



PRE-TRIAL TACTICS//JURY SELECTION

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I tell you, a lot goes into preparing for a trial. One is the selection of any jury. The process is known as voir dire. To let you know, historically an entire room, or panel of prospective jurors was brought into the courtroom at one time. The prosecutor would ask questions, the judge, and the defense. In this process we all would search out jurors which we felt would serve our own interests the most. When the selection process took place the attorneys would approach the bench and with the panel present we would proceed down the list. Quietly we would approve or pass on the jurors striking them when desired. Understanding we only are allotted a limited number of strikes; voir dire is very significant to success at trial.

What happened recently? Complicating the process, and only to favor the state, the courts began to excuse the panel from the courtroom during the selection process. The attorneys forced to remember each jurors seat and statements. Previously when present a glance over the shoulder and the attorney could recall all the statements the prospective juror had revealed. Once the jurors were excluded confusion was allowed to enter the process. This did not benefit the defense but only the state. It was as if the court was not concerned with confusion. Who would that serve the most? Only the state.

Thus, I drafted the only motion I have seen to date on the subject. I file it in every case. We are an innovative firm. Should your case be forced to trial, this motion will be filed. Should you loose, (*which is always a possibility with the finest attorney*), you would have one automatic appeal on a solid basis. I have not had to argue the appeal yet, however it is a security for the client. I have filed similar motions only to be copied by other attorneys which have similarly worked to their client's benefit. I anticipate this innovative motion will be copied by others that fail to do their own legal research. I wish them all success.

Anyway, this is a sample of the concern and some of the depth I go to in representing anyone. We are here to protect your freedom. Call us.

Sincerely,

Jeffrey W. Niggs, Esq.

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