

High School Mock Trial 2018

State of Buckeye V. Adam Smith

Errata Sheet

**Please note:**

The errata sheet serves to clarify or correct errors in the Mock Trial case and/or rules, and does not address team strategy, coaching, or judging protocol. If a question received does not meet the criteria for Errata (e.g. pertains to an evidence question), an email response will be sent to the

individual advisor.

**Errata 11/14/2017**

1. **On page 56 it says:  "On October 6, 1999, after a jury trial". On page 58 it says:  "On October 5,**

**1999, the parties began trial." then in the next line down, it says "On October 19, 1999 the jury found the defendant guilty of all charges." So, if he was found guilty on October 19, how could "after a jury trial" been on October 6?  Please give the correct date the students should be using.** On Page 56, the date should read October 19, 1999

1. **Regarding exhibit C. Is the map scale accurate in that one and a half inch is equivalent to 4**

**miles?** The map scale on Exhibit C is accurate.

1. **In the Billie Stoneridge's witness testimony, on line 24 it spells one of Hayley's friends as "Janey"**

**and "Janie". Later, it goes back to "Janey".  Which one is the correct spelling of the name?**

All should be spelled “Janey”.

**Errata 10/31/2017**

**1.) The State of Buckeye is referred to as the Plaintiff-Respondent.  But since the State prosecuted Smith, as opposed to lodging a complaint, shouldn’t it be "Prosecution-Respondent" throughout?**

Yes. It should be prosecution/respondent, especially since this motion filed as part of original criminal case. (This is a non-substantive clarification.)

**Errata 10/17/2017**

**1.) In lines 133-134 of Avery Thompson’s statement, it says “In both instances, Morgan claimed when he got home Morgan seemed panicked, told him to get in the car, and then took him to Cardinal Park.”  Can we assume that the second instance of “Morgan” in that sentence should say “Adam” instead?** Yes. In line 134 of Avery Thompson’s Witness Statement, the name Morgan should be Adam.

**Errata 10/06/2017**

**1.) Page 63 in the prosecution memorandum states "[insert updated podcaster info re: drive test]". Was there supposed to be something additional added to the memorandum?**

No. The line "[insert updated podcaster info re: drive test]" on Page 63 of the Case File is in error and

should be disregarded.

**2.) Waranowitz mentions that there was overcast, but exhibit D (the state test) lists the weather as "sunny”. What was the weather like on the day of the incident?** EXHIBIT D: DRIVE TEST RESULTS has been edited. “The State’s Timeline” conditions have been changed from Sunny to Overcast. (See attached)

**3.) Due to printing issues, Exhibits A, D and E did not print in landscape format**. The landscape versions of those exhibits follow for use. Note that Exhibit D is revised to include the corrected State’s Timeline Conditions.

**Exhibit A: Tower Proximity Report**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Location | | Tower Target 1998 | QoS | Tower Target 2017 | QoS |
| 1 | 382 Spotted Salamander Ave. - *A.K.A. Bennigan’s Diner* | N653B | 90% | L6521A | Out of Range |
| 2 | 401 Carnation Rd. - *A.K.A. Reynolds’ Residence* | L651B | 40% | L651A | 60% |
| 3 | 545 Spotted Salamander Ave. - *A.K.A. Trillium H.S.* | M654B | 70% | N653A | 40% |
| 4 | 545 Spotted Salamander Ave. - *A.K.A. Trillium H.S.* | “” | “” | L655A | 15% |
| 5 | 200 PawPaw Dr. – *A.K.A. Cardinal Park* | L651B | 90% | *NOT PERFORMED* | *N/A* |
| 6 | 1010 Flint Rock Dr. – *a.k.a. Smith Residence* | L651A | 80% | L655A | 30% |
| 7 | 200 Isotelus Pl. – *a.k.a.Olentangy Park* | L655A | 60% | L655A | 80% |

***REVISED* EXHIBIT D: DRIVE TEST RESULTS**

|  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **#Attempt** | **Date** | **Time of day/start** | **Data Point 1** | **Data Point 2** | **Data Point 3** | **Data Point 4\*** | **Data Point**  **5\*\*** | **Data Point 6** | **Data Point 7** | **Total Drive**  **Time** | **Conditions** |
|  |  |  | Trillium HS | Bennigan's | Morgan's  House | Depart  Morgan's House | Cardinal  Park | Olentangy  Park | Drop off at  Morgan's |  |  |
| 1 | 4/4/17 | 3:15 p.m. | 3:15 p.m. | 3:32 p.m. (+17 min.) | 3:50 p.m. (+18 min.)) | 4:23 p.m. (+33 min) | 4:43 p.m. (+20 min.) | 5:13 p.m. (+30 min.) | 6:02 p.m. (+49 min.) | 2hr. 47 min. | Sunny |
| 2 | 4/4/17 | 6:00 p.m. | 6:00 p.m. | 6:18 p.m. (+18 min.) | 6:35 p.m. (+17 min.) | 7:08 p.m. (+33 min) | 7:28 p.m. (+20 min) | 7:58 p.m. (+30 min.) | 8:47 p.m. (+49 min.) | 2 hr. 47 min. | Sunny |
| 3 | 4/5/17 | 3:30 p.m. | 3:30 p.m. | 3:47 p.m. (+17 min.) | 4:06 p.m. (+19 min.) | 4:39 p.m. (+33 min) | 5:00 p.m. (+21 min.) | 5:31 p.m. (+31 min.) | 6:20 p.m. (+49 min.) | 2 hr. 50 min. | Sunny |
| 4 | 4/5/17 | 8:00 p.m. | 8:00 p.m. | 8:17 p.m. (+17 min.) | 8:33 p.m. (+16 min.) | 9:06 p.m. (+33 min) | 9:27 p.m. (+21 min.) | 9:57 p.m. (+30 min.) | 10:46 p.m. (+49 min.) | 2 hr. 46 min. | Post sunset |
| 5 | 4/20/17 | 10:00 a.m. | 10:00 a.m. | 10:15 a.m. (+15 min.) | 10:32 a.m. (+17 min.) | 11:05 a.m. (+33 min) | 11:30 a.m. (+25 min.) | 12:00 p.m. (+30 min.) | 12:49 p.m. (+49 min.) | 2 hr. 49 min. | Storms |
| 6 | 4/20/17 | 1:15 p.m. | 1:15 p.m. | 1:30 p.m. (+15 min) | 1:46 p.m. (+16 min.) | 2:19 p.m. (+33 min) | 2:35 p.m. (+16 min.) | 2:58 p.m. (+23 min.) | 3:47 p.m. (+49 min.) | 2 hr. 32 min. | No traffic lights |
| 7 | 5/10/17 | 7:00 a.m. | 7:00 a.m. | 7:19 a.m. (+19 min.) | 7:38 a.m. (+19 min.) | 8:11 a.m. (+33 min) | 8:35 a.m. (+24 min.) | 9:06 a.m. (+31 min.) | 9:55 a.m. (+49 min.) | 2 hr. 55 min. | Fog |
| 8 | 5/10/17 | 3:45 p.m. | 3:45 p.m. | 4:02 p.m. (+17 min.) | 4:19 p.m. (+17 min.) | 4:52 p.m. (+33 min) | 5:14 p.m. (+22 min.) | 5:45 p.m. (+31 min.) | 6:34 p.m. (+49 min.) | 2 hr. 49 min. | Rain |
| 9 | 5/11/17 | 12:00 p.m. | 12:00 p.m. | 12:15 p.m. (+15 min.) | 12:35 p.m. (+20 min.) | 1:07 p.m. (+33 min) | 1:30 p.m. (+23 min.) | 2:01 p.m. (+31 min.) | 2:50 p.m. (+49 min.) | 2 hr. 51 min. | Rain |
| 10 | 5/11/17 | 4:50 p.m. | 4:50 p.m. | 5:06 p.m. (+16 min.) | 5:21 p.m. (+15 min.) | 5:54 p.m. (+33 min) | 6:20 p.m. (+26 min.) | 6:51 p.m. (+31 min.) | 7:40 p.m. (+49 min.) | 2 hr. 50 min. | Cloudy |
|  |  |  |  |  |  |  |  |  |  |  |  |
| ***State's***  ***Timeline*** | ***9/18/98*** | ***3:15 p.m.*** | ***3:15 p.m.*** | ***3:30 p.m. (+15 min)*** | ***3:47 p.m. (+ 17 min)*** | ***4:20 p.m. (+33 min)*** | ***4:34 p.m. (+14 min)*** | ***4:58 p.m***  ***(+24 min.)*** | ***5:47 p.m. (+49 min.)*** | ***2 hr 32 min*** | ***Overcast*** |

Parentheses indicate time added to previous data point.

\* Morgan arrives homes at 4:15 p.m. for 33 minutes

\*\* Stop/ Adam shows contents of trunk (3 minutes added to drive time)

**EXHIBIT E: EVIDENCE COLLECTION LOG**

**Crime Scene Evidence Collection Log**

|  |  |
| --- | --- |
| Date: | 09/28/1998 |
| Time In: | 11:00 |
| Time Out: | 13:00 |
| Location: | Vehicle delivered to intake processing bay 4 – Buckeye State Crime Laboratory – 1234 Aesculus Avenue |
| Case Number: | 98-1234 – Missing Person |

**Evidence Collection Log**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Item #** | **Date** | **Time** | **Item Description** | **Location** | **Collecting Officer** |
| 001 | 9/28/98 | 11:01 | Blue nylon tow-rope, uncoiled | Trunk, right side, on top of debris pile, near right-rear wheel well | Chaudry - B#348 |
| 002 | 9/28/98 | 11:01 | One (1) pair white tennis shoes, Adidas brand,  men’s size 12 | Trunk right side, under coil of rope | Chaudry - B#348 |
| 003 | 9/28/98 | 11:02 | Empty takeout container, Styrofoam, no food residue evident | Trunk right side, under coil of rope, left of tennis shoes | Chaudry - B#348 |
| 004 | 9/28/98 | 11:05 | Fleece blanket, 90in x 90in scarlet and gray in color, folded | Trunk, center | Chaudry - B#348 |
| 005 | 9/28/98 | 11:10 | Plastic shopping bag containing One (1) pair  men’s pants, black jersey material, white stripe  down outer leg. No other contents | Trunk left side, near left wheel  well | Chaudry - B#348 |
| 006 | 9/28/98 | 12:32 | 6 hairs, brown in color, 6.5” – 7.25” in length | Trunk, adhered to fabric lining above left side tail-light | Forthright – B#692 |