

IMPEACHMENT PROBLEM 4: JOHN ANDERSON

Assume that Mr. Anderson has testified at trial on direct examination that when he asked Mr. Jackson for financial information on the company, Mr. Jackson said the information had already been compiled and would be brought to the bank the next day.

(a) For Flinders, conduct a cross-examination and impeachment of Mr. Anderson.

(b) For Mismo, conduct a redirect examination to the extent necessary to rehabilitate.

To set up impeachment:

You just testified that you asked Mr. Jackson for current financial data.

You said that you wanted to see a design of the product.

CONFIRM the lie told at trial:

You also testified that Mr. Jackson said that the information you wanted was already compiled.

And that he would bring the information to the bank the next day.

Impeachment:

Isn't it true that you have previously testified under oath that Mr. Jackson told you that they were still working on the design of the product and that they would get it to you shortly?

If he answers "no", CREDIT his deposition.

CONFRONT him with his prior inconsistent statement at page 16, lines 1-8.