FUNDAMENTALS OF TRIAL ADVOCACY COURSE

May 13 - 17, 2019
Phoenix, Arizona

JURY SELECTION

Presented by:

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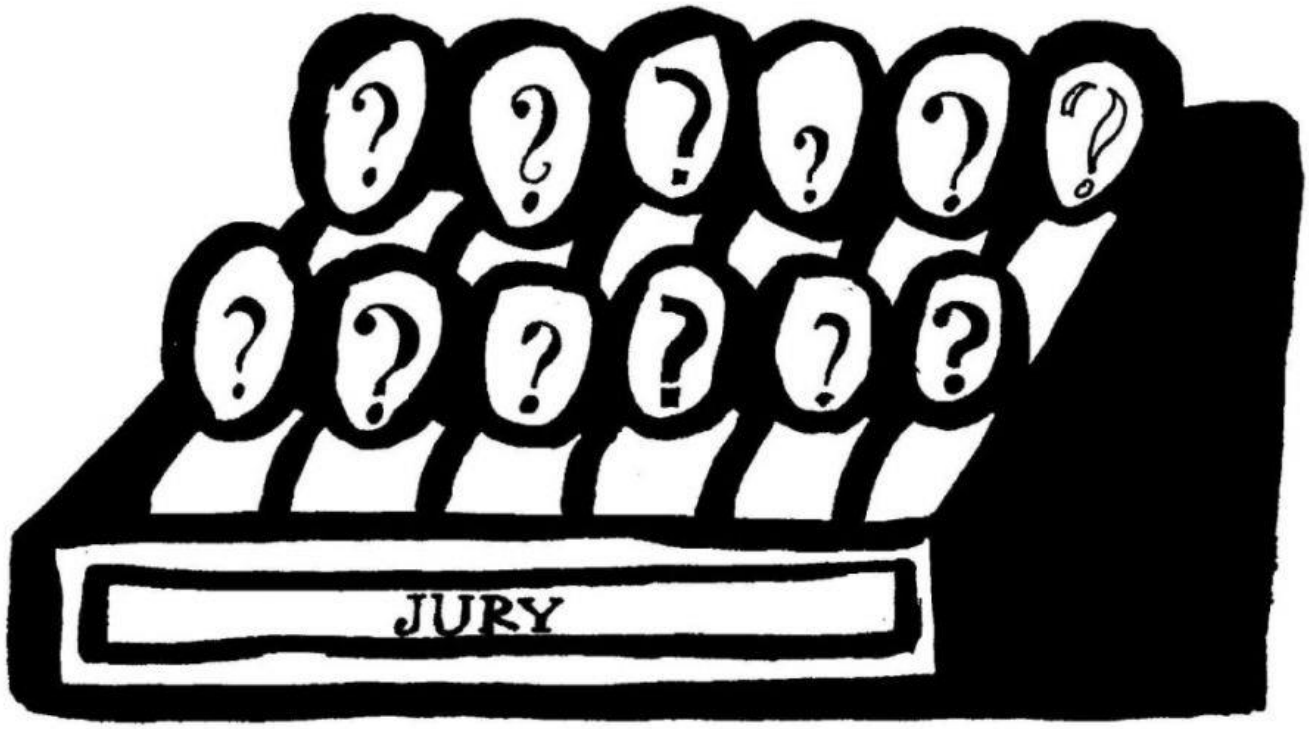
Jury Selection

Jay Chapman

City of Phoenix Assistant City Prosecutor

May 13, 2019

Fair & Impartial Jury



How Many?

- 30 years of imprisonment or more:

  12 jurors

- Less than 30 years of imprisonment:

  8 jurors

- Misdemeanor:

  6 jurors

FAMILY FEUD

PROSECUTOR EDITION

100 prosecutors were surveyed
(not really)

The top 10 answers are on the board.

What should a prosecutor do during jury selection to select a fair jury?

4

#1 APPRECIATE ITS IMPORTANCE 25

"Just give me the first 7" may cost you the case.

READ JURORS

18

Really listen,
notice body language,
tone, pauses,
clothes, & books.
What does your gut tell you?

BE COP CONSCIOUS

15

Have you, a family member or close friend had an unusually positive or negative experience with police?

ESTABLISH RAPPORT

12

Do not cross-examine the juror

When jurors are brought back individually ask open ended questions.

GET THEM TALKING

10

#6 SET UP STRIKES FOR CAUSE

Given your personal experiences with DUI wouldn’t it be easier to serve on a shoplift case?

Peremptory Challenges

- Death Penalty Cases: 10
- Superior Court Cases: 6
- Limited Jurisdiction courts: 2
- Joint Trials: each defendant gets half
- May agree to fewer

#7 USE PLAIN ENGLISH

Don’t talk down to jurors. Don’t use legalize.
Be conversational.

#8 ACT CONFIDENT

4

Confident = Credibility

Take good notes,
use question marks or
stars

#9 USE SHORT HAND

Be ready to introduce yourself & your witnesses. Have your table organized.

#10 MAKE A GOOD 1ST IMPRESSION

#1 APPRECIATE ITS IMPORTANCE 25

#2 READ JURORS 18

#3 BE COP CONSCIOUS 15

#4 ESTABLISH RAPPORT 12

#5 GET THEM TALKING 10

#6 SET UP STRIKES FOR CAUSE 6

#7 USE PLAIN ENGLISH 5

#8 ACT CONFIDENT 4

#9 USE SHORT HAND 3

#10 MAKE A GOOD 1ST IMPRESSION 2

What would you add to the list?