

LAWYER TO LAWYER MENTORING PROGRAM
WORKSHEET II
INTRODUCTION TO DEPOSITIONS

Worksheet II is intended to facilitate a discussion about tips for preparation for and proper behavior during depositions.

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- Share with the new lawyer examples of ways *not* to behave in depositions. Discuss the potential consequences for improper behavior. To the extent that you have experienced a lawyer acting improperly in depositions, share those experiences with the new lawyer.
- Discuss how to properly advise and prepare your client or witness for a deposition. What constitutes improper advice and/or preparation?
- Discuss professional ways to handle a situation where opposing counsel is acting improperly or unprofessionally during a deposition.
- Discuss the types of disputes that would warrant calling a judge for resolution during a deposition.
- Review and discuss the attached articles from the ABA Young Lawyer Division e-Library.
Amanda G. Main, *Depositions 101: Deposition Dos and Don'ts*,
<http://www.abanet.org/yld/elibrary/fall05/13DepositionDosandDonts.pdf>;
John A. West, *Deposition Practice: A Personal Perspective*,
<http://www.abanet.org/yld/elibrary/fall05/14DepositionPractice.pdf>;
Scott Palmer Mason, *Litigation 101: An Overview for Preparing to Take Your First Deposition*,
<http://meetings.abanet.org/webupload/commupload/YL406000/relatedresources/OverviewForTakingYourFirstDeposition.pdf>;
Joseph Siprut, *Litigation 101: Defending Your First Deposition*,
<http://meetings.abanet.org/webupload/commupload/YL406000/relatedresources/DefendingYourFirstDeposition.pdf> .