

APPENDIX B

Sample of EATP Method Feedback Forms

EFFECTIVE ADVOCATE TRAINING PROGRAM

ORAL WORK

Opening Statement

FEEDBACK

ADVOCATE:_____INSTRUCTOR:_____DATE:_____

OPENING STATEMENT

(7-1; 7 is excellent)

Effective organization and structure	1	2	3	4	5	6	7
Effective storyteller of facts	1	2	3	4	5	6	7
Explained theory of case	1	2	3	4	5	6	7
Effective use of persuasive approaches and techniques	1	2	3	4	5	6	7
Effectively explained weaknesses in case	1	2	3	4	5	6	7
Effective delivery and presentation	1	2	3	4	5	6	7
Avoidance of objectionable and argumentative opening statement	1	2	3	4	5	6	7
Overall	1	2	3	4	5	6	7

(OVER)

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are no margins, text, or other markings on the paper.

7	An excellent accomplishment
6	
5	
4	A good accomplishment with some major and minor deficiencies
3	
2	
1	A poor accomplishment with significant deficiencies

EFFECTIVE ADVOCATE TRAINING PROGRAM

ORAL WORK

Direct Examination

FEEDBACK

ADVOCATE:_____INSTRUCTOR:_____DATE:_____

Direct Examination

(7-1; 7 is excellent)

Detailed story (for the portion of the examination conducted), Questions solicited sufficient foundation and details	1	2	3	4	5	6	7
Interesting and persuasive story, Developed and maintained an effective story	1	2	3	4	5	6	7
Simple questions: Questions were understandable	1	2	3	4	5	6	7
Non-objectionable questions and responses, Attorney understood evidentiary rules. Evidentiary Objections: Made proper objections under the rules, appropriate as a tactic and timely, overall performance and use and understanding of objections	1	2	3	4	5	6	7
Effective structure, Examination conducted in a chronological or orderly fashion	1	2	3	4	5	6	7
Effective pace and follow-up, Attorney listened and clarified answers	1	2	3	4	5	6	7
Demeanor and presence, Appropriate eye contact, voice projection, facial expressions, physical posture, and avoidance of distractions	1	2	3	4	5	6	7
Overall	1	2	3	4	5	6	7

(OVER)

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EFFECTIVE ADVOCATE TRAINING PROGRAM

ORAL WORK

Cross-Examination

FEEDBACK

ADVOCATE:_____INSTRUCTOR:_____DATE:_____

Cross-Examination

(7-1; 7 is excellent)

Questions and answers supported cross-examiner's case	1	2	3	4	5	6	7
Questions and answers discredited other side or witness	1	2	3	4	5	6	7
Leading questions were understandable and not objectionable	1	2	3	4	5	6	7
Non-objectionable questions and responses, student understood evidentiary rules	1	2	3	4	5	6	7
Examination conducted in an orderly fashion with effective transitions	1	2	3	4	5	6	7
Student used effective tactics or proper impeachment	1	2	3	4	5	6	7
Appropriate eye contact, voice projection, facial expressions, physical posture, and avoidance of distractions	1	2	3	4	5	6	7
Overall	1	2	3	4	5	6	7

(OVER)

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EFFECTIVE ADVOCATE TRAINING PROGRAM

ORAL WORK

Closing Argument

FEEDBACK

ADVOCATE: _____ INSTRUCTOR: _____ DATE: _____

Closing Argument

(7-1; 7 is excellent)

Persuasiveness	1	2	3	4	5	6	7
Effective presentation							
Interest	1	2	3	4	5	6	7
Developed and maintained interest							
Organization	1	2	3	4	5	6	7
Presentation well organized							
Balance	1	2	3	4	5	6	7
Appropriate balance of facts, law, reasons							
Demeanor and presence	1	2	3	4	5	6	7
Appropriate eye contact, voice projection, facial expressions, physical posture, and avoidance of distractions							
Avoidance of objectionable summation	1	2	3	4	5	6	7
Overall	1	2	3	4	5	6	7

(OVER)

COMMENTS

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and extend across the width of the page. There are no margins, text, or other markings on the paper.

FEEDBACK KEY

- | | |
|---|--|
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EFFECTIVE ADVOCATE TRAINING PROGRAM

ORAL WORK

Jury Trial

FEEDBACK

Advocate: _____ Instructor: _____ Date: _____

(7-1; 7 is excellent)

OPENING STATEMENT

Explanation of legal theory and case	1	2	3	4	5	6	7
Explanation of facts to be proved	1	2	3	4	5	6	7
Overall performance	1	2	3	4	5	6	7

DIRECT EXAMINATION

Proved prima facie case, under any legal theory (survive directed verdict motion or motion to dismiss)	1	2	3	4	5	6	7
Sufficiently detailed and orderly line of questioning	1	2	3	4	5	6	7
Use of understandable questions and avoidance of objectionable questions or responses	1	2	3	4	5	6	7
Development and communication of interest in story being told by witness	1	2	3	4	5	6	7
Proper foundation and identification questions for introduction of exhibits	1	2	3	4	5	6	7
Proper reference to and handling of exhibits	1	2	3	4	5	6	7
Overall performance	1	2	3	4	5	6	7

CROSS EXAMINATION

Proper question forms: Simple and clear and not unnecessarily open-ended or "how" or "why" questions	1	2	3	4	5	6	7
Listened to witness and flexibly adapted to other areas of vulnerability	1	2	3	4	5	6	7
Controlled witness' responses and maintained proper attitude toward witness	1	2	3	4	5	6	7
Brought out facts to buttress own case and facts to weaken opponent's case	1	2	3	4	5	6	7
Attempted impeachment	1	2	3	4	5	6	7
Overall performance	1	2	3	4	5	6	7

REDIRECT/REBUTTAL

Brought out information to clarify or rebut cross examination info or other info (award full points if attorney doesn't redirect if redirect not necessary)	1	2	3	4	5	6	7
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EVIDENTIARY OBJECTIONS

Objections: Proper under the rules	1	2	3	4	5	6	7
Appropriate as a tactic and timely	1	2	3	4	5	6	7
Overall performance, use and understanding of objections	1	2	3	4	5	6	7

CLOSING ARGUMENT

Clear, concise and appropriate summary	1	2	3	4	5	6	7
Persuasive and reasoned explanation of facts and law	1	2	3	4	5	6	7
Overall performance	1	2	3	4	5	6	7

COURTROOM DELIVERY

Proper eye contact, pace, tone and physical gestures	1	2	3	4	5	6	7
Courtroom demeanor and presence	1	2	3	4	5	6	7
Overall	1	2	3	4	5	6	7

(Over)

[illegible]

ASSESSMENT AND FEEDBACK KEY	
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An excellent accomplishment

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EFFECTIVE ADVOCATE TRAINING PROGRAM

ORAL WORK

Arbitration

FEEDBACK

Advocate: _____ Instructor: _____ Date: _____

(7-1; 7 is excellent)

OPENING STATEMENT

Explanation of legal theory and case	1	2	3	4	5	6	7
Explanation of facts to be proved	1	2	3	4	5	6	7
Overall performance	1	2	3	4	5	6	7

DIRECT EXAMINATION

Proved prima facie case, under any legal theory (survive directed verdict motion or motion to dismiss)	1	2	3	4	5	6	7
Sufficiently detailed and orderly line of questioning	1	2	3	4	5	6	7
Use of understandable questions and avoidance of objectionable questions or responses	1	2	3	4	5	6	7
Development and communication of interest in story being told by witness	1	2	3	4	5	6	7
Proper foundation and identification questions for introduction of exhibits	1	2	3	4	5	6	7
Proper reference to and handling of exhibits	1	2	3	4	5	6	7
Overall performance	1	2	3	4	5	6	7

CROSS EXAMINATION

Proper question forms: Simple and clear and not unnecessarily open-ended or "how" or "why" questions	1	2	3	4	5	6	7
Listened to witness and flexibly adapted to other areas of vulnerability	1	2	3	4	5	6	7
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Brought out facts to buttress own case and facts to weaken opponent's case	1	2	3	4	5	6	7
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Overall performance	1	2	3	4	5	6	7

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EVIDENTIARY OBJECTIONS

Objections: Proper under the rules	1	2	3	4	5	6	7
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Proper eye contact, pace, tone and physical gestures	1	2	3	4	5	6	7
Courtroom demeanor and presence	1	2	3	4	5	6	7

Overall	1	2	3	4	5	6	7
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(Over)

[illegible]

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EFFECTIVE ADVOCATE TRAINING PROGRAM

WRITTEN WORK

Case Analysis for Jury Trial

FEEDBACK

ADVOCATE: _____ INSTRUCTOR: _____ DATE: _____

(7-1; 7 is excellent)

Demonstrates a clear and complete understanding of the plaintiff's theory of the case	1	2	3	4	5	6	7
Demonstrates a clear and complete understanding of the defendant's theory of the case	1	2	3	4	5	6	7
Demonstrates a clear and complete understanding of themes for plaintiff's case	1	2	3	4	5	6	7
Demonstrates a clear and complete understanding of themes for defendant's case	1	2	3	4	5	6	7
Demonstrates an understanding of the elements necessary for plaintiff and defendant to prevail at trial	1	2	3	4	5	6	7
Demonstrates an understanding of the weakness and strength of plaintiff's case and defendant's case	1	2	3	4	5	6	7
Demonstrates an understanding of liability analysis of plaintiff and defendant	1	2	3	4	5	6	7
Demonstrates an understanding of damages analysis for plaintiff and defendant	1	2	3	4	5	6	7
Overall	1	2	3	4	5	6	7

(OVER)

[illegible]

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EFFECTIVE ADVOCATE TRAINING PROGRAM

WRITTEN WORK

Case Analysis for Arbitration/Court Trial

FEEDBACK

ADVOCATE: _____ INSTRUCTOR: _____ DATE: _____

(7-1; 7 is excellent)

Demonstrates a clear and complete understanding of the plaintiff's theory of the case	1	2	3	4	5	6	7
Demonstrates a clear and complete understanding of the defendant's theory of the case	1	2	3	4	5	6	7
Demonstrates a clear and complete understanding of themes for plaintiff's case	1	2	3	4	5	6	7
Demonstrates a clear and complete understanding of themes for defendant's case	1	2	3	4	5	6	7
Demonstrates an understanding of the elements necessary for plaintiff and defendant to prevail at trial	1	2	3	4	5	6	7
Demonstrates an understanding of the weakness and strength of plaintiff's case and defendant's case	1	2	3	4	5	6	7
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