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Discovery and trial advocacy.

Overview of discovery and trial advocacy: After trial advocates have framed their problem by identifying the elements at issue in the case and have constructed basic arguments that support their positions on those elements, the advocates need to develop the evidence that supports those arguments.; Before you can find something, you need know what you are looking for.

Discovery and trial advocacy

Trial Advocacy Textbooks: If caselaw bans argument in the opening statement but does not meaningfully define it, one would hope that trial advocacy texts do. Here is a sampling: In FUNDAMENTAL TRIAL ADVOCACY, 3 RD EDITION, 78, Charlie Rose provides a clear guide:

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OPENING STATEMENT V.
ARGUMENT - Advocacy and
Evidence ...

Opening statements are, in theory, not allowed to be argumentative, or suggest the inferences that fact-finders should draw from the evidence they will hear. In actual practice, the line between statement and argument is often unclear and many attorneys will infuse at least a little argumentation into their opening (often prefacing borderline arguments with some variation on the phrase, "As we ...

Opening statement - Wikipedia
The Art and Science of Closing
Arguments On Demand Presented by:
Stephanie Ledesma Just as the birth
of life is the moment that hope
becomes tangible, the closing

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Argument is the instant that your client's story becomes an independent entity created to touch, persuade, and compel to action the trier of fact.

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