

2009 Florida High School Mock Trial Competition

Team Registry

- 1) Q: Count III: Intentional Tort: Battery #18 now reads "... harmful or offensive contact committed by plaintiff". Should this not read: "... harmful or offensive contact committed by defendant"?

A: Yes. It should read "Defendant instead of Plaintiff. The case will be corrected.

- 2) Q: Did the defendant and plaintiff sign athletic insurance forms?

A: For purposes of the Mock Trial case materials, whether the student athletes signed an insurance form is not in issue and should not be addressed during the competition.

- 3) Q: Is Artis Michael attending the game for Cameron Duncan as well as Robin Hightower?

A: The witness statement is complete as written on this matter. No clarification is necessary.

- 4) Q: In Artis Michael's sworn statement pg 35 line 1-2, it is stated that Mr. Michael is a sports agent for several college basketball players. It should be pointed out, that if these college players had indeed engaged Mr. Michael as their agent, they would be ineligible for collegiate competition.

A: For purposes of this competition, all basketball players are high school students, as indicated. No further clarification to the witness statement(s) is necessary as to this issue.

- 5) Q: Why was the plaintiff's team given a foul shot? There are three ways to get a foul shot: 1. technical foul (which was not called) 2. Being over the team limit of fouls (which was not mentioned) 3. Shooting foul (Cameron was not in possession of the ball).

A: The witness statement is complete as written on this matter. No clarification is necessary at this time.

- 6) Q: What position does Robin Hightower play on the Crist High school basketball team?

A: Robin Hightower plays forward.

- 7) Q: The definitions of negligence and gross negligence are included but the definition to battery is not included. Is there a reason for this, or what is the definition?

A: Battery is defined in the jury instructions on page 47 of the problem (immediately following the definition of gross negligence). No further clarification is needed.

8) Q: In the glossary of terms, the term “Technical Foul” is not listed. May we please have the appropriate definition?

A: A technical foul is an infraction of the rules during the course of play between players on the court that generally does not involve physical contact, or a foul by a non-player. The most common technical foul is for unsportsmanlike conduct.

9) Q: Were there bleachers on all sides of the basketball court?

A: No clarification is necessary on this point.

10) Q: How many ball racks were there next to the basketball court in the arena during the championship game and where were they located?

A: No clarification is necessary on this point.

11) Q: In past years, the stipulations have indicated that all witness statements and exhibits are deemed authentic. This year, there is no stipulation that the exhibits are authentic. Was this an oversight, or can the teams argue the authenticity of the exhibits?

A: All witness statements and exhibits are authentic.

12) Q: Can sworn statements be entered into evidence during the competition?

A: This is a question of strategy and no clarification or special stipulation is needed.