and late			about 10 years ago, 1 mot toon a
Q#17: Was your rela			re than professional? BASIS:
A#17: Yes, but it end hardly spoken to him s	•	I left the Univ	versity to become an actress. I've
OBJECTION:	YES		him to get better grades? BASIS:
A#18: Of course not.			
			he arrived at the party? BASIS:
A#19: <u>I have no idea.</u>		110	
O#20. Who also atta	anded the new	c2	
Q#20: Who else atte			BASIS:
			s, including Patty's husband Mayor
Peacock.	inty leaders are	а рописат турс.	s, merading 1 arry 3 husband mayor
O#21. Did anything	intonostino h	ammam at the	n autoria
Q#21: Did anything			BASIS:
A#21: <u>I don't know w</u>			D1313.
11/1/21. I don't know v	viiat you iiicaii	<u>*</u>	
-	ve any intera	ction between	Mrs. Peacock and the Accused
during the party?	VEC	NO	DACIC
OBJECTION:	YES	NO	BASIS:
A#22: <u>I did.</u>			
Q#23: What did you	observe?		
OBJECTION:	YES	NO	BASIS:
	the corner hav	ing a very anin	nated conversation I could not
hear it.		,	
0#24. W M D.		D., C D1	
	icock mad at YES	NO NO	m during that conversation? BASIS:
OBJECTION: A#24: <u>Yes.</u>	1 E 3	NO	DASIS:
Q#25: How do you conversation?	know that s	she was mad	at Professor Plum during that
	YES	NO	BASIS:
2			the relationship with him and that
			names and said she would regret
that decision and th			
	11111111111111111111111111111		

	k you this to	o clarify, wher	she told you this, what was	her
demeanor?	T.ID.0		DA OTO	
5			BASIS:	_
A#26: She was cal	n, matter-ot-t	act about 1t; she	e laughed about 1t.	
O#27: So let me	ask again wi	hat did she tel	l you about her conversation w	ith
Professor Plum?	ask agaiii, wi	nat did she ter	i you about her conversation w	VILII
OBJECTION:	YES	NO	BASIS:	
A#27: <u>Just like I sa</u>			<u></u>	_
in and good mile a su	au a marace aç) ``		
Q#28: Did you o	bserve Mrs.	Peacock inter	act with her husband during	the
party?			_	
2			BASIS:	
\#28: <u>Yes, but I a</u>	<u>lon't rememb</u>	er any specifics	, only that I saw them talking a	few
imes.				
0.1100 TT 1	_			
Q#29: How long				
OBJECTION:			BASIS:	_
A#29: About as lo	<u>ng as I've kno</u>	<u>wn Patty.</u>		
7#20. Amo 22022 am	d Marron Dos			
Q#30: Are you an DBJECTION:	WES	NO		
A#30: <u>That's none</u>			DA313	_
11111 8 11011E	or your busin	<u>1088.</u>		
Q#31: Where in the	he house was	s the narty taki	no nlace?	
OBJECTION:			BASIS:	
5			arge, and for a while out on the d	— leck
ust outside the libra			8-7	
				
Q#32: What were	you doing d	uring the part	y?	
OBJECTION:		NO		
\#32: <u>Same as evo</u>	<u>eryone else, lis</u>	stening to the b	and, talking with friends, eating	and
<u>lrinking.</u>				
Q#33: What kind	of drinking?			
OBJECTION:	YES	NO	BASIS:	_
	s and wine	there was an op	en bar and most everyone was tak	<u> cing</u>
<u>dvantage.</u>				
Q#34: How much			e	
OBJECTION:	YES	NO	BASIS:	_
A#34: <u>A lot, but I</u>	don't think I v	was drunk.		
OHAE W. D. C	Di 1	1.5		
Q#35: Was Profes			DACIC	
OBJECTION:	YES	NO	BASIS:	_
A#35: <u>I'm not sure</u>	<u>e what you me</u>	ean.		

			ssor Plum drink that night?	
OBJECTION:	YES	NO	BASIS:	
A#36: I don't rem	<u>ember.</u>			
			e course of the night	
OBJECTION:	YES	NO	BASIS:	
A#37: <u>Yes.</u>				
Q#38: Did he ap	pear drunk t	o you?		
OBJECTION:	YES	NO	BASIS:	
A#38: <u>Probably.</u>				
•				
Q#39: Were you	able to inter	act with Mrs. I	eacock during the party?	
OBJECTION:				
5			and I worked with the staff to e	
that the party was a				
<u> </u>				
Q#40: Did vou n	otice anythin	ng unusual abo	out her demeanor that night?	
OBJECTION:				
02/201101	126	1,0	2116161	
A#40: Yes, she see	emed like ver	 z nervous all nio	ht	
1111 10. 105, 5110 500	cifica fixe ver	r nervous un me	<u> </u>	
Q#41: Was she a	fraid of the A	occused Profes	sear Plum?	
			BASIS:	
A#41: <u>I think so.</u>	1123	110	D/1313	
11#41. <u>1 tillik 50.</u>				
O#42: Did she to	all wou that el	ae was afraid o	f the Accused, Professor Plur	~ 2
=	•		BASIS:	
5		NO	D/1313	
A#42: Yes she did	<u>l.</u>			
O#42. II. 414				
Q#43: How did t			DACIC	
OBJECTION:			BASIS:	
2			she was going to bed, she that	ınkec
everyone for comir	<u>ng and told th</u>	<u>em to drive safe</u>	<u>.</u>	
Q#44: Did you so				
OBJECTION:	YES	NO	BASIS:	
A#44: She left the	e library. I ass	sume she went t	<u>o her bedroom like she said sh</u>	
going to do.	<u>e merurj, r uec</u>			— e was
	<u> </u>			e was
	<u> </u>			e was
Q#45: Did you so				e wa
Q#45: Did you so OBJECTION:	ee Professor			
OBJECTION:		Plum leave?	BASIS:	
	ee Professor	Plum leave?		
OBJECTION: A#45: <u>No.</u>	ee Professor YES	Plum leave? NO	BASIS:	
OBJECTION: A#45: No. Q#46: Where wa	ee Professor YES s Professor I	Plum leave? NO Plum at this po	BASIS:	
OBJECTION: A#45: <u>No.</u>	ee Professor YES s Professor I YES	Plum leave? NO	BASIS:	

•	he doing?			
OBJECTION:	YES	NO	BASIS:	
A#47: He was kill	ling Patty.			
Q#48: What did	you do as eve	eryone was stai	ting to leave?	
			BASIS:	
			and make sure the staff was	
			eft I went to her bedroom	
know I was going		,		
Q#49: What hap	pened next?			
OBJECTION:		NO	BASIS:	
A#49: I heard wh				
Q#50: What did	vou do?			
		NO	BASIS:	
2			on the door; there was no a	
			d the door and looked in.	
1 mis enter usum, w	TIOTI STIO GIGIT C	with well appears		
Q#51: What was	Professor Plu	ım doing at th	s point?	
			BASIS:	
A#51: I can only		110	<i>D</i> 1010.	
11/151. I can only	<u>guess.</u>			
O#52: What did	vou see wher	vou looked in	to the hedroom?	
Q#52: What did				
OBJECTION:	YES	NO	BASIS:	ing from
OBJECTION: A#52: The lights v	YES were on and I s	NO		ing from
OBJECTION:	YES were on and I s	NO	BASIS:	ing from
OBJECTION: A#52: The lights v some kind of head	YES were on and I s wound.	NO saw Patty laying	BASIS:on the floor and blood com	
OBJECTION: A#52: The lights v some kind of head Q#53: From wh	YES were on and I s wound.	NO saw Patty laying	BASIS:	
OBJECTION: A#52: The lights v some kind of head Q#53: From wh Peacock.	YES were on and I s wound. at you observ	NO saw Patty laying yed, tell us wha	BASIS:on the floor and blood com	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wheeleacock. OBJECTION:	YES were on and I s wound. at you observ	NO Saw Patty laying yed, tell us who	BASIS:on the floor and blood com	vith Mrs
OBJECTION: A#52: The lights v some kind of head Q#53: From wh Peacock.	YES were on and I s wound. at you observ	NO Saw Patty laying yed, tell us who	BASIS:on the floor and blood com	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: Lassumed	YES were on and I s wound. at you observ YES she was bleedi	NO saw Patty laying ved, tell us what NO ng to death.	BASIS: on the floor and blood com at was medically wrong w BASIS:	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else	YES were on and I s wound. at you observ YES she was bleedies e did you notice	NO saw Patty laying ved, tell us who NO ng to death. ce about the ro	BASIS: on the floor and blood com at was medically wrong w BASIS: om?	rith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else OBJECTION:	YES were on and I s wound. at you observ YES she was bleedies did you notice YES	NO saw Patty laying ved, tell us who NO ng to death. ce about the ro NO	BASIS: on the floor and blood com at was medically wrong w BASIS:	rith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else	YES were on and I s wound. at you observ YES she was bleedies did you notice YES	NO saw Patty laying ved, tell us who NO ng to death. ce about the ro NO	BASIS: on the floor and blood com at was medically wrong w BASIS: om?	rith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: Lassumed Q#54: What else OBJECTION: A#54: A side doo	YES were on and I s wound. at you observ YES she was bleedi e did you notion YES or to the bedroof	NO saw Patty laying yed, tell us what NO ng to death. ce about the ro NO om was open.	BASIS: on the floor and blood com at was medically wrong w BASIS: om?	rith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else	YES were on and I so wound. at you observed YES she was bleediesed did you notice YES or to the bedroods can you tell to	NO saw Patty laying red, tell us what NO ng to death. ce about the ro NO om was open. us?	BASIS: on the floor and blood com at was medically wrong w BASIS: om? BASIS:	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else OBJECTION:	YES were on and I s wound. at you observ YES she was bleedi e did you notic YES or to the bedroot e can you tell to	NO saw Patty laying yed, tell us what NO ng to death. ce about the ro NO om was open.	BASIS: on the floor and blood com at was medically wrong w BASIS: om?	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else	YES were on and I s wound. at you observ YES she was bleedi e did you notic YES or to the bedroot e can you tell to	NO saw Patty laying red, tell us what NO ng to death. ce about the ro NO om was open. us?	BASIS: on the floor and blood com at was medically wrong w BASIS: om? BASIS:	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else OBJECTION:	YES were on and I s wound. at you observ YES she was bleedi e did you notic YES or to the bedroot e can you tell to	NO saw Patty laying red, tell us what NO ng to death. ce about the ro NO om was open. us?	BASIS: on the floor and blood com at was medically wrong w BASIS: om? BASIS:	vith Mrs
OBJECTION: A#52: The lights visome kind of head Q#53: From wh Peacock. OBJECTION: A#53: I assumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else OBJECTION: A#55: What do ye Q#56: What did	YES were on and I so wound. at you observed YES she was bleedies did you notice YES or to the bedrood e can you tell to YES ou mean?	NO saw Patty laying red, tell us what NO ng to death. ce about the ro NO om was open. us?	BASIS: on the floor and blood com at was medically wrong w BASIS: om? BASIS:	vith Mrs
OBJECTION: A#52: The lights vsome kind of head Q#53: From wh Peacock. OBJECTION: A#53: Lassumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else OBJECTION: A#55: What do ye Q#56: What did OBJECTION:	YES were on and I s wound. at you observ YES she was bleedi e did you notic YES or to the bedroot e can you tell to YES ou mean? you do next? YES	NO saw Patty laying red, tell us what NO ng to death. ce about the ro NO om was open. us? NO	BASIS: on the floor and blood com at was medically wrong w BASIS: om? BASIS: BASIS:	vith Mrs
OBJECTION: A#52: The lights vsome kind of head Q#53: From wh Peacock. OBJECTION: A#53: Lassumed Q#54: What else OBJECTION: A#54: A side doo Q#55: What else OBJECTION: A#55: What do ye Q#56: What did OBJECTION:	YES were on and I s wound. at you observ YES she was bleedi e did you notic YES or to the bedroot e can you tell to YES ou mean? you do next? YES	NO saw Patty laying red, tell us what NO ng to death. ce about the ro NO om was open. us? NO	BASIS: on the floor and blood com at was medically wrong w BASIS: om? BASIS: BASIS:	vith Mrs

Q#57: Ho	w did Mrs	s Peacock rec	eive that injury	to her head?
				BASIS:
		essor Plum did		
O#59: Loc	dzina thea	ugh that apan	door you saw	Professor Plum running away.
OBJECTIC				BASIS:
A#58: <u>Yes</u>		1123	NO	DA313
A#36: <u>1es</u>	<u>-</u>			
Q#59: Wh	at happer	ned next?		
OBJECTIC)N:	YES	NO	BASIS:
A#59: <u>Patt</u>	<u>y was tryin</u>	ng to say somet	hing so I put m	y ear to her lips.
O#60, W/b	at did she	toll woul		
Q#60: Wh		•	NO	BASIS:
A#60: <u>She</u>	whispered	, "He killed me	e"; and then she	died.
Q#61: Wh	o was the	"he" she was	referring to?	
		YES		BASIS:
2		sor Plum, the n		
	- j	, , , , , , , , , , , , , , , , , , ,		
		•	riend's death l	•
OBJECTIC		YES		BASIS:
A#62: <u>I've</u>	never reco	overed from los	sing her.	
Q#63: Wh	at hanner	ned next?		
OBJECTIC			NO	BASIS:
				also at that moment I heard tires
			at a high speed.	
<u>oquem min</u>	to war to the total		we with speed.	<u>.</u>
		the license pla		
OBJECTIC			NO	BASIS:
A#64: <u>Yes</u>	<u>, part of it.</u>			
O#65: Wh	at were th	ne numbers yo	ni eaw?	
OBJECTIC		YES	NO	BASIS:
A#65: <u>I do</u>			110	D/1313.
11#05. <u>1 uo</u>	ii t ieilieili	idei.		
Q#66: Isn	't it true tl	hat the numbe	ers you saw we	ere "1A43"?
OBJECTIC		YES	NO	BASIS:
A#66: <u>If yo</u>				
-	, -			
Q#67: Dio	l you tell t	the police that	the numbers	you saw were "1A43"?
OBJECTIC	N:	YĒS	NO	BASIS:
A#67: <u>If yo</u>	ou say so.			

		night refresh yo	ur memory about the license	plate
numbers that you s		NO	DACIC.	
OBJECTION:				
			paper and handed that paper t	<u>.o tne</u>
police officers who c	anie to the	scene.		
Identification, the	piece of pa		rs Prosecution Exhibit 1 ce as Prosecution Exhibit 1. BASIS:	
paper, now marked	d as Appel and then l	late Exhibit I,	a going to show you that pie and ask you to look at it, re ad I'll take it back BASIS:	
it refresh your men			it I back from you, did looki e numbers that you saw? BASIS:	O
_			rs Prosecution Exhibit 1	
_		per, into eviden NO	ce as Prosecution Exhibit 1. BASIS:	
down on the piece			ou write the license plate nun ry of those numbers was fre	
your memory. OBJECTION: A#73: Yes.	YES	NO	BASIS:	
recollection?	numbers co	orrect when yo	u wrote them down to your	
OBJECTION: A#74: <u>Yes.</u>	YES	NO	BASIS:	
Q#75: Were the nu	ımbers you	ı wrote down "1	A43"?	
OBJECTION: A#75: <u>Yes.</u>	YES	NO	BASIS:	
_			rs Prosecution Exhibit 1	
OBJECTION: A#76:	YES	per, into evider NO	BASIS:	

Q#77: Let me mo anything that you			while in the bedroom	m did you see
OBJECTION:			BASIS:	
A#77: <u>I did not.</u>				
Q#78: So in your was Mrs. Peacock	_	sed on what yo	ou observed in the b	edroom, how
		NO	BASIS:	
A#78: <u>Professor Pl</u>				
Government: No Judge: Defense C Defense Counsel:	ounsel, do y	ou wish to que		
Q#79: You previo	ously testifie	d under oath th	at you are a model,	correct?
OBJECTION: A#: <u>Correct.</u>	YES	NO	BASIS:	
Q#80: You are als				
OBJECTION: A#80: <u>Yes, so?</u>	YES	NO	BASIS:	
Q#81: But somed				
OBJECTION: A#81: Maybe, I do		NO	BASIS:	
with her husband,	Mayor Peac	cock?	t you about being in	a relationship
OBJECTION:		NO	BASIS:	
A#82: We talked al	bout it.			
Q#83: Come on, t				
OBJECTION: A#83: We talked al		NO	BASIS:	
Q#84: So if Color arguing loudly he			to court and says he	e saw you two
OBJECTION:	YES	NO	BASIS:	
A#84: <u>Yes.</u>				
		• •	w Colonel U.S. Mus	
OBJECTION: A#85: <u>Yes.</u>	YES	NO	BASIS:	
Q#86: You appea	red in a mov	vie together las	t year.	
OBJECTION: A#86: <u>Yes.</u>	YES	NO	BASIS:	

Q#87: You wou friends.	ld describe y	our relationshi	p as friendly but no	t necessaril
OBJECTION: A#87: <u>Yes.</u>	YES	NO	BASIS:	
		41a a 4a a 6a		
Q#88: No animo	•	•		
OBJECTION: A#88: <u>No.</u>	1 E3	NO	BASIS:	
Q#89: He was at	the party.			
OBJECTION: A#89: <u>Yes.</u>	YES	NO	BASIS:	
Q#90: You know	that he is no	t a drinker.		
OBJECTION: A#90: No he's no	YES		BASIS:	
Q#91: You are n against you.	ot aware of a	ny motive he v	ould have to fabrica	ite testimon
OBJECTION:	YES	NO	BASIS:	
A#91: <u>No I am no</u>				
Q#92: You were	_	- •		
OBJECTION:	YES	NO	BASIS:	
A#92: <u>Yes.</u>				
Q#93: In fact, yo		_	D 1 070	
OBJECTION:		NO	BASIS:	
A#93: I don't kno	ow what you m	ean by a lot.		
Q#94: You're an				
OBJECTION: A#94: <u>No!</u>	YES	NO	BASIS:	
Q#95: When you	ı drink it effe	cts vour behav	or correct?	
OBJECTION:	YES	NO	BASIS:	
A#95: I don't thin				
			t think as clearly wh	en they hav
had too much alc			DACIC	
OBJECTION: A#96: <u>If you say s</u>		NO	BASIS:	
Q#97: Have you	ı ever drank s	o much alcoh	ol that you don't ren	nember wha
happened while y		_	DAGE	
OBJECTION: A#97: <u>No.</u>	YES	NO	BASIS:	

Q#98: It's true th			
OBJECTION:		NO	BASIS:
A#98: <u>Maybe to a</u>	small degree.		
Q#99: It's true th			
OBJECTION:	YES	NO	BASIS:
A#99: <u>No.</u>			
O#100: It's true t	that on the F	ourth of July 1	ast year, while drinking at a party
			I to leave because you had gotter
into a heated argu			to leave because you had gotter
		_	BASIS:
A#100: I left for n		110	<u></u>
Titt 100. Tiett 101 I	ily own saicty		
Q#101: Isn't it tr	ue that you c	onfessed to yo	our psychotherapist that you killed
Mrs Peacock?	·	•	
OBJECTION:	YES	NO	BASIS:
A#101: Absolutely	<u>y not!</u>		
O#102. Mas Dans		D1	
Q#102: Mrs Peac			
OBJECTION:	1 E3	NO	BASIS:
A#102: <u>Yes.</u>			
Q#103: But you v	were in a rela	tionship with l	Mayor Peacock.
-		-	BASIS:
A#103: <u>Yes.</u>			
0//404 T 6	•		
		you were in a	relationship, you were having sex
with him on a reg		NO	DACIC.
OBJECTION:			BASIS:
A#104: <u>We were i</u>	n an aduit reia	uonsnip.	
Q#105: You were	trying to kee	ep that relation	nship a secret.
OBJECTION:	YES	NO	BASIS:
A#105: <u>Yes.</u>			
O#106 I C +	1 3 6	D 1.1	
	•		ked that night at the party and he
told you to keep to OBJECTION:		ip a secrei. NO	BASIS:
5		NO	DASIS:
A#106: <u>I don't rec</u>	<u>call.</u>		
Q#107: Regardle	ss, you wante	ed that relation	nship to continue.
OBJECTION:	YES	NO	BASIS:
A#107: <u>Yes.</u>			
			
Q#108: And Mrs.	. Peacock thr	eatened to exp	oose it to the world
OBJECTION:	YES	NO	BASIS:
A#108: No she die	<u>d not.</u>		

			she can't refute your	
2		NO	BASIS:	
A#109: <u>You're cra</u>	<u>12y.</u>			
_	e that Mrs. P	eacock left the	party exactly at 2 am	and went to
her room.	VEC	NO	DACIC.	
OBJECTION:	YES	NO	BASIS:	
A#110: <u>Yes</u>				
	g to your tes	timony you fo	und her lying on the	floor at 2:10
am. OBJECTION:	VEC	NO	BASIS:	
A#111: <u>Yes.</u>	1123	NO	D/1313	
71// 111. <u>103.</u>				
-	ad 10 minutes	s in which you	could have killed her	and hid the
murder weapon.			D 1 070	
OBJECTION:	YES	NO	BASIS:	
A#112: <u>No.</u>				
Q#113: You've b	een in trouble	e with the law	before.	
OBJECTION:	YES	NO	BASIS:	
A#113: What do y	you mean?			
O#114. T1			fan ah anliftin a	
Q#114: Twelve y OBJECTION:				
A#114: <u>Yes.</u>	1113	110	<i>D1</i> 1010.	
<u> </u>				
	•	e in junior hi	gh school you were	arrested fo
punching a classi				
OBJECTION:	YES	NO	BASIS:	
A#115: <u>Yes.</u>				
O#116: You were	e interviewed	by the police a	after they arrived at the	e scene.
			BASIS:	
A#116: <u>Yes.</u>				
-	-	at you did not	know who you saw ru	nning awa
from the bedroon				
OBJECTION:	YES	NO .	BASIS:	
A#117: <u>I don't thi</u>	ink so, it was h	<u>iim.</u>		
O#118: You kn	ow that the	official police	report directly conti	adicts vou
description of the		_		marcio you
OBJECTION:	YES	NO	BASIS:	
A#118: <u>I doubt th</u>	<u>ıat.</u>			_

			direct was that you	saw Professor
Plum running from			D 4 070	
OBJECTION:	YES	NO	BASIS:	
A#119: <u>Yes.</u>				
Q#120: So that is	your under o	oath testimony	about what you saw	that night?
OBJECTION:	•	NO	•	
A#120: <u>Yes.</u>				
Q#121: That's wh	at you believ	e you saw.		
OBJECTION:			BASIS:	
A#121: <u>Yes.</u>				
Q#122: You reme	ember giving	a statement to	o the police that nig	ht about what
happened.	0 0		•	
OBJECTION:	YES	NO	BASIS:	
A#122: <u>Yes.</u>				
Q#123: They told	l you it was i	mportant that	you tell them everytl	ning you saw.
			BASIS:	
A#123: <u>Yes.</u>				
Q#124: And to be	truthful.			
OBJECTION:	YES	NO	BASIS:	
A#124: <u>Yes.</u>				
Q#125: You were	truthful.			
OBJECTION:	YES	NO	BASIS:	
A#125: I was tired	, I was upset.			
Q#126: You didn	't lie.			
OBJECTION:	YES	NO	BASIS:	
A#126: <u>No I did n</u>	<u>ot lie.</u>			
			y thereafter when th	
			a figure in the dark 1	
someone about 5'1	10" tall and 17	70-190 pounds	but could not identif	y who it was."
OBJECTION:	YES	NO	BASIS:	
A#127: <u>I saw Prof</u>	essor Plum, I'	m sure it was h	<u>im.</u>	
Q#128: Not my q	uestion, did	you speak tho	se words to the polic	e that night?
OBJECTION:	YES	NO	BASIS:	
A#128: <u>Can I see 1</u>	my statement?) -		
Q#129: Is it your	testimony no	ow that you do	not recall what you	told the police
on that night?				
OBJECTION:	YES	NO	BASIS:	
A#129: <u>Yes.</u>				

_	ent to police		Tense Exhibit A for Ic y which the Governm	
OBJECTION: A#130:		NO	BASIS:	
Q#131: You made events of 2 Februar		ement to pol	ice about your involv	ement in the
OBJECTION: A#131: When?	•	NO	BASIS:	
			ou gave another states	
A#132: No, I just a			BASIS:	
Q#133: It's true th		_		
OBJECTION: A#133: <u>No</u>	YES	NO	BASIS:	
Q#134: You were	married and	l once hit yo	ar spouse and told h	im you were
going to kill him.			-	
OBJECTION:			BASIS:	
A#134: <u>No, that ne</u>	<u>ver nappened</u>	<u>.</u>		
	ss after your	friend's deat	n you were working o	on a comedy
movie.	TH	210	D 4 070	
OBJECTION: A#135: <u>Yes.</u>	YES	NO	BASIS:	
Q#136: Mrs. Peac	cock didn't k	anow she was	going to die when s	she allegedly
whispered in your	ear.			
OBJECTION:		NO	BASIS:	
A#136: <u>I think she</u>	<u>did.</u>			
Q#137: Your testikilled me."	imony on dir	rect a few mi	nutes ago was that s	he said "He
OBJECTION:	VFS	NO	BASIS:	
A#137: <u>Yes.</u>	1125	110	D/1010.	
-	u to read the	highlighted	portion of Defense E	Exhibit A out
loud.	T.T.	210	D LOTO	
OBJECTION:	YES	NO	BASIS:	
A#138: <u>'Patty leane</u>	ed in and whis	spered to me ":	t was nim."	
Q #139: You were	the only one	who heard th	is alleged statement.	
OBJECTION:	YES	NO	BASIS:	
A#139: <u>Yes.</u>				

Q#140: Even then	n she didn't i	name her killei	r, assuming it wasn't yo	u.
OBJECTION:	YES	NO	BASIS:	
A#140: I guess no	w that I look :	at my statement	<u>•</u>	
J		•		
Q#141: In fact, sh	e didn't ever	n use the word	"killed."	
OBJECTION:	YES	NO	BASIS:	
A#141: <u>I guess.</u>				
J				
Q#142: Why did y	you kill your	friend Patty P	eacock?	
OBJECTION:	YES	NO	BASIS:	
A#142: I didn't.				

Whew! Good job. Or was it??? At the end of this Compendium, after the Glossary, you will find Appendix A with an Answer Key. Check your answers against mine. You may have more objections than I did; you may have less. You may have objected to a question on different grounds. I may be right, you may wrong; you may be right, I may be wrong. The destination, however, is not as important as the journey. The skill the Challenge is supposed to sharpen is not your knowledge of the rules of evidence. Rather, the skill being sharpened is your ability to apply that pre-existing knowledge to "real-world" questions (and answers) and recognize questions (and answers) that are objectionable, even if you are not totally sure why.